

LEGAL SEPARATION VS. DIVORCE!

When a marriage hits a crossroads, couples may consider taking different paths: legal separation or divorce.

FEATURE

LEGAL SEPARATION

DIVORCE

Legal Status	Married couples live apart but remain legally married.	The legal end of a marriage; couples are no longer married.
Financial Ties	Spouses may still be financially linked and share certain benefits.	Financial ties are severed, and assets/liabilities are divided.
Reconciliation	Allows for the possibility of reconciliation without remarrying.	Reconciliation would require remarrying.
Health Benefits	Spouses may retain marital benefits, such as health insurance.	Marital benefits are usually lost, and parties must obtain their own.
Decision to Remarry	Legally separated individuals cannot remarry, as they are still married.	Divorced individuals are free to remarry.
Child Custody & Support	Similar to divorce, arrangements are made for child custody and support.	Child custody and support are determined and legally enforced.
Property Rights	Property rights may remain intact, and spouses may continue to accumulate marital property.	Property rights are settled, and the accumulation of marital property ends.
Legal Process	Involves a court order that outlines the rights and responsibilities of each spouse during the separation.	Involves a court order that terminates the marriage and outlines post-marriage rights and responsibilities.

Separation Divorce And Remarriage Psychological Social And Legal Perspectives

Daniel F McAuley



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