

PRESENTERS



Jodi Ryan, Kumutoto Chambers, Wellington

Jodi is a barrister specialising in family law and a Family Court appointed Lawyer for Child. She was until recently the Hutt Valley regional representative on the NZLS Family Law Section, having previously served on the Executive Committee.



Frances Williams, Kumutoto Chambers, Wellington

Frances specialises in family law, acting for both parties and children in the Family Court. After two decades in practice, she recently established Kumutoto Chambers with Jodi Ryan and Shelly Stevenson.

Acknowledgement

This webinar is sourced from a session delivered at the NZLS CLE Ltd, CPD Day General Practitioner – Wellington (16 February 2022).

The statements and conclusions contained in this book are those of the author(s) only and not those of the New Zealand Law Society. This book has been prepared for the purpose of a Continuing Legal Education course. It is not intended to be a comprehensive statement of the law or practice, and should not be relied upon as such. If advice on the law is required, it should be sought on a formal, professional basis.

CONTENTS

1. INTRODUCTION.....	1
2. CONTRACTING OUT AGREEMENTS.....	3
THE LAW.....	3
DO'S	4
<i>Context/circumstances.....</i>	4
<i>Cover all property rights to be protected.....</i>	5
<i>Mechanism for creating relationship property.....</i>	6
<i>Contributions to separate property or relationship property.....</i>	7
<i>Gifts/loans</i>	7
DON'TS.....	8
CONSIDER.....	11
<i>Conflicts</i>	11
<i>Commencement of agreement</i>	11
<i>AVL signing</i>	12
<i>Video execution</i>	13
3. SEPARATION AGREEMENTS	15
THE LAW.....	15
DO'S	15
<i>Section 15, spousal maintenance.....</i>	15
<i>Reconciliation/new relationships</i>	16
<i>Advice from Other Experts.....</i>	17
DON'TS.....	18
CONSIDER.....	18
<i>Video execution</i>	18
<i>Protecting ourselves.....</i>	18
<i>Signing against advice.....</i>	19
4. CONCLUSION.....	21