

## What is a Prenuptial agreement?

A prenuptial agreement is a written, formal agreement entered into by a couple prior to marriage or civil partnership allowing them to agree in advance what will happen to their assets in the event of future divorce. It can therefore help protect assets and keep certain assets out of the matrimonial pot on divorce.

### **Are prenuptial agreements legal and enforceable in the UK?**

Prenuptial agreements are legal in the UK. The Courts in England and Wales are likely to uphold such agreements in situations where the agreement has been correctly drawn up, both parties have had the benefit of seeking independent legal advice prior, both parties have been open and honest about their financial positions prior to the agreement being signed and, the terms of the agreement would not lead to an unfair disadvantage for one party. It is for this reason that it is important correct legal advice is sought from the outset.

**If you require any further information please contact one of our family team on 0191 388 1778**