STRATUS LEGAL GROUP

WILL I GET HALF?

Cutting through the myths about property settlement after separation.



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A NOTE FROM AMANDA

Replacing assumptions with clarity.

Most people contact us believing they already know what a fair property settlement looks like. In reality, the answer is often very different once all the facts are understood.

Property settlement outcomes are rarely automatic. What each person receives depends on the assets and debts of the relationship, the contributions made by both parties, the future needs of each person and, ultimately, what is fair considering all the circumstances.

My role is to help you understand your position clearly, so you can make confident decisions about what comes next.

> *The biggest mistake I see people make is assuming they already know what their entitlement should be. Property settlement outcomes often look very different once all of the facts are on the table.*

— AMANDA AZZINNARO

THE MOST IMPORTANT THING TO KNOW

Property settlement is not about automatically splitting everything in half.

“ What outcome is fair after considering the full circumstances of the relationship? ”

01 Assets & debts

02 Financial contributions

03 Non-financial contributions

04 Future financial needs

05 Overall fairness

There is no one-size-fits-all formula. The same asset pool can produce very different outcomes depending on the circumstances.

WHY STRATUS LEGAL GROUP

Support that matches the complexity of your situation.

Separation can feel overwhelming — especially when homes, businesses, investments, superannuation or children are involved. We help you move forward with clarity.

01

Clear advice in plain English

02

Tailored, practical guidance

03

Strong negotiation & settlement focus

04

Experienced Court representation

05

Portland & Melbourne offices

06

A team that genuinely cares

UNSURE WHERE YOU STAND?

Book a confidential consultation.

Speak with our Family Law team in Portland or Melbourne.

03 5521 7222

REALISTIC EXPECTATIONS

Will you actually receive 50%?

Two people can separate with the same assets and leave with very different outcomes. Every situation depends on the facts.

SOMETIMES CLOSE TO 50/50

When circumstances are balanced.

- Long relationships
- Similar contributions
- Similar earning capacity
- Limited future-needs differences

> **AMANDA’S INSIGHT**
> One of the biggest misconceptions I hear is that everyone walks away with half. Sometimes that happens. Often it doesn’t.

SOMETIMES IT ISN'T

When circumstances differ significantly.

- Children living primarily with one parent — 01
- Significant income differences — 02
- Assets brought into the relationship — 03
- Inheritance received — 04
- Health concerns — 05
- Different future earning capacity — 06

Every situation turns on its own facts.

THE ASSESSMENT

How property settlement is assessed.

STEP 01

Identify

Assets, debts and financial resources of the relationship.

STEP 02

Assess

Financial, non-financial, homemaker & parenting contributions.

STEP 03

Consider

Future needs — care of children, health, income, earning capacity.

STEP 04

Determine

Whether the proposed outcome is just and equitable overall.

> *“Most people don’t need more legal jargon. They need to understand where they stand.”*

CONTRIBUTIONS

What counts as a contribution?

Financial

- Lump sum payments received
- Property owned pre-relationship
- Inheritance
- Monetary Gifts from Family

Practical Contributions

- Renovating the family home
- Unpaid work in a family business
- Assisting with the family farm

Homemaker & Parenting

- Raising children
- Managing the home
- Supporting a partner's career
- Household responsibilities

KEY TAKEAWAY

The law recognises unpaid parenting and homemaker contributions as valuable contributions.

FUTURE NEEDS

Why two people can leave a relationship with different outcomes.

The Court may adjust a property settlement where evidence demonstrates one person has significantly greater future financial needs.

01
Care of children

02
Health

03
Age

04
Income

05
Earning capacity

06
Financial resources

REMEMBER

Future needs can significantly affect a property settlement, even where contributions were similar.

FAQ

Common questions.

01

Is everything divided 50/50?

No. Outcomes depend on the full circumstances of the relationship, not an automatic split.

02

Does it matter whose name an asset is in?

Ownership matters, but it is not the only factor considered.

03

Do homemaker contributions count?

Yes. Unpaid parenting and homemaker contributions are recognised as valuable.

04

Can family violence affect property settlement?

It may be relevant where it affected contributions, safety, financial circumstances or future needs.

05

When should I obtain legal advice?

Early — before making decisions, signing documents or dividing assets.

NEXT STEPS

Before you agree to anything, understand where you stand.

A confidential consultation can help you understand what is realistic, what factors may affect your entitlement and what practical steps you should take next.

- What is likely included in the asset pool
- Whether a 50/50 outcome is realistic
- Factors that may increase or decrease your entitlement
- Practical next steps

This guide contains general information only and is not legal advice. Individual circumstances will affect outcomes.



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