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~~Scotland Act 1985~~

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with all changes known
to be in force on or
before 16 December
2020. There are changes
that may be brought into
force at a future date.

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~~Family Law (Scotland)
Act 1985~~

Family Law (Scotland)
Act 1985 1985

CHAPTER 37 An Act
to make fresh provision
in the law of Scotland
regarding aliment;
regarding financial and
other consequences of
decrees of divorce and
of...

~~Family Law (Scotland)~~
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~~Act 1985~~ Scotland Act

There are currently no known outstanding effects for the Family Law (Scotland) Act 1985, Cross Heading: Financial provision on divorce, etc.. Changes to Legislation. Revised legislation carried on this site may not be fully up to date. At the current time any known changes or effects made

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legislation have been
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Act 1985, Section 9 is
up to date with all
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November 2020. There
are changes that may be
brought into force at a

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~~Family Law (Scotland)~~

~~Act 1985~~

Changes to legislation:

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known outstanding

effects for the Family
Law (Scotland) Act

1985, Section 10. 10

Sharing of value of
matrimonial property.

~~Family Law (Scotland)~~

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~~Act 1985~~

There are currently no known outstanding effects for the Family Law (Scotland) Act 1985, Section 14. 14 Incidental orders. (1) Subject to subsection (3) below, an incidental order may be made under...

~~Family Law (Scotland)~~

~~Act 1985~~

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~~Family Law (Scotland) Act 1985~~

Every parent in Scotland
owes an obligation of
aliment (the sum paid
for maintenance) to his
or her children until
each child reaches the
age of 18, or 25 where a
child is undergoing

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appropriate training or education (section 1, Family Law (Scotland) Act 1985 (1985 Act)).

The level of aliment will be determined by the parties' needs and resources, their earning capacities and all the circumstances of the case.

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(Scotland): overview |~~

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~~Practical Law~~ Scotland Act

The Family Law (Scotland) Act 1985 sets out detailed provisions on what assets the court can deal with and what considerations are to be taken into account when making any award.

Once there is a divorce or dissolution the couple no longer are obliged to provide aliment to each other. The court,

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however, can make an
order for a periodical ...

~~Scots family law~~

~~Wikipedia~~

An Act to amend the
law relating to child
support; to amend the
law relating to
occupational and
personal pensions and
war pensions; to amend
the law relating to social
security benefits and

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social security
administration; to
amend the law relating
to national insurance
contributions; to amend
Part III of the Family
Law Reform Act 1969
and Part III of the
Family Law Act 1986;
and for connected ...

~~Child Support, Pensions
and Social Security Act
2000~~

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Financial provision on divorce is governed by The Family Law (Scotland) Act 1985, as amended. One of the underlying principles of the law relating to financial provision in Scotland is that of fairness.

~~Family Law: Divorce
and Separation: Special
Circumstances~~

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The law relating to finances is set out in the Family Law (Scotland) Act 1985, as amended by the Family Law (Scotland) Act 2006. So, there has been a fairly recent overhaul of Scots matrimonial law. One very important point to highlight is that in Scotland, one cannot seek financial provision (i.e. ancillary relief)

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after decree of divorce .

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~~Family Law Week: The~~

~~Tartan Divide~~ a guide

~~to ...~~

Matrimonial Property is defined in s10 of the Family Law (Scotland) Act 1985 and includes:
All of the property belonging to the parties, or either of them at the relevant date which was acquired by them either:

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Before the marriage for use by them as a family home or as furniture or furnishings for that home; or

~~Matrimonial Property +
Oracle Law~~

Scots law, in terms of the Family Law (Scotland) Act 1985, provides a framework for financial provision on divorce which is

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based on explicit principles and has well defined objectives.

Parties on divorce can apply to the court for financial provision but, although the Act has been in place for more than 25 years, and during that time has been generally well received, little is known about how it works in practice.

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~~Financial provision on
divorce under the
Family Law ...~~

S10 (5) of the Family
Law (Scotland) Act
1985 specifically
provides that benefits
under a pension
arrangement form part
of matrimonial property
and since 2000 the
orders available to
divorcing spouses

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extended to include pension sharing orders whereby a proportion of one spouses pension rights must be transferred into a pension scheme in the name of the other spouse.

~~The perils of pensions in
a Scottish ... Stowe
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Author: Nichols, David

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(Scotland) Act, 1985.

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Act, 1985 by Nichols,
David I...~~

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Family Law (Scotland)
Bill [AS PASSED] An
Act of the Scottish
Parliament to amend the
law in relation to
marriage, divorce and
the jurisdiction of the
courts in certain
consistorial actions; to
amend the Matrimonial
Homes (Family
Protection) (Scotland)
Act 1981; to amend the
law relating to the

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domicile of persons who
are

~~Family Law (Scotland)
Bill – Scottish
Parliament~~

Miller v Miller 2006
(House of Lords) is a
divorce (property
settlement) case
between Alan Miller
and Melissa Miller. He is
an asset manager in the
City of London who had

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a fortune of some £30m
(per The Times - which
says 17.5m in property
plus 18.5 in shares).

Melissa was entitled to
£5 million of her former
husband's assets after
just two years and nine
months of marriage, no
children, the ...

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