



## Quiz

### Binding Financial Agreements

1. Who is able to create a binding financial agreement (BFA)?
  - a. Parties to a de-facto relationship
  - b. Parties to a marriage
  - c. Parties who intend to get married
  - d. All of the above
  
2. Which section of the *Family Law Act 1975* (Cth) did Ryan J rely on in *Saintclair v Saintclair* [2013] FamCA 491 to find that the BFA was voidable?
  - a. Section 101
  - b. Section 90(G)
  - c. Section 77
  - d. Section 88
  
3. What facts from *Saintclair v Saintclair* [2013] FamCA 491 contributed to Ryan J finding that the BFA was voidable?
  - a. The wife had recently undergone major surgery
  - b. The wife was suffering from post-natal depression
  - c. The husband had \$100,000 in credit card debt
  - d. a. and b.

4. What equitable principle can vitiate a BFA?
  - a. Fraud
  - b. Duress
  - c. Undue Influence
  - d. All of the above
  
5. What alternatives to BFAs does Mr Coleman SC recommend as more effective at keeping agreements away from the jurisdiction of the court?
  - a. Terms of settlement and consent orders
  - b. Terms of settlement and discretionary trusts
  - c. Discretionary trusts and consent orders
  - d. None of the above

Answers:

1. d 2. b 3. d 4. d 5. b