



Quiz

Discussions on Family Law: Applications for Divorce

1. Which of the following is a requirement for divorce in Australia?
 - a. A showing of infidelity by the other spouse
 - b. The relationship has irretrievably broken down for a period of 12 months or more
 - c. Abandonment by one spouse
 - d. There are no requirements other than filing the application – Australia has a no fault divorce system
2. What jurisdictional issues may arise in determining a divorce application?
 - a. Whether the Federal Circuit Court is the appropriate court for the application
 - b. Whether the divorce application was filed in time
 - c. Whether the marriage was recognised in Australia
 - d. Whether the parties have standing to bring the application
3. What other matters may be agitated in a divorce application?
 - a. Parenting orders
 - b. Child support orders
 - c. Matters relating to property settlement

d. None of the above

4. Can a couple divorce if they are still living under the same roof?
 - a. Yes, as long as they demonstrate that the marriage has irretrievably broken down and they have been separated for a period of 12 months or more
 - b. Yes, however the threshold for the granting of the application is higher than in divorce applications where the couple lives separately
 - c. No, it will be impossible to demonstrate that the relationship has irretrievably broken down
 - d. No, as living together demonstrates that the relationship has been resumed

5. In determining whether the relationship has irretrievably broken down for 12 months or more, what is the relevant date before which 12 months must have elapsed?
 - a. The date of filing the application
 - b. The date of hearing
 - c. The date that the court specifies by order
 - d. The date before which the parties must file their evidence

Answers:

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