

Questions for Separation Agreement

1. What type of separation agreement do you need?
 - a. Temporary – Valid until the parties create a new Separation Agreement
 - b. Standard – Valid even after divorce
2. Children
 - a. Do you and your spouse have children together?
 - b. If yes, Is there at least one child financially dependent on you?
3. Party Information, Name and Address including postal code
 - a. Spouse 1:

 - b. Spouse 2:

 - c. Were you married in Canada?
 - d. Date of marriage?
 - e. Where were you married?
4. Are you and your spouse currently living separately?
 - a. When did you start living Separately?
5. Dependent Children’s Details include name and Date of birth
 - a. _____
 - b. _____
 - c. _____
 - d. _____
 - e. _____
6. Child Custody Details
 - a. Type of Custody
 - i. Sole – one parent is given primary right to decide matters of health, education, and welfare of the child
 - ii. Join – both parents share the responsibility of decision-making but the child primarily resides with one parent.
 - b. Who will the child mainly reside with?
 - i. Spouse 1
 - ii. Spouse 2
 - iii. Both parents
 - c. Child Visitation Details
 - i. Describe the visitation schedule:

ii. Describe the Vacation Visitation Schedule:

iii. Who will be paying child support?

iv. How much will they pay in child support? _____

v. When will the first payment be made? _____

vi. Child Special or Extraordinary Expenses

vii. Child Health Insurance Costs – who will be paying _____

viii. At what age will the child support payments end for a child attending an educational institution full time? _____

ix. Who will claim the child/ren at tax time? _____

7. Spousal Support payments

a. Will one spouse pay support _____

b. Is yes who will be paying _____

c. How much will they pay each month _____

d. When do the payments start? _____

e. When will the party stop making payments?

i. When the other party remarries or enters a common-law relationship

ii. Payments will continue indefinitely

iii. On a specific date _____

8. Marital Home

a. Do you own or are you renting _____

b. Address of marital home _____

c. What will you do with the marital home

i. One party will live in the home

1. Who will live in the home _____

2. Who will be paying the mortgage _____

ii. Ownership will be transferred to one spouse

1. Which spouse will be living in the home _____

2. Will the other party pay a sum of money in exchange for the transfer of ownership _____

iii. The home will be sold and the proceeds will be divided

1. How will the proceeds be divided _____% _____%

2. Who will have temporary possession of the home? _____

3. Who will pay any mortgage and or expenses? _____

d. Will the spouses be entitled to any specific items?

- i. _____ Estimate value _____
- ii. _____ Estimate Value _____
- iii. _____ Estimate Value _____
- iv. _____ Estimate Value _____

Use a separate piece of paper if there are more specific assets that need to be divided

e. Will the parties be solely responsible for any debts? (credit card, car loans, LOC etc)

- i. _____
- ii. _____
- iii. _____
- iv. _____
- v. _____

9. Do you want to include any additional terms?