

PROPERTY/COHABITATION QUESTIONNAIRE

If you are planning to enter into cohabitation with your partner or have ceased cohabiting with your partner and wish to resolve matters between you, this questionnaire will address some of the issues that may need to be taken into consideration and a copy should be provided to your attorney.

Your details:

SURNAME			
Given Name/s			
Occupation			Date of Birth
Contacts	T	AH	C
	F	E	

Your partner's details:

SURNAME			
Given Name/s			
Occupation			Date of Birth
Contacts	T	AH	C
	F	E	

For the purposes of [the *Relationships Act 2008* (in Victoria) in] determining whether a domestic partnership or relationship exists or has existed, all the circumstances of the relationship are to be taken into account, including any one or more of the following matters as may be relevant

Duration of Relationship: How long have you been a couple?

Commencement:	/	/	
Conclusion:	/	/	(if not ongoing)

Nature and Extent of Common Residence: How long have you been living together

Commencement:	/	/	
Conclusion:	/	/	(if not ongoing)

Nature of Relationship: whether or not a sexual relationship exists or existed

Y	N
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Financial Dependence or interdependence, financial support:

Do you have shared bank accounts?	Y	N
Bank: _____ Account No: _____		
Are your finances jointly planned and managed?	Y	N
Do you rely on each other in financial matters?	Y	N
Have you nominated each other as beneficiary of your respective superannuation or retirement benefits?	Y	N
Have you made Wills in each other's favour?	Y	N
Date: _____ Where held: _____		
Have you made an Enduring Power of Attorney (Financial) or (Medical Treatment) or Living Wills in each other's favour?		
Date: _____ Where held? _____	Y	N

House/Land Property Details: (if more than one property, set out additional details at end)

Address		
		Post/Zip Code
Mailing address		
		Post/Zip Code
Title details	Volume/s	Folio/s
Date Purchased	/	/

House/Land Property details (continued)

If rented	Rental \$	Bond \$	Shares
	Tenancy Agreement / /		
	Landlord		
	Address		
Building	<input type="checkbox"/> single storey <input type="checkbox"/> double storey <input type="checkbox"/> number of rooms <input type="checkbox"/> timber <input type="checkbox"/> brick-veneer <input type="checkbox"/> solid brick		

Are you, will you be or were you and your partner -

Registered as	<input type="checkbox"/> joint proprietors
Date: / /	<input type="checkbox"/> tenants in common in <input type="checkbox"/> equal <input type="checkbox"/> shares (details)

Did you or will you and your partner contribute equally to the purchase/s?

Contributions:	<input type="checkbox"/> equal OR
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If you are or your partner is the sole proprietor of the property, is the property to be transferred into joint names?

If yes, when? / /	<input type="checkbox"/> Y <input type="checkbox"/> N
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Who is or will be or was the mortgagee (lender)?

Mortgagee	
Address	
Account No/Ref:	

Are/Were you or will you be joint borrowers and will/did you make equal repayments?

Repayments:	<input type="checkbox"/> joint borrowers <input type="checkbox"/> other (details) <input type="checkbox"/> equal payments <input type="checkbox"/> other (details)
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Will/Did you share other outgoings equally or otherwise?

Rates, Taxes, Gas, Electricity Insurance	<input type="checkbox"/> equal shares <input type="checkbox"/> other (details)
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Will/Did you share maintenance and upkeep costs equally or otherwise?

Repairs, Maint Improvements	Building to be kept in good repair, land properly maintained with all costs expenses (including costs of improvements) <input type="checkbox"/> equal shares <input type="checkbox"/> other (details)
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If your or your partner's share of moneys due is unpaid, is there a right to recover against the defaulting party's interest?

Charge on interest	Proprietors interest to be charged with any moneys due <input type="checkbox"/> yes <input type="checkbox"/> no
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Do you wish to limit any right to allow other persons in and other matters?

Letting	No sub-letting or accommodating other persons with <input type="checkbox"/> without <input type="checkbox"/> written consent of other proprietor
Quiet enjoyment	No use that affects a proprietor's enjoyment nor any unlawful or injurious use or causing nuisance or hazard
Pets	<input type="checkbox"/> allowed <input type="checkbox"/> not allowed

Do you operate a corporation together as partners [] or separately []?

Company 1

Company Name		ACN
Registered Office		Post Code
Incorporated	/ /	State
Shareholders		Shares
		Shares
		Shares
Reg'd Charges		

Company 2

Company Name		ACN
Registered Office		Post Code
Incorporated	/ /	State
Shareholders		Shares
		Shares
		Shares
Reg'd Charges		

Do you want "first option" to buy if one party wants to sell their interest in the real property?

Sale, Mortgage	No sale without first offering other proprietor option to purchase interest with [] month/s [] days to accept Price to be agreed or set by agreed valuer or if dispute by arbitrator [] 60-days [] 90-days to settlement/completion
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Do you want "first option" to buy if one party wants to sell their interest in the Company?

Sale, Mortgage	No sale without first offering other proprietor option to purchase interest with [] month/s [] days to accept Price to be agreed or set by agreed valuer or if dispute by arbitrator [] 60-days [] 90-days to settlement/completion
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How is other private property and jointly acquired items to be considered?

Other property	Each party retains separately property presently held [] yes [] no Schedule of major/valuable items (to be provided) [] yes [] no Jointly acquired property/income equally shared [] yes [] no If not equal, shares Acquisition of share over time [] yes [] no Inheritances sole property of partner beneficiary [] yes [] no
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Do you wish to specify housekeeping responsibilities?

Housekeeping, cleanup/laundry	Both responsible for own. Cooking and other household work: [] equally [] informal [] assumed by partner not employed at time
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Are you going to maintain insurances together or separately?

Medical/Health insurance	[] mutual [] separate [] other		
Support/mortgage insurance	Hospital/disability/trauma insurance	[] yes [] no	
	Mortgage / accident insurance	[] yes [] no	
	Life insurance specified beneficiary	[] yes [] no	
	Income insurance	[] yes [] no	

Between us we have/have had the following [] children and we are [] are not [] bringing them up together [] or have access to them []

Name/s	DoB	Age/s	Sex

Public Aspects of your relationship and commitment:

We are known to our friends [Y] [N], parents [Y] [N], siblings [Y] [N], family [Y] [N] as a couple

We have [] have not [] made a formal [] or informal [] mutual commitment to a shared life and to love and honour and support each other

Did you hold a public ceremony of commitment [Y] [N]

If yes, when and where: / /

How many guests attended: (Provide a list of guest's names)

Do you wish to set a formula for dealing with relationship difficulties and separation?

Termination	[] at will [] no fault/cause [] days/months notice
	[] conciliation sessions over [] months
	[] arbitration
	Division of joint property [] equally [] other
	[\$] Lump sum payment from party initiating within
	[] 60/90/120 days for each month/year together or periodic payments for
	[] years

Non-financial contributions?

[] yes [] no

If yes, how determined?

- Lump sum
- Incremental of time
- Proportions
- Negotiated
- Arbitrated
- Other

Any other real or personal property or matters to consider?

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PM101 [AMDD 03JA11]

DATED: / /

Signature

Signature