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# DIVORCE

## GUIDANCE



### Who can get a divorce?

- Heterosexual and homosexual couples who have been legally married for at least one year can apply for a divorce.

### What needs to be proved to get a divorce?

- The marriage must have irretrievably broken down in order to get a divorce.

### Do I need my spouse's permission to apply for a divorce?

- No permission is not needed if only 1 party wants to be divorced.
- Divorce applications can now be applied for jointly where both parties are in agreement.

### How do I apply for a divorce?

- To apply for a divorce a divorce petition must be filled in and sent to court. This can be done online or by using Form D8.

### How much a divorce cost?

- A divorce application costs £593.

### What documentation do I need?

- Your marriage certificates
- Name change documents (if applicable)

### How long does a divorce take?

- The minimum time for a divorce to be finalised is 6 months, it can be longer.

### Can my spouse contest the divorce?

- Your spouse can no longer contest the application purely because they do not want to get divorced
- There are only 3 reasons why a divorce can be contested;
- The court does not have jurisdiction to issue proceedings
- The marriage was not valid
- The marriage has already legally ended

### Can I withdraw my application if I change my mind?

- Yes, the application can be withdrawn any time up until the final order is granted.

