

No fault divorce



Problem: To get divorced, couples are legally required to assign blame for the relationship breakdown, unless they've lived apart for two years. This makes an amicable agreement between the couple more difficult and can have a negative impact on any children involved.

Solution: Resolution proposes a divorce procedure where one or both partners can give notice that the marriage has broken down irretrievably. The divorce can then proceed and after six months if one or both parties would still like to proceed the divorce is finalised.

Current divorce law is not fit for today's modern society

It shocks many couples when they find out that, unless they blame their partner, they must wait 2 years for a divorce.

Blame can bring out feelings of injustice and recrimination, and evidence shows it can affect parents' ability to put children first.

Divorce without blame will increase the chances of non-court dispute resolution, reducing the burden on family courts.

Many countries around the world – including Australia, the USA and Spain – allow for divorce without blame.

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Facts and figures:

Over 100k divorces each year (ONS 2017)

95,000 children affected by divorce in 2013 (ONS 2015)

In 2015, 60% of English and Welsh divorces were granted on adultery and behaviour (Finding Fault 2017)

A national opinion survey showed on 29% of respondents to a fault divorce said the Fact used very closely matched the reason for separation (Finding Fault 2017)

Fault is associated with shorter marriages, and evidence shows that fault enables a quick exit from a marriage (Finding Fault 2017)

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#ABetterWay