

# ASSISTANCE WITH MEDIATION: FINANCIAL SETTLEMENTS

This package is designed for clients who wish to resolve financial matters via mediation. Even if mediation is successful it is advisable to instruct a firm of solicitors to advise you on any settlement proposals discussed during mediation and also to prepare a Consent Order or advise on a Consent Order prepared by the spouse's/civil partner's solicitors. A Consent Order is vital because an agreement reached during mediation is not legally binding. Once a Consent Order has been approved and sealed by the Court and Decree Absolute has been pronounced it will become legally binding.

The total fee for this package is £1175 plus VAT if we draft the Consent Order or £975 plus VAT if your spouse's solicitors draft the Consent Order.

## STAGE 1

### INITIAL 30 MINUTE CONSULTATION

FREE\*

\*Providing client has not already received a free consultation regarding the same matter

## STAGE 2

Once you have exchanged disclosure during mediation and discussed settlement proposals we will require you to provide us with copies of the disclosure or a copy of the Schedule of Income, Assets & Liabilities prepared by the mediator together with details of the proposed settlement. We will consider the disclosure and proposals fully and provide you with our advice which you can opt to receive during a face to face meeting, over the telephone or in writing.

### CONSIDERATION OF DISCLOSURE AND SETTLEMENT PROPOSALS:



### ADVICE (IN WRITING, VIA TELEPHONE OR DURING MEETING)

£575 + VAT

**Rose Cottage, 4 Lime Terrace, High Street, Staplehurst, Kent, TN12 0AP**

**T 01580 890600 | F 01580 890755 | E [info@emdlaw.co.uk](mailto:info@emdlaw.co.uk) | W [www.emdlaw.co.uk](http://www.emdlaw.co.uk)**

**13 Warrior Square, St Leonards-On-Sea, East Sussex, TN37 6BA**

**T 01424 420261 | F 01424 203853 | E [info@emdlaw.co.uk](mailto:info@emdlaw.co.uk) | W [www.emdlaw.co.uk](http://www.emdlaw.co.uk)**

## STAGE 3

Once you have reached an agreement at mediation your mediator will prepare a Memorandum of Understanding setting out the terms of settlement. You will need to provide us with a copy of the Memorandum of Understanding and we will draft the Consent Order or if your spouse's/civil partner's solicitors are drafting the Consent Order we will consider the draft and advise on any necessary amendments. This stage includes all correspondence with you, your spouse/spouse's solicitors/civil partner/civil partner's solicitors, the mediation service and the Court.

**DRAFTING CONSENT ORDER, AGREEING TERMS WITH SPOUSE/SPOUSE'S SOLICITORS, DEALING WITH MINOR AMENDMENTS, ASSISTING WITH THE COMPLETION OF THE STATEMENT OF INFORMATION FOR A CONSENT ORDER, COMPLETING FORM A FOR DISMISSAL PURPOSES AND LODGING THE PAPERS WITH THE COURT:**

£600 + VAT

**OR**

**CONSIDERING DRAFT CONSENT ORDER PREPARED BY SPOUSE'S SOLICITORS, REQUESTING AMENDMENTS AND AGREEING TERMS, ASSISTING WITH THE COMPLETION OF THE STATEMENT OF INFORMATION FOR A CONSENT ORDER AND COMPLETING FORM A FOR DISMISSAL PURPOSES:**

£400 + VAT

In addition to our fees there will be a Court fee payable to lodge the Consent Order of £45 (subject to change by HMCTS). It is usual for the parties to share the fee equally but on occasions one party will pay the fee in full.

## NOTES

- The price does not include VAT.
- The price does not include the mediation fees. These will be quoted by the mediation service and paid directly to the service by the client.
- The price does not include any work in relation to a dispute involving children or acting in Children Act proceedings.
- The price does not include any work in relation to the divorce/dissolution or separation matters.
- The price does not include any advice or work undertaken concerning the dissipation of assets by our client's spouse/civil partner.
- If mediation is not successful you will only pay for the work undertaken. You will then need to opt for either our "Negotiating a financial agreement without Court proceedings" package or our "Financial Court Proceedings" package.
- If the matter is particularly complex we will be entitled to charge an uplift. If we feel the uplift is appropriate we will advise you at either the 2nd or 3rd stage of the package.
- The price does not include implementing the terms of the Consent Order.

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