Year: 2026 **Vol:** 01 **Case No:** 66

Categories: consent; special needs; both parties legally represented

Divorce granted on consent with agreement on family home and children

Dublin Circuit Court granted a decree of divorce in a motion which had come before the Court on consent terms. Both parties had filed affidavits of means and had been legally represented.

The applicant wife's barrister told the Court the family home had been transferred into the wife's name and that she had taken out a new mortgage on it, while the husband had purchased a new property. The applicant's barrister said that the two children of the marriage "are doing very well".

The judge asked the applicant's barrister why there was a carer's grant and was told that one of the children had special needs but attended mainstream school.

The applicant wife gave evidence the couple had married in 2018 but had lived separately since 2023 and she had told relatives and friends they had separated.

When asked by the judge if the terms of the settlement constituted proper provision, the wife replied: "Yes".

The judge noted the motion had come before her on consent terms and both parties had been legally represented and had had the benefit of legal advice.

Granting a decree of divorce, the judge said the parties had lived apart for the requisite period of time and the two children of the marriage had been properly provided for under the terms of the settlement. She said she had set out the appropriate orders and ancillary orders before adjourning a ruling on pensions to her chambers at a future date.