



Family Law

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YOUR EX DOES!

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Yes. The unwelcome news is that certain things- chief among them being gifts from third parties and inheritances- are excluded from Ontario's joint family property rules.

Joint family property means that the value of the matrimonial home, the contents of the home, the vehicles and toys such as boats for example, workplace pensions, bank accounts and investments all acquired or grown during the marriage- are split equally.

Because you generously paid down the mortgage (a joint debt) with your inheritance, it is no longer protected from the joint family property rules. On the other hand, your husband took his inheritance and it went directly into the RRSP solely in his name. While you can claim half of any other money deposited in his RRSP during marriage, unfortunately you have no claim to half of his inheritance.

Your friends at Shank Law.



Roxanne C. Shank
LAWYER

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My husband and I each got inheritances. I paid down the mortgage with mine and he put his in his RRSP. Now we are splitting and he tells me that the inheritance money is all his. Is that true?



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