

WESTGATE CHAMBERS



Tea Time Training – 10 November 2021

Has *WX v HX* [2021] EWHC 241 (Fam) shifted existing thinking on what is considered as non-matrimonial property?

Trina Little

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- WX v HX [2021] EWHC241(Fam), [2021] EWFC14

URL: <https://www.bailii.org/ew/cases/EWFC/HCIJ/2021/14.html>

Modern Law

- White v White [2001] 1 AC 596

URL: <https://www.bailii.org/uk/cases/UKHL/2000/54.html>

Principles of fairness

- Miller v. Miller; McFarlane v McFarlane [2006] UKHL 24, [2006] 2 AC 618, [2006] 1 FLR 1186.

URL: <https://www.bailii.org/uk/cases/UKHL/2006/24.html>

Each case is fact specific

- N v F [2011] EWHC 586 (Fam), [2011] 2 FLR 533.

URL: <https://www.bailii.org/ew/cases/EWHC/Fam/2011/586.html>

- K v L [2011] EWCACiv550

URL: <https://www.bailii.org/ew/cases/EWCA/Civ/2011/550.html>

Sharing of matrimonial assets

- Charman v Charman (No4) [2007] EWCACiv503

URL: <https://www.bailii.org/ew/cases/EWCA/Civ/2007/503.html>

- Jones v Jones [2011] EWCACiv41, [2012] Fam1

URL: <https://www.bailii.org/ew/cases/EWCA/Civ/2011/41.html>

- Hart v Hart [2017] EWCA Civ 1306, [2018] 2 WLR 509, [2018] 1 FLR 1283

URL: <https://www.bailii.org/ew/cases/EWCA/Civ/2017/1306.html>

- Waggott v Waggott [2018] EWCACiv727

URL: <https://www.bailii.org/ew/cases/EWCA/Civ/2018/727.html>

Sharing principle

- XW v XH [2019] EWCA Civ 2262, [2020] 1 FLR 1015

URL: <https://www.bailii.org/ew/cases/EWCA/Civ/2019/2262.html>

- Ratcliffe v Ratcliffe [2021] EWCACiv247

URL: <https://www.bailii.org/ew/cases/EWCA/Civ/2021/247.html>

No sharing of non-marital property

- Scatliffe v Scatliffe (British Virgin Islands) [2016] UKPC 36, [2017] AC 93, [2017] 2 FLR 933

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URL: <https://www.bailii.org/uk/cases/UKPC/2016/36.html>

- S v AG (Financial Remedy: Lottery Prize)[2011]EWHC2637(Fam)

URL: <https://www.bailii.org/ew/cases/EWHC/Fam/2011/2637.html>

- JL v SL(No2)[2015]EWHC360(Fam)

URL: <https://www.bailii.org/ew/cases/EWHC/Fam/2015/360.html>

- Ratcliffe v Ratcliffe [2021]EWCACiv247

URL: <https://www.bailii.org/ew/cases/EWCA/Civ/2021/247.html>