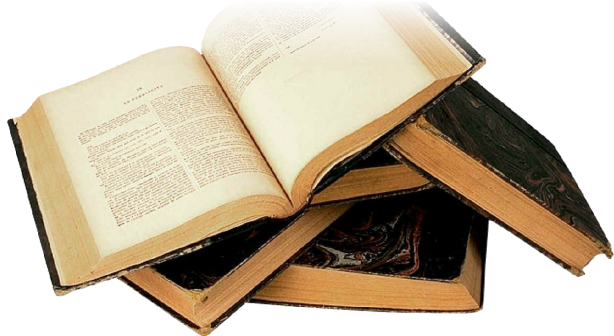


ABOUT US

Our firm has grown over the past few years from Weyer & Weyer Attorneys to Weyer, Waldick & Willemse and Waldick Jansen Van Rensburg as it is known today. We are committed to client care, partner accessibility and service excellence.

We strive to provide a professional, ethical, reliable as well as an affordable service to our clients.

We also strive to solve all matters in a cost effective manner with optimal results in the shortest possible time.



DIREKTEURE • DIRECTORS:

HL WALDICK LLB (UNISA)
MASTER DEGREE IN INTERNATIONAL BUSINESS LAW:
LEIDEN, NETHERLANDS

PL JANSEN VAN RENSBURG LLB (UNISA)
AIPSA DIP Insolvency (UP)

ASSISTENTE • ASSOCIATES:

AH KOEN (LLB) • TJ BISHOP (B.com LLB)
Y DE VILLIERS (LLB) • K PRETSCH (B.com LLB)

KANDIDAAT PROKUREURS • CANDIDATE ATTORNEYS:

Z KINGHORN • W COETZEE • JF PAXTON



Cambridge Office Park
No 5 Bauhinia Street
Building nr. 4, 1st Floor
Techno Park, Highveld, Centurion
Tel: 012 643 0004 / 086 110 0540
Fax: 012 643 0074 / 086 649 1434



Randburg Office
Vericed House
347 Kent Avenue
Randburg
Tel: 010 001 3623
Fax: 086 433 1256



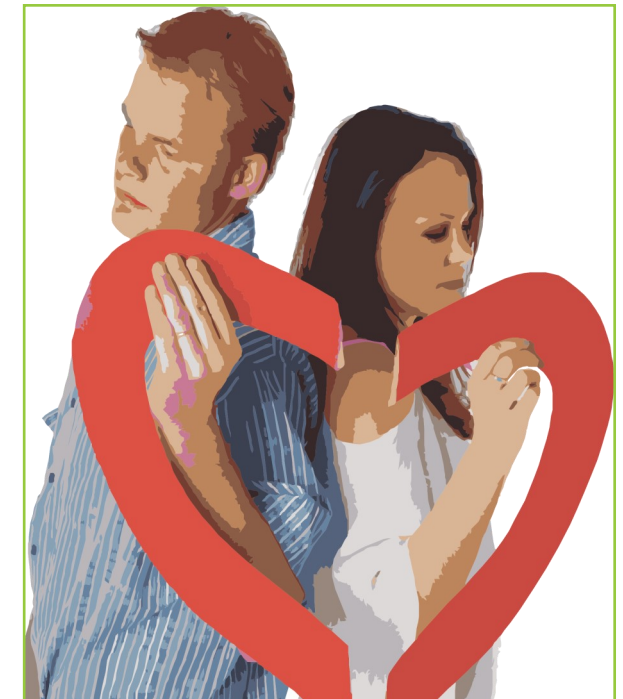
WALDICK JANSEN VAN RENSBURG

PROKUREURS.ATTORNEYS.BOEDELBEREDDERAARS.ADMINISTRATORS OF ESTATES



Informational Pamphlet #2

DIVORCE



MY PARTNER AND I HAVE DECIDED TO GET DIVORCED-

WHAT IS THE FIRST THING WE SHOULD DO

- Go for counseling in an attempt to save your marriage, or
- Attend mediation - mediation is a process where the partners get together to try and settle the matter with the help of an objective person called a mediator. Mediation is not a form of counseling. It opens up discussion and help you work through the different legal issues that need to be settled between you.

In many instances marriages can be saved - sometimes all that is necessary is for a counselor or a mediator to intervene and put everything into perspective for the couple.

WHAT THE COURT SEES AS GROUNDS FOR DIVORCE

- There are only two grounds for divorce:
- Irretrievable breakdown of the marriage and,
- Mental illness or continued unconsciousness of one of the partners.
- Divorce is not based on fault. This means that it is not important whose fault it is that the marriage has come to an end.
- A court may accept any evidence showing that the marriage has broken down irretrievably.

Here are some examples:

- A spouse moving out of the house.
- Abuse of any kind towards the spouse or the children.
- Adultery.
- Habitual Criminal.
- A failure to support or provide a home for your family (as long as it is not through circumstances beyond your control).
- Refusal of marital privileges.
- Drunkenness or drug addiction.
- Constant arguing, sulking or nagging.
- Obsession with a particular religious sect or political group.
- Loss of love between the partners.

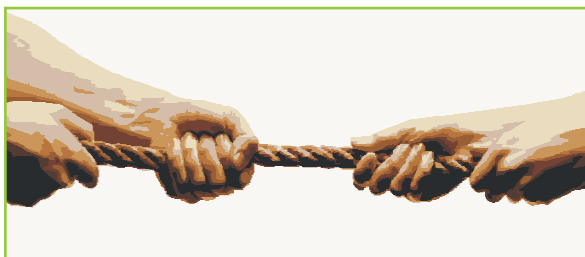


WHAT WILL HAPPEN TO THE CHILDREN

This must be decided by both parties. If no agreement can be reached, the court as upper guardian of all minors will make the decision for you.

HOW WILL THE PROPERTY BE DIVIDED

If you cannot agree on how the property should be divided according to the way you were married, i.e. in community of property, out of community of property or out of community of property with accrual. The court also has a discretion to divide the property when misconduct can be proved against the other party.



HOW DO I OBTAIN A DIVORCE

- Only a High Court or Divorce Court can grant you a divorce.
- It is possible to conduct your own divorce proceedings but it is advisable to get the help of an attorney, especially to resolve issues such as dividing the property, maintenance and custody of children.

WHAT WILL AN ATTORNEY DO FOR ME

An attorney will be able to assist you with the following legal issues and procedures:

- Serving and filing summons.
- Defending a summons.
- Division of matrimonial property and other assets.
- Custody, access and maintenance for the children
- Maintenance for your spouse.

HOW MUCH WILL A DIVORCE COST

- Undefended divorces cost less than defended divorces.
- Attorneys also charges different fees and therefore the cost will differ depending on which attorney you use.

WHAT IF I DON'T WANT TO USE AN ATTORNEY AND I WANT TO CONDUCT THE DIVORCE MYSELF

- It is advisable to go to a Divorce Court in your area.
- They will be able to guide you and assist you with your divorce.



KEY:

COUNSELLING - a counselor advises or recommends a solution to your problem

MEDIATION - a mediator acts as a peacemaker between two people in dispute