

03/79

FAMILY COURT OF AUSTRALIA at MELBOURNE

In the Marriage of OLLIVER (K & B)

Asche and Wood SJJ and Strauss J

17 April, 30 May 1978 — (1978) 32 FLR 129; [1978] FLC 592; 4 Fam LR 360

FAMILY LAW – MAINTENANCE PAYABLE WHERE COHABITATION OCCURRED FOR TEN YEARS PRIOR TO MARRIAGE – WHETHER COURT SHOULD CONSIDER THE WHOLE OF THE PERIOD THE PARTIES SPENT TOGETHER IN DETERMINING THE AMOUNT OF MAINTENANCE PAYABLE.

Cohabitation for 10 years prior to marriage which lasted 2 years. The Full Court held it was entitled to look at whole of period to decide what maintenance should be paid – her contribution as homemaker and parent both prior to and since, the marriage, is proper on which to make evaluation.
