



Effect of separation and divorce on your Will and other estate planning documents

Author: [Chris Alfonso](#)

Email: chris@ealawyers.com.au

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Separation does not necessarily alter how your existing Will, Power of Attorney or Appointment of Guardian would operate but it may lead to a former spouse still being appointed to act in a role you no longer wish them to be involved in. Divorce, on the other hand, does have an effect on your Will, but this only occurs once the divorce is finalised which can be much later than the original separation. It also may lead to circumstances that you did not intend.

[Giving consideration to your existing Will, Power of Attorney or Appointment of Guardian](#) alongside other legal considerations of a separation (and divorce) is necessary to ensure that your Estate Plan accurately reflects your intentions.

If you do not have any of these documents at the time you separate or divorce, putting something in place can help to ensure that the people you want to act on your behalf are able to do so and are your choice; particularly if you no longer wish for your former spouse to make decisions on your behalf.

Learn more in our guide below.

This article is of a general nature and should not be relied upon as legal advice. If you require further information, advice or assistance for your specific circumstances, please contact E&A Lawyers.