

# michelmores

## mental capacity seminar

### Family law

Led by one of the leading international family law experts in the UK, Daniel Eames, our award-winning team achieves creative, family-focused solutions, always acting with the utmost discretion and sensitivity.

We combine our internationally-recognised Family Law expertise with our in-house mental capacity specialism to provide a unique insight into some of the more tricky issues that may be affecting family relationships.

We regularly advise in some of the most complex family law cases in the UK. We are known for specialising in tricky cases with unusual or niche issues, and cases that are particularly financially and emotionally complex.

We support individuals and their family members at all stages of life, with a particular focus on wealth protection, not only in connection with divorce or separation but also in relation to nuptial agreements, and the rights of unmarried couples.

The team is recognised by industry professionals and is highly rated in Chambers High Net Worth Guide, Chambers, Legal 500 and Spears.

Our lawyers are all members of Resolution, the family law membership organisation committed to resolving family matters in a co-operative way. We resolve matters using out-of-court settlement options where possible and appropriate.

#### Our expertise

We are well-known for our extensive experience in:

- Wealth protection for UHNW and HNW individuals
- Prenuptial and post-nuptial agreements
- Financial arrangements on divorce/dissolution
- Third party intervenor claims on divorce
- International family law
- Cohabitation and living together
- Child arrangements.

Increasingly, we are seeing cases across the whole spectrum of family law where there is an issue relating to the mental capacity of one of the parties.



## Family law

### Recent experience

Some examples of our recent family law cases with a mental capacity focus include:

- acting in the first case in the country to successfully shorten the mandatory 20-week “cooling off” period introduced by the Government as part of the new “no-fault” divorce process, for a client with life-limiting issues
- advising daughter of an elderly lady with dementia in relation to divorce and securing an appropriate financial settlement which met her ongoing care needs
- advising husband in relation to defending an annulment application where family members of his new wife asserted that she did not have capacity to marry at the time the ceremony took place
- an application to challenge the appointment of a son as litigation friend (where the other party lacked capacity and had a vested interest in the financial outcome of the case)
- acting for a father in relation to a mother’s court application for contact with their children, before and after she was sectioned, with issues including safeguarding concerns, alcohol abuse and stalking.

### Key contacts



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“ Strategic and all over the details. Very professional and instil confidence. Equally, pragmatic, and work very closely and well with Counsel.

Legal 500, 2024

Shine with their knowledge and client skills.

Legal 500, 2024

They bring excellence wherever they go.

Legal 500, 2024

Your kindness, empathy, patience, care and dedication... have been such a shield and protective barrier during what has been without doubt the most challenging years of my life so far. I cannot thank you enough for your steadfast support, insight and emotional intelligence.

”

Client quote