

SUMMARIES

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MARRIAGE CONTRACT: MODERN REALITIES OF UKRAINE

The article is devoted to the important problems of the marital contract, the main stages of the development of the legislation concerning the regulation of property relations of a married couple, the procedure of drawing the marital contract, its contents and dynamics. The novelties of the new Family Code of Ukraine with regard to the marital contract, their positive features and defects are analysed, the correlation between the marital contract and civil-law agreements, envisaged by the Civil Code of Ukraine, is defined. Pre-Nuptial agreements are valid and enforceable under Ukrainian legislation. A pre-nuptial agreement is described as a «Marriage Contract» and dealt with in Chapter 10 of the Family Code of Ukraine. The core of any agreement will be a clause to disapply or vary Article 60 of the Family Code, which creates the «common joint property» regime for spouses. There is also no provision for gay marriage/civil partnership in Ukrainian legislation.