

ANC TEMPLATE | WITHOUT ACCRUAL

Free Download: The pro forma antenuptial contract template (without accrual) may be copied for use of drafting of the required ANC. It may not be sold or replicated for purposes of redistribution for gain.

NB! PLEASE READ: For those who have a legal background or qualification with knowledge of ante nuptial contracts and deeds, use the appropriate template to draft the required ANC to reflect the interests and wishes of both parties. **To be valid, it needs to be signed by the parties in the presence of two witnesses and attested by a Notary Public before the marriage takes place. It must then be registered at the Deeds Office within three months after the date of its execution.**

For the rest of us, the ANC-templates will provide guidance and insight of what the Ante Nuptial Agreement entails and help you in the decision-making process regarding the options available to a couple and to consider the legal consequences of the chosen matrimonial property system.

Since prospective spouses have to decide together what the consequences of the various systems will mean for them, it is crucial for anyone contemplating a marriage to obtain professional guidance before making some of the most critical decisions affecting their future together, sometimes with irreversible long-term consequences.

Who to contact:

For counselling and drafting of an ANC, there is an attorney dealing with ANC's near you:
http://www.graystonlegal.co.za/antenuptial_contracts.html

Have an already drafted ANC? Attest and register the ANC at a Notary Public near you:
http://www.graystonlegal.co.za/notary_public.html

PROTOCOL NO. _____

ANTENUPTIAL CONTRACT

WITH THE
EXCLUSION OF THE ACCRUAL SYSTEM
IN TERMS OF THE
MATRIMONIAL PROPERTY ACT, 1984

BE IT HEREBY MADE KNOWN

THAT on this the ____ day of _____ 20__, before me _____ (**insert Notary Name**), Notary Public, practising at _____ in the Province of _____ appeared personally:

HISNAME

Identity Number: HISID

Unmarried

and

HERNAME

Identity Number: HERID

Unmarried

And the Appearers declared that whereas a marriage has been agreed upon, and is intended to be solemnised between them, they have agreed and now contract with each other as follows:-

1 There shall be no community of property and no community of profit and loss between them in respect of their marriage;

2 The accrual system referred to in Chapter 1 of the Matrimonial Property Act No. 88 of 1984 ("the Act") shall not apply to their intended marriage;

UPON which conditions the said Appearers declared it to be their intention to solemnise the said intended marriage and mutually promised and agreed to allow such other the full force and effect thereof under obligation of their persons and property according to law.

THUS DONE AND EXECUTED at _____ aforesaid on the day, month and year first
aforewritten in the presence of the undersigned witnesses.

AS WITNESSES:

1. _____
_____ **HISNAME**

2. _____
_____ **HERNAME**

QUOD ATTESTOR

NOTARY PUBLIC