



**FACT SHEET** 

# Financial abuse

What you need to know about financial abuse in LGBTQIA+ relationships

Financial abuse is a form of family violence where one partner controls, restricts or exploits another person's access to money, employment, or financial independence. It can occur in any relationship, but LGBTQIA+ individuals often face additional barriers to safety, financial security and support.

Under the Family Law Amendment Act (2024), economic abuse is now explicitly recognised as a form of family violence and must be considered in property settlements and spousal maintenance.

#### Forms of financial abuse

Financial abuse can be **overt or subtle**. Examples include:

- Restricting access to bank accounts
- Monitoring, controlling or restriction of necessary spending
- Taking out debt or loans in the other person's name
- Preventing a partner from working or studying
- Withholding financial support during or after separation
- · Coercing financial decisions
- Creating or hiding debt
- Exploiting joint assets
- Threatening to out someone unless they comply financially.

## LGBTQIA+ communities and financial abuse: key statistics

While national data is limited, emerging research shows:

- Over **60% of LGBTQIA+ people** will experience domestic, family or intimate partner violence or abuse in their lifetime.<sup>1</sup>
- Transgender and gender-diverse people face significantly higher risk of coercive control and economic dependence.
- LGBTQIA+ victim-survivors may delay seeking help due to:
  - fear of discrimination
  - fear of being outed by a partner
  - limited LGBTQIA+-affirming crisis services
  - isolation from supportive networks.
- Economic abuse is estimated to cost victim-survivors **\$5.7 billion per year** nationally.
- More than 1 in 6 women, and many LGBTQIA+ individuals, will experience economic abuse in their lifetime.

# New family law legislation (effective June 2025)

#### - what victim-survivors need to know

### 1. Economic abuse now explicitly included in the family violence definition

The Family Law Act now contains a dedicated section recognising financial abuse, including:

- restricting financial independence
- sabotaging employment or career pathways
- · dowry abuse
- coercive financial or economic control.

### 2. Family violence must be considered in property settlements

Courts now must consider how family violence impacted a party's contributions, including:

- lost wages
- interrupted career progression
- reduced superannuation
- psychological harm or trauma impacting work capacity.

#### 3. Spousal maintenance updated

Courts must assess the financial impact of violence, including economic abuse, when determining whether one partner should financially support the other.

#### 4. Improved disclosure & transparency

Separating couples must now provide full, early financial disclosure (bank statements, debts, assets, loans, taxes) including if they are not involved in Court proceedings.

#### 5. LGBTQIA+ Relationships are protected

Reforms apply equally to all marriages, de facto relationships, same-sex couples and gender-diverse relationships. This means the law acknowledges financial abuse in all relationship types, including those where identities, structures or dynamics differ from heteronormative models.

#### Signs of financial abuse

Look out for:

- A partner insisting all accounts are in their name or secrecy about sharing information about their finances
- Sudden loss of financial independence
- Constant "checking up" on spending or access to money
- Fear or uncertainty around financial decisions
- Limited access to money for essentials
- Unexplained debts or poor credit history
- Being pressured to quit work or study
- Fear of being outed or being isolated from support.

#### How Parker Coles Curtis can help

Our trauma-informed, inclusive family law services include:

- Legal advice on property settlements, spousal maintenance, and child support
- Assistance accessing legal finance when cost is a barrier
- Support for urgent safety planning, including obtaining protection orders and family violence orders
- Referrals to LGBTQIA+-affirming counselling and crisis services
- Representation backed by specialist family violence expertise
- Safe, confidential support for all identities, all relationship structures, all lived experiences.



#### Where to get help

#### Websites & toolkits

- Centre for Women's Economic Safety Economic Abuse Awareness Day: Resources, toolkits, and awareness-campaign materials. <u>Economic Abuse Awareness+2Economic Abuse Awareness+2</u>
- LGBTQ Domestic Violence Awareness Foundation Awareness day, educational resources and advocacy for LGBTQIA+ victim-survivors of domestic and family violence. <u>dvafoundation.org</u>
- Economic Abuse Reference Group (EARG) National network and resource list addressing economic/ financial abuse. EARG+1
- LGBTIQ Health Australia Dedicated resources and information on domestic, family and sexual violence in LGBTIQ+ communities. <u>LGBTIQ+ Health Australia</u>
- Safe & Equal Inclusive practice guidance and support tools for LGBTIQA+ people experiencing family violence. Safe and Equal
- 1800RESPECT National support service with a Financial Abuse Toolkit that explains economic/financial abuse and offers help options. 1800RESPECT+1
- Full Stop Australia Rainbow Sexual, Domestic and Family Violence Helpline for LGBTQ+ communities.
  <u>Full Stop Australia</u>
- Rainbow Door Peer support for LGBTIQA+ individuals facing partner violence, relationship issues or social isolation. Rainbow Door

#### National helplines & support services

For urgent help: Call 000 if in immediate danger

DVCS (ACT): 02 8000 9000

1800RESPECT: (Australia-wide): 1800 737 732 or visit 1800respect.org.au

Rainbow Sexual, Domestic & Family Violence Helpline: 1800 497 212

**QLife (LGBTQIA+ support):** 1800 184 527

#### **Contact Parker Coles Curtis**

Our team is here to support you in navigating separation, financial abuse, and the legal changes. Please call us on **02 5114 2660** or email **hello@parkercolescurtis.com.au**.