Appendix 6 - Bibliography

Reports and Articles

*Items with an asterisk were referenced in the Discussion Paper only, not in the appendix.

Ab Currie, "The Legal Problems of Everyday Life: The Nature, Extent and Consequences of Justiciable Problems Experienced by Canadians" (2007). Accessed at https://www.justice.gc.ca/eng/rp-pr/csj-sjc/jsp-sjp/rr07 la1-rr07 aj1/rr07 la1.pdf.

Action Committee on Access to Justice in Civil and Family Matters, "Meaningful Change for Family Justice: Beyond Wise Words" (2013). Accessed at https://www.cfcj-fcjc.org/sites/default/files/docs/2013/Report%20of%20the%20Family%20Law%20WG%20Meaningful%20Change%20April%202013.pdf.

Alberta Family Wellness Initiative. "How Brains are Built" (video, 2013). Accessed at http://www.albertafamilywellness.org/resources/video/how-brains-are-built-core-story-of-brain-development.

Alberta Family Wellness Initiative (website). Accessed at www.albertafamilywellness.org.

Alberta Government, "What is a Caseflow Conference?" (n.d.). Accessed at https://open.alberta.ca/publications/caseflow-conference-program

Andrew Moore and Brookes, S., "MIAMs: A Worthy Idea, Failing in Delivery" (2017). Accessed at http://www.familylawweek.co.uk/site.aspx?i=ed182325.

Australian Government, "Screening and Assessment for Family Dispute Resolution" (2018). Accessed at https://www.ag.gov.au/FamiliesAndMarriage/Families/FamilyDisputeResolution/Documents/Fact-sheet-on-screening-and-assessment.PDF.

Australian Government Attorney General's Department, "Screening and Assessment in the Family Relationship Centres and the Family Relationship Advice Line: Practice Framework and Guidelines Framework" (2006). Accessed at

https://www.dss.gov.au/sites/default/files/documents/screening_assessment_practice_framework.pdf.

Australian Law Reform Commission, "Family Violence – A National Legal Response" (2010). Accessed at https://www.alrc.gov.au/publications/21.%20Family%20Dispute%20Resolution/screening-and-risk-assessment-practices.

*BC Justice Review Task Force, "A New Justice System for Families and Children: Report of the Family Justice Reform Working Group to the Justice Review Task Force" (2005). Accessed at https://www2.gov.bc.ca/assets/gov/law-crime-and-justice/about-bc-justice-system/justice-reform-initiatives/final_05_05.pdf.

Brenda Bacon, "Evaluation of Saskatchewan Justice Parenting After Separation/Divorce Program: Final Report" (2004). Accessed at http://publications.gov.sk.ca/documents/9/13854-ParentEdEval.pdf.

British Columbia Justice Summit, "Report of Proceedings" (2014). Accessed at https://www.justicebc.ca/app/uploads/sites/11/2016/03/ThirdSummitReport.pdf.

British Columbia Ministry of Attorney General, Justice Services Branch, "Evaluation of the Family Justice Registry (Rule 5) Pilot Project: Summary" (2002). Accessed at: https://www2.gov.bc.ca/assets/gov/law-crime-and-justice/about-bc-justice-system/mediation/research-publications/family-justice-registry-pilot-project-summary.pdf.

British Columbia Ministry of Attorney General, Policy, Planning & Legislation Branch, "Mandatory Parenting After Separation Pilot: Final Evaluation Report" (2000). Accessed at http://www.llbc.leg.bc.ca/public/PubDocs/bcdocs/376431/parenting after separation.pdf.

British Columbia Ministry of Attorney General, Justice Services Branch, Family Justice Services Division, "Vancouver Justice Access Centre Evaluation Report: Summary of Evaluation Activities and Results" (2014). Accessed at: https://www2.gov.bc.ca/assets/gov/law-crime-and-justice/about-bc-justice-system/justice-services-branch/fjsd/vjac-evaluation-report.pdf

Canadian Bar Association, Alberta Branch, "Reforming the Family Justice System" (n.d.). Accessed at <a href="https://www.cba-alberta.org/getattachment/Publications-Resources/Resources/Agenda-For-Justice/Reforming-Family-Justice-System-initiative/agenda-for-justice family-justice jul27-17.pdf.

Canadian Forum on Civil Justice, "Inventory of Reforms: Manitoba Case Management of Family Matters (Rule 70)" (n.d.). Accessed at https://www.cfcj-fcjc.org/inventory-of-reforms/manitoba-case-management-of-family-matters-rule-70.

Canadian Research Institute for Law and the Family, "An Evaluation of the Cost of Family Law Disputes: Measuring the Cost Implications of Various Dispute Resolution Methods" (2018). Accessed at http://www.crilf.ca/Documents/Cost of Dispute Resolution - Mar 2018.pdf.

Catherine Tait Consulting, "Evaluation of Online Parenting After Separation" (2016). Accessed at: https://www2.gov.bc.ca/assets/gov/law-crime-and-justice/about-bc-justice-system/justice-services-branch/fjsd/opas-report-phase2.pdf.

Colleen Getz (C.A. Walker & Associates), "Triage in Family Court: Evaluation of the Rule 5 Program in Family Justice Services, Interim Report" (2016). Not available online.

*Department of Justice, "What You Don't Know *Can* Hurt You: The importance of family violence screening tools for family law practitioners" (2018). Accessed at https://www.justice.gc.ca/eng/rp-pr/jr/can-peut/p12.html.

*Donna Martinson and Jackson, M., "Judicial Leadership and Domestic Violence Cases – Judges Can Make a Difference" (2012). Accessed at http://fredacentre.com/wp-content/uploads/2010/09/NJI-Final-Judicial-Leadership-and-Domestic-Violence-Cases.pdf.

Erin Shaw, "Family Justice Reform: A Review of Reports and Initiatives" (2012). Accessed at https://www.cfcj-fcjc.org/sites/default/files/docs/2013/Family%20Justice%20Reform%20Review%20-%20April%2015%20Final.pdf.

Family Bench and Bar Committee in Ottawa, Evaluation Sub-committee, "Evaluation of the Ottawa Family Case Manager Pilot Project – Year Two" (n.d.). Accessed at https://cdn.ymaws.com/www.ccla-abcc.ca/resource/resmgr/pp-family/evaluation_year_two.pdf.

*Family Court of Australia, "Less adversarial trials" (2013). Accessed at <a href="http://www.familycourt.gov.au/wps/wcm/connect/169173f5-d570-48f3-b4db-9a8f99e10283/BRLESSADV 0313+V2.pdf?MOD=AJPERES&CONVERT TO=url&CACHEID=ROOTWORKSPACE-169173f5-d570-48f3-b4db-9a8f99e10283-lMpaocL

Focus Consultants, "Dispute Resolution Longitudinal Study: Phase 3, Final Report" (2008). Accessed at: https://www2.gov.bc.ca/assets/gov/law-crime-and-justice/about-bc-justice-system/justice-services-branch/fjsd/longitudinal-final-report.pdf

*Government of Western Australia, Department for Child Protection, "Family and Domestic Violence Background Paper" (2012). Accessed at:

https://www.humanrights.gov.au/sites/default/files/34.1%20Family%20and%20Domestic%20Violence% 20Background%20Paper%202012.pdf

Greacen Associates, LLC, "North Dakota Supreme Court Family Mediation Pilot Project Evaluation Draft Final Report" (2012). Accessed at https://leg.mt.gov/content/Committees/Interim/2013-2014/Law-and-Justice/Meetings/February-2014/Exhibits/sj22-mclaughlin-nd-mediation-pilot-report.pdf.

*HM Government, "Transforming the Response to Domestic Abuse Consultation Response and Draft Bill" (2019). Accessed at:

https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/77 2202/CCS1218158068-Web Accessible.pdf

Julie Macfarlane, "The National Self-Represented Litigants Project: Identifying and Meeting the Needs of Self-Represented Litigants, Final Report" (2013). Accessed at

https://representingyourselfcanada.files.wordpress.com/2014/05/nsrlp-srl-research-study-final-report.pdf.

*Kamaljit K. Lehal, Fitzgerald, A., Kaur, H., Nellani, S., and Sainty, K., "The Exploration of the Effectiveness of Current BC Methods of Family Mediation in cases of Violence against Women and Lessons to be learned from Other Jurisdictions Models (BC Family Mediation VAW Project)" (2017). Accessed at http://www.saintylaw.ca/wp-content/uploads/2019/03/3b1b43 9ce59534c0524c1688664258e08c76a1.pdf.

Kaspiew R., Gray, M., Weston, R., Moloney, L., Hand, K., Qu, L., & The Family Law Evaluation Team, "Evaluation of the 2006 Family Law Reforms" (2009). Accessed at https://aifs.gov.au/sites/default/files/publication-documents/evaluationreport.pdf.

Lawrie Moloney, "From Helping Court to Community-Services: The 30-Year Evolution of Australia's Family Relationship Centres" (2013). Family Court Review 51:2, 214-223. Not freely available online.

*Legal Services Society, "MyLaw BC Family Mediation" (2019). Accessed at: https://mylawbc.com/mediation/

Leslie McRae, Simpson, S., Paetsch, J., Bertrand, L., Pearson, S., Hornick, J. (Canadian Research Institute for Law and the Family), "An Evaluation of Alberta's Family Law Act" (2009). Accessed at http://www.crilf.ca/Documents/Evaluation%20of%20Alberta%20Family%20Law%20Act%20-%20May%202009.pdf.

Manitoba Government, "Manitoba Commits to Significant Family Law Reform with a Focus on Wellness for Families" (news release dated October 18, 2017). Accessed at https://news.gov.mb.ca/news/index.html?item=42333.

Manitoba Justice. "Case Management of Family Matters: Resolving Family Matters in a Co-operative Way" (n.d.). Accessed at http://www.gov.mb.ca/justice/family/law/casemanagement.html.

Mark Bellis, Lowey, H., Leckenby, N., Hughes, K., and Harrison, D., "Adverse Childhood Experiences: Retrospective Study to Determine their Impact on Adult Health Behaviours and Health Outcomes in a UK Population" (2013). *Journal of Public Health* 36:1, 81–91. Accessed at https://pdfs.semanticscholar.org/f857/d575d4a020357f089e48f38bfd3d89689f1b.pdf.

New Brunswick Government, "New Hearing Officers Hired" (news release dated May 1, 2018). Accessed at https://www2.gnb.ca/content/gnb/en/news/news release.2018.05.0484.html.

New Zealand Ministry of Justice, "Te Korowai Ture ā-Whānau: The Final Report of the Independent Panel Examining the 2014 Family Justice Reforms" (2019). Accessed at https://www.justice.govt.nz/assets/Documents/Publications/family-justice-reforms-final-report-independent-panel.pdf.

New Zealand Ministry of Justice, Research and Evaluation Team, "Evaluation of Family Dispute Resolution Service and Mandatory Self-Representation" (2015). Accessed at http://www.justice.govt.nz/assets/Documents/Publications/Evaluation-of-Family-Dispute-Resolution-Service-and-Manadatory-Self-representation.pdf.

*Nicholas Bala, "Reforming Family Dispute Resolution in Ontario: Systemic Changes and Cultural Shifts in Middle Income Access to Justice," University of Toronto Press (2012) p. 271 at 275. Not available online.

Nigel Dunlop, Skype Conversation dated March 30, 2015. Not available online.

*Noel Semple, "Mandatory Family Mediation and the Settlement Mission: A Feminist Critique", (2012) at 210. Canadian Journal of Women and the Law 24:1, 207-239. Accessed at https://core.ac.uk/download/pdf/72788888.pdf.

Pam Jarvis, "Adverse Childhood Experiences Too High?" (2018). Accessed at: http://www.leedstrinity.ac.uk/blogs/Adverse-Childhood-Experiences-too-High.

Patrick Parkinson, "The Idea of Family Relationship Centres in Australia" (2013), at p.208. *Family Court Review* 51:2, 195-213. Not freely available online.

Peter Salem, "The Emergence of Triage in Family Court Services: The Beginnings of the End for Mandatory Mediation?" (2009). *Family Court Review* 47:3, 371-388. Accessed at https://law.marquette.edu/assets/news-and-events/courtadr/salem-triage.pdf.

*Provincial Court of British Columbia, "Annual Report 2017/2018" at 31. Accessed at https://www.provincialcourt.bc.ca/downloads/pdf/AnnualReport2017-2018.pdf.

*Rachael Field, "A Call for a Safe Model of Family Mediation" (2016). *Bond Law Review* 28:1, 83-88. Accessed at http://www5.austlii.edu.au/au/journals/BondLawRw/2016/4.pdf.

*Rachael Field, "FDR and Victims of Family Violence: Ensuring a Safe Process and Outcomes" (2010). Australasian Dispute Resolution Journal, 21:3, 185-193. Accessed at https://eprints.qut.edu.au/42787/1/42787.pdf.

Sue Pidgeon, "From Policy to Implementation – How Family Relationship Centres became a Reality" (2013). *Family Court Review* 51:2, 224-233. Not freely available online.

Susan Goldberg, "The time for action" (2013). Accessed at: https://web.archive.org/web/20160306154905/http:/nationalmagazine.ca/articles/recent4/the_time_f or action.aspx.

Susie Burke, McIntosh, J., and Gridley, H., "Parenting After Separation: A Literature Review Prepared for the Australian Psychological Society" (2009). Not readily available online.

Legislation and Regulations

*Items with an asterisk were referenced in the Discussion Paper only, not in the appendix.

*Alberta Rules of Court, AB Reg 124/2010. Accessed at http://www.qp.alberta.ca/documents/rules2010/Rules vol 1.pdf.

Australia Family Law (Family Dispute Resolution Practitioners) Regulations 2008. Accessed at https://www.legislation.gov.au/Series/F2008L03470.

*Australia Family Law Act 1975, Compilation No.89. Accessed at https://www.legislation.gov.au/Details/C2019C00182/Html/Volume 2.

*Bill 9, Attorney General Statutes Amendment Act, 2019, 4th Sess, 41st Leg, British Columbia, 2019. Accessed at https://www.leg.bc.ca/Pages/BCLASS-Legacy.aspx#%2Fcontent%2Fdata%2520- %2520ldp%2Fpages%2F41st4th%2F3rd read%2Fgov09-3.htm.

Bill 98, The Miscellaneous Statutes (Family Dispute Resolution) Amendment Act, Saskatchewan, 2017. Accessed at http://www.publications.gov.sk.ca/details.cfm?p=88811.

Divorce Act, RSC 1985, c 3 (2nd Supp). Accessed at https://laws-lois.justice.gc.ca/eng/acts/d-3.4/.

Family Law Act, SBC 2011, c 25, at s 216(3). Accessed at https://www.canlii.org/en/bc/laws/stat/sbc-2011-c-25.html.

Family Court Rules, NS Reg 20/93. Accessed at https://www.novascotia.ca/just/regulations/regs/fcrules.htm#TOC2 36.

Family Law Rules, O Reg 114/99. Accessed at https://www.ontario.ca/laws/regulation/990114.

Family Services Act, SNB 1983, c 16, s 1. Accessed at http://laws.gnb.ca/en/showdoc/cs/F-2.2.

*Judicature Act, RSNB 1973, c J-2. Accessed at http://laws.gnb.ca/en/ShowPdf/cs/J-2.pdf.

Manitoba Government, *The Family Law Modernization Act*, Explanatory Note (2019). Accessed at: https://web2.gov.mb.ca/laws/statutes/2019/c00819e.php.

*New Zealand Evidence Act, 2006 at s.95(1). Accessed at http://www.legislation.govt.nz/act/public/2006/0069/latest/DLM393926.html.

Provincial Court Family Rules, NLR 28/07. Accessed at: https://www.canlii.org/en/nl/laws/regu/nlr-28-07/latest/nlr-28-07.html?resultIndex=1#sec19.02 smooth.

Rules of Court, NB Reg 82-73, Rule 81. Accessed at http://laws.gnb.ca/en/ShowPdf/cr/Rule-81.pdf.

*Rules of the Supreme Court, SNL 1986, c 42, Sch D, Part IV-Trial Division Family Rules. Accessed at https://www.assembly.nl.ca/legislation/sr/regulations/RulesSc/rc86PartIV.htm#F31.

*Supreme Court Family Rules, BC Reg 169/2009. Accessed at http://www.bclaws.ca/civix/document/id/complete/statreg/169/2009/01/search/search?40.

Support Enforcement Act, SNB 2005, c S-15.5. Accessed at https://www.gnb.ca/legis/bill/bill55/2/Bill-48-e.htm.

United Kingdom Practice Direction 3a – Family Mediation Information and Assessment Meetings (Miams). Accessed at

https://www.justice.gov.uk/courts/procedure-rules/family/practice_directions/pd_part_03a.