

TRAINERS' CHECKLIST

30-HOUR FAMILY LAW TRAINING PROGRAM

1. Review of Legal Concepts Impacting Family Arbitration

- a. Procedural – an understanding of lawmaking in Canada and Ontario and the family justice system in Ontario.
- b. Substantive – an understanding of legal rights and entitlements of spouses and other cohabiting partners on separation and divorce.

Time Allocated: _____ minutes

Location in agenda and handbook:

2. Legislation

- a. *Divorce Act*
 - *Federal Child Support Guidelines*
 - *Spousal Support Advisory Guidelines*
- b. *Children's Law Reform Act*
- c. *Family Law Act*
 - *Child Support Guidelines*
- d. *Income Tax Act*

Time Allocated: _____ minutes

Location in agenda and handbook:

3. Marriage and Divorce

Some Suggested Topics Include:

- a. Capacity to marry
- b. Solemnization of marriage
- c. Divorce and grounds for divorce
- d. Counselling, mediation, and reconciliation
- e. Divorce and corollary relief

Time Allocated: _____ minutes

Location in agenda and handbook:

4. Parenting

Some Suggested Topics Include:

- a. Jurisdiction
- b. Children and parents
- c. Custody and access
- d. Best interests
- e. Custody assessments
- f. Children's Lawyer
- g. Orders, terms, and conditions

Time Allocated: _____ minutes

Location in agenda and handbook:

5. Child Support

Some Suggested Topics Include:

- a. Jurisdiction
- b. Children and parents
- c. *Guidelines*
- d. Sole, split, and shared custody
- e. Financial disclosure
- f. Income determination
- g. Table amount
- h. Special or extraordinary expenses
- i. Health and life insurance
- j. Orders, terms, and conditions

Time Allocated: _____ minutes

Location in agenda and handbook:

6. Spousal Support

Some Suggested Topics Include:

- a. Jurisdiction
- b. Spouses
- c. Entitlement
- d. *Spousal Support Advisory Guidelines*
- e. Form
- f. Amount
- g. Duration
- h. Income tax
- i. Health and life insurance
- j. Orders, terms, and conditions

Time Allocated: _____ minutes

Location in agenda and handbook:

7. Property – Equalization

Some Suggested Topics Include:

- a. Jurisdiction
- b. Net family property
- c. Valuation date
- d. Assets on valuation date
- e. Liabilities on valuation date
- f. Net value of property on date of marriage
- g. Exclude property
- h. Equalization payment
- i. Orders, terms, and conditions

Time Allocated: _____ minutes

Location in agenda and handbook:

8. Property – Matrimonial Home

Some Suggested Topics Include:

- a. Jurisdiction
- b. Definition
- c. Valuation
- d. Equalization issues
- e. Entitlement to possession
- f. Exclusive possession
- g. Non-alienation
- h. Relief from forfeiture
- i. Orders, terms, and conditions

Time Allocated: _____ minutes

Location in agenda and handbook:

9. Property – Division, Sale, and/or Transfer

Some Suggested Topics Include:

- a. Jurisdiction
- b. Sale or transfer of matrimonial home
- c. Valuation of pensions
- d. Equalization or division of pension benefits
- e. Income tax issues
- f. Orders, terms, and conditions

Time Allocated: _____ minutes

Location in agenda and handbook:

10 Property – Equitable Remedies

Some Suggested Topics Include:

- a. Jurisdiction
- b. Resulting trusts
- c. Unjust enrichment
- d. Joint family ventures
- e. Monetary compensation
- f. Constructive trusts

Time Allocated: _____ minutes

Location in agenda and handbook:

11. Domestic Contracts

Some Suggested Topics Include:

- a. Jurisdiction
- b. Definitions
- c. Marriage Contracts
- d. Cohabitation Agreements
- e. Separation Agreements
- f. Paternity Agreements
- g. Family Arbitration Agreements
- h. Formalities
- i. Independent legal advice
- j. Setting aside
- k. Amending

Time Allocated: _____ minutes

Location in agenda and handbook:

12. Enforcement and Variation

Some Suggested Topics Include:

- a. Enforcement of parenting orders
- b. Enforcement of payment (support and property) orders
- c. Variation of parenting orders
- d. Variation of child support orders
- e. Variation of spousal support orders
- f. Variation of property orders

Time Allocated: _____ minutes

Location in agenda and handbook:
