|  |  |
| --- | --- |
| *To ensure accuracy, please PRINT all information. Your personal contact details will* ***not*** *be published* | |
| **CONTACT DETAILS**  **Title**  Mr  Ms  Mrs  Dr  None  Other (please specify): | |
| **First name:** | |
| **Last name:** | |
| **Mobile:**  **Work number:**  **Email:** | |
| **SUBMISSIONS**  **Would you like your submission to be confidential?[[1]](#footnote-1)**  **Would you like your submission to be name withheld?[[2]](#footnote-2)** | Yes  No  Yes  No |
| **PUBLIC HEARINGS**  **Please indicate whether you would like to appear as a witness at a public hearing**  *Please note that it is a committee decision to determine who will be invited to appear as witnesses at a public hearing*  **Please indicate whether you have any safety concerns about appearing at a public hearing**  *The secretariat can make special arrangements for you to appear as a witness if you have safety concerns* | Yes  No  Yes  No |
| **FAMILY DISPUTE RESOLUTION**  **Please indicate whether you have engaged in family dispute resolution, and not proceeded with a court application**  **Please indicate whether you have been issued with a section 60I certificate by a family dispute resolution practitioner under the *Family Law Act 1975* (Cth)** | Yes  No  Yes  No |
| **RELEVANT DOCUMENTATION**  **Please indicate whether you have any relevant documentation to share with the committee.**  *Please do not provide this documentation with your submission. The committee will contact you if it requires this documentation.* | Yes  No |
| **Issues**  *Please indicate which issues from the committee's Terms of Reference are relevant to your submission* | |
| 1. ongoing issues and further improvements relating to the interaction and information sharing between the family law system and state and territory child protection systems, and family and domestic violence jurisdictions, including:    1. the process, and evidential and legal standards and onuses of proof, in relation to the granting of domestic violence orders and apprehended violence orders, and    2. the visibility of, and consideration given to, domestic violence orders and apprehended violence orders in family law proceedings; | Yes  No |
| 1. the appropriateness of family court powers to ensure parties in family law proceedings provide truthful and complete evidence, and the ability of the court to make orders for non-compliance and the efficacy of the enforcement of such orders; | Yes  No |
| 1. beyond the proposed merger of the Family Court and the Federal Circuit Court any other reform that may be needed to the family law and the current structure of the Family Court and the Federal Circuit Court; | Yes  No |
| 1. the financial costs to families of family law proceedings, and options to reduce the financial impact, with particular focus on those instances where legal fees incurred by parties are disproportionate to the total property pool in dispute or are disproportionate to the objective level of complexity of parenting issues, and with consideration being given amongst other things to banning ‘disappointment fees’, and:    1. capping total fees by reference to the total pool of assets in dispute, or any other regulatory option to prevent disproportionate legal fees being charged in family law matters, and    2. any mechanisms to improve the timely, efficient and effective resolution of property disputes in family law proceedings; | Yes  No |
| 1. the effectiveness of the delivery of family law support services and family dispute resolution processes; | Yes  No |
| 1. the impacts of family law proceedings on the health, safety and wellbeing of children and families involved in those proceedings; | Yes  No |
| 1. any issues arising for grandparent carers in family law matters and family law court proceedings; | Yes  No |
| 1. any further avenues to improve the performance and monitoring of professionals involved in family law proceedings and the resolution of disputes, including agencies, family law practitioners, family law experts and report writers, the staff and judicial officers of the courts, and family dispute resolution practitioners; | Yes  No |
| 1. any improvements to the interaction between the family law system and the child support system; | Yes  No |
| 1. the potential usage of pre-nuptial agreements and their enforceability to minimise future property disputes; and | Yes  No |
| 1. any related matters | Yes  No |

|  |
| --- |
| **Your submission**  *Please provide a brief summary of your experience and any relevant issues. Your submission should respond to one or more of the committee's Terms of Reference* |

**If there is insufficient room above to summarise your experience and relevant issues, please attach an addititional page to this submission.**

|  |
| --- |
| **Proposed solutions**  *Please indicate any proposed solutions you may have that correspond to the committee's Terms of Reference* |
| 1. *ongoing issues and further improvements relating to the interaction and information sharing between the family law system and state and territory child protection systems, and family and domestic violence jurisdictions, including:*     1. *the process, and evidential and legal standards and onuses of proof, in relation to the granting of domestic violence orders and apprehended violence orders, and*    2. *the visibility of, and consideration given to, domestic violence orders and apprehended violence orders in family law proceedings;* |
| 1. *the appropriateness of family court powers to ensure parties in family law proceedings provide truthful and complete evidence, and the ability of the court to make orders for non-compliance and the efficacy of the enforcement of such orders;* |
| 1. *beyond the proposed merger of the Family Court and the Federal Circuit Court any other reform that may be needed to the family law and the current structure of the Family Court and the Federal Circuit Court;* |
| 1. *the financial costs to families of family law proceedings, and options to reduce the financial impact, with particular focus on those instances where legal fees incurred by parties are disproportionate to the total property pool in dispute or are disproportionate to the objective level of complexity of parenting issues, and with consideration being given amongst other things to banning ‘disappointment fees’, and:*     1. *capping total fees by reference to the total pool of assets in dispute, or any other regulatory option to prevent disproportionate legal fees being charged in family law matters, and*    2. *any mechanisms to improve the timely, efficient and effective resolution of property disputes in family law proceedings;* |
| 1. *the effectiveness of the delivery of family law support services and family dispute resolution processes;* |
| 1. *the impacts of family law proceedings on the health, safety and wellbeing of children and families involved in those proceedings;* |
| 1. *any issues arising for grandparent carers in family law matters and family law court proceedings;* |
| 1. *any further avenues to improve the performance and monitoring of professionals involved in family law proceedings and the resolution of disputes, including agencies, family law practitioners, family law experts and report writers, the staff and judicial officers of the courts, and family dispute resolution practitioners;* |
| 1. *any improvements to the interaction between the family law system and the child support system;* |
| 1. *the potential usage of pre-nuptial agreements and their enforceability to minimise future property disputes; and* |
| 1. *any related matters* |

**If there is insufficient room above to dicuss your proposed solutions, please attach additional pages to this submission.**

1. **Confidential submissions are only read by members of the committee and the secretariat.**  [↑](#footnote-ref-1)
2. **Name withheld submissions are published on the committee's website with all personal information redacted.** [↑](#footnote-ref-2)