

FLSP scope roadmap

What you can and can't do at-a-glance

	Change of name	Divorce	Enforcement proceedings	File domestic contracts	Motions to change child support	Process navigation
CAN	<ul style="list-style-type: none">navigate change of name processprepare initial change of name forms to Registrar Generalif not granted, prepare and file change of name family court application under Section 7(3) of the Change of Name Act and Rule 35 of the Family Law Rules	<ul style="list-style-type: none">prepare joint or uncontested divorce application materials if:<ul style="list-style-type: none">both parties <u>ordinarily reside</u> in Canada, andthe claim is for divorce only	<ul style="list-style-type: none">negotiate resolutions with the Family Responsibility Office (FRO) (e.g., payment plan or alternate payment schedule) and navigate different enforcement mechanismsprepare court material and represent the payor in the enforcement of a support obligation or related costs in a court order or a domestic contract filed with the court under the Family Responsibility and Support Arrears Enforcement Act (e.g., bringing a restraining motion to prevent the suspension of the payor's driver's licence)respond to FRO support enforcement court proceedings (default hearings)	<ul style="list-style-type: none">prepare court material under Rule 26(9) of the Family Law Rulesfile a domestic contract with the court for enforcement under Section 35(1) of the Family Law Act if:<ul style="list-style-type: none">all parties to the domestic contract ordinarily reside in Canada	<ul style="list-style-type: none">draft court materials and argue motions to change child support if:<ul style="list-style-type: none">the child support is based on the applicable table amount of the Child Support Guidelinesit relates to a child(ren) under the age of majoritythe parties ordinarily reside in Canadathe payor is not self-employed, does not earn any income outside of Canada and makes less than \$150,000 a yearthe payor's income can be determined only by using their employer-issued T4 Statement of Remuneration Paid and line 15000 ("Total income") on their T1 General form	<ul style="list-style-type: none">navigate family court process (steps, purpose, materials)inform clients of applicable court procedures such as service and filing deadlinesnavigate alternative dispute resolution processes
CAN'T	<ul style="list-style-type: none">handle parenting disputes or any child-related mattersinitiate or continue representation in contentious matters or litigation related to a change of name application	<ul style="list-style-type: none">bring or continue an application for annulment of marriagebring or continue a motion to sever the divorce from corollary reliefbring or continue a joint or uncontested divorce application where a party ordinarily resides outside of Canada	<ul style="list-style-type: none">respond to enforcement proceedings when there is a likelihood that the enforcement will result in an order for the payor's imprisonment (warrant of committal in default proceedings)	<ul style="list-style-type: none">draft or amend a domestic contractprovide independent legal advice on a domestic contractset aside or challenge the validity of a domestic contractenforce interjurisdictional child support under a domestic contract	<ul style="list-style-type: none">prepare and argue motions to change child support where:<ul style="list-style-type: none">either party ordinarily resides outside of Canadathe child is over the age of majoritythere are deviations from child support amounts set out in the Child Support Guidelines (e.g., spouse in place of a parent, medical, dental or special/extraordinary expenses, split or shared parenting time, etc.)the payor is self-employed, makes more than \$150,000 a year or earns any income outside of Canadathe payor's income needs to be imputed under Section 19 (1) of the Child Support Guidelines or any other circumstancesthere are income determination issues, including evidence from third-party experts	<ul style="list-style-type: none">in respect of any matters or areas of family law not included in this roadmap:<ul style="list-style-type: none">provide legal adviceassess the legal merits of the matterdevelop a legal strategydraft court formsprepare legal documentsnegotiate or advocate on the client's behalfrepresent the client in court