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<p><b>EVIDENCE IN FAMILY LAW</b> <b>Harold Niman</b> <b>Release No. 6, September 2025</b></p>
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This unique resource is structured to follow the evolution of a family law case through trial and appeal and provides detailed analysis regarding how to best obtain, preserve and present evidence. It also examines specialized areas of family law such as Charter litigation and child protection proceedings, looking at how to establish the proper evidentiary framework.

**What’s New in this Update**

This release includes updates to Appendix A (Proof of Facts) and Appendix IF (Issues in Focus).

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## Highlights:

Updates to Appendix A. Proof of Facts:

- **§ A:2. Varying Child Support Orders**, Original Publication Date: March 01, 2016 Updated: January 28, 2023, Rebecca Bromwich, PhD, LLM, LLB (Author), Gwen Harvey, LLB (Consulting Editor), Updated by Donna J. Clark
- **§ A:5. Child Witnesses — Capacity, Competence, Credibility, and Weight**, Original Publication Date: April 01, 2016, Updated: January 20, 2023, Rebecca Bromwich, PhD, LLM, LLB (Author), The Honourable Madam Justice Michelle Fuerst (Consulting Editor, Updated By: Donna J. Clark
- **§ A:7. Proof of Valuation of Closely Held Business in Divorce**, Original Publication Date: August 01, 2016, Updated: February 04, 2023, Rebecca Bromwich, PhD, LLM, LLB (Author)\*, Gwen Harvey, LLB (Consulting Editor), Updated by Donna J. Clark

Updated Appendix IF. Issues in Focus memos:

- **Appendix IF—Issues in Focus—§ IF34—**How did courts decide in cases where an order allowing relocation of child(ren) was granted? (B.C.) British Columbia – TVA – November 1, 2024
- **Appendix IF—Issues in Focus—§ IF35—**What are some current cases on the issue of how the court exercises its discretion when determining the quantum of child support owed for payors who make over \$1 million per year? (B.C.) British Columbia – TVA - July 1, 2024
- **Appendix IF—Issues in Focus—§ IF36—**Can the court impute income to your client's wife on account of her failure to provide full disclosure of her income from all sources? (B.C.) British Columbia – TVA - February 1, 2025
- **Appendix IF—Issues in Focus—§ IF41—**Are there cases which support the admissibility of third party (or parent) phone/audio recordings of conversations with a minor child in a custody and access case? Ontario – TVA - December 1, 2024