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CHILD SUPPORT GUIDELINES LAW AND PRACTICE, 2ND EDITION

MacDonald & Wilton

Release No. 7, September 2026

Child Support Guidelines Law and Practice, 2nd Edition, features in-depth section-by-section case law annotations and commentary reflecting the most recent jurisprudence pertaining to child support. This service also includes the full text of the *Federal Child Support Guidelines* and its tables, the guidelines and tables of Canada's provinces and territories, and the *Divorce Act* and other related legislation.

In this release cases under Chapter 13—Section 12—Child Support—Orders to Secure Payment are updated and Appendix WPJ—Words and Phrases is updated.

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Highlights

Notable cases include:

- Security will be ordered where the father has failed to pay support and lives in a non-reciprocating jurisdiction, and lump sum support is inappropriate. *Zhang v. Sun,* 2016 BCSC 1418, 2016 CarswellBC 2131.
- In the calculation of the appropriate amount of security, it can be appropriate to consider future Section 7 expenses to increase the amount of security required outside of table child support. *R.S. v. S.A.,* 2023 ONSC 5189, 2023 CarswellOnt 14498 (Ont. S.C.J.), additional reasons 2023 ONSC 6760 (Ont. S.C.J.).
- Where there is no evidence of the parties' poor health, and payments have been consistently made since separation, there is no compelling reason to order security for child support payments. *A.M.K. v. M.D.K.,* 2024 BCSC 2229, 2024 CarswellBC 3723.
- Where a request to post security in the form of a lump sum is requested, evidence of the liquid cash should be provided. *A.J.B.B. v. B.B.M.,* 2024 BCSC 478, 2024 CarswellBC 814, additional reasons to judgment reported at *A.J.B.B. v. B.B.M.,* 2023 BCSC 2431, 2023 CarswellBC 4022.
- Where child support arears can be secured by registering support order at the land titles office against the payor's property, the Court may decline to order security. *Edden v. Foley,* 2024 ABKB 48, 2024 CarswellAlta 180, additional reasons to judgment reported at *Edden v. Foley,* 2023 ABKB 364, 2023 CarswellAlta 1634.

This update also includes the following new entry in **Appendix WPJ—Words and Phrases** section

§ **WPJ:121. Effective Notice**

Effective notice is the date the recipient first raises this with the other party—the subject of a change in child support, that is.
SCP v. LWHZL (2025), 2025 CarswellYukon 119, 2025 YKSC 83, S.M. Duncan C.J.S.C. at para 22.

ProView Developments

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