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CHILD SUPPORT GUIDELINES LAW AND PRACTICE, 2ND EDITION

MacDonald & Wilton

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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 the Definitions section has been updated. Particular emphasis has been paid to situations in which the court must determine whether or not a child remains "a child of the marriage" for child support purposes.

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Highlights

Notable cases include:

- The fact an adult child receives money from social assistance is relevant to, but not determinative of, whether an adult child is "disabled", and requires child support. *F.F. v. J.J.D.*, 2025 NBCA 119, 2025 CarswellNB 556. Similarly, the receipt of government benefits by a disabled adult does not automatically absolve parents from their legal obligation and withdraw the child from parental charge. See *Murray v. Murray*, 2023 SKKB 249, 2023 CarswellSask 609.
- Where the court found that the child who suffered a shoulder injury post-graduation was "a child of the marriage" for the purposes of child support following his graduation, during his gap year before he commenced university studies. The fact that the child had significant RESPs did not alter the determination he remained "a child of the marriage" for child support purposes. See *Saldiran v. Saldiran*, 2026 ABKB 67, 2026 CarswellAlta 227.
- A child who participates in a post-secondary exchange program may remain "a child of the marriage". See *S.R. v. J.G*, 2025 BCPC 217, 2025 CarswellBC 3957.

ProView Developments

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