This research guide on child and spousal support covers both federal and provincial legislation (both statutes and regulations) as these apply to issues of support in family law. Precedents set by case law are significant.

legislation

Federal

*Divorce Act*, R.S.C. 1985, c. 3 (2nd supp.).

Alberta

*Provincial Court Procedures (Family Law) Regulation*, Alta. Reg. 149/2005

case law

*Canadian abridgment*. 3rd ed. Carswell, 2003-

IV Support

1. Spousal support under Divorce Act and provincial statutes
2. Child support
3. Child support under federal and provincial guidelines

Digests of Canadian cases are organised under this classification in vol. 40 to vol. 47 in print and are also available electronically through Westlaw Canada LawSource.

CanLII (Canadian Legal Information Institute)

CanLII provides searchable full-text access to Canadian case law. The scope of coverage varies by jurisdiction and court. Boolean operators, proximity connectors, phrases and date restrictions can be incorporated into your query. Using the [Advanced Search] feature, you can select one or more jurisdictions to be searched, limit your search to appellate decisions, and restrict your search by type of tribunal. You can also use CanLII to retrieve cases by citation or name.

Federal Child Support Guidelines - Selected Case Law

This site provides summaries of selected court decisions, which relate to the Federal Child Support Guidelines.

Reports of family law. Carswell, 1971-

Cases are indexed under:

Family law - Support - Child support
Family law - Support - Child support under federal and provincial guidelines
Family law - Support - Spousal support under Divorce Act and provincial statutes

Westlaw Canada LawSource, LexisNexis Quicklaw and Maritime Law Book provide electronic access to grouped subject-specific materials including legislation, case law and related commentary.

**encyclopedia**

*Canadian encyclopedic digest (Western).* 4th ed. Carswell, 2009-

- **Volume 28, Title 66**: “Family Law (Divorce)”
  
  - V Support

- **Volume 29, Title 67**: “Family Law (General)”
  
  - VI Spousal Support Obligations

- **Volume 10, Title 25**: “Children”
  
  - I Child Support

Discussion of these areas of law with annotations to legislation and cases is available in print and available electronically through Westlaw Canada LawSource.

*Halsbury’s laws of Canada.* 1st ed. LexisNexis, 2006-

- “Family”
  
  - III Divorce
    
    - VI Spousal Support
      
      The law stated in this title is generally that which was in force on September 15, 2010.

  - “Infants and Children”
    
    - III Child Support
      
      The law stated in this title is generally that which was in force on August 31, 2009.

Additional information may be found under other topical headings, and subsequent developments may be located by referring to the *Cumulative Supplement*. The information is also available electronically through LexisNexis Quicklaw.  

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**texts**

Allen, Laurie ed. *Consolidated Alberta family law statutes.* Carswell, 1993-

- KF 505 A4
  
  Published annually.

Canada. Dept. of Justice. *Federal child support guidelines : reference manual.* The Dept., 1997-

- KF 547 F42 1997
  
  The manual includes the guidelines and support tables, plus articles.

Continuing Legal Education Society of British Columbia. *Understanding financial information : a family lawyer’s guide.* The Society, 2003-

- KF 524 A75 U52 2003
  
  This is a practice-oriented guidebook with a focus on business assets.

Hainsworth, Terry W. *Child support guidelines service.* Canada Law Book, 1998-

- KF 549 H34 1998
  
  An updated service that has comprehensive coverage of the guidelines and applicable cases.
MacDonald, James C. and Wilton, Ann C. *The annotated Divorce Act*. Carswell, 1992-
   KF 535 M32
   Annual volumes updating the Divorce Act, including spousal and child support sections, are published.

   KF 549 M34 2004
   This updated service includes commentary, case law and legislation.

   KF 549 M32 1996
   This text is an overview of the intent of the guidelines.

McDougall, Karen M. et al. *The … annotated Alberta family law act*. Carswell, 2010-
   KF 505 M34
   Annual volumes updating the Alberta Family Law Act.

McLeod, James Gary and Mamo, Alfred A. *Annual review of family law*. Carswell, 1992-
   KF 505 M478

   KF 547 C43 2007
   Annual supplements.

   KF 537 N45 2007
   Annual supplements.

   KF 549 P39 2009
   Written for the practitioner, the text is an analysis of the case law.

   KF 537 S66

   KF 537 W545 2011

**Journals**

Search the *Index to Canadian legal literature* in print or electronically on Westlaw Canada LawSource using the headings “Child support” and “Support (Domestic relations)” to identify subject-specific articles.

The relevant journals in ALL are
- *Canadian family law quarterly*. Carswell, vol. 1, 1986-;
- *Canadian journal of family law*. University of British Columbia, vol. 1, 1978-; and
Additional full-text articles are available electronically through
- HeinOnline, a database providing full-text access to Canadian and international law reviews and legal journals which may be searched at no charge in ALL branches;
- Westlaw Canada LawSource, which contains a collection of Canadian journals and law reviews, as well as all articles and case comments appearing in Carswell law reports; and
- LexisNexis Quicklaw’s [Journals], a collection searchable by topic.

reports, studies and seminars

Legal Education Society of Alberta (LESA) seminar materials and papers from bar association meetings are searchable by [Keyword] through the ALL catalogue. Detailed information on the Table of Contents is found under the [Table of Contents] display option.


internet resources

alberta

*Alberta Courts, Family Justice Services*
Provides information on family programs and services, including frequently asked questions and information from the Family Law Information Centre on child support calculations and court applications.

*Alberta Justice, Child Support Recalculation Program*
An administrative service that annually recalculates court-ordered child support based on current income tax information.
Alberta Justice, Maintenance Enforcement Program (MEP)
Includes MEP information on a variety of topics, creditor and debtor information and forms, and a lawyer’s guide to the MEP.

federal

Canada. Dept. of Justice. Programs and Initiatives. Supporting Families
About Child Support
Provides links to the Federal Child Support Guidelines and other key publications, as well as additional related information including:
- Federal Child Support Amounts: Simplified Tables
- Federal Child Support Guidelines: A List of Selected Case Law and Summaries

About Spousal Support
Provides links to the Spousal Support Advisory Guidelines and other key publications, as well as additional related information including:
- Obtaining Reliable and Repeatable SSAB Calculations
- Steps to Using the Spousal Support Advisory Guidelines:
  - Without Child Support Formula
  - With Child Support Formula

About Support Enforcement
Provides an overview of the Canadian system of support enforcement and information on interjurisdictional and international support enforcement.

Carol Rogerson. Spousal support advisory guidelines.
This site provides links to the main documents related to the Spousal Support Advisory Guidelines project and to related material on the law of spousal support including digests of relevant case law.