

**NOVA SCOTIA COURT OF APPEAL**

**Citation:** *Slater v. Slater, 2004 NSCA 8*

**Date:** 20040115

**Docket:** CA 198429

**Registry:** Halifax

**Between:**

Dorothy Wilhelmina Slater

Appellant

v.

Alick MacKenzie Slater

Respondent

**Judge(s):**

Glube, C.J.N.S.; Roscoe and Hamilton, JJ.A.

**Appeal Heard:**

January 15, 2004, in Halifax, Nova Scotia

**Written Judgment:**

January 16, 2004

**Held:**

Appeal dismissed per oral reasons for judgment of Glube, C.J.N.S.; Roscoe and Hamilton, JJ.A. concurring.

**Counsel:**

M. Louise Campbell, for the Appellant

Tammy C. MacKenzie, for the Respondent

**Reasons for judgment:**

[1] This is an appeal from the decision of Justice Deborah Gass of the Supreme Court (Family Division), allowing an application by the respondent to reduce the periodic spousal support payable to the appellant. The decision of Justice Gass sets out the facts and her reasons in detail and is reported as **Slater v. Slater**, [2003] N.S.J. No. 83 (Q.L.); 2003 NSSF 4.

[2] The standard of review in family law matters requires considerable deference by appellate courts to the decisions of trial judges. Appeal courts should not overturn support orders unless the reasons of the judge disclose an error in principle, a significant misapprehension of the evidence or that the award is clearly wrong. See **Hickey v. Hickey**, [1999] 2 S.C.R. 518 at paras. 10 to 12.

[3] Having reviewed the record, the reasons of the trial judge and considered the submissions of the appellant, we are not persuaded that the trial judge made any error in law or fact that would permit appellate intervention in this case. Accordingly, the appeal is dismissed with costs payable by the appellant to the respondent in the amount of \$750.00.

Glube, C.J.N.S.

Concurred in:

Roscoe, J.A.

Hamilton, J.A.