

NOVA SCOTIA COURT OF APPEAL
Citation: L.K.S. v. D.M.C.T., 2007 NSCA 87

Date: 20070801
Docket: CA 275471
Registry: Halifax

Between:

L.K.S.

Appellant

v.

D.M.C.T.

Respondent

JUDGE: MacDonald, C.J.N.S.

APPEAL HEARD: May 24, 2007

SUBJECT: Family Law; suit costs; jurisdiction of Family Court

SUMMARY: In an application to vary child support, the Nova Scotia Family Court directed the father to pay interim suit costs to the mother. The father appeals questioning, (a) the court's jurisdiction to make a suit costs award, and (b) in any event, the amount of the award. The wife cross-appealed asserting that the amount awarded was inadequate.

ISSUES: Does the Nova Scotia Family Court have jurisdiction to award suit costs? If it does, should the amount ordered be disturbed?

RESULT: The Nova Scotia Family Court has jurisdiction to award suit costs. The amount awarded in this case ought not be disturbed. Both appeal and cross-appeal are dismissed without costs.

<p>This information sheet does not form part of the court's judgment. Quotes must be from the judgment, not this cover sheet. The full court judgment consists of 14 pages.</p>
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