

SUPREME COURT OF NOVA SCOTIA
(FAMILY DIVISION)

Citation: Children's Aid Society of Inverness/Richmond v. S.S.,
2009 NSSC 288

Date: 20090915

Docket: SFPACFSA-0589296

Registry: Halifax

Between:

Children's Aid Society of Inverness/Richmond

Applicant

v.

S.S. and D.S.

Respondent(s)

LIBRARY HEADING

Restriction on Publication: Publishers of this case please take note that s. 94(1) of the *Children and Family Services Act* applies and may require editing of this judgment or its heading before publication.

Section 94(1) provides:

“No person shall publish or make public information that has the effect of identifying a child who is a witness at or a participant in a hearing or subject of a proceeding pursuant to this Act, or a parent or guardian, a foster parent or relative of the child.”

Judge: The Honourable Justice Moira C. Legere Sers

Heard: September 9 and 10, 2009, in Port Hawkesbury, Nova Scotia

Written Decision: September 30, 2009

Subject: A contested review application arose less than 2 months following the First Disposition Order

Summary: The First Disposition Order dated May 8, 2009 arose out of a lengthy hearing. The children were reinstated into their father's joint custody to a shared parenting schedule supervised by the Agency. Effecting the proposed plan was delayed. Due to evidence including the use of Facebook, the ability of the parents to peacefully engage in a shared

parenting plan was potentially sabotaged. The Agency moved the children to the father's care with supervised access to mother.

Issue: Ought the Court to vary the First Disposition order based on the evidence provided. Reference Section 46 (4) factors.

Result: Review plan granted in part. Father and children's residence moved. Mother's supervision lifted. Further directions given to assist in the implementation of the plan.

***THIS INFORMATION SHEET DOES NOT FORM PART OF THE COURT'S DECISION.
QUOTES MUST BE FROM THE DECISION, NOT THIS LIBRARY SHEET.***