

IN THE SUPREME COURT OF NOVA SCOTIA

Citation: *Douglas v. Campbell*, 2006 NSSC 266

Date: 20060907

Docket: SFHMCA15703

Registry: Halifax

Between:

Robert Chisholm Douglas

Applicant

v.

Shirley Marjorie Campbell

Respondent

Judge: Lynch, J.

Subject: Family Law – variation of child support – dependent child

Summary: Application by father to terminate child maintenance. The child is almost 22 years of age. She completed her first university degree while living with her mother and receiving child maintenance from her father under the **Maintenance and Custody Act**. Mother asserts that there was an agreement that child maintenance would continue as long as the child was in full-time attendance at university and under the age of 24. Child was not accepted into the university programs of choice. For the 2006/2007 year she will be attending university away from home, taking courses in an undergraduate degree and hoping to be accepted into her program of choice in 2007/2008.

Issue: Is the child still dependent?

Result: There has been a material change in circumstances since the making of the last order both in relation to the parents' incomes and the circumstances of the child. There was no agreement that the child maintenance would continue while the child was in full-time attendance at university and under the age of 24. The child is no longer dependent.

**This information sheet does not form part of the court's judgment.
Quotes must be from the judgment, not this cover sheet.**