

Learn How to Handle Cross-Border Family Law Issues



2 Nov 2018 (Friday) | 2:30 pm to 5:00 pm

Raja Aziz Addruse Auditorium

Wisma Badan Peguam Malaysia
(Formerly known as Wisma Straits Trading)
Unit 2-02A, 2nd Floor
2 Leboh Pasar Besar, 50050 Kuala Lumpur

Registration Fees

Members of the Bar	RM50
Members Admitted from 1 July 2011	RM30
Law Students and Pupils in Chambers	RM30
Non-Members	RM120

CPD Code: T3/02112018/BC/BC181348/2

Registration for the event will begin at 2:00 pm

The Bar Council Family Law Committee and the International Academy of Family Lawyers ("IAFL") – a worldwide association of family law specialists – are jointly organising an event featuring panel discussions on handling cross-border family law issues. Join the event and interact with speakers from three jurisdictions, namely Australia, Singapore, and Malaysia, on how cooperation between family law practitioners from various jurisdictions can assist in handling cases involving cross-border family law disputes.

Programme

Working Together on Cross-Border Family Law Issues in Our Region

2:30 pm **International Relocation Disputes**

In an increasingly globalised world, the issue of relocation is often thrust to the forefront of family law proceedings. When a marriage or a relationship breaks down, and one parent wishes to return with the child to their home country or relocate to a third country, how do courts in various jurisdictions deal with this issue?

Speakers from Australia, Singapore, and Malaysia will discuss how their courts approach the issue of relocation, including the factors that are taken into consideration, and how the principle of the best interest of the child is applied.

Panellists:

- (1) Poonam Mirchandani
- (2) Nigel Nicholls
- (3) Foo Yet Ngo

3:30 pm **Enforcement of Foreign Orders: Maintenance and Property**

The difficulties faced by family lawyers practising in Southeast Asia in trying to enforce financial orders and family maintenance orders between countries continue to be a major problem.

In this session, Andrew Davies will outline the approach of Australia's family courts to overseas financial and maintenance orders. It will also provide an opportunity to explore options on how we may be able to improve and assist parties in their dealings between Malaysia and Australia, and between Malaysia and Singapore, on these issues.

Panellists:

- (1) Andrew Davies
- (2) Kiran Dhaliwal

4:30 pm Interactive Discussion

5:00 pm Networking Session

About the Speakers

Andrew Davies is admitted to the Supreme Court of Western Australia. He is nationally accredited as a Family Law Specialist, a mediator and Family Dispute Resolution Practitioner approved by the Attorney General's Department. Andrew has presented papers and lectures at state, national and international levels. He is an executive member of the board of the IAFL (Asia-Pacific Chapter); Chair of the Family Law and Family Rights Section of The Law Association for Asia and the Pacific ("LAWASIA"); former Chair of Australian Institute of Family Law Arbitrators and Mediators ("AIFLAM"); and the former Western Australia editor of Lexis Nexis Family Law. Andrew practises as a principal of O'Sullivan Davies, and is rated by DoYLES as a preeminent family lawyer.



Poonam Mirchandani is a Singaporean advocate and solicitor, specialising in cross-border family law matters involving child custody issues, relocation applications, international child abduction cases, etc. She has specialised knowledge of international child abduction, and recently appeared before Singapore's apex court in two Hague Convention cases. Poonam is an accredited Family Mediator with the Singapore Mediation Centre ("SMC"), an accredited Cross-Border Family Mediator, and a collaborative family practitioner. She is also a Parenting Coordinator and a Child Representative appointed by the Family Justice Courts Singapore. She is part of the Family Law Practice Committee, Singapore Law Society, and the Vice-President of the IAFL (Asia-Pacific Chapter).



Nigel Nicholls is a solicitor of both New South Wales ("NSW") and England, having been appointed a Registrar and Mediator of the Family Court, before returning to private practice. In 2004, Nigel practised in England with Taylor Vinters Solicitors in Cambridge. Nigel is a member of the International Academy of Collaborative Practice, and he established the Central Sydney Collaborative Forum. He is also a member of Collaborative Practice (NSW) and the Australian Association of Collaborative Professionals. A Fellow of IAFL, he became the inaugural President of the Asia-Pacific Chapter in 2017.



Jointly organised by
Bar Council Family Law Committee and
International Academy of Family Law

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Max Meyer is a member of the New South Wales Law Society and the Family Law Section of the Law Council of Australia, and an accredited Family Law Specialist. He is the first elected President of the newly formed Asia-Pacific Chapter of the IAFL.



He has contributed chapters to *Family Law Jurisdictional Comparisons*, published by Thomson Reuters, and *Family Law and Practice in Hong Kong (3rd Edition)*, published by Sweet & Maxwell. He has acted in international financial disputes on marital breakdown, and other disputes for high-profile and high-net-worth professional and business clients.

Foo Yet Ngo is admitted to the English Bar of England and Wales, and to the Malaysian Bar. She has been practising principally in the area of family law in her own law firm, Messrs Y. N. Foo & Partners since 1996. She was on the joint Bar Council and Attorney General's Chambers working committee to reform the Malaysian Law Reform (Marriage and Divorce) Act 1976, and has appeared as *amicus curiae* for the Malaysian Bar on a number of landmark Malaysian family law cases. She was the first Malaysian IAFL Fellow, having acted in several international divorce and cross-jurisdictional disputes and given expert opinion on Malaysian law to the Family Court in Melbourne, several English Family Courts, and the High Court of Justice, Northern Ireland.



Kiran Dhaliwal was admitted to the Malaysian Bar in 1991. Since joining Messrs Y. N. Foo & Partners in 1996, where she is now a partner, she has practised predominantly in the area of matrimonial law, including cross-border disputes. Kiran has been involved with working with women in need of protection through Women's Aid Organisation ("WAO"), as well as with All Women's Action Society ("AWAM"). Kiran and Foo Yet Ngo co-authored the Malaysian chapter in *Family Law: A Global Guide from Practical Law*, and the *International Relocation of Children: A Global Guide from Practical Law*. Kiran is also a mediator registered with the Malaysian Mediation Centre of the Bar Council.



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I would like to register for the event (all fields must be completed):

Name: _____

(Tick where applicable)

Member of the Bar (Membership No): _____

Pupil in Chambers (Petition No): _____

Others (NRIC No): _____

Email: _____

Name of Firm / Organisation: _____

Address: _____

Tel: _____ Fax: _____

Signature: _____ Date: _____

The personal information that you provide to the Bar Council, whether now or in the future, may be used, recorded, stored, disclosed or otherwise processed by or on behalf of the Bar Council for the purposes of facilitation and organisation of this event, research and audit, maintenance of a participant database for the promotion of this event, and such ancillary services as may be relevant.

Payment options:

- (1) Direct deposit to Hong Leong Bank Berhad (Account No: 002-00-76064-5); or
- (2) Cheque or bank draft, payable to "Malaysian Bar"; or
- (3) Cash payment (up to RM250 only), at the ground floor of the Bar Council Secretariat.

All payments must be made in advance of the event, and include all bank charges. Registration will be confirmed once proof of payment is provided by email or fax, and full payment is received.

Places are limited and registration is on a first come, first served basis.

Cancellations must be made in writing. There will be no refunds for cancellations made after **31 Oct 2018 (Wednesday)** but substitutions are allowed. The organiser reserves the right to modify, cancel or postpone the event, should circumstances arise that make such action necessary, whereupon all registration fees paid will be refunded.

- (1) Materials will be emailed only. No printed notes will be provided.
- (2) No recording of the event is permitted via any means at any time.
- (3) No part of the event content may be used / reproduced in any form without the written and explicit consent of the Bar Council and speaker(s).

Points for the Continuing Professional Development ("CPD") Scheme will not be awarded to Members of the Bar and pupils in chambers who arrive more than 15 minutes late, are not present throughout the event, or leave before its scheduled end.

Please direct all correspondence (including completed registration forms and proof of payment) and enquiries to:

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