

The ISFL Family Letter
Spring, 2005

Published by the International Society of Family Law by Prof. Margaret F. Brinig, Editor, the Family Letter: Newsletter of the ISFL, College of Law, University of Iowa, Boyd Law Building, Iowa City, IA 52245
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MESSAGE OF THE PRESIDENT:

To the last meeting of the Executive Council, held in The Hague, The Netherlands, I submitted a short paper as a basis for a discussion to what extent the ISFL fulfills its objectives set forth in the by-laws of the Society.

The Society has for the last thirty years based its activities on four pillars. My questions were: Are these pillars sufficient? Can they be handled a better way?

1. World Conferences

There is no firm pattern as regards the intervals between world conferences of the Society. I asked if the high level of interest in the work covered would justify a two, rather than three-year interval.

The view of the Council was that at present three years interval was sufficient.

The Council agreed with my view that the world conferences have been successful.

2. Regional Conferences.

The Council agreed with my view that regional conferences have been very successful. With four regional conferences in prospect, there is no need for the Council itself to propose or organise such conferences.

3. International Survey

In my view, and the Council agreed, Andrew Bainham had done an excellent job with the International Survey, that it cannot realistically be enlarged further in its coverage and scope.

4. Newsletter

In my view, and the Council agreed, Margaret Brinig has made the Newsletter a very good link between the Executive Council and the members of the Society, and a good vehicle for announcing important news.

The Council suggested that the newsletter might publish short pieces dealing with developments in particular countries submitted by Society members.

In addition, I raised the issue of the Society's role and status at international forums and if Organisation of the Society was satisfactory.

The general conclusion of the discussion was that there was no great need to undertake any major changes in the work and functions of the Society. I think, however, that the members should have an opportunity to consider these issues and comment upon them. They may have other views and ideas. I will therefore suggest that we put these questions on the agenda for the General Meeting in Salt Lake City. I also invite members to comment upon them by sending me or any other officer of the Society by mail or e-mail or make suggestion that may make our Society a better instrument for our common goals. My email address is: peter.lodrup@jus.uio.no.

I hope to see many of you at our World Congress in Salt Lake City in July.

Peter Lodrup

REPORT FROM THE NOMINATION COMMITTEE

1. The nomination committee was set up by The Executive Council with the following members: Marie-Therese Meulders, Rainer Frank, Lynn Wardle, Petar Sarcevic and Peter Lødstrup.

The task of the committee was to nominate candidates for the following positions of The International Association of Family Law:

President

Six Vice Presidents

Secretary General

Treasurer

2. Acting officers are:

President:

Peter Lødrup, Norway

Vice Presidents:

John Dewar, Australia
Nigel Lowe, UK
Martin Casals, Spain
Marygold Melli, USA
Bart Rwezaura, Hong Kong
Bea Verschraegen, Austria

Secretary General:

Gillian Douglas, UK,

Treasurer:

Paul Vlaardingerbroek, The Netherlands

3. In addition to the qualifications of the candidates, the nominating committee looks for a geographical diversity. We have found it important that the officers of the Society represent all the parts of the world where the Society has its members.

With this background we nominate as

President:

Paul Vlaardingerbroek, The Netherlands.

Paul Vlaardingerbroek, born in 1951, is a full-time Professor of Law at the Private Law Department, Tilburg University, The Netherlands. He is also deputy judge in the Court of Appeal in Den Bosch, and deputy judge in the District Court in Rotterdam and officer in the Council for the Administration of Criminal Justice and the Protection of Juveniles. His main field of research is Family Law and the Law with regard to Children's Rights and Child Protection.

Vice Presidents:

Nigel Lowe, Great Britain; Bea Verschraegen, Austria; Martin Casal, Spain ; Dominique Goubau, Canada ; Olga Dyuzheva Russia ; and June Sinclair, Australia.

The first three persons are nominated for re-election. John Dewar, Marigold Melli and Bart Rwezaura do not want to be re-elected or excluded from re-election by the by-laws saying that no Officer can serve for more than three periods in the same office.

Nigel Lowe is Professor of Law is Professor of Law, Cardiff Law School, University of Wales, UK.

Bea Verschraegen is Full Professor of Law, Institute of Comparative Law, University of Vienna, Austria. She is the convenor of the 2008 World Conference of the ISFL. She has also served as the Director of the Department on Comparative Law, Uniform Law and Private International Law at the Law Faculty of the Univ. of Vienna (since 2005); President of the International Commission on Civil Status (Strasbourg, 2000-2002), Honorary President (since 2002).

Miquel Martí-Casals is Professor of Civil Law, University of Girona, Spain. He is Director of the Observatory of European and Comparative Private Law of the University of Girona (since 2003).

Dominique Goubau is Professor of Law at Université Laval, Québec, Canada.

Olga Duizheva is Professor of Law, Moscow State University, Russia

June Sinclair has been Pro-Vice-Chancellor at the University of Sydney since July 2003. She is the Head of the College of Humanities and Social Sciences at Sydney, which is comprised of six faculties, including Law. She is currently an honorary Professor of Law at the University of Pretoria, South Africa, and was Dean of the Faculty of Law at the University of the Witwatersrand, Johannesburg, South Africa, from 1986-1990.

Secretary General: Marsha Garrison.

Marsha Garrison is Professor of Law, Brooklyn Law School, NY, USA. Professor Garrison's area of expertise is in family law, and in particular child custody issues and equitable distribution laws. Her empirical analyses of judicial decision making in divorce cases and the impact of New York's Equitable Distribution Law on divorce outcomes have been widely cited. She is a member of the advisory board of the *Journal of Law and Family Studies*, an interdisciplinary journal.

All nominated persons are now serving as members of the Executive Council of the ISFL.

Treasurer:

The Committee is still working to find a candidate.

April, 2005,
Marie Therese Meulders, Lynn Wardle, Petar Sarcevic,
Rainer Frank, Peter Lødrup

Professor Peter Lødrup

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Postboks 6706, St. Olavs plass
0130 Oslo

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REPORT OF THE SECRETARY-GENERAL:

**ELECTION TO THE EXECUTIVE COUNCIL
2005**

Please note the arrangements for the forthcoming elections:

Nominations to stand for election to the **Council** must be made by **two** members of the Society, signed by them and signifying approval by the nominee. Nominations to stand for election as an **officer of the Society** must be made by **five** members, signed by them and signifying approval by the nominee.

All nominations must be sent to me. I can accept nominations by letter, fax or email provided I receive a separate communication from the nominee signifying their approval.

The deadline for my receiving nominations is **FRIDAY, 20 MAY, 2005**

My postal address is
Prof G Douglas,
Cardiff Law School,
Museum Avenue,
Cardiff CF10 3XJ,
Wales, UK

REPORT OF THE TREASURER:

**Dear ISFL-member, dear colleague,
Herewith I give you an overview of our financial results in the past year 2004:**

Balance ISFL	2004	
<u>In:</u>		<u>Out:</u>
Subscriptions	11516,45 ¹	Bankcharges
	404,81	

¹ Including provisions, costs, etc.

Interest	384,49	<i>Expenses:</i>	
Royalties	649,65	Board	1149,00
Sundries	144,75	Treasurer	489,00
		Sundries	3320,88
		Survey	11300,10
	-----+		-----+
Subsaldo	12695,34		16663,79
Negative result	3968,45		
	-----+		-----+
Total	16663,79		16663,79

Total Dec. 31, 2004:	Euro 30.241,38
Total Dec. 31, 2003:	Euro 33.982,19

Negative result 2004:	Euro 3740,29

The differences in the financial results are caused because of the value of our shares at the Robeco account.

One of the problems a treasurer faces is the updating of addresses. Far too often, books and letters are returned to me, to one of the other officers or to the publisher. Please note that you can send your change of address to me, preferably by email (eventually by card or fax). As we try to communicate much more often by email, I ask you to *mention your email address* to me if this address is not the one published in the current list, which can be viewed on our website.

If you want to be *deleted as member*, please mention this to me before 1st November, otherwise your membership will automatically renewed. So if I have not received such a message, I will see this as a renewing of your membership and you will have to pay for the coming year.

Please note that those who must pay for the year 2005 (and the years after 2005) have received a message from me by mail or post. Thanks in advance for your kind cooperation in this matter. For the third time I have also send reminders to those who had not yet paid their dues for the previous year(s). If I will not receive the money before next May, I shall delete the members who have not paid their dues in due course. If you might have questions with regard to your payment or registration, please do not hesitate to send your question to me.

Best wishes, Paul Vlaardingerbroek (treasurer)
Prof. mr. Paul Vlaardingerbroek
Den Hooiberg 17
4891 NM Rijsbergen
THE NETHERLANDS
Tel: +31 (76) 5962381
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e-mail: p.vlaardingerbroek@uvt.nl

REPORT OF THE SURVEY EDITOR
**THE INTERNATIONAL SURVEY OF FAMILY
LAW**

**Editor's Report, Executive Council, The Hague,
February 19th 2005**

I THE 2005 AND 2006 EDITIONS

Almost all the contributions have now been received for the 2005 Survey while commissioning for the 2006 volume is ongoing.

The 2005 Edition

There is an exotic flavour about the 2005 edition, containing as it will contributions from the Bahamas and the Solomon Islands for the first time. After the Annual Review of International Family Law, written again by Dr. Ursula Kilkelly, the full list of contributing jurisdictions is as follows:

Argentina, Australia, Azerbaijan (also for the first time), The Bahamas, Brazil, Bulgaria, Canada, Chile, China, Denmark, England and Wales, France, Germany, Greece, India, The Republic of Ireland, Italy, Japan, Kenya, New Zealand, Russia, Scotland, The Solomon Islands, Sweden, Uganda and the United States.

The editing is well underway and it is to be hoped that the Survey will be published by early July and in time for the World Conference. Again the Survey will contain French abstracts before each article. Our thanks are once again due to Professor Hugues Fulchiron and his colleagues in Lyon for undertaking the translation of the abstracts from English to French. As members of the Executive Council will be aware, this is an experiment which we instigated in 2004. As Editor of the Survey, I would appreciate some feedback from Council members about whether or not we should continue providing these abstracts.

The 2006 Edition

I have thus far secured just over twenty offers for the 2006 edition. While this is a reasonable start, I know that this is seriously below the number of required offers if we are to produce again in 2006 an edition containing about 28 articles. This has been the standard number in the last few years. In order to achieve a volume of this size, between 35-40 offers are usually required. I will therefore be exploring with

Council members in the Hague whether they can assist with increasing the number of offers for the 2006 volume, either by agreeing to write themselves or by suggesting other writers where I do not already have a contributor for their respective countries. Time is of the essence since I will need the completed articles by the Autumn of this year. As always the problem confronting the Editor, soon to be the problem of my successor, is not simply one of persuading enough people to agree to contribute. It is also a matter of securing the article in time for publication. Members of Council may be surprised to discover that as many as twelve of those who promised to deliver an article for the 2005 edition failed to deliver-hence the ongoing need for a significantly larger number of offers than articles actually required. It should not be like this, but it is and always has been.

II SALES OF THE SURVEY

I have recently made enquiries of the publishers to ascertain how many copies of the Survey have been sold. Jordans of Bristol have now published five annual volumes. I found it well nigh impossible to obtain reliable and accurate figures from the previous publishers, but Jordans have given me figures which, although they may not be one hundred per cent accurate, are sufficiently close to the true position to be worth setting out by way of report. The reason why it is somewhat difficult to provide absolutely accurate figures is because the Society has a fluctuating membership from year to year and also because the publishers do send out a significant number of gratis copies at the request of the Society. It is also the case that there has been an ongoing problem in ensuring that everyone who is entitled to the Survey actually receives it. Not all contributors, for example, are members of the ISFL, but they are nonetheless entitled to a free copy. Then there can also be problems with the postal system and with changes of address. The publishers' policy is always to send out a volume to anyone who claims not to have received his or her entitlement. It is a major logistical exercise every year undertaken by the Treasurer in conjunction with the publishers.

With that caveat, the figures which I have obtained from the publishers are as follows:

2000 Edition

ISFL Copies – 600
Commercial Sales – 124
Total Sales – 724

2001 Edition

ISFL Copies – 600
Commercial Sales – 173
Total Sales – 773

2002 Edition

ISFL Copies – 600
Commercial Sales – 196
Total Sales – 796

2003 Edition

ISFL Copies – 580
Commercial Sales – 194
Total Sales – 774

2004 Edition

ISFL Copies – 640
Commercial Sales – 140
Total Sales – 780

It should be borne in mind that the 2004 Edition clearly has not finished selling and it seems likely that with this volume we will exceed the total figure of 800 sales for the first time. It is worth noticing also that the apparent drop in sales between 2003 and 2004 was almost entirely attributable to a temporary fall in the Society's membership that year.

The broad picture seems to be that we can expect to sell around 200 copies of the Survey on top of the number of copies which the Society itself purchases for its fluctuating membership. There is a question about whether the Society could do anything further to push up the number of commercial sales. As far as individual purchasers are concerned, I think this is very unlikely. Those individuals who are sufficiently interested in acquiring the Survey are much more likely to acquire it by joining the Society. The publishers inform me that the commercial sales are very largely library sales. I have suggested in the past that we might do more to encourage our members to persuade the libraries of their respective institutions to purchase the Survey. While I am sure that a certain amount of this has already taken place, I think it would do no harm if the officers of the Society were again to find some effective means of encouraging, through the membership, more library sales across the world. My instinct on this is that, while we are unlikely ever to be talking about large commercial sales, there is at least some scope for pushing these sales up further.

III THE EDITORSHIP

As members of the Executive Council are aware I will stand down as Editor as from the Utah Conference after more than a decade in the post. I have recently been in touch with my successor, Bill Atkin of Wellington, New Zealand. In Bill Atkin the Society will have an able and energetic Editor. I have every reason to believe that there will be a smooth transition. I will

remain responsible for the 2005 and 2006 Editions. Bill Atkin is aware that he will need to begin the commissioning process for the 2007 Edition after the Utah conference if not at it.

I will be providing Bill Atkin with what is now an extremely long list of contacts across the world. Almost everything to do with the Survey is now done through e-mail and e-mail attachment, quite unlike the situation when I became editor in 1994. At that point there were significant numbers of contributors who had to be contacted by good old-fashioned 'snail mail'. I believe that this will make the job of the incoming editor considerably easier. This is also very important given that the Editor and the publishers will be at opposite ends of the globe. The comforting reassurance which I can give to the Council is that in recent years there has rarely, if ever, been a need for me to have direct contact with the publishers, pleasant though that has been when it has happened. I have also reassured Bill Atkin on this point.

I think it is worth emphasising again that the Editor, whoever that may be, needs help in producing the Survey. It is a major undertaking every year and the responsibilities never really recede. At any given time the Editor is working on two volumes-commissioning for one and editing another. However, the task of editor can be facilitated in a number of ways. First, I think that every effort should continue to be made to find active Associate Editors for the under-developed world who can do a lot to take the burden of commissioning away from the editor. It is much easier for someone who has the active contacts on the ground to handle this side of things, leaving the Editor free to concentrate on editing. There is no doubt that Bart Rwezuara has done a great deal to advance the representation of African countries in the Survey since he became Associate Editor. I warmly thank him for this. He and I have been making enquiries about a possible replacement as Associate Editor for Africa when he also retires from this post at the World conference. We are hopeful that Dr. Fareda Banda of the School of Oriental and African Studies in the University of London may take up this role, but this is not yet certain. The Society also needs, in my view, to work hard to find capable Associate Editors who can cover Asia and Latin America. A previous experiment with an Asian Associate Editor was not a long-term success and we have always struggled to commission in Latin America.

I wish Bill Atkin every success with the Survey and will give him as much assistance as I can in the transitional period. But ultimately the continued success of the Survey is going to depend a lot on members of the Society being will to share the burden. And of course it is also dependent on

people continuing to write for it. I am glad to have the opportunity to remind Council members more directly of this when we meet in the Hague this weekend.

ANDREW BAINHAM

REPORT OF THE NEWSLETTER EDITOR: NEW DEVELOPMENT!

The Council has asked me to introduce a new feature to appear in the newsletter beginning with the fall issue. Short pieces describing interesting developments in various countries will enhance the knowledge of all the membership, will supplement the excellent Annual Survey in a timely way, and in addition may serve as a publication for more junior members. I am accordingly pleased to solicit short articles (less than 1000 words) on developments in various countries, and will endeavor to publish at least one each issue, depending upon the number of submissions and their lengths. The Council would be particularly pleased to receive submissions from outside Europe and North America.

Website Updates: A very preliminary version of the Website has been running for some time. At present, we are updating and reorganizing somewhat. The new version replaces the old one and can be found at <http://www.law2.byu.edu/ISFL/index.html>.

The American Association of Law School, Family Law Section Website is now available at <http://www.uiowa.edu/~mfblaw/aals.html>. Section members have provided material, but more suggestions would be welcome, including links, class materials, exams you don't mind being generally available, or anything else you'd like to supply. You may write her at margaret-brinig@uiowa.edu, and may attach electronic versions of any submissions.

UPCOMING CONFERENCES & CALLS FOR PAPERS:

The 12th World Conference of the International Society of Family Law (ISFL)
Salt Lake City, Utah, USA, July 19 - 23,
2005 on Family Law - Balancing
Interests and Pursuing Priorities
Conference website:
<http://www.law2.byu.edu/ISFL/saltlakeconference.htm>

Dates: The Conference will run from 2:00 p.m.

Tuesday, July 19 through 11:00 a.m. Saturday, July 23, 2005.

Theme: The 12th World Conference will consider the current state of family law doctrines, principles, theories, practices, and procedures in specific countries, and from comparative, international, historical and theoretical perspectives concerning marriage, other relationships (such as domestic partnerships), adoption, paternity, divorce, custody, visitation, support, maintenance, domestic violence, mediation, marriage initiatives, efforts to reduce family instability, decision-making for children, custody, support, property division, balancing work and family, etc. The theme suggests family law (like family life) often involves a delicate high-wire "juggling act," balancing important interests while seeking priorities. The theme is intended to be broad and inclusive and to accommodate papers dealing with a wide range of family law subjects from all jurisdictions, legal systems, disciplines, and theoretical perspectives.

Paper Proposals: Persons who wish to present papers at the ISFL 12th World Conference are invited to submit proposals containing: (1) a one-page abstract of the proposed paper naming the presenter(s), (2) contact information: Name, Title, Position, University or Institutional affiliation, post address, telephone, fax, and email, and (3) a 50-75-word mini-resume or bio of the presenter(s). Proposals must be submitted by March 25, 2005 by email (if possible) to Professor Marygold Melli, Email: msmelli@wisc.edu, or to her at Law School, University of Wisconsin-Madison, 975 Bascom Mall, Madison, WI 53706, USA, fax: 608-262-5485, telephone: 608-262-1610.

Venue: The conference will convene at the Little America Hotel in Salt Lake City. The ISFL room rates are: \$69, or \$99, or \$120 per room, plus taxes (about 11 percent); for reservations go to <http://www.littleamerica.com/slcc/>; the reservation code is INTL0705. The hotel is ½-mile south of the main downtown shopping and tourist center of Salt Lake City. A light rail train runs through the town and stops at the hotel; there is no charge to ride the train from the hotel to the downtown area or the distance can be walked in 10-12 minutes. The 4-diamond hotel has a swimming pool, garden areas, parking, lovely facilities, and provides free shuttle service to/from the airport every 20 minutes. Thursday the conference will travel by bus 45 miles to Brigham Young University Law School in Provo, Utah. Daily social events will be planned. You may register online at the conference website: <http://www.law2.byu.edu/ISFL/saltlakeconference.htm>.

City and Region: Salt Lake City is a beautiful city located at 4400 ft. (1420 m.) elevation on the western slope of the Wasatch range of the Rocky Mountains, beside the Great Salt Lake, one of the largest saline lakes in the world.

The city and suburbs have an ethnically diverse population of nearly one million, and it is easily accessible by air (the international airport, just ten-minutes from the city center, is served by many major airlines, and is a "hub" for Delta Airlines), by train, and by automobile or bus. Salt Lake City is the cultural and political center of Utah and the crossroads of the American west (where Interstate 15 from Los Angeles and Interstate 80 from San Francisco intersect). The City has abundant cultural offerings (museums, concerts), historic (pioneer) sites, parks, and inspiring attractions. Nearby mountains (just minutes away by car) provide a beautiful backdrop and great recreational opportunities. Utah is widely known as a safe and friendly state, and a many of its citizens are fluent in other languages.

Salt Lake City is ideally situated for wonderful pre- and post-conference vacation travel. It is located in the west, near some of the greatest national parks in America. Zion Canyon, Bryce Canyon, and Arches National Parks are about four hours away by car; Anasazi Indian cliff ruins are nearby, and the fabulous water-filled canyons and cliffs of Lake Powell are just two hours further, as is the north rim of the breathtaking Grand Canyon, (and also Las Vegas, Nevada for those who prefer bright lights to natural wonders). The majestic Grand Tetons National Park is a five hour drive north of Salt Lake City, and an hour further is Yellowstone National Park with its incredible geysers, hot pools, rivers, waterfalls, lakes, mountains, moose, elk, bears and other wildlife. Seven large ski/summer resorts are within 45 miles of Salt Lake City, where the 2002 Winter Olympics were hosted. Dozens of campsites, trails, lakes and rivers are nearby.

Keynoters: Among the keynote presentations confirmed are those by Utah Supreme Court Chief Justice Christine Durham (a former family law teacher); Professor John Eekelaar, Oxford University; Professor Yinlan Xia, China University of Political Science and Law (and President, China Family Law Association); Prof. Bea Verschraegen, University of Vienna; Masha Antokolskaya, Free University of Amsterdam; Patrick Parkinson, University of Sydney;

Convenor: Professor Lynn D. Wardle, Email: <lynn_wardle@byu.edu>; 518 JRCB, Brigham Young University Law School, Provo, UT 84602; tel. (801) 422-2617; fax (801) 422-0391. Conference Manager: Ms. Marcene Mason, 553 JRCB, BYU, Provo, UT 84602; tel. (801) 422-2079; fax (801) 422-0391; Email:<masonm@lawgate.byu.edu>.

PROFESSOR LYNN D. WARDLE

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REGIONAL/INTERNATIONAL CONFERENCE IN AMSTERDAM, THE NETHERLANDS OF CHILD PROTECTION

28th November - 30th November 2005

www.childprotection2005.nl

Why?

Children in need are the concern of parents, professionals, policy makers, society, and last but not least of the children themselves. Children who are in need and children who cause serious problems are entitled to protection and help.

What is the future of child protection? In 1905, legislation on children and young people entered into force in the Netherlands: a law concerning the removal of parental authority, a juvenile justice act, and a law on child protection measures. In the same period, similar laws came into force in other European countries. The Century of the Child, declared by Ellen Key, had just begun.

One hundred years later it is time for retrospection, for reflection and a new perspective. The Convention on the Rights of the Child is a recent international instrument with standards and procedures that form the basis for the protection of children. During the conference there will be an exchange of ideas, experiences, solutions and visions, concerning the past and the future, between East and West and North and South. The conference will be a breeding ground for new ideas, good practices and promising perspectives.

Objective: To formulate a set of inspiring recommendations and principles for everyone working to realise the protection of children.

Preliminary Program

Monday 28 November 2005:

11.00 - 13.00 Registration and lunch

13.00 - 13.30 Opening by opening on behalf of the Dutch Government

13.30 - 15.00 Two keynote speakers and discussion

15.00 - 15.30 Coffee Break

15.30 - 17.00 Workshops

17.30 - 18.30 uur Welcome Reception at City Hall

Tuesday 29 November 2005:

09.00 - 10.30 Two keynote speakers and discussion

10.30 - 11.00 Coffee Break

11.00 - 12.30 Twee keynote speakers and discussion

12.30 - 13.30 Lunch

13.30 - 15.00 Workshops

15.00 - 15.30 Coffee Break

15.30 - 17.00 Workshops

19.00 - Conference dinner

Wednesday 30 November 2005:

09.00 - 13.00 Visit tot Youth Institutions in Amsterdam and surroundings

13.00 - 14.00 Lunch

14.00 - 14.45 Keynote speaker and discussion

14.45 - 15.30 Design Recommendations in groups

15.30 - 16.00 Coffee Break

16.00 - 17.30 Final session with presentation of the Recommendations

17.30 - 19.00 Closing Reception

Call for papers:

Abstracts and papers must be submitted by 1 June 2005.

RECENT PUBLICATIONS OF NOTE BY ISFL MEMBERS:

(Compiled by Associate Editor Laurence C. Nolan, Professor of Law, Howard University School of Law, 2900 Van Ness St., N.W., Washington, D.C. 20008, tel. (202)806-8064, fax - 8428 lnolan@law.howard.edu)

1. Family Law in General: History; Theories; Overviews

Andrew Bainham, **CHILDREN: THE MODERN LAW, 3rd Ed.** (Jordan Publishing Co., 2004).

Susan B. Boyd, "Family Law in Changing Societies," in the **Blackwell Companion to Law and Society** (2004), (Austin Sarat, ed.) pp. 255-270.

Susan B. Boyd (with C. Young), "Feminism, Law, and Public Policy: Family Feuds and Taxing Times," 42 *Osgoode Hall Law Journal* (2004).

Ann Laquer Estin, "Embracing Tradition: Pluralism in American Family Law," 63 *Maryland Law Review* 540 (2004).

David D. Meyer, "Domesticating *Lawrence*," 2004 *The University of Chicago Legal Forum* 453 (2004).

Barbara Stark, "Introduction: Practical Applications and Critical Perspectives in International Family Law," 38 *Family Law Quarterly* 475 (2004).

Mark Strasser, "The *Lawrence* Reader: Standhardt and Lewis on Women in Love," 24 *Saint Louis University Public Law Review* 59 (2005).

Jennifer Wriggins, "Domestic Violence in First-Year Torts," 54 *Journal of Legal Education* 511 (2004).

2. Before/Creation of Spousal or Quasi-Spousal Relations

Brian H. Bix, "The Public and Private Ordering of Marriage," 2004 *The University of Chicago Legal Forum* 295 (2004).

Susan B. Boyd, (with C. Young), "From Same-Sex to No Sex?" *Trends Toward Recognition of (Same-Sex) Relationships in Canada*, 1 *Seattle Journal of Social Justice* 757 (2003).

Marsha Garrison, "Is Consent Necessary? An Evaluation of the Emerging Law of Cohabitant Obligation," 52 *UCLA Law Review* 815(2005)

Katherine Shaw Spaht, "How Law Can Reinvigorate a Robust Vision of Marriage and Rival its Post-modern Competitor," 2 *Georgetown Journal of Law & Public Policy* 449 (2004).

Lynn D. Wardle, "The 'Withering Away' of Marriage: Some Lessons From the Bolshevik Family Law Reforms, 1917-1926," 2 *Georgetown Journal of Law & Public*

Policy 469 (2004).

3. Before/Creation of Parent-Child or Similar Relations

Cynthia R. Mabry, "Who is my Real Father?" - The Delicate Task of Identifying a Father and Parenting Children Created From an In Vitro Mix-Up," 18 *National Black Law Journal* 1 (2004).

Cynthia R. Mabry, "Who is the Baby's Daddy (and Why Is It Important for the Child to Know)?," 34 *University of Baltimore Law Review* 211 (2004).

4. Spousal Relations in the Ongoing Family or Similar Relations

Carol Bruch, "The Unmet Needs of Domestic Violence Victims and Their Children in Hague Child Abduction Convention Cases".

The original version appears as a chapter at *Les Enlèvements d'Enfants à Travers les Frontières* 225 (H. Fulchiron ed. 2004) An expanded version was published under the same title at 38 *Family Law Quarterly* 529 (2004)

Federica Giardini, "Verso una disciplina giuridica delle same-sex partnerships in diritto inglese (about the future new English law on the same-sex partnerships)," in *Familia* 149 (2004).

5. Parent-Child Relations in the Ongoing Family or Similar Relations

6. Termination/Post-Relations of Spouses & Quasi-Spouses

7. Termination/Post-Relations of Parents and Children

Susan B. Boyd, "Contextualizing the Best Interests of the Child: Justice L'Heureux-Dubé's Approach to Child Custody and Access Law," in **Adding Feminism to Law: The Contributions of Justice Claire L'Heureux-Dubé** (Elizabeth Sheehy, ed.)(Toronto: Irwin Law Inc., 2004), pp. 165-187.

Susan B. Boyd (with Helen Rhodes), "Reforming Custody Laws: A Comparative Study," 18 *International Journal of Law, Policy and the Family* 119 (2004).

Susan B. Boyd, "Demonizing Mothers: Fathers' Rights Discourses in Child Custody Law Reform Processes," 6 *Journal of the Association for Research on Mothering* 52 (2004).

Margaret F. Brinig, "The Child's Best Interests: A Neglected Perspective on Interracial Intimacies. Book Review of *Interracial Intimacies: Sex, Marriage, Identity and Adoption*, by Randall Kennedy," 117 *Harvard Law Review* 2129 (2004).

William Duncan, "The Development of the New Hague Convention on the International Recovery of Child Support and Other Forms of Family Maintenance," 38 *Family Law Quarterly* 663 (2004).

Merle H. Weiner, "Using Article 20," 38 *Family Law Quarterly* 583 (2004).

Other Publications Notes:

NOTE: The Newsletter will publish notices of recent publications dealing with family law topics if the following information—Name of author, title of article or chapter, title of book or journal in which it is published, the volume and pages, the year of publication (and if the title of the article, chapter and/or book or journal is not in English a translation of the same into English - so that the entry can be placed in the appropriate category)—is sent to Prof. Laurence C. Nolan, Howard University School of Law, 2900 Van Ness Street, N.W., Washington, DC 20008; 202-806-8428 (fax); lnolan@law.howard.edu (e-mail).

PERSONAL NOTICES:

Professor Judith Masson, M.A., PhD Professor of Law at Warwick University England has been appointed as the academic member of the newly *established Family Justice Council for England and Wales*. The Chair of the Council is the President of the Family Division of the High Court. The Council's primary role is to promote an inter-disciplinary approach to the needs of family justice, and through consultation and research, to monitor the effectiveness of the system and advise on reforms necessary for continuous improvement. Amongst the matters being considered are improving the quality and supply of expert witnesses in family cases and increasing openness in the family justice system. Local Family Justice Councils are also being established, building on a system originally put in place to support the implementation of the Children Act 1989. Further details of the Council can be found on its web site <http://www.family-justice-council.org.uk/index.htm> Plans are already under way to use the web site to disseminate information about research relevant to family justice professionals.