Family Law EARLY Intervention UNIT
Resolving legal issues before they get serious

Factsheet 14

Legal Aid NEW SOUTH WALES

SEPARATION WITH CHILDREN

Not Agreed

Urgent or Mediation not Suitable
E.g Family violence; Recovery Orders; Airport Watch List

No s60I certificate needed – Apply to court for exemption

Mediation
(Family Dispute Resolution) Options: Legal Aid NSW Conference, Family Relationships Centre or Private Mediators

Section 60I certificate issued by FDR service/practitioner; cannot proceed to court without

Agreed

Formal Agreement
entered into voluntarily and in writing

Consent Orders
Enforceable – Must be filed with court

Parenting Plan
Not enforceable – written agreement signed and dated

Informal Agreement
(Written or Verbal)

Court
(Local Court; Federal Circuit Court or Family Court)

Final Parenting Orders - Enforceable

Interim Parenting Orders (temporary) - Enforceable

Contravention/Enforcement Applications – Possible Criminal Sanctions