



Forum on Domestic Violence and the Operation of Article 13(1)(b) of the 1980 Child Abduction Convention

Sandton, South Africa, 18-21 June 2024

Protea Hotel by Marriott Johannesburg Balalaika

PROGRAMME

Tuesday 18 June 2024	
Time	Item
17:00	<p>Opening Session (also for online participants), followed by a reception at the Protea Hotel by Marriott Johannesburg Balalaika, hosted by the South Africa National Convention Bureau (<i>smart casual attire</i>)</p> <p>Remarks from</p> <ul style="list-style-type: none">• University of Pretoria / South Africa National Convention Bureau• John Jeffery, Deputy Minister of Justice and Constitutional Development• Christophe Bernasconi, Secretary General HCCH
Wednesday 19 June 2024	
Time	Item
9:00 – 9:15	Morning coffee
9:15	Opening address by The Honourable Justice Mandisa Muriel Lindelwa Maya , Deputy Chief Justice of South Africa

9:30 – 11:15	<p>Session 1</p> <p>Key actors in the operation of Article 13(1)(b) in DV cases</p> <p>Moderator: Justice Baratang Constance Mocumie (South Africa), Justice at the Supreme Court of Appeal</p> <p>Justice Victoria Bennett (Australia), Justice at the Federal Circuit and Family Court of Australia, Melbourne (<i>online</i>)</p> <p>Stefan Schlauss (Germany), Director of the International Civil Law branch in the Federal Office of Justice in Bonn/Germany</p> <p>Judge Martina Erb-Klünemann (Germany), Judge at the Family Court, District Court of Hamm</p> <p>Alison Shalaby (United Kingdom), CEO of reunite International Child Abduction Centre</p> <p>Michelle Najara Aparecida Silva (Brazil), General-Coordinator of the Federal Administrative Central Authority-Moj /</p> <p>Boni de Moraes Soares (Brazil), National Procurator of the Union for International Affairs</p> <p>Jessica Raffal (Australia), Managing Lawyer ISS Australia</p> <p>Q&A</p>
11:15 – 11:30	Coffee break
11:30 – 13:00	<p>Session 2</p> <p>The trauma caused by DV and child abduction on victims</p> <p>Moderator: Adrienne Barnett (United Kingdom), UK lead on the international strategy group of Hague Mothers (a FiliA legacy project) and Reader in Law at Brunel University</p> <p>Louise Godbold (United States of America), Executive Director of Echo (Center for Nonviolent Education and Parenting)</p> <p>Josimar Mendes (United Kingdom/Brazil), psychologist and research associate at University of Oxford, Department of Computer Science (<i>online</i>)</p> <p>Sarah Calvert (New Zealand), Clinic psychologist and Family Court expert (<i>online</i>)</p> <p>Anne McKechnie (Scotland, United Kingdom), Consultant Forensic Clinical Psychologist at Scottish Child Abuse Inquiry (<i>online</i>)</p> <p>Aleisha Ebrahimi (United Kingdom), Senior Policy Advisor to the Domestic Abuse Commissioner for England and Wales (<i>online</i>)</p> <p>Q&A</p>
13:00 – 14:00	Lunch break

14:00 – 15:30	<p>Session 3</p> <p>Lived experiences of abduction cases involving DV</p> <p>Roz Osborne (United Kingdom), CEO of GlobalARRK; Ruth Dineen (United Kingdom), FiLiA Hague Mothers, International Coordinator; Juliana Santos Wahlgren (Belgium/Brazil), Executive Director, Revibra; Janaína Albuquerque (Brazil), Lawyer, and legal coordinator at Revibra – to coordinate with a range of survivor and advocate groups including Her Hague Story (Australia), New Zealand Hague Collective, Narkis Golan Initiative (US) – <i>Possible use of recorded video messages (with English subtitles)</i></p> <p>Q&A (no direct questioning of victims)</p>
15:30 – 15:45	Coffee break
15:45 – 17:30	<p>Session 4</p> <p>Approaches to hearing the child in return proceedings where DV is raised Moderator: Freia Carlton (Australia), Associate Director Mediation Victoria Legal Aid</p> <p>Introduction by Noelle Hunter (United States of America) Clinical Assistant Professor, University of Alabama in Huntsville, and Founding Partner in the Coalition to End International Parental Child Abduction</p> <p>Ana Quintella (United States of America), lead counselor of Learn4life High Schools, adult survivor</p> <p>Michelle Fernando (Australia), Senior Lecturer in Law, University of South Australia (<i>online</i>)</p> <p>Stephanie Brandt (United States of America), Adult and Child Psychiatrist and Clinical Assistant Professor of Child Psychiatry at Weill Cornell Medical College (<i>online</i>)</p> <p>Kerri Phillips (Australia), Independent Children’s Lawyer for the Child</p> <p>Judge Martina Erb-Klünemann (Germany), Judge at the Family Court, District Court of Hamm</p> <p>Session 5</p> <p>Mediation and other ADR methods in return proceedings where DV is raised Moderator: Freia Carlton (Australia), Associate Director Mediation Victoria Legal Aid</p> <p>Craig Schneider (South Africa), Director/Partner at Craig Schneider Associates, with a practice in family law and mediation</p> <p>Valentina Shaknes (United States of America), Attorney specializing in The Hague Convention Child Abduction issues / Krauss Shaknes Tallentire & Messeri LLP</p> <p>Q&A</p>
18:30	Reception, Protea Hotel by Marriott Johannesburg Balalaika, hosted by Brazil (<i>formal or traditional attire</i>)

Thursday 20 June 2024

Time	Item
9:00 – 9:30	Morning coffee
9:30 – 11:15	<p>Session 6</p> <p>Return and non-return decisions in abduction cases involving DV (incl. risk assessment)</p> <p>Mr Justice Cobb (United Kingdom), Justice of the High Court in the Family Division, to present the case in <i>Re A (Article 13(b): Mental ill-health) [2023] EWHC 2081 (Fam)</i></p> <p>Judge Guilherme Calmon Nogueira Da Gama (Brazil), President, Regional Federal Court of the Second Region, Rio de Janeiro</p> <p>Judge Martina Erb-Klünemann (Germany), Judge of the Family Court, District Court of Hamm</p> <p>Justice Steven Arnold Majiedt (South Africa), Justice of the Constitutional Court</p> <p>Q&A</p>
11:15 – 11:30	Coffee break
11:30 – 13:00	<p>Session 7</p> <p>Risk assessment and protective measures (incl. benefits of the 1996 Convention)</p> <p>Costanza Honorati (Italy), Full Professor of European Union law and Private International Law at the University of Milano-Bicocca, School of Law (to present, also on behalf of Onyoja Momoh (Nigeria/United Kingdom), and Katarina Trimmings (United Kingdom) the POAM project: <i>Protection of Abducting Mothers in Return Proceedings – Intersection between Domestic Violence and Parental Child Abduction</i>)</p> <p>Mari Nagata (Japan), Professor of law at the Osaka University Graduate School of Law and Politics, Department of Law and Political Science</p> <p>Janaína Albuquerque (Brazil), Lawyer, and legal coordinator at Revibra</p> <p>Adrienne Barnett (United Kingdom), UK lead on the international strategy group of Hague Mothers (a FiliA legacy project) and Reader in Law at Brunel University</p> <p>Justice Baratang Constance Mocumie (South Africa), Justice at the Supreme Court of Appeal</p> <p>Lord Justice Moylan (United Kingdom), Court of Appeal of England and Wales, Head of International Family Justice for England and Wales</p> <p>Q&A</p>
13:00 – 14:15	Lunch break

14:15 – 15:45	<p>Session 8a</p> <p>“Post-decision” – preserving the best interests of the child (supporting children and their families)</p> <p>Noelle Hunter (United States of America), Clinical Assistant Professor, University of Alabama in Huntsville, and Founding Partner in the Coalition to End International Parental Child Abduction</p> <p>Juliana Santos Wahlgren (Belgium/Brazil) – Founding Director of Revibra Europe (<i>online</i>)</p> <p>Roz Osborne (United Kingdom), CEO of Global Action on Relocation & Return with Kids (GlobalARRK)</p> <p>John Gomez (Japan), Chairperson Kizuna Child-Parent Reunion</p> <p>Eleni Bailey (Australia), International Family Mediation Coordinator, Accredited Family Dispute Resolution Practitioner, Senior Social Worker & Child Consultant</p> <p>Session 8b</p> <p>The voice of the seeking parents - keeping contact with the child after a decision</p> <p>Sean Fackrell (United Kingdom), seeking parent (<i>online</i>)</p> <p>Q&A</p>
15:45 – 16:00	Coffee break
16:00 – 17:30	<p>Session 9</p> <p>Assessment of possible relocation in situations involving DV</p> <p>Luke Brown (Australia), Assistant Secretary – International Cooperation, Attorney-General’s Department</p> <p>Roz Osborne (United Kingdom), CEO of Global Action on Relocation & Return with Kids (GlobalARRK) / Ruth Lamont (United Kingdom), University of Manchester, Reader in Child and Family Law</p> <p>Martin Strous (South Africa), educational psychologist and Court-appointed expert in children and family law cases</p> <p>Joy Brereton KC (United Kingdom), practitioner (<i>online</i>)</p> <p>Judge Liina Naaber-Kivisoo (Estonia), Judge of the Viru County Court, Ida-Viru maakond</p> <p>Q&A</p>

Friday 21 June 2024

Time	Item
9:00 – 9:30	Morning coffee
9:30 – 11:15	<p>Session 10</p> <p>Identifying the need for further research and collection of data on abduction cases involving DV</p> <p>Jeffrey Edleson (United States of America), Distinguished Professor of the Graduate School and Harry & Riva Specht Chair Emeritus in Publicly Supported Social Services in the School of Social Welfare at the University of California, Berkeley (<i>online</i>)</p> <p>Miranda Kaye (Australia), Associate Professor at the University of Technology Sydney /</p> <p>Adrienne Barnett (United Kingdom), UK lead on the international strategy group of Hague Mothers (a FiliA legacy project) and Reader in Law at Brunel University</p> <p>Costanza Honorati (Italy), Full Professor of European Union law and private international law at the University of Milano-Bicocca, School of Law</p> <p>Juliana Santos Wahlgren (Belgium/Brazil) – Founding Director of Revibra Europe (<i>online</i>)</p> <p>Clement Marumoagae (South Africa), University of the Witwatersrand, Family law lecturer and specialist (<i>online</i>)</p> <p>Q&A</p>
11:15 – 11:30	Coffee break
11:30 – 13:00	<p>Session 11</p> <p>Moderated discussion on the lessons learned from the Forum and possible next steps</p> <p>Co-moderators:</p> <p>Judge President Cagney John Musi (South Africa), Free State High Court</p> <p>Justice Amy Lazaro-Javier (Philippines), Associate Justice of the Supreme Court of the Philippines</p> <p>Concluding Remarks</p> <p>Christophe Bernasconi, Secretary General HCCH</p>
13:00 – 14:00	Lunch break, Protea Hotel by Marriott Johannesburg Balalaika
14:00 – 18:00	Visit to the Constitutional Court of South Africa (<i>in-person event only</i>)