

INSTITUTE OF LAW RESEARCH AND REFORM

THE UNIVERSITY OF ALBERTA

EDMONTON, ALBERTA

BACKGROUND PAPER NO. 11

ADMINISTRATION OF FAMILY LAW

THE UNIFIED FAMILY COURT

CONSTITUTIONAL OPINIONS

May, 1978

## PREFACE

This paper contains two opinions prepared for the Institute of Law Research and Reform. One was prepared by Professor W. R. Lederman, Q.C. in 1972. Its subject matter is the constitutional validity of a unified family court that includes judges appointed by the Governor General in Council and judges appointed by the Lieutenant Governor in Council. The second includes a number of opinions prepared by Professor P. N. McDonald in 1976 and 1977 which were consolidated in the present form in 1978. It touches on the same subject matter, and in addition deals with other questions which arose from time to time in the Institute's consideration of the subject.

The Institute is issuing this Background Paper for two reasons. The first is that its Report 25, Family Law Administration: The Unified Family Court, makes reference to these opinions and to the problems dealt with by them, and it is accordingly desirable that the opinions themselves should be made available as background information. The second is that the Institute thinks that they will be of value to those who are interested in constitutional law and in the unified family court.

















































































































































































