

FAMILY COURT OF NOVA SCOTIA

Citation: R.E. v. Nova Scotia (Community Services), 2011 NSFC 11

Date: 20110510

Docket: FAN CFSA 073062

Registry: Yarmouth

Between:

R.E. and S.E.

Applicants

v.

Minister of Community Services and
J.R. and S.D.

Respondents

LIBRARY HEADING

Restriction on publication: **Publishers of this case please take note** that **Section 94(1)** of the **Children and Family Services Act** applies and may require editing of this judgment or its heading before publication. **Section 94** provides:

94(1) No person shall publish or make public information that has the effect of identifying a child who is a witness or a participant in a hearing or the subject of a proceeding pursuant to this Act, or a parent or a guardian, a foster parent or a relative of the child.

Judge: The Honourable Judge John D. Comeau

Heard: At Yarmouth, Nova Scotia, by Affidavit and Argument

Decision Date: May 12, 2011, in Comeauville, Nova Scotia

Summary: The Applicants request to be joined as parties to a Disposition Hearing under **C.F.S.A.**

Issue: **Full Party Status**

Result:

The Applicants were denied party status. They had minimal involvement with the children (4 months the children lived in their home - cared for them a couple of summers). That the intent of the Act was to promote the integrity of the family. The parents and the Minister had different views on how to accomplish this. Third party status would interfere with the parents' ability to present their case to keep their family together.

It was noted that there was no third party permanent care provisions under the C.F.S.A. Their recourse may be under the M.C.A. or to apply for party status under the C.F.S.A. if the children were ordered into permanent care and a review was initiated.

***THIS INFORMATION SHEET DOES NOT FORM PART OF THE COURT'S DECISION.
QUOTES MUST BE FROM THE DECISION, NOT THIS LIBRARY SHEET.***