
Overview

This standard is about the provision of advice on family law in a broad range of contexts. You will work directly with clients to establish their needs and expectations of services, research information which is relevant to their situation and provide them with appropriate and accurate legal advice. This includes advising clients on more complex areas of family law. You will know how to prepare and present cases in formal hearings.

Performance

criteria

You must be able to:

- P1 explain to clients the services that you can offer in line with their requirements
- P2 check that clients' understanding of legal advice services is consistent with information you have provided
- P3 agree with clients where situations require immediate action in line with their requirements, and;
 - P3.1 take steps to implement this
- P4 agree next steps with clients in line with their requirements
- P5 agree further actions with clients in line with their requirements, including;
 - P5.1 procedures
 - P5.2 responsibilities
 - P5.3 time limits
- P6 analyse available client information to assign relevance to their case in line with your professional judgement
- P7 review sources of information to assess applicability to clients situations
- P8 check that information obtained enables you to advise clients
- P9 analyse information received from clients and the research process to formulate options in line with clients' needs
- P10 present clients with information and possible options for action in line with organisational requirements
- P11 advise clients on the implications of possible options in line with organisational requirements
- P12 check clients' understanding of the advice offered in line with organisational requirements
- P13 open client case files in line with organisational procedures
- P14 design an action plan with clients in line with organisational processes, and;
 - P14.1 agree roles and responsibilities for progressing actions
- P15 progress actions on behalf of clients in line with agreed timescales
- P16 evaluate case progress against milestones and outcomes in line with organisational procedures

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- P17 progress case outcomes to conclusion in line with organisational requirements
- P18 record client details and agreed actions in line with organisational requirements

Knowledge and understanding

You need to know and understand:

- K1 the legislation and contractual issues in your jurisdiction relating to marriage
- K2 legislation, case law and regulations in your jurisdiction relating to jurisdiction in matrimonial cases
- K3 the legislation and case law in your jurisdiction relating to the unmarried family, including:
 - K3.1 during relationships
 - K3.2 on termination of relationships
 - K3.3 the status of children
 - K3.4 the position and rights of unmarried fathers
- K4 the legislation and case law in your jurisdiction relating to civil partnerships
- K5 The legislative provisions and relevant case law relating to divorce proceedings in your jurisdiction
- K6 the grounds for a decree of judicial separation and when and how it may be applied for in your jurisdiction
- K7 how to complete the appropriate forms to facilitate separation or divorce on behalf of clients
- K8 the background to the development of legislation relating to divorce
- K9 how to keep up to date with forthcoming changes or reforms to legislation
- K10 alternative dispute resolution methods and how alternatives to court can be accessed
- K11 the legislation, case law, principles and rules in your jurisdiction relating to relevant forms of ancillary relief
- K12 the legislative provisions in your jurisdiction relating to parental responsibility
- K13 the principles of child support
- K14 the legislation and rules in your jurisdiction relating to financial support for children
- K15 the remit and powers of child maintenance enforcement agencies
- K16 how to help clients with applications for child support and review of child

support decisions

- K17 the main practice and procedures in private law children's cases
- K18 the principles taken into account by a court when considering issues relating to children
- K19 the nature and effect of relevant orders
- K20 the statutory obligations and powers of local authorities, health and social services boards in relation to children
- K21 the effect and duration of orders made under the statutory obligations and powers of local authorities and child maintenance enforcement agencies
- K22 the legislation and provisions in your jurisdiction for protection from domestic violence, molestation, violence and harassment, and:
 - K22.1 the way in which different measures interrelate
- K23 the legislation and guidance in your jurisdiction relating to child protection
- K24 the framework of international, European and UK law relating to child abduction
- K25 how human rights legislation impacts on family law
- K26 the availability of public funding for family law cases

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Relevant occupations	Legal Advisers; Legal Associate Professionals
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Suite	Legal Advice
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