

Needing Post-Separation Mediation to create a Parenting Plan Agreement?

Ph: (03) 6223 5612



Positive Solutions has been offering Dispute Resolution Services in Tasmania since 1991

The Family Dispute Resolution (FDR) Process

Contact and Referrals

- Phone, email or visit Positive Solutions
- An Administration Officer asks you some questions about your situation and arranges an interview with a Family Dispute Resolution Practitioner (FDRP).

NB Your appointment is confirmed via a texted message or letter.

Intake and Assessment

- Intake appointment is attended with an FDRP/Mediator
- An individual Intake and Risk assessment is conducted
- The FDRP may suggest other programs to assist you
- This session needs to be full and frank disclosure so that a proper assessment can be achieved, and both the client and FDRP agree on the best pathway forward
- If the matter is considered suitable under the guidelines of FDR, an invitation letter will be sent to the other party
- A mandatory second invitation will follow if there is no response
- If unsuitable, the Practitioner will discuss your other options.

Child Inclusive Option

The option to include feedback from your children through a Child Inclusive Consultant might be recommended by your Mediator, and requires both parents to agree that your children can take part in this; the Consultant then gives feedback to the parents after meeting with the children, as part of the process.

Independent Legal Advice

It is strongly recommended for all clients to organise their own independent legal information appointment, so that they are informed of their rights and responsibilities prior to mediation.

NB An FDRP is unable to give any client legal advice.

Family Dispute Resolution

- After the second party has been through the same process (an individual Intake and Risk assessment appointment) a mediation is scheduled for both parties to meet together with the FDR Practitioner who facilitates the process, in a safe and neutral environment
- A 'shuttle' mediation may be discussed with your Practitioner
- The presence of a support Person **MUST** be discussed and approved prior to the Mediation session.

Parenting Plan

- Parents reach an agreement and the Practitioner prepares a Parenting Plan, and/or the parties are given their summary
- The Parenting Plan's content can be used to formulate a Consent Order in the Australian Courts' system
- You may need further legal advice after mediation.

Section 60I Certificate

An s60I Certificate indicates that the parties did or did not participate in the FDR process, and/or the matter was deemed to be inappropriate for mediation by the FDRP. All clients are encouraged to seek further legal advice at this stage.

Exemptions: As not all matters are suitable for mediation, you may need to obtain other information about services and options available to you for your individual circumstance, or in situations where the issue of safety is paramount.

It is strongly recommended that you seek legal advice, as Positive Solutions is unable to give any legal advice or opinion.

<https://www.ag.gov.au/FamiliesAndMarriage/Families/FamilyDisputeResolution>