

FINAL PROGRAMME

12 October 2023 HYBRID Maintenance Law Colloquium

VENUE: Faculty of Law, Building F5, Conference Room 120, Potchefstroom

TEAMS LINK: [click here](#)

ALT TEAMS ROUTE: Meeting ID: 374 599 215 266 Passcode: BtAwYk

8:30	REGISTRATION AND REFRESHMENTS	
	Facilitator and Chair: Professor Marita Carnelley (Faculty of Law, NWU)	
09:00-09:05	Prof Mitzi Wiese Research Director (NWU)	Welcome
09:00-09:10	Prof Marita Carnelley Professor (NWU)	Introduction to the Colloquium
	PART 1 Setting the gloomy stage....	
09:10-09:30	Ms Felicity Ann Guest Founder: Child Maintenance Difficulties in South Africa	"What protection is afforded to the primary parent in the maintenance process?"
09:30-09:50	Dr Carmel Jacobs Senior Lecturer UWC	"South Africa's child maintenance system: Failing our children & impoverishing women?"
	PART 2 KEYNOTE SPEAKERS SALRC Providing some hope for the future ...	
09:50-10:15	Prof Leentjie de Jong Project Leader of the Advisory Committee of the SALRC on Project 100B Review of the Maintenance Act	"The Maintenance Amendment Bill of 2023 – an effort to counter some of the stumble blocks of the Maintenance Act 99 of 1998".
10:15-10.40	Mr Eugene Opperman Specialist Maintenance Attorney and Mediator	"A position paper on the proposed amendments to the Maintenance Act by the SALRC Discussion Paper 157 focussing on mediation on maintenance matters as an alternative dispute resolution option, the practicalities and the navigating thereof throughout".
10:40-11:00	Comfort break	

	PART 3 Unresolved legal issues ...	
11.00-11.20	Prof Brigitte Clark Professor (UKZN)	"Maintenance for Unmarried Dependent Persons: Comments on Recent Case Law and Legislative Proposals for Change."
11.20-11.40	Prof Hanneretha Kruger Professor (UNISA)	"Parental responsibilities and rights of permanent life partners who conceive by means of artificial fertilisation <i>VJV v Minister of Social Development</i> [2023] ZACC 21"
11.40-12.00	Prof Amanda Barratt Associate Professor (UCT)	"Spousal maintenance <i>pendente lite</i> : Rule 43, the common law, and <i>EW v VH</i> 2023 (4) SA 123 (WCC)."
12.00-12.20	Dr Razaana Denson Senior Lecturer (NMU)	"Maintenance issues for Islamic spouses"
12.20-12.30	OPEN Q & A SESSION	
12:30-13:00	LUNCH	
	PART 4 Practical enforcement remains key ...	
13:00-13:20	Prof Elsje Bonthuys Professor (WITS)	"Ensuring access to accurate financial information."
13:20-13:40	Justice DM Thulare Judge WCHC	"Determination and Recovery of Future Maintenance Orders: A new tool and an innovative and reasonable remedy for the recovery of maintenance for children"
13:40-14:00	Ms Setlako Motshabi Director Legal Services, Department of Justice and Constitutional Development	"Current maintenance processes within the Department of Justice and Constitutional Development"
14:00-14:20	Prof Clement Marumoagae Associate Prof (WITS)	"Attachment of retirement benefits to satisfy members' maintenance obligations."
14:20-14:40	Adv Ilse Bezuidenhout Senior State Advocate (NPA)	"Challenges experienced within the National Prosecuting Authority in the Maintenance System"
14:40-15:00	Laurie Greyvenstein Founder: Social Justice Foundation	"A dedicated Nish Credit Bureau can Function as a Central Maintenance Register"
15:00-15:10	OPEN Q & A SESSION / WORD OF THANKS	