



INTERNATIONAL SCIENTIFIC CONFERENCE ON BEST INTEREST OF THE CHILD AND SHARED PARENTING. DECEMBER 2-3, 2019. MÁLAGA, SPAIN

Organizers: *International Council on Shared Parenting (ICSP) and the School of Law of Malaga University (UMA)*

Directors: Edward Kruk. Associate Professor of Social Work. University of British Columbia – Canada.

José Manuel de Torres Perea. Associate Professor of Civil Law. University of Málaga- Spain

Venue: *Aula Magna, Facultad de Derecho, Bulevar Louis Pasteur 26, Universidad de Málaga. Campus de Teatinos, Malaga*

PROGRAM AND PANEL SESSIONS:

Monday 2nd December. Venue: School of Law. UMA

8:45 **Registration and Reception**

9:15 **Welcome message.** *Aula Magna*

Angela Hoffmeyer, Edward Kruk (ICSP), Dean of Law School, Juan José Hinojosa Torralva (UMA), José Manuel Ruiz-Rico Ruiz, Director of the Department of Civil Law (UMA), Esperanza Gonzalez Pazos, Social Services Director Provincial Council (Diputada de Servicios Sociales de la Diputación de Málaga), Joaquín Ramírez Fernández, Malaga Caixabank Director of Institutions, Hector Danny Uy, Vice-president for Legal of the University of the Philippines (UP) and Ryan Jeremiah Quan, Program Officer, Graduate Legal Studies Institute, Ateneo de Manila University School of Law.

9:30-10:00 **Inaugural Speech.** *Aula Magna*

José Mari Tirol. “The Philippines. Protecting tomorrow’s hope today: The Philippine legal perspective, from the tender age presumption to the shared parenting”. Dean of the School of Law of the University of San Agustín. Iloilo. The Philippines.

10:00-11:00 **1st Academic Session: Best interest of the child and shared parenting.**
Aula Magna.

Moderator: Alejandro Sánchez Frías

- *Martin Widrig. “The use of child’s best interests standard.”* Associate Professor of Family Law. University of Friburg. Switzerland.
- *Almudena Moreno Mínguez.* Associate Professor of Sociology. Universidad de Valladolid; *Marta Ortega Gaspar.* Lecturer in Sociology. Universidad de Málaga; and *Ana María López Narbona.* Lecturer in Sociology. Universidad de Málaga. **“Family structure, parental practices and child subjective well-being in post-divorce situations: The case of shared parenting.”**

11:00-12:00 **Workshop 1A on BIC.** *Aula Magna*

Moderator Maribel Torres Cañorla



- María Dolores Cano Hurtado *Shared Parenting Vs. Change Of Address Of A Progenitor*
- Mauricio Alexander Piper *The Missing Key in Parenting*
- Carmen Florit Fernández *Custodia compartida y statu quo*

- Dorcy Pruter *High Road the Evidence Based Program for Solving Complex Trauma Surrounding Divorce*

11:00-12:00 Workshop 1B on BIC. Aula Judicial

Moderator Andrés Bautista Hernández

- Elena Avilés Hernández *Best interest of minors children in "Daeshis" families: a picture of the most vulnerable groups in a postconflict situation*
- Cristina Díaz-Malnero Fernández *Factors of share custody with breastfed children. The situation in Spain.*
- María Rosa García *The Best Interests Of The Child And Religious Freedom: Disputes Between Progenitors*
- José Manuel Martín Fuster *The Best interests of the child in the jurisprudence of the Spanish Supreme Court*

12:00-12:30 Coffee-break

12:30-14:30 2nd Academic Session: Socioeconomic profile of shared parenting. Aula Magna

Moderator: Belén Casado Casado

- Gerardo Meil Landwerlin. **"Socioeconomic profile of parents with shared custody in Spain."** Professor of Sociology. Universidad Autónoma de Madrid. Spain.
- Raúl Ruiz Callado. **"Shared custody as a social construction in changing process."** Raúl Ruiz Callado. Associate Professor of Sociology, Universidad de Alicante Universidad de Alicante. Spain and Rafael Alcázar Ruiz. **"Social factors assessments in cases of shared custody disputed."** Lecturer in Sociology. Universidad de Alicante. Spain.

13:30-14:30 Workshop 2A on Socioeconomic Profil. Aula Magna

Moderator: Eva Jiménez Palma

- Jesus Martín Fuster *Shared custody and economic interests*
- Sandra Inés Feitor *Shared Residence Presumption in Portuguese Legal System*
- Annelien Jonckheere *Shared parenting in strained relations between parents? How can we help traumatized parents to take their responsibility for the best interest of the child?*
- Fahad Siddiqi *Fair Play Natural Justice And Due Process In Child Custody Proceedings*
- Jani Turunen *The Socioeconomic Gradient of Shared Physical Custody: Contrasting Sweden and Spain*



14:30-16:00 Lunch

16:00-17:00 **3rd Academic Session: Shared parenting as preventive of parental alienation, and sociology. Aula Magna**

Moderator: Pablo Sánchez Molina

- *Edward Kruk. "Shared parenting as preventative of parental alienation."* Associate Professor of Social Work at the University of British Columbia. Canada.
- *Josef A. Mobr. "Parental alienation and shared parenting in litigation and consultation."* Certified Family Law Attorney. Munich, Germany
- *Diego Becerril Ruiz, Associate Professor of Sociology, Universidad de Granada and Jose Jimenez Cabello, Associate Professor of Sociology "Legislation, divorce and shared parenting".* Universidad de Granada. Spain

17:00-18:00 **Workshop 3A on Parental alienation/sociology. Aula Magna**

Moderator: Deborah García Magna

- *Eivind Meland The mutual importance of good relations with both parents*
- *Paivi Hietanen The Cooperative Parenting Triangle as a tool*
- *Silvia Danowski Professional co-operation and successful family court interventions in cases with access refusal and access boycott in Germany*
- *Jesper Lohse The World's first Gender Equality catalog for Children and Fathers*
- *Celia Lillo Parental Alienation and Shared Custody: Challenge or Ideal Situation?*
- *Nicomedes Rodríguez Gutiérrez El plan contradictorio en la solicitud de custodia compartida*

17:00-18:00 **Workshop 3B on Parental alienation/sociology. Aula Judicial**

Moderator: Gaspar González Represa

- *Carmen Rosa Iglesias El síndrome de alienación parental y el "friendly parent" como ejemplos de perversión del sistema*
- *Jorge Guerra González Shared Parenting and Politics: the Background of Equal Opportunities in the German Shared Parenting context*
- *Sonia Jordán Almeida La custodia compartida de hijos con discapacidad en España. Análisis jurisprudencial*
- *Sonia Jordán Almeida La custodia compartida de hijos con discapacidad en España. Análisis jurisprudencial*

Tuesday 3rd December. Venue: School of Law. UMA

10:00- 11:00 **4th Academic Session: Recent evolution of shared parenting in a comparative scenario. Aula Magna**

Moderator: José Manuel Cabra Apalategui

- *Lluís Flaquer. "Shared parenting after separation and divorce in Europe."* Emeritus Professor of Sociology. Universidad Autónoma de Barcelona.



- *José Manuel de Torres Perea*. “**Evolution or recent regulations on shared parenting in Western countries.**” Associate professor of Civil Law. Universidad de Málaga. Spain.
- *Juergen Rudolph*. “**Shared parenting in the Cochem Court Practice**” German judge. Cochem. Germany.
- *Ryan Jeremiah Quan*, “**Philippine Perspective on Shared Parenting and Best Interest of the Child**” Program Officer, Graduate Legal Studies Institute, Ateneo de Manila University School of Law

11:00-12:00 Workshop 4A on Comparative Study. Aula Magna

Moderator: José Manuel Martín Fuster

- *Karen Niernan Shared Parenting in Ireland*
- *Csaba Kiss Shared Parenting - Challenges in East-Central Europe*
- *Simona Vladica, Legislative regulations in Romanian legislation in the context of the need to reduce and / or stop the phenomenon of parental alienation*
- *Ian Maxwell Putting Shared parenting into Scottish Family Law*
- *Jan Piet H. de Man, “Development of Children under shared parenting after divorce or separation”*

11:00-12:00 Workshop 4B on Comparative Study. Aula Judicial

Moderator: Jesús Martín Fuster

- *Naina Athalye The Participation Of Children And Other Good Practices For An Inclusive Judicial System : A Discussion Paper Exploring Issues Of Child Protection*
- *Cristina Callejón Hernández Régimen de visitas o comunicación en supuestos de inhabilitación especial para el ejercicio de la patria potestad vs interés superior del menor*
- *Paloma Fernández-Rasines Transnational Shared Parenting After Divorce*

12:00-12:30 Coffee break

12:30-14:30 5th Academic Session. Alternative Dispute Resolution on shared parenting and Joint Parenting Plan. Aula Magna

Moderator: José Manuel de Torres Perea

Hildegund Sünderhauf. “Mediation and shared parenting”, Family Law Professor. Evangelische Hochschule Nürnberg. Germany

Yolanda de Lucchi López-Tapia. Associate Professor on Procedural Law. Universidad de Málaga. Spain; and Mariela Checa Caruana. and Mariela Checa Caruana. Psicóloga Técnico del servicio de Atención Psicológica de la UMA. Psychologist. In charge of UMA Psychological assistance. President of Assosiation “Filio “Other ADR on shared parenting”.

Belén Casado Casado. “Joint Parenting Plan and Shared Parenting”. “Plan de Parentalidad en relación con la guarda conjunta”. Lecturer in Civil Law. University of Málaga



13:30-14:30 Workshop 5A on ADR and Shared Parenting. Aula Magna

Moderator: Ana Prieto del Pino

- Esther Alba Ferre *Parentality Coordination As A Solution To The High Family Conflictivity And The Protection Of The Minor*
- Beatriz Verdera Izquierdo *La edad y la madurez como conceptos clave en el estatuto jurídico del menor*
- Bernd Dr. Evers *The Augsburg Business Modell in Separation and Divorce*
- Lovise Grape *Children's statements about changes in living arrangements following separation and divorce in the context of mandatory family mediation in Norway*
- Elena Goñi Huarte *The Reasoning Of Judgments About Joint Custody*

13:30-14:30 Workshop 5B on ADR and Shared Parenting. Aula Judicial

Moderator: Antonio Gálvez Criado

- María del Mar Villanueva Martín *Educar en el respeto mutuo a través de la custodia compartida*
- Beatriz García Fuelleo *The concept of pietas from roman law as an element of parental custody in case law*
- José Luis Sariego Morillo *Yatrogenia in family processes according to the custody model*
- David Romero Benguigui *Influencia de la mediación en los regímenes de visita*

14:30-16:00 Lunch

16:00-17:00 6th Academic Session: Spanish perspective. Aula Magna

Moderator: Yolanda de Lucchi López-Tapia

- Kepa Ayerra Michelena. **"Reflexiones en torno a la evolución, estado actual y concepto de la guarda conjunta."** **"Reflections on Shared Parenting. Evolution, current state and concept"**. Attorney. Lecturer in Civil Law. Universidad de Deusto. Bilbao. Spain.
- María Luisa Moreno-Torres. **"Maintenance guidelines in case of shared parenting."** **"Derecho de alimentos en el supuesto de guarda conjunta"**. Professor of Civil Law. University of Málaga.
- José María del Río Belmonte, **"Social workers in the context of the shared parenting"** **Trabajadores sociales en el ámbito de la custodia compartida"**. Director of the legal Department of the Diputación Provincial de Málaga
- José Pascual Ortuño Muñoz. **"Judicial Problems on shared parenting"**. **"Problemas judiciales custodia judicial"** Magistrado de la Audiencia Provincial de Barcelona. Juge at the Provincial Court of Barcelona

17:00-18:00 Workshop 6A on Spanish Law. Aula Magna

Moderator Isabel Martens Jiménez

- Ana Prieto del Pino *Financial Abuse: Alimony in Shared Parenting Plans as a Preventive Measure therefor*



- Juan de Dios Reyes Rascón *¿En qué medida afecta la custodia compartida a las desgravaciones por hijos en el Impuesto sobre la Renta de las Personas Físicas?*
- Jérica Delgado Sáez *Shared custody and child alternation*
- Montse Solsona Pairó *Joint physical custody beyond court orders: the case of Spain*

17:00-18:00 **Workshop 6B on Spanish Law. Aula Judicial**

Moderator: María Luisa Moreno-Torres

- Alberto Peláez. *Intervención familiar por orden judicial en procesos de separación y divorcio*
- Antonio Videra García *Custodia compartida en la sociedad española del Siglo XXI: condicionantes científicos, sociales y políticos*
- M^a Amalia Blandino Garrido *La atribución del uso de la vivienda familiar en los supuestos de custodia compartida*

18:00 **Closing Session. Aula Magna**

Roberto García Alfonso. **“Shared Parenting in daily praxis”** Director de la sección de familia del Colegio de Abogados de Málaga. Director of the Family Department of the Malaga Bar Association.

18:30 **Closing ceremony**

Edward Kruk. Director of ICSP and Codirector fo the Conference

Angela Hoffmeyer, GS OF ICSP

Hector Danny Uy. Vice-president for Legal of the University of the Philippines (UP)

José Manuel de Torres Perea Codirector of the Conference

Juan José Hinojosa Torralva Dean of Law School, (UMA),

SOCIAL PROGRAM FOR PANELISTS (Conferenciantes y comunicantes):

- Tuesday, 3rd December 20:00 Cocktail at the Jardín Botánico la Concepción (Conference panellist accreditation required)
- Wednesday 4th December. Visit to the historical city of Ronda

Collaborators:



ILUSTRE COLEGIO DE
ABOGADOS DE MÁLAGA



Sponsor:



UNIVERSIDAD DE MÁLAGA



International Council
on Shared Parenting



Obra Social "la Caixa"