Section 7 Case (v7.1)

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CaseName: Ackland v. Brooks
Cite1: [2001] B.C.J. No. 1733
Cite2: 2001 BCSC 877
Level: Supreme
Jurisdiction: B.C.
Date: June 15, 2001
Number_Children: 2
Custody_Type: Sole
Judge: E.R.A. Edwards
Type_of_Order: Final
Children with Recipient: 2
Children with Payor:

Parent 1 (Payor) Factors

Gross Income: $37,741.00
Child Support: $538.00
Spousal Support:
S7 Portion: $0.00
Other Support:
Undue Hardship:
S7 Percentage: 0.00%

Parent 2 Factors

Gross Income: $30,000.00
Includes Spousal Support?: No
Spousal Support:
Other Support:
Lifestyle Above Avg:

Special_Circumstances

Total of sports expenses = $3,637. Mother claimed that both children benefited greatly from these activities and that they are beyond her capacity to provide for. Father's portion of expenses would be $255/mo which would increase his total child support obligation by 50% - unreasonable given parties means/incomes - Court found it "perverse to order extraordinary expenses of more than half the basic Guidelines amount." There was no evidence to conclude the amount was reasonable based on the parties' spending pattern prior to separation.

Analysis Used	Total Amt. Sec7 Claimed	Total Amt. Sec7 Allowed	S7 Per	No. Expenses Claime	No. Expenses Permittec
Subjective	$5,567.00	$0.00	year	5	0

Expense Details

Expense Type	Allowed	Payor Pays	Amt. Claimed	Amt. Permitte	Historical	Extraord.	Necessary	Reasonable
Hockey	No	0		0	No	Yes	No	No
Soccer	No	0		0		Yes	No	No
Lacrosse	No	0		0		Yes	No	No
Equestrian fees	No	0		0		Yes	No	No
Equipment	No	0	1930	0		No	No	No