

RECHTSZORG IN PLAATS VAN RECHTSSTRIJD BIJ SCHEIDING

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**Een thuis voor
alle gezinsleden**



**Goede relatie met
met beide ouders**



**Voldoende
inkomen**



**Goede zorg voor
de kinderen**



**OPLOSSINGEN
VOOR FAMILIE-
CONFLICTEN**



**Respectvol
communiceren**



Eerlijke verdeling



Geen geweld



Samen op dezelfde route

Justice-dashboard.com

How do legal problems around Family
affect people's lives?

150.000

€500

2,81 uit 5

29%/44%



22% The negative effect was severe

23% Very much so

22% Moderately

19% Just a little bit

10% Hardly affected me negatively

2% Don't know

3% Refuse to answer

Huidige procedure bij conflict

1. Tegenover elkaar
2. Procedures in procedures, experts in vuurlinie
3. Meer juridisering en overbelasting
4. Ieder volgt individuele route
5. Niet gericht op eerlijke uitkomsten

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Care Option	Recommendation	Classification
Communication patterns, principles and timing		
Communication between parents	1. Parents should use mutual constructive communication in their interactions	Strongly recommended
Communication between parents	2. Parents should not use mutual avoidance communication in their interactions	Beware
Communication between parents	3. Parents should be supportive, cooperative and interactive when they communicate about their children	Strongly recommended
Process for families in conflict to reach understandings		
Overall approach	4. Families should use a 'problem-solving approach' that focuses on agreeing and finding solutions for their underlying needs	Strongly recommended

PICO question

For children, is actively limiting disclosure of information about the other parent more effective than sharing all information for their well-being?

Search strategy

The databases used are: HeinOnline, Westlaw, Wiley Online Library, JSTOR and Taylor & Francis.

For this PICO question, keywords used in the search strategy are: communication, parental conflict, separation, divorce, children, information, revealing, disclosure.

Assessment and grading of evidence

The three main sources used for this particular subject are:

- Matthew R. Sanders, W. Kim Halford and Brett C. Behrens, *Parental Divorce and Premarital Couple Communication* (1999)
- Tamara D. Afifi, Tara McManus, Susan Hutchinson and Birgitta Baker, *Inappropriate Parental Divorce Disclosures, the Factors that Prompt them, and their Impact on Parents' and Adolescents' Well-Being* (2007)
- Paul Schrodtt and Tamara D. Afifi, *Communication Processes that Predict Young Adults' Feelings of Being Caught and their Associations with Mental Health and Family Satisfaction* (2007)

Best practices suggested by practitioners in Uganda

Consistent with literature research:

- **Consider all options.** Non-monetary contributions should be considered, not just financial agreements. These may include spending time with house chores, support with homework, moral upbringing or other.
- **Both parents should be involved moral education.** Both parents each play an important role in children's development, especially after re-marriage.
- **Parents should together decide and agree on child support.** Parents should take the best interests of the child into account and make a joint decision on the best schooling arrangements.
- **Both parents should contribute to upbringing.** Both parents should contribute to educational and other financial costs, the more the better. Children should continue from both parents.

Other suggested practices:

- **Following separations or conflicts there may need to be a guardian.** There may be cases where a parent is not in the picture. A guardian could be responsible for the upbringing arrangements for children.

Recommendation 19

Parents should agree to provide child support, financially and in kind on an agreed basis and when it is becoming necessary
(Strongly Recommended)

Evidence Base (Recommendations 16, 17 and 18)

First literature search: most plausible interventions

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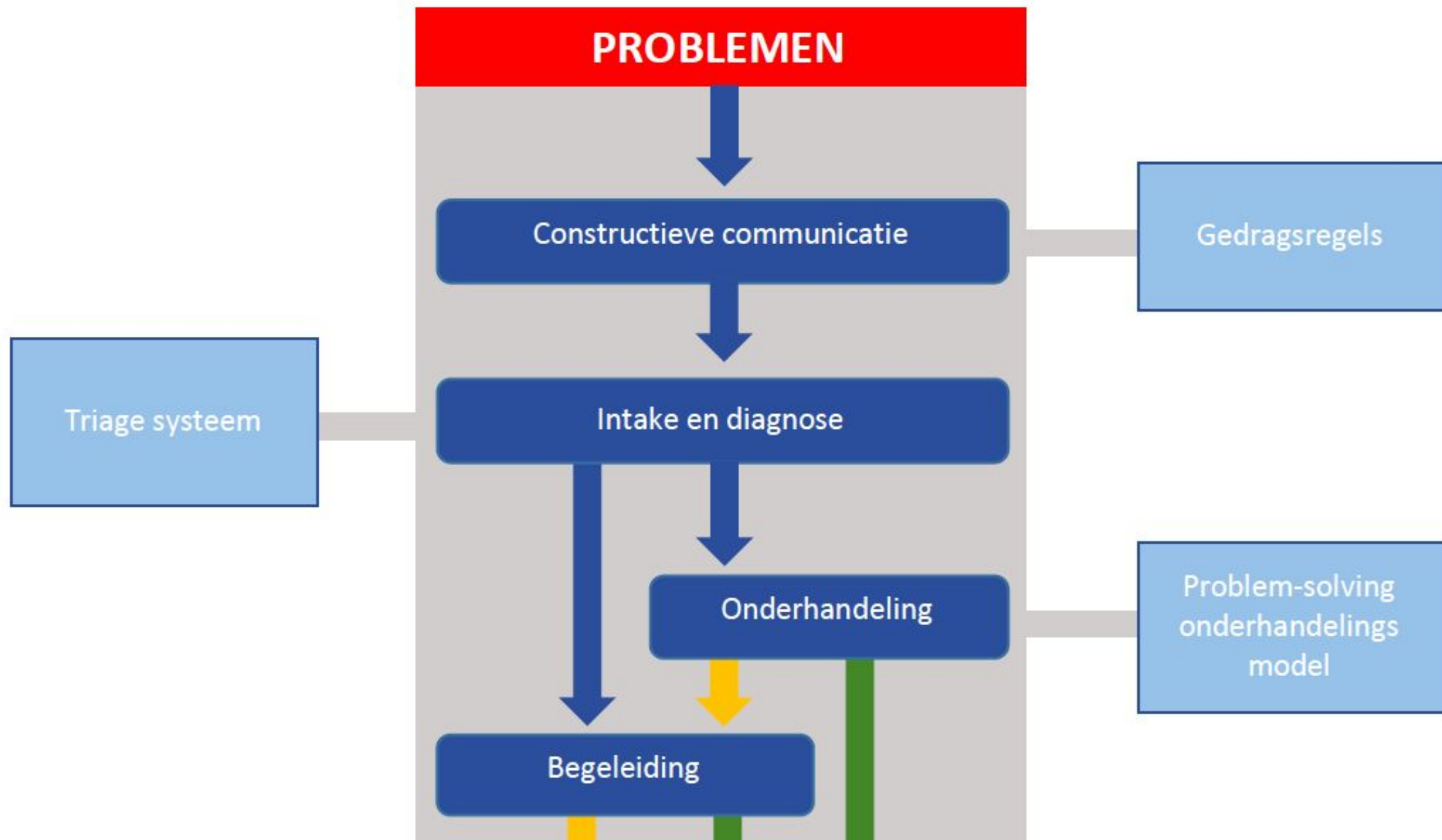
Eerlijke verdeling



Geen geweld

Recommendations are categorized into four groups:

<i>Strongly Recommended</i>	The intervention is desirable and the quality of evidence is high. Apply recommendation and advise parties accordingly.
<i>Recommended</i>	The intervention is desirable and the quality of evidence is moderate or low. Apply recommendation and advise parties accordingly.
<i>Context-specific Recommendation</i>	The intervention is desirable in a specific context and the quality of evidence is high, moderate or low. Apply recommendation only in the right circumstances and advise parties accordingly.
<i>Beware: not recommended</i>	The intervention is not desirable and the quality of evidence is high. Beware of non-recommended practice.



Gedragsregels

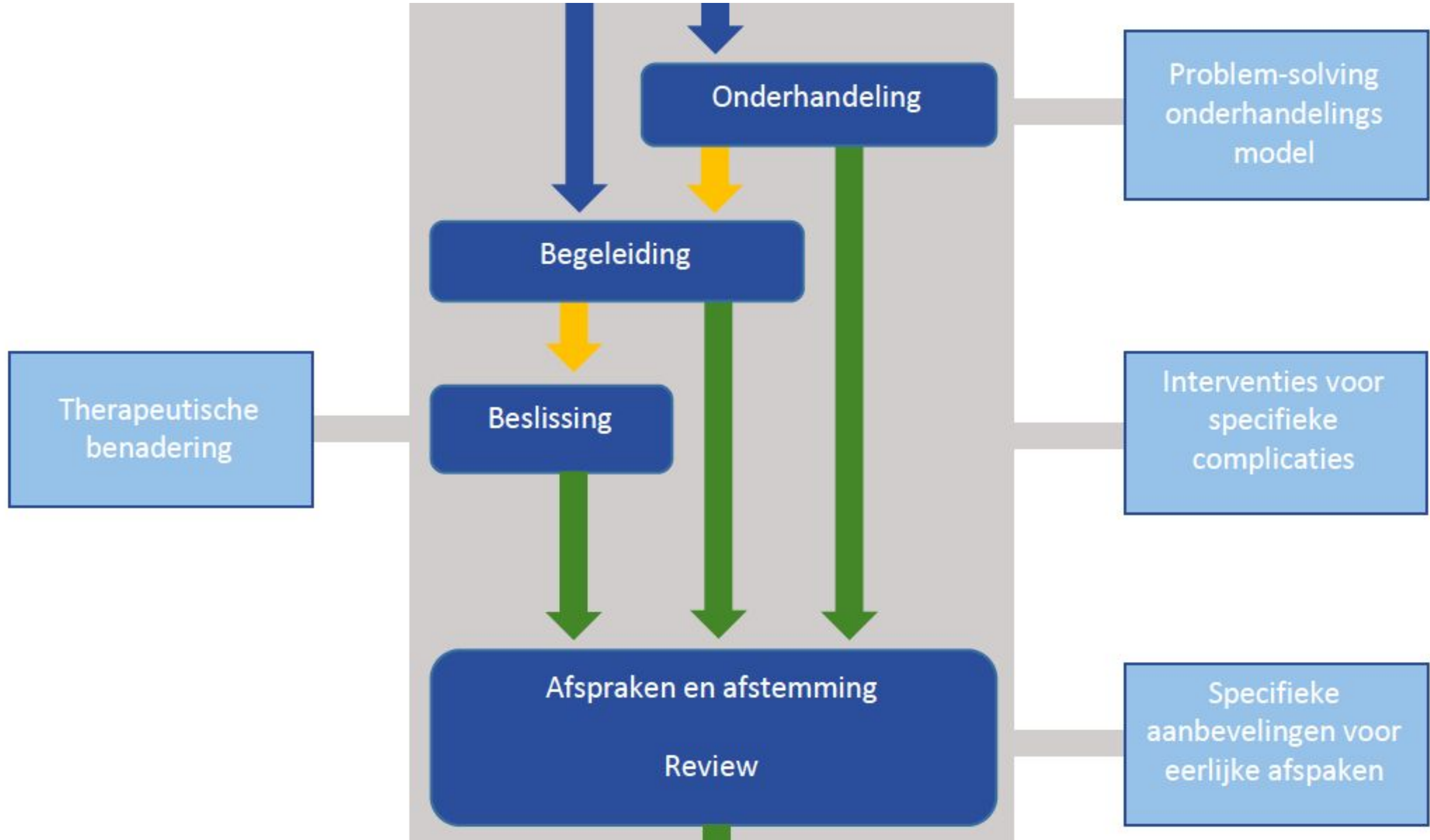
Effectief, richtpunt in chaos, wat werkte voor anderen

Intake en diagnose

Meetinstrumenten (Gutterswijk c.s. 2017), objectieve feiten,
gericht op beste behandeling

Onderhandeling

Op basis van belangen, format, stap voor stap model

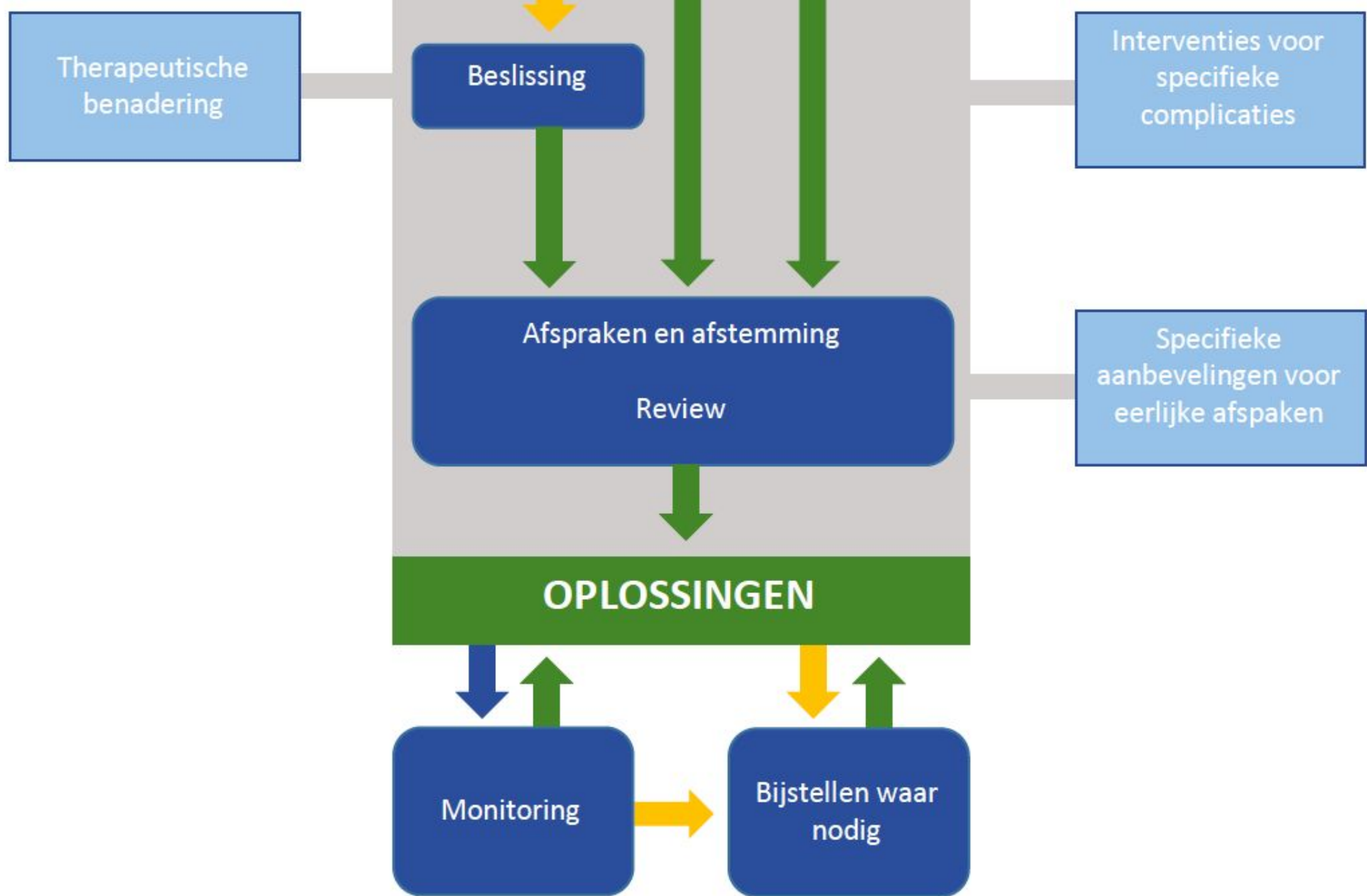


Begeleiding

Gezinsgericht, oplossingen, bij zwaar conflict beheersing + coördinatie

Beslissing

Therapeutisch, hulp bij keuzes, toezicht



Afspraken en afstemming

Review, bescherming macht, inhoudelijke richtlijnen

Monitoren en aanpassen

Werkt het, nieuwe situaties

Gelijk speelveld is nodig



Betrokken rechters, gezins-advocaten, hulpverleners, gemeenten, start-ups, social impact-investeerders, innovatie-instituten, research, ministers, politici, ambtenaren met ambities **en ouders**

De beste behandelingen voor scheiding

Komen er nu niet van:

Innovatie afhankelijk van individu, beoordeeld vanuit
bestaande diensten

Gelijk speelveld is nodig:

Onafhankelijke beoordeling, op basis van wat werkt

Beoogde effecten behandelrichtlijn

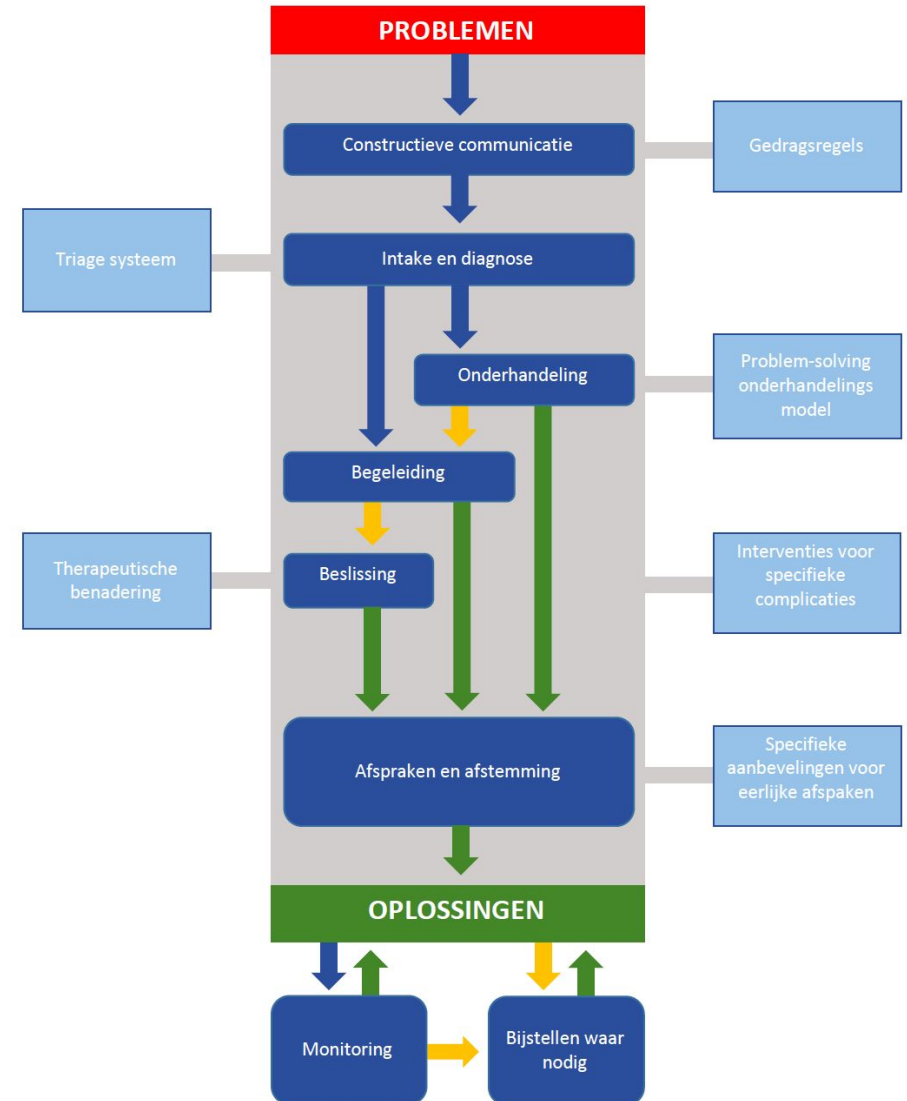
- Gezin samen op route op basis van wat werkt
- Directe borging kwaliteit van interventies
- Groei: praktijk op basis evidence; research op basis praktijk
- Strijd tussen beroepen neemt af, samenwerking toe
- Ijkpunt voor bekostiging

Vraag behandelaars, rechters en beheerders van scheidingsroutes

Doen wat werkt

Toetsbaar

Op een gelijk speelveld



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