

Professor Nadia de Araujo will present her work which focusses on three main topics:

Situation on child support on the Mercosul's countries

It is important to note that there is an Inter-American Convention on child support with rules on applicable law that is enacted by the OAS and has currently entered into force in the region. However, there is no available data in case law. Mercosul's countries except Paraguay are parties to the New York Convention on the Recovery Abroad of Maintenance, from 1956, and have participated in the The Hague Conference negotiations of the New 2007 Convention.

Brazilian situation related to international cases of child support

Extensive research on cases from abroad which were up for recognition and enforcement in the Superior Court of Justice will be analyzed and reported. Main consideration will be given to cases coming from the Mercosul's countries. Also, the position of the Brazilian Government on the issue of reservations and declarations allowed in the convention will be studied. Currently there is a working group to prepare the Convention to go to Congress for approval. The group is concerned with the difficulties in Brazilian legislation with regard to reservations and declarations.

Party autonomy in the Convention and in the Protocol

The Convention allows for parties to choose the forum, in article 20, e, and to celebrate private agreements. Also, the Protocol allows party autonomy in articles 7 and 8.