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Family, family members and their interests in the light of the EU Regulations

abstract

- the net of European regulations concerning family law is very complex
- different areas of family law are concerned
 - divorce
 - maintenance
 - property
 - parental responsibilities
 - contact
 - child abduction
- different family members are affected in the Regulations
- the interest(s) of one member of family may differ from the interest of the family as a whole
 - the same is true concerning divorce
- public interest also plays a role
 - with the aim to preserve families
 - with the aim to protect the fundamental rights of family members
 - fundamental rights on the level of EU and on national level – there may be even differences
- the child's interests have special weight

Some further issues:

- in connection with the role of the agreements in the regulations
- the protection of the child's interests in the Brussels IIa Recast
- amicable solutions, e.g. mediation and its importance
- the hearing of the child and its importance