

Forum Non Conveniens and Australian Family Law Cases

Frank Bates, Professor of Law at the University of Newcastle (New South Wales), has a short article entitled 'Stay Proceedings and *Forum Non Conveniens* in Recent Australian Family Law' at (2008) 57(3) *International and Comparative Law Quarterly* 649. The article discusses the decision of the Full Court of the Family Court of Australia in *Kwon v Lee* [2006] FamCA 730; (2006) FLC 93-287, which considered the interaction between the Australian common law test for *forum non conveniens* applications (whether the forum is clearly inappropriate) and the legislative requirement that, in deciding whether to make a parenting order in relation to a child, the Family Court must regard the best interests of the child as the paramount consideration.