



## It takes all types to make a world

The heading sets out what is a somewhat cynical term to explain the complex and bizarre behaviours that occur in the case of human relations.

The media often reports such matters and we regularly see illustrations in our Courts. Those matters that happen that are before the Family Court of Australia and the Federal Magistrates Court are certainly no exceptions.

Recently, in the Federal Magistrates Court in the matter of Lilley (the Applicant) and Logan (the Respondent), the Respondent sought the payment of child support for a child of whom the Applicant was the biological father. The facts border on being unique in that the Applicant Father deposed that the Respondent Mother was a prostitute, the child being conceived as a result of the Applicant paying the Respondent for sexual intercourse as a part of a "commercial transaction". The Applicant contended that child support should not be payable as the child was inadvertently conceived as a result of a "consumer transaction".

Whilst a number of issues were to be decided, it was held that once conception occurs and a child is born a child is entitled to the support of their parents.

Perhaps, with tongue in cheek, the Federal Magistrates Court went on to say it was not required to be determined whether or not the Applicant had an independent cause of action against the proprietors of the brothel concerned pursuant to any "commercial arrangement."

The court ruled that the child was to be covered by the Child Support Scheme and properly the subject of a child support assessment.

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