

CURRICULUM VITAE
Philip Leon Marcus

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Date and place of Birth: 30 April 1950, Birmingham, England

Family Status: Married, 7 Children

Nationality: Israeli (renounced British Citizenship on appointment as Judge)

Secondary Education:

King Edward's School, Birmingham

Higher Education:

LL.B. University College London 1968-1971

LL.M. University of Haifa 2005-2007
with Thesis : **Hohfeld Without Rights**

Professional Experience:

Articles of Clerkship, Rose & Birn, Stoke Newington, London N.16

Admitted a Solicitor of the Supreme Court 1975

Assistant Solicitor at Rose & Birn 1975-1978

Founder Member, Tottenham Magistrates Court Duty Solicitor Scheme

Immigrated to Israel August 1978.

Clerkship to:

Judge Tzevi Tal, Jerusalem District Court, December 1978-May 1979,

Advocate Michael Assouline, May-November 1979

Admitted an Advocate at the Israel Bar, 1979

Private Practice, 1979-1995

Certification of Completion, Course on Forensic Psychiatry,
Israel Bar Association, 1990

Appointed Judge to the Jerusalem Magistrates Court 1995
Judge of the Jerusalem Family Court from 1997
(Deputy President for Family Matters, Jerusalem District, 2001 to 2006)

Honorary Senior Research Fellow, University College London,
January – March 2000

Fellow of the Society for Advanced Legal Studies, London, 2000-2001

Certificate of Completion of Mediation Course, Gomeh Israel Centre for
Mediation, November 2002

Certificate of Completion of Family Mediation Course, Turning Point, Centre for
Consultation and Mediation Training, April 2011

Retired from the Bench: March 2012

2007 to date: Member, Association of Family and Conciliation Courts

2010 to date: Member, International Association of Family Judges

Military Service (Reserve)

1995-2010 Military Jurist Judge, Court Martial for General Staff, Navy and
Home Front Command; Retired with rank of Lieutenant-Colonel

Voluntary Activities

1970-71 Co-Chairman, Universities Committee for Soviet Jewry

1988-1995 Chairman, Children's Rights Committee, Jerusalem Council for
Children and Youth, including Chairman of sub-committee for drafting
information booklet for minors apprehended by the police

1989-1991 Representative of the Israel Bar Association to the Knesset
Constitution and Law Committee, (Family Violence Prevention Bill, Penal Law
Amendment (Violence Against the Defenceless) Bill)

1990-1995 Representative of the Israel Bar Association, Steering Committee,
Child Representation Project, National Council for Children

1993-1995 Chairman, The Jerusalem Institute for the Study of Psychological
Stress (Director – Professor Gerald Caplan)

2013 to date Volunteer Dispatcher, HaHovesh, Neighbourhood Ambulance
Service

2014 Volunteer Lecturer in Schools, Or Yarok (Green Light) on Road Safety

Lectures and Workshops

(Partial list)

Lecture: The Law and Special Education

Seminar – All Our Children (Inclusionary Education)

Gan Harmony, Early Integrative Program for Infants and Children with Committee for Children with Special Needs with National Council for Children and Youth

Van Leer Institute Jerusalem, 1990

Panel: The Role of the Family Lawyer

in Seminar for Welfare Officers under the Youth (Protection) Law on Procedures for Traumatic Events, Ministry of Labour and Welfare

Maale HaHamisha, 1991

Lecture: Protection of the Defenseless – Statutory Changes

Mental Health Centre, Child and Family Treatment Clinic, Ministry of Health

Jerusalem, 1991

Lecture: The Child's Story Before the Court – An International Perspective and

Moot (mock trial): Child Protection in the Juvenile Court

Child Protection: A Challenge for Society, First International Symposium in Israel

Jerusalem, 1991

Lecture: Recent Legislative Changes in Israel – Non-Governmental Initiatives, Achievements and Proposals

Finland-Israel BiNational Conference on The Situation of Young Children in Modern Families in Israel and Finland: Current Issues for Research and Social Policy,

Ministry of Science and Technology

Jerusalem, 1992

Lecture: The Difficulties and Dilemmas of the Role of Guardian ad Litem

Seminar: Proposals for Child Representation Project

National Council for the Protection of the Child

Tel Aviv, 1992

Lecture: Caution: Experts Ahead

Saint Vincent Symposia on Trends in Ethics, Legislation and Health Care – Judicial Services and Health Care in the Protection of Children's Rights

St Vincent, Italy, 1994

Lecture: Violence in the Family

Terem Immediate Medical Treatment Clinic

Jerusalem, 1997

Lecture: The Educational Role of the Family Court

First International Conference on Jewish Adult Education

Maale HaHamisha, 1997

Panel: The Contribution of the Welfare Officer's Report to the Decision Making Process in the Courts

Seminar, Jerusalem (North) Family and Marriage Counselling and Treatment Centre

Jerusalem, 1999

Lecture: The New Family Court in Israel: One Family, One Judge and Other Innovations

The Society for Advanced Legal Studies
London, 2000

Lecture: Seven Years of the Family Court: Looking Back and Looking Forward

Israel Bar Association,
Jerusalem, 2003

Lecture: The Use of Welfare Officers and Social Services by the Family Court and the Rabbinical Court

Conference of Nefesh, Association of Jewish Psychologists and Social Workers
Jerusalem, 2005

Lecture: The Role of the Lawyer in Maintenance Claims

Annual Seminar of Legal Aid Lawyers Jerusalem, 2005

Moot Judge: Trial relating to the Enforceability of PreNuptial Agreements

Matan – The Sadie Rennert Women's Institute for Torah Studies
Jerusalem, 2005

Lecture: The Legal System in Israel

Legal and Business Opportunities for Israel in the New Global Economy
New England Institute of Torah Studies
Jerusalem, 2005

Lecture: Coping with the Phenomenon of Contact Refusal in the Family Court

Rabbinical Courts Administration Social Services Seminar,
Jerusalem, 2007

Lecture: Prenuptial Agreements and Divorce Agreements

Seminar: Marital Agreements and Divorce Agreements at the Crossroads,
The Ruth and Emanuel Rackman Center for the Advancement of the Status of Women,
Bar Ilan University, 2008

Moot Judge: "State of Israel v. Eytan" Rape or Sexual Harassment or Consensual Relations?

School for Clinical Justice Education, Faculty of Laws, Hebrew University of Jerusalem, with
Beit HaTsabarit and The Experimental School,
Jerusalem, 2008

Workshop: Ethical Dilemmas in Working with High Conflict Families

(with Dianna Gould-Saltman and Lyn Greenberg)
Association of Family and Conciliation Courts (AFCC)
Vancouver BC, Canada, 2008

Lecture: We Have Duties to Children: But Do They Need Rights?

and

Speaker in Plenum Panel: Children's Voices: a Judicial Perspective

World Congress on Children's Law and Human Rights,
Halifax NS, Canada, 2009

Lecture (by DVD): The Child's Voice in the Israeli Family Court

Family Law- The Voice of the Child, Seminar, The Law Society of Upper Canada,
Toronto Ont, Canada, 2010

Workshop: High Conflict Families and Alienation: Judicial and Therapeutic Collaboration in the Israeli Family Court

(with Sue Lehmann)

AFCC

Denver CO, USA, 2010

Seminar for Judges in Lusaka, Zambia: Violence against Women

(with Dr Hanita Zimrin)

Mashav – Department for International Cooperation, Israel Ministry of Foreign Affairs in cooperation with Gender in Development Division, Cabinet Office, Lusaka Lusaka, Zambia, 2010. (Five days)

Lecture: Israeli Law and Court Practice in Cases of Violence against Women and Children

International Workshop on Violence against Women and Children,

Mashav in cooperation with IOM International Organization for Migration, Haifa, September, 2011

Arranging and accompanying visit of trainee Judges from the Judicial Training College, France

Institute of Advanced Judicial Studies

Jerusalem, March, 2012

Lecture: You Have No Rights

Jurisprudence Seminar for Judges, Institute of Advanced Judicial Studies

Neve Ilan, May 2012

Lecture: Surrogate Mothers Outside Israel: Issues and Concerns for the Family Court

Panel on the Battle against Trafficking for Surrogacy

in International Workshop on Profiles of Trafficking Patterns, Populations and Policies

Mashav in cooperation with Israel's Ministry of Justice, Public Affairs Office of the US Embassy Tel Aviv, with participation of Officer in Charge, Human Trafficking and Migrant Smuggling Section, United Nations Office on Drugs and Crime)

Haifa, May, 2012

Workshop: Juridogenic Damage to Children and Ways to Limit It

(with Dr Daniel Gottlieb)

AFCC Conference

Chicago IL USA, June, 2012

Lecture: Children's Dispute Resolution – The Israeli Experience

and

Lecture: Effective Child Protection – The Israeli Approach to Protecting Vulnerable Children: Integrating Judicial and Social Work Perspectives

and

Moderator of Panel: A Paradigm Shift from Custody, Care and Control to Parental Responsibility

Children's Issues Forum

Hong Kong, August, 2012

Participant: International Family Justice Judicial Conference

Hong Kong, August, 2012

Lecture Series: The Work of the Designated Social Worker under the Welfare (Procedure in Matters of Minors) Law

Training course for designated social workers

The Central School for Social Workers, Ministry of Welfare
Tel Aviv, September – October 2012

Lecture: Sexual Abuse of Children – The Legal Aspects

Seminar for Haredi Therapists on Treatment of Child Abuse

City of Bnei Brak Social Services Branch, Professional Training Unit, with The Haruv Institute
Bnei Brak, October 2012

Lecture: Israeli Law and Court Practice in Cases of Violence against Women and Children

International Workshop on Violence against Women and Children

Mashav Haifa October 2012

Lecture: Abuse and Neglect of Children in the Eyes of the Law

Qualification Course for Pediatricians on Minors at Risk

Department for Treatment of Family Violence and Sexual Abuse, Ministry of Health, with The Haruv Institute
Tel Aviv, January 2013

Meeting: Family Law Issues

With Attorney General of New South Wales and Members of the Parliament of New South Wales, Australia
Sydney, March 2013

Lecture: Towards a Convention on Responsibilities and Obligations to the Child

World Congress on Family Law and Children's Rights

Sydney NSW, Australia, March 2013

Lecture: What Went Wrong with Rights

Machon Shalem, Institute of Advanced Studies.

Jerusalem May 2013

Lecture: Israeli Law and Court Practice in Cases of Violence against Women and Children

International Workshop on Violence against Women and Children.

Mashav in cooperation with IOM International Organization for Migration,
Haifa, June 2013

Lecture: Sexual Abuse of Children – The Legal Aspects

Seminar for Haredi Therapists on Treatment of Child Abuse

The Haredi College, Jerusalem with The Haruv Institute
Jerusalem June 2013

Lecture: Why Appeal Courts and International Courts Get It Wrong in Hague Convention and Relocation Cases

Second International Family Law and Practice Conference, London Metropolitan University
London, England, July 2013

Participant: Philosophical Investigation of the Hebrew Scriptures, Talmud and Midrash

International Conference, The Institute for Advanced Studies at the Shalem Center
Jerusalem July 2013

Steering committee Member and Participant: International Seminar for Judges: The Battle against Trafficking in Human Beings in View of the Judicial System

Mashav in cooperation with Organization for Security and Cooperation in Europe, United Nations Office on Drugs and Crime, International Organization for Migration, Institute of Advanced Judicial Studies, Israel's Ministry of Justice
Haifa, August 2013

Participant: Round Table discussion on Child Participation in Family Crises and Court Proceedings,

International Retreat: Promoting the Participation Right of Children across the Globe: From Social Exclusion to Child-Inclusive Policies.
Haifa University, October 2013

Keynote Speaker: Allegations of Child Abuse - A View from the Bench and the Role of the Therapist

Graduation Awards Ceremony for recipients of post-graduate certificates in Counseling and Family Therapy, and Family Based Child Therapy
The Family Institute, Neve Yerushalayim
Jerusalem, December 2013

Invited Speaker: Debate on Parents and Their Children Bill,

Joint meeting of Children's Rights Committee and Committee for Advancing the Status of Women, the Knesset, on the proposed abolition of the tender years presumption.
Jerusalem, December 2013

Panelist: Discussion on Removal of Children to Residential Care – Policy and Actuality

Plenum, National Conference on Power of Spirit, Growth of Vision, Depth of Activity: Achievements and Challenges
Child and Youth Service, Ministry of Welfare and Social Services.
Jerusalem March 2014

Lecture: On Gratitude

Herzl Institute
Jerusalem March 2014

Workshop: Collaboration and Due Process: The Court, the Expert and the Needs of the Child

(with Dr Daniel Gottlieb)
AFCC Conference
Toronto, May 2014

Lecture: Israeli Law and Court Practice in Cases of Violence against Women and Children

International Workshop on Violence against Women and Children,
Mashav Haifa July 2014

Lecture: Instead of Custody and Visitation: Parental Responsibilities

Study Evening: Joint Parental Responsibility – Dialogue between Law and Psychology
Israel Bar Association, Tel Aviv District November 2014

Panelist: Legal and Ethical Aspects of the Duty to Report

Conference: The Elderly in the Eyes of Society/ Abuse of Elderly People
Department of Geriatrics, Beilinson Hospital, Rabin Medical Centre
Petach Tikva, November 2014

Ongoing:

Lecture Series: Family Law: Judicial Fora, Jurisdiction, Legislation and Procedure; Expert Opinions and Evidence; Professional Ethics; Judicial Approaches to Sexual Offences against Minors; Therapy Contracts
Training Courses for Marriage and Family Therapists, Integrative Psychotherapists, Halachic Arbitrators, Rabbinical Pleaders, Educational Counsellors
Yanar Association for Rabbinical Marriage Counsellors in Israel
Jerusalem and Bnei Brak, from 2012.

Lecture Series: Central Issues in Family Law in Israel
Training course for Family Therapists,
Shinui Institute, The Israel Institute for Family and Personal Change
Glil Yam (from 2012)

Reviewer: Peer review of articles for **Journal of Child Custody**

Publications and Papers:

Memorandum: Israeli Law compliance with Articles 9, 12, 21, 23 of the Draft Convention on the Rights of the Child
Avi – Defence for Children International – Israel Branch, 1989

Thesis for LL.M. degree
Hohfeld Without Rights
University of Haifa 2007

Book Chapter: Child Abuse in Israel: Legislation and Court Practice
Child and Domestic Abuse, Daniel Eidensohn & Baruch Shulem:
Emunah Press, Jerusalem – New York, 2010

Paper (in Hebrew): The Future of the Family Court: New Paradigms, Statutory Amendments, and More
January 2013

Paper: Towards a Convention on Responsibilities and Obligations to the Child
March 2013

Paper: Why Appeal Courts and International Courts Get It Wrong in Hague Convention and Relocation Cases
July 2013

Paper: Parental Responsibilities: Formulating the New Paradigm for Parent-Child Relationships
Published (in Hebrew) The Judges' Bulletin, No. 32, September 2013 p 81
Accepted for publication (in Hebrew) for the Journal of the Israeli Society for Medicine and Law

Paper: The Israel Family Court: Judicial Powers and Therapeutic Interventions
Published in International Bar Association Family Law Newsletter
September 2013

Position Paper: on the Proposal for a Law of Parents and Children 5772-2012;
delivered to the Minister of Justice, September 2013

Paper: Adapting the Hague Conventions to the Paradigm of Parental Responsibilities

January 2014

Article: Fathers' Protest is Misguided

Jerusalem Post,

3 March 2014

Paper: International Surrogacy and Same Sex Partners: The Israeli Approach

Published in International Bar Association Family Law News, Volume 7 Number 1,

July 2014

Position Paper: on Report of the Committee to Review the Policy of the Ministry on Removal of Children to Residential Care and on Visitation (The Silman Report)

To the Minister and the Director General, Ministry of Welfare and Social Services

July 2014

Position Paper: on the Arrangements for Settlement of Family Disputes Bill, 5774-2014

To the Minister of Justice and the Chairman of the Constitution, Law and Legislation Committee of the Knesset

August 2014

Paper (together with Dr Eliezer Perl): A Medical, Legal and Halachic Guide to Determining Capacity to Make a Will or a Gift

Published (in Hebrew) in Assia, Journal of Jewish Medical Ethics and Halacha, Jerusalem, Vol. 24 No 3-4 pp 61-85, October 2014

English translation to be published February 2015 (estimated)

Article: Children's Dispute Resolution – The Israeli Experience

and

Article: Effective Child Protection – The Israeli Approach to Protecting Vulnerable Children: Integrating Judicial and Social Work Perspectives

Accepted for Publication in books edited by Katherine Lynch of the University of Hong Kong and Anne Scully-Hill of the Chinese University of Hong Kong

HKU Press, Scheduled publication 2015

Forthcoming:

Lecture: Compulsory Reporting: Legal Requirements and Ethical Questions

International Conference: The Jewish Community Confronts Violence and Abuse

Crisis Centre for Jewish Women, Jerusalem, December 2014

Lecture: Parental Responsibilities When Families Break Up

Nefesh Israel

Jerusalem, December 2014

Lecture: The Effects of Parental Personality Disorders on their Children

Chiba Mental Hospital

Bnei Brak, December 2014

Panel Chair: Representation for Children in Custody and Visitation Proceedings

Israel Bar Association Family Law Conference (with participation of International Association of Matrimonial Lawyers)

Eilat, January 2015

Course: Law for Social Workers

Part of BSW Degree Course (in English)

University of Ariel together with the Family Institute, Neve Yerushalayim.
Jerusalem, Second/Summer Semester, 2015

Paper (with Dr Eliezer Perl): Guardianship of disabled persons: Medical, Halachic and Legal Aspects

For publication (in Hebrew) in Assia, Journal of Jewish Medical Ethics and Halacha, Jerusalem, April 2015 (estimated)

Workshop: One Family - One (Specialist) Judge (with Adv. Joel Yaakov Katzin)

AFCC Conference

New Orleans LA, May 2015

December 2014