

CAYMAN ISLANDS



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CHILDREN LAW (FORMS) RULES, 2013

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CHILDREN LAW (FORMS) RULES, 2013

These Rules are made by the Rules Committee of the Grand Court pursuant to section 86 of the Children Law (2012 Revision).

Citation and interpretation

1. (1) These Rules shall be cited as the Children Law (Forms) Rules, 2013.
- (2) The forms provided in these Rules shall apply to proceedings arising under the Children Law (2012 Revision) which are pending or commenced in the court on or after the date of the commencement of these Rules.
- (3) Words and expressions used in the forms in these Rules which are also used in the Children Law (2012 Revision), the Children Law (Summary Court), Rules, 2013 and the Children Law (Grand Court) Rules, 2013 shall have the same meaning as in that Law and those Rules.

Commencement

2. These Rules shall come into force on 29 April, 2013.

SCHEDULE

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C1

Application under the Children Law (2012 Revision) for an order other than a care or supervision order

To be completed by the court
Name of court
Date issued
Case number

- If you do not complete every question (or state if it does not apply), your case could be delayed, as the court will have to ask you to provide the additional information required.
- If there is not enough space please attach separate sheets, clearly showing the details of the children, parties questions and page number they refer to.

1. Summary of application

Some people need leave to apply

Have you applied to the court for leave to make this application?

Yes Permission not required

Your name (the applicant(s))

The respondent's name(s)

Please list the name(s) of the child(ren) and the type of order you are applying for, starting with the oldest.			
Child 1 – Full name of child	Date of Birth	Gender	Order(s) applied for
	□□/□□/□□□□	<input type="checkbox"/> Male	
		<input type="checkbox"/> Female	
Relationship to applicant(s)		Relationship to respondent(s)	

Child 2 – Full name of child	Date of Birth	Gender	Order(s) applied for
	□□/□□/□□□□	<input type="checkbox"/> Male	
		<input type="checkbox"/> Female	
Relationship to applicant(s)		Relationship to respondent(s)	

Child 3 – Full name of child	Date of Birth	Gender	Order(s) applied for
	□□/□□/□□□□	<input type="checkbox"/> Male	
		<input type="checkbox"/> Female	
Relationship to applicant(s)		Relationship to respondent(s)	

	<input type="checkbox"/> Female
Relationship to applicant(s)	Relationship to respondent(s)

2. About you the (applicant(s))

	Applicant 1 (You)	Applicant 2 (if applicable)
Full names	<input type="text"/>	<input type="text"/>
Previous names (if any)	<input type="text"/>	<input type="text"/>
Gender	<input type="checkbox"/> Male <input type="checkbox"/> Female	<input type="checkbox"/> Male <input type="checkbox"/> Female
Date of birth	<input type="text"/> / <input type="text"/> / <input type="text"/>	<input type="text"/> / <input type="text"/> / <input type="text"/>
Place of birth (town/country)	<input type="text"/>	<input type="text"/>

If you do not wish your address to be made known to the respondent, leave the details below blank and complete Confidential contact details Form C7.

Address	<input type="text"/>	<input type="text"/>
	Postcode <input type="text"/> <input type="text"/>	Postcode <input type="text"/> <input type="text"/>
Home telephone number	<input type="text"/>	<input type="text"/>
Mobile telephone number	<input type="text"/>	<input type="text"/>
Email address	<input type="text"/>	<input type="text"/>
Have you lived at this address for more than 5 years	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No

If no, please provide details of all previous addresses you have lived at for the last 5 years.

If you do not wish your contact details to be made known to the respondent leave the details blank and complete Confidential contact details Form C7

3. The respondents

If there are more than 2 respondents please continue on a separate sheet.

Respondent 1

Respondent's first name					
Middle name(s)					
Surname					
Date of birth	<input type="text"/>	/	<input type="text"/>	/	<input type="text"/>
Place of birth (town /country, if known)					
Gender	<input type="checkbox"/>	Male	<input type="checkbox"/>	Female	
Current address					
P.O. Box address					
Postcode	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
Telephone number					

Are you aware of any relevant family court proceedings involving the respondent? Yes No

If Yes, please give details (include type of order, data, name of court and case no.)

Relationship to the child(ren)	Name of child(ren)	Relationship	Parental responsibility			
			<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
			<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
			<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
			<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
			<input type="checkbox"/>	Yes	<input type="checkbox"/>	No

Respondent 2

Respondent's first name					
Middle name(s)					

Postcode

Postcode

Please state their relationship to the children listed on page 1. If their relationship is not the same to each child please state their relationship to each child.

[Empty text box for relationship details]

[Empty text box for relationship details]

5. Attorney-at-law's details

Do you have an attorney-at-law? Yes No

If Yes, please give the following details

Your attorney's name

Name of firm

Address
Postcode

Telephone Number

Fax number

P.O. Box

Attorney's reference

Email address

6. The Children

Are any of the children known to the Department of Children and Family Services? Yes No Don't know

If yes, please state which child and the name of the social worker (if known)

Are any of the children the subject of a child protection plan Yes No Don't know

Do all the children share the same parents?

Yes No

If yes, please give details of each parent and their children involved in this application

If no, please give details of each parent and their children involved in this application

Please state everyone who has parental responsibility for each child and how they have parental responsibility (e.g. child's mother, child's father and was married to the mother when the child was born etc.)

With whom do the children currently live?

Applicant(s) Respondent(s) Other

Of other, please give full address of the child, the names of the adults living with the children and their relationship to or involvement with the child.

If you do not wish this information to be made known to the respondent, leave the details blank and complete Confidential contact details Form C7

7. Why are you making this application?

Please give brief details:

- any previous agreements (formal or informal), and how they have broken down
- your reasons for bringing this application to the court
- what you want the court to do
- reasons given by the respondents(s) for their actions in relation to this application

Do not give a full statement, please provide a summary of any relevant grounds and reasons. You may be asked to provide a full statement later.

8. Agreements about residence and/or contact

Have you attended a mediation

 Yes No

Please give brief details about:

- If you attended a mediation what was the outcome?
- If you did not use mediation please explain why

9. Risk

Do you believe that the child(ren) named at section 1 have experienced or are at risk of experiencing harm from any of the following by any person who has had contact with the child?	any form of domestic abuse/violence	<input type="checkbox"/> Yes	<input type="checkbox"/> No
	child abduction	<input type="checkbox"/> Yes	<input type="checkbox"/> No
	child abuse	<input type="checkbox"/> Yes	<input type="checkbox"/> No
	drugs, alcohol or substance abuse	<input type="checkbox"/> Yes	<input type="checkbox"/> No
	other safety or welfare concerns	<input type="checkbox"/> Yes	<input type="checkbox"/> No

10. Other court cases which concern the child(ren) listed on page 1

Are you aware of any other court cases now, or at any time in the past, which concern any of the child(ren) at section 1?

Yes If yes, please attach a copy of any relevant order, and completed the details of the social worker officer child's attorney below. If you do not have a copy of the order please complete all the additional details below.

No If no, please **go to section 11**

Additional details

Name of child(ren)

Name of the court where proceedings heard Case no.

Date/year (if known)

Name and office (if known) of social worker

Name, address and P.O. Box of child's attorney-at-law, if known

Post code

If the above details are different for each child please provide details on additional sheets.

Please tick if additional sheets are attached.

11. Attending the court

If you require an interpreter, you must tell the court now so that one can be arranged.

Do you or any of the parties need an interpreter at court?

 Yes No

If yes, please specify the language and dialect:

If attending the court, do you or any of the parties involved have a disability for which you require special assistance or special facilities?

 Yes No

If yes, please say what the needs are

Please say whether the court needs to make any special arrangements for you to attend court (e.g. providing you with a separate waiting room from the respondent or other security provisions).

Court may get in touch with you about the requirements

12. Statement of truth

*[I believe] [The applicant/respondent believes that the facts stated in this application are true.

*delete as appropriate

* I am duly authorized by the applicant/respondent to sign this statement

Print full name

Name of applicant attorneys firm

Signed

(Applicant) (Applicant's attorney)

Date /

Position or office held

(if signing on behalf of firm or
company)

Proceedings for contempt of court may be brought against a person who makes or ceases to be made, a false statement in a document verified by a statement of truth.

What to do now

- Check you have attached copies of any relevant order (as per section 10).

- Check you have completed and **signed** section 12.

- You must provide a copy of the application and attached documents for each of the respondents.

- Check you have included dates of birth for all parties and children
- Is Form C2 attached (if applicable)?

- Are any additional sheets attached?

- If you have included additional sheets you must add the names of the parties and children at the top of the page and details of the questions and page number the additional sheets relate to.

- Check you have attached the correct fee.

Now take or send your application with the correct fee and correct number of copies to the court

FORM C2

Application under the Children Law (2012 Revision) for a care or supervision order

N.B. A care order or supervision order shall not be made with respect to a child who has reached the age of 17 (or 16, in the case of a child who is married).

To be completed by the court	
Name of court	
Date issued	
Case number	
Child(ren)'s name(s)	Child(ren)'s DOB

Summary of application

Name of applicant	
Name of respondent(s)	

Child 1 - Name of child	Date of birth	Order(s) applied for (including interim orders)
	_ _ _ / _ _ / _ _ _ _ _ _ _ _	
Name of mother	Name of father	Parental responsibility
		[] Yes [] No
Child 2 - Name of child	Date of birth	Order(s) applied for (including interim orders)
	_ _ _ / _ _ / _ _ _ _ _ _ _ _	
Name of mother	Name of father	Parental responsibility
		[] Yes [] No
Child 3 - Name of child	Date of birth	Order(s) applied for (including interim orders)
	_ _ _ / _ _ / _ _ _ _ _ _ _ _	
Name of mother	Name of father	Parental responsibility
		[] Yes [] No

Child 4 - Name of child	Date of birth	Order(s) applied for
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		(including interim orders)																				
	<table border="1"> <tr> <td></td><td></td><td></td><td></td><td>/</td><td></td><td></td><td></td><td>/</td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td> </tr> </table>					/				/												
				/				/														
Name of mother	Name of father	Parental responsibility																				
		[] Yes [] No																				

1. The applicant

Name of applicant	Department of Children and Family Services
Name of contact	
Job title	
P.O. Box Address	
Contact telephone number	Postcode <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>
Mobile telephone number	
Fax number	
Email	

Details of Attorney-at-law

Attorney's name	
Physical Address	
P.O. Box address	
Telephone number	Postcode <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>
Mobile telephone number	
Fax number	
Email	
Attorney's Reference	

2. The child(ren)

Please give the details of the child(ren) and the order(s) you are applying for.
If there are more than 4 children please continue on a separate sheet.

Child 1

Child's first name																
Middle name(s)																
Surname																
Date of birth			/			/						Gender	<input type="checkbox"/>	Male	<input type="checkbox"/>	Female
Name of social worker and telephone number																
Is the child the subject of a child protection plan?	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No												
Are there any health or disability issues relating to the child?	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No												
If yes, please provide details																
Who does the child live with and his/ her relationship to the child?																
At which physical address does the child live?																
P.O. Box address of person/s with whom child lives																
Postcode																
Please give the full names of any other adults living at the same address and their relationship to the child.																
Are there any contact arrangements in place for this child?	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No												

If Yes, please give details

Name of person	Frequency of contact	Supervised contact			
		<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
		<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
		<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
		<input type="checkbox"/>	Yes	<input type="checkbox"/>	No

Child 2

Child's first name											
--------------------	--	--	--	--	--	--	--	--	--	--	--

Middle name(s)

Surname

Date of birth / / Gender Male Female

Name of social worker and telephone number

Is the child the subject of a child protection plan? Yes No

Are there any health or disability issues relating to the child? Yes No

If yes, please provide details

With whom does the child live?

At which physical address does the child live?

P.O. Box address of person/s with whom child lives

Postcode

Please give the full names of any other adults living at the same address and their relationship to the child

Are there any contact arrangements in place for this child? Yes No

If Yes, please give details

Name of person	Frequency of contact	Supervised contact			
<input type="text"/>	<input type="text"/>	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
<input type="text"/>	<input type="text"/>	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
<input type="text"/>	<input type="text"/>	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
<input type="text"/>	<input type="text"/>	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No

Child 3

Child's first name

Middle name(s)

Surname

Date of birth / / Gender Male Female

Name of social worker and telephone number

Is the child subject of a child protection plan? Yes No

Are there any health or Yes No

disability issues relating to the child?

If yes, please provide details

With whom does the child live ?

At which physical address does the child live?

P.O. Box address of person/s with whom child lives

Postcode

Please give the full names of any other adults living at the same address and their relationship to the child.

Are there any contact arrangements in place for this child?

Yes No

If Yes, please give details

Name of person	Frequency of contact	Supervised contact			
		<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
		<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
		<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
		<input type="checkbox"/>	Yes	<input type="checkbox"/>	No

Child 4

Child's first name

Middle name(s)

Surname

Date of birth

/ / Gender Male Female

Name of social worker and telephone number

Is the child the subject of a child protection plan?

Yes No

Are there any health or disability issues relating to the child?

Yes No

If yes, please provide details

With whom does the child live?

At which physical address does the child live?

P.O. Box address of person/s

with whom child lives

Postcode

Please give the full names of any other adults living at the same address and their relationship to the child.

Are there any contact arrangements in place for this child?

Yes No

If Yes, please give details

Name of person	Frequency of contact	Supervised contact			
		<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Yes	<input type="checkbox"/> No
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

3. The respondents

If there are more than 2 respondents please continue on a separate sheet.

Respondent 1

Respondent's first name

Middle name(s)

Surname

Date of birth

 / /

Gender Male Female

Place of birth

(town/country, if known)

Current address

P.O. Box address

Postcode

Telephone number

Are you aware of any relevant family court proceedings involving the respondent?

Yes No

If Yes, please give details (include type of order, date, name of court and case no.)

Relationship to the child(ren)

Name of child(ren)	Relationship	Parental responsibility			
		<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Yes	<input type="checkbox"/> No
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

		<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
		<input type="checkbox"/>	Yes	<input type="checkbox"/>	No

Respondent 2

Respondent's first name

Middle name(s)

Surname

Date of birth / / Gender Male Female

Place of birth (town/country, if known)

Current address

P.O. Box address

Postcode |

Are you aware of any relevant family court proceedings involving the respondent? Yes No

If Yes, please give details (include type of order, data, name of court and case no.)

Relationship to the child(ren)						
	Name of child(ren)	Relationship	Parental responsibility			
			<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
			<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
			<input type="checkbox"/>	Yes	<input type="checkbox"/>	No

4. Grounds for the application

The grounds for the application are that the child(ren) is suffering or is likely to suffer, significant harm and the harm or likelihood of harm is because the child is:

not receiving care that would be reasonably expected from a parent

beyond parental control

5. Why are you making this application?

Please give a brief summary of why you are making this application.

You should include:

- the background circumstances
- the precipitating circumstances
- scope of harm

In this summary it is not sufficient just to refer to existing or future documents.

6. Factors affecting ability to participate in proceedings

Do you have any reason to believe that any respondent or other person to be given notice of the application may lack capacity to conduct proceedings? Yes No

If yes, please give details

--

Provide details of any referral to or assessment for a learning disability, together with the outcome

--

Are you aware of any other factors which may affect the ability of the person concerned to take part in the proceedings?

--

7. Plans for the children

Please give a brief summary of the plans for the child(ren).

- **for supervision orders only**, any requirements which you will invite the court to impose under Part 1 of Schedule 3 Children Law (2012 Revision)

In this summary it is not sufficient just to refer to or repeat the Care Plan.

--

8. Timetable for the child(ren)

The timetable for the child will be set by the court to take account of dates of the significant steps in the child's life that are likely to take place during the proceedings. Those steps include not only legal steps but also social, care, health and education steps.

Please give any relevant dates/events in relation to the child(ren)

It may be necessary to give different dates for each child.

Are you aware of any significant event in the timetable, before which the case should be concluded? Give your reasons

Yes No

If Yes, please give a date

		/			/				
--	--	---	--	--	---	--	--	--	--

9. Your allocation proposal

You need to provide the court with your proposal for allocation of this case and give your reasons

Please select from the following:

summary court

Grand Court

10. Other court cases which concern the child(ren)

Are you aware of any other court cases, including cases concerning the children,

Yes

No If no, go to section 11

which are relevant to this application?

If yes, give details (include type of order, date, name of court and case no.) and in cases where the child was represented the name of any guardian and solicitor for the child.

11. Others who should be given notice

Person 1

Person's first name

Middle name(s)

Surname

Date of birth / / Gender Male Female

Address

P.O. Box

Postcode

Relationship to the child(ren)	Name of child(ren)		Relationship		Parental responsibility			
					<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
					<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
					<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
					<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
Relationship to the respondents	Name of respondent			Relationship				

Person 2

First name

Middle name(s)

Surname

Date of birth / / Gender Male Female

Address

P.O. Box

Postcode

Relationship to the child(ren)	Name of child(ren)		Relationship		Parental responsibility			
					<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
					<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
					<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
					<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
Relationship to the respondents	Name of respondent			Relationship				

12. Signature

Print full name

Your role/position held

Signed

--

Applicant

Date / /

13. Attending the court

If an interpreter will be required, you must tell the court now so that one can be arranged.

Are you aware of whether an interpreter will be required? Yes No

If Yes, please specify language and dialect:

--

If attending the court, do any of the parties involved have a disability for which special assistance or special facilities would be required? Yes No

If Yes, please specify what the needs are:

--

Please state whether the court needs to make any special arrangements for the parties attending court (e.g. providing a separate waiting room or other security requirements).

--

Court staff may get in contact with you about the requirements

Annex

This annex must be completed by the applicant with any application for a care order or supervision order. The documents specified in this annex must be filed with the application if available. If any relevant document is not filed with the application, the reason and any expected date of filing must be stated. All documents filed with the application must be clearly marked with their title and numbered consecutively.

- 1. Social Work Chronology** attached to follow
(A succinct summary) If **to follow** please give reasons why not included and the date when the document will be sent to the court.

- 2. Initial Social Work Statement** attached to follow
If **to follow** please give reasons why not included and the date when the document will be sent to the court.

- 3. Initial and Core Assessments** attached to follow
If **to follow** please give reasons why not included and the date when the document will be sent to the court.

- 4. Letters Before Proceedings** attached to follow
If **to follow** please give reasons why not included and the date when the document will be sent to the court.

- 5. Schedule of Proposed Findings** attached to follow
If **to follow** please give reasons why not included and the date when the document will be sent to the court.

- 6. Care Plan** attached to follow
If **to follow** please give reasons why not included and the date when the document will be sent to the court.

What to do once you have completed this form

Ensure that you have:

- attached copies of any **relevant** documents.
- signed** the form at Section 12.
- provided a **copy** of the application and attached documents for each of the respondents.
- given details of the additional children if there are more than 4 in Section 2.
- given details of the additional respondents if there are more than 2 in Section 3.

Now take or send your application and correct number of copies to the Clerk of the Court.

Details of attorney-at-law	
Attorney's name	
Address	
Telephone number	
Mobile telephone number	
Fax number	
Email	
P.O. Box	
Attorney's reference	

2. The order(s) and direction(s) you are applying for

State for each child

- *the full name, date of birth and sex*
- *the type of order(s) you are applying for (for example, residence order, contact order, supervision order)*

3. Persons to be served with this application.

For each respondent to this application state the title, full name and address.

4. Your reason(s) for applying and any plans for the children

State briefly your reasons for applying.

Do not give a full statement if you are applying for an order under Section 10 Children Law (2012 Revision).

You may be asked to give a full statement later.

Signed
(Applicant)

Date

FORM C4

In [name of court]

Case number:

Notice of Proceedings

[Hearing] [Directions Appointment]

[Name of applicant] has applied to the court for an order

The Application concerns the following child(ren)

The full name(s) of the child(ren) date(s) of birth

About the [Hearing] [Directions Appointment]

You should attend when the court hears the application at

on

at

[am] [pm]

The hearing is estimated to last

What to do next

There is a copy of the application with this Notice. You have been named as a party in the application.

Read the application now, and the notes overleaf.

When you go to court please take this Notice with you and show it to a court official

About This Notice

Note 1 At the hearing or directions appointment

You will be able to tell the court about any special needs or circumstances of the child(ren).

Note 2 If Form C7 (Acknowledgment) is enclosed

You must fill it in and return it to the court as soon as possible, and serve a copy on the other parties.

Note 3 For Legal Advice

Go to an attorney-at-law.

Some attorneys-at-law specialise in court proceedings which involve children.

You can obtain the address of an attorney-at-law from the telephone directory.

An attorney-at-law will be able to advise you whether you may be eligible to apply for legal aid.

Note 4 If you want to apply for an order

In respect of any of the children named on the Notice, **fill in Form C3**.

In all correspondence quote the case number.

You can obtain the form from the court office.

FORM C5

In [court]

Case number:

Notice of Proceedings

[Hearing] [Directions Appointment]

[Name of applicant] has applied to the court for an order

The Application concerns the following child(ren)
The full name(s) of the child(ren) date(s) of birth

About the [Hearing] [Directions Appointment]

The Court will hear the application at

on

at

[am] [pm]

The hearing is estimated to last

What to do next

You have been named in the application. Please read the notes overleaf.

If you go to court please take this Notice with you and show it to a court official

About This Notice

Note 1 You do not have the right to take part in the proceedings at present.

If you want to take part (become a party to the proceedings) you must apply to the court on **Form C3**. In all correspondence quote the case number.

You can obtain **Form C3** from the court office.

Note 2 For Legal Advice go to an attorney-at-law.

Some attorneys-at-law specialise in court proceedings which involve children. You can obtain the address of an attorney-at-law from the telephone directory

An attorney-at-law will be able to tell you whether you may be eligible to apply for legal aid.

FORM C6

Acknowledgement

The Court

Case number:

The full name(s) of the child(ren)

Child(ren)'s number(s)

Date of Hearing

What you (the person receiving this form) should do

- Answer the questions overleaf.
 - If you need more space for an answer use a separate sheet of paper. Please put your full name, case number and the child(ren)'s number(s) at the top.
 - If the applicant has asked the court to order you to make a payment for a child you must also fill in a Statement of Means (Form C10A). You can obtain this form from the court office if one has not been enclosed with the papers served on you.
 - When you have answered the questions make copies of both sides of this form. You will need a copy for the applicant, and each party named in Part 4 of Form C1.
 - Post, or hand, a copy to the applicant and to each party. Then post, or take, this form, and the Statement of Means if you filled one in, to the court at the address below. You must do this **within 14 days** of the date when you were given the Notice of Proceedings, **or** of the postmark on the envelope if the Notice of Proceedings was posted to you.
-

To be completed by the Court

(The Chief Clerk) (Clerk to the Justices)

The Court office is open

from

am to

pm

on Mondays to Fridays.

1. About you

Full name

Date of birth (dd/mm/year)

Address

Please give a daytime telephone number if you can.

Telephone number

2. About your attorney-at-law

Name

*If you do not have an attorney-at-law put **None**. (But see note 3 on the Notice of Proceedings which was served on you).*

Address

Telephone number

Fax number

P.O. Box

3. Address to which letters and other papers should be sent.

4. The application was received on:

5. Do you oppose the application?

6. Do you intend to apply to the court for an order?

7. Will you use an interpreter at court?

If Yes state the language into which the interpreter will translate.

Note: If you require an interpreter you must bring your own.

Signed
(Respondent)

Date

FORM C7

Confidential Address

The Court

Case Number

The full name(s) of the child(ren)

Date of birth (dd/mm/year)

Your full name

The omitted address

This form is to be used by any person in Children Law proceedings who does not wish to reveal the address of their private residence or that of any child. This address will not be revealed to any person save by order of that court.

State that address.

Form C8

Statement of Service

Children Law (Summary Court) Rules, 2013, Rule 8
Children Law (Grand Court) Rules 3.8

The Court

Case number:

The full name(s) of the child(ren)

Child(ren)'s number(s)

You must

- give details of service of the application on each of the other parties
- give details of service on persons to whom notice has to be given
- file this form with the court on or before the first Directions Appointment or Hearing of the proceedings

You should

- if the person's attorney-at-law was served, give his or her name and address
- if the children's guardian was served on behalf of the child, give his or her name and **contact** address.

You must indicate

- the manner, date, time and place of service,
 - where service was effected by post, the date, time and place of posting.
-

Name and address of person served	How, when and where served	Prescribed forms served

I have served the [application] [Notice of Proceedings] as stated above.

I am the [applicant] [attorney-at-law for the applicant] [other (state)]

Signed

Date

FORM C9

Supplement for an application for financial provision for a child or variation of financial provision for a child

Paragraph 4 Schedule 1 Children Law (2012 Revision)

The Court

To be completed by the Court

Date issued

Case number

The full name(s) of the child(ren)

Child(ren)'s number(s)

1. About the application

State whether you are seeking

- an order for a lump sum; transfer of property; settlement of property; periodical payments; secured periodical payments; or*
- a variation of an order for periodical payments; secured periodical payment; payment of a lump sum by instalments.*

Note: *Applications concerning transfer of property, settlement of property or secured periodical payments can only be heard in the Grand Court.*

2. Previous court orders and written agreements

If a written agreement or court order has been made a copy should be attached to this application.

*If not available state - the date
the terms
the parties
the court*

3. About the order

State the terms of the order you ask the Court to make and in particular

- *the amount you would like the court to order*
- *whether you would like the amount paid weekly, fortnightly or monthly (if you are not applying for a lump sum)*
- *why you require the payments, or would like the court to vary an existing order*

4. The collection of payment

Give full details of how you would like payment collected. Possible ways are:

Into the Court Fund's Office

Directly to a bank account

Give the full name and address and the number of the account into which payment is to be made.

By an attachment of earning order

This is court order which is sent to the employer of the person who is to pay. Provide details of employer's name and address

If you would like the court to direct that money is paid in some other way

Please say what method you would like.

And if you do not mind how the money is paid, please say so. The Court will decide how it should be paid.

Signed
(Applicant)

Date

You should now complete a Statement of Means, Form 10

FORM C10

Statement of Means

Schedule 1, Children Law (2012 Revision)

The court

Case Number

The full name(s) of the child(ren)

Child(ren)'s Numbers

Warning: the Court will require to see written evidence of unemployment or sickness; or wage or salary slips, bank statements, and other papers giving details of your means. This evidence should be attached to this form or brought with you when you attend the hearing

About me

- (1) date of Birth:
- (2) married/ single:
(If married details of length of marriage, if cohabiting details of length of cohabitation)
- (3) do you suffer from any health problems that affect your employment or ability to get work? If so give details and state how they affect your employment or ability to get work.

Details of my income

- (4) Details of employment:
 - (a) type of main employment:
 - (b) name of employer:
 - (c) address of employer:

If self employed give details of business and of any people with whom you are in partnership.

- (d) gross pay/income per [week][month][year] \$
 - (e) normal take home pay/income per [week][month][year] \$
 - (f) what deductions are made for pension and health insurance? \$
- (5) Other income:
- (a) government benefits/financial aid per [week][month][year] \$
 - (b) voluntary maintenance per [week][month][year] \$
 - (c) maintenance under court order per [week][month][year] \$
Copy order exhibited marked 'A'
 - (d) income from investments per [week][month][year] \$
 - (e) rents received per [week][month][year] \$
 - (f) income from other work than main employment per [week][month][year] \$

Employment

- (6) If not working:
- (a) are you looking for work?
 - (b) do you expect to look for work within the next two years?
 - (c) what sort of work could you do?
 - (d) what qualifications have you?
 - (e) when did you last work?
- (7) If working-
- (a) how are any children cared for?

- (b) what is the cost of child care?
- (c) are you thinking about changing your job within next year? YES/NO
- (d) are you likely to get promotion within next year? YES/NO

[If answer to (c) or (d) 'yes' - give details]

Cohabitation

- (8) Are you living with any person other than the respondent and any children?
- (9) If so give details of any financial support you receive from that person

Expenditure

- (10) What do you spend on - per [week][month][year]

House -

- Mortgage Repayments
- Life Insurance Premiums
- Building Insurance Premiums
- Contents Insurance Premiums
- Rent
- Water and sewerage charges
- Electricity
- Cooking Gas
- Telephone
- Repairs and Decoration
- Furniture/furnishing replacements

Personal Expenses

- Food
- Laundry/Cleaning

Medical/Dental/Optical
Clothing/Shoes
Hairdressing
General Housekeeping expenses
Help in house
Gardener/yard help
Entertainment
Holidays and Outings
Presents
Newspapers/Magazines
Other
Repayment of debts/loans etc.

Cost of working

Travel to work
Pension contributions
Professional Body Subscriptions

Expenditure on Children

Food
General Clothing
School Uniform etc.
School fees
Lunch money
School books
General school supplies
Extra tuition
Travel to School

Medical /Dental costs

Toys/Games/Sports

Outings

Holidays

Hairdressing

Presents

Pocket money

Child Care

Car

Insurance

Hire Purchase etc

Repairs/Serviceing

Gas/Oil

Capital and other assets

(11) Is the house you live in -

(a) owned by you? YES/NO

(b) owned jointly with.....(name)
.....(address) YES/NO

(c) owned under a statutory lease? YES/NO

(d) rented? YES/NO

If owned:

(a) what is value of the house? \$

(b) is the house mortgaged? YES/NO

(c) who is the lender?

(d) how much is owing on the mortgage? \$

(e) is there any other security (e.g. life insurance policy) YES/NO

if so, give details

(i) name of insurance company

(ii) number of policy

(iii) with or without profits

(iv) when due to mature

(iv) estimated value at maturity. \$

(12). Do you own any other property? YES/NO

if so -

(a) in your sole name?

(b) jointly with _____ [give full name and address]

(c) what is value of property? \$

(d) is the property mortgaged? YES/NO

(e) who is the lender?

(f) how much is owing on the mortgage? \$

(g) is there any other security (e.g. life insurance policy)? YES/NO

If so, give details

(i) name of insurance company

(ii) number of policy

(iii) with or without profits

(iv) when due to mature

(iv) estimated value at maturity. \$

(13) Do you own any stocks or shares? YES/NO

if so give details below or on a separate piece of paper:

details of stock/share

date bought

price paid

present estimated value.

- (14) Do you have any money invested in-
- Bank
 - Building Society
 - Life Insurance Policy
 - Business
 - Unit Trusts
 - Credit Unions
 - Other?
- (if so, give details)

Bank Account

- (15) Do you have a Bank Account? YES/NO
- if so -
- name of bank
 - account number (s)
 - type of account (s)
 - present balance (s)

Other assets

- (16) Do you own a car? YES/NO
- if so give details -
- Registration Number
 - Make and Model
 - Value
 - Outstanding loan, if any.
- (17) Do you have any other assets worth more than CI\$1,000?
- If so, give details
- (a) jewellery

- (b) antiques
- (c) paintings
- (d) works of Art.
- (e) boat
- (f) computer
- (g) other

Debts

- (18) (a) Are you behind with - YES/NO
 mortgage repayments
 rent YES/NO
 how much?

- (b) Have any steps been taken to repossess your house?

Do you owe

- (c) debts to financial institution/bank/credit company/credit cards?
 if so, give details of -
 amount of debt
 when borrowed
 for what
 amount outstanding
 repayments \$
 per[week][month][year]
 are any repayments in arrear?
- (d) personal debts
 give details.

Other matters

(19) Set out BRIEFLY any other matters which you think may be relevant to your application for financial provision for a child or variation of financial provision for a child).

Signed

Date:

[Applicant] [Respondent]

FORM C11

Supplement for an application for an Emergency Protection Order

Section 46 Children Law (2012 Revision)

The court

To be completed by the court

Date issued

Case number

Child(ren)'s Dates of birth

The full name(s) of the child(ren)

1 Description of the child(ren)

*If a child's identity is not known, Department details which will identify the child.
You may enclose a recent photograph of the child, which should be dated*

2 The grounds for the application

The grounds are

**ANY
APPLICANT**

A

that there is reasonable cause to believe that [this] [these] child[ren] [is] [are] likely to suffer significant harm if-

the child[ren] [is] [are] not removed to accommodation provided by or on behalf of this applicant

or

the child[ren] [does] [do] not remain in the place where [the child] [they] [is] [are] currently being accommodated.

**DEPARTMENT
APPLICANT**

B

that enquiries are being made about the welfare of the child[ren] under section 50 (1)(b) of Children Law (2012 Revision) **and** those enquires are being frustrated by access to the child[ren] being unreasonably refused to someone who is authorised to seek access **and** there is reasonable cause to believe that access to the child[ren] is required as a matter of urgency.

**AUTHORISED
PERSON
APPLICANTS**

C

that there is reasonable cause to suspect that the child[ren] [is] [are] suffering, or [is] [are] likely to suffer, significant harm **and** enquiries are being made with respect to the welfare of the child[ren] **and** those enquiries are being frustrated by access to the child[ren] being unreasonably refused to someone who is authorised to seek access and there is reasonable cause to believe that access to the child[ren] is required as a matter of urgency

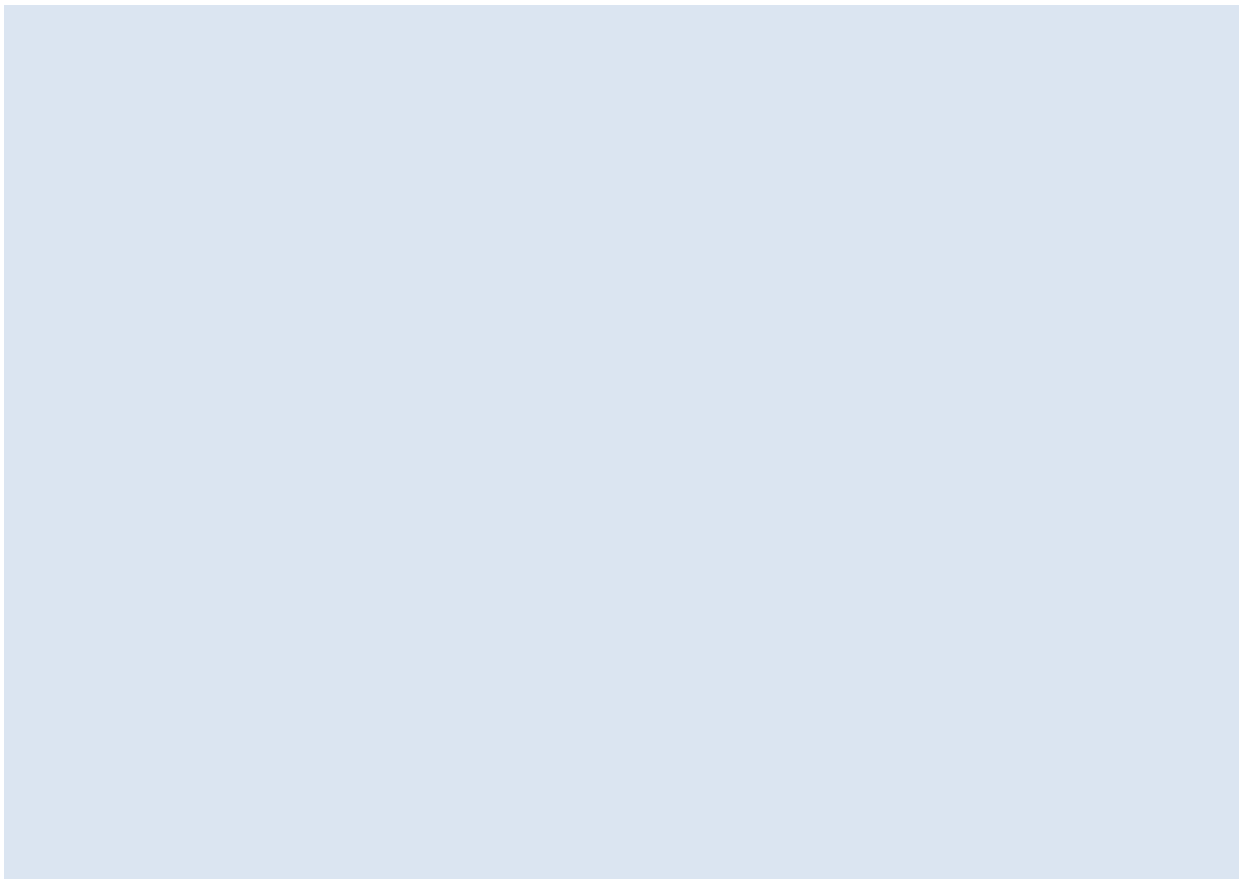
- 3** *information on the whereabouts of the child[ren] (section 51(1) Children Law (2012 Revision)).*
 authorisation for entry of premises (section 51(3) Children Law (2012 Revision)).
 authorisation to search for another child on the premises (section 51(4) Children Law (2012 Revision)).

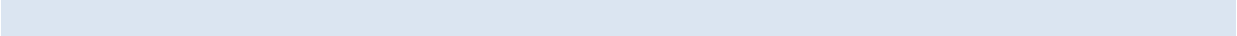
4 The direction(s) sought

- contact (Section 47 (1)(a) Children Law (2012 Revision)).*
 a medical or psychiatric examination or other assessment of the child[ren](Section 47(1)(b) Children Law (2012 Revision)).
 to be accompanied by a registered health practitioner (Section 48(12) Children Law (2012 Revision)).

5 The reason(s) for the application

If you are relying on a report or other documentary evidence, state the date(s) and author(s) and enclose a copy.





*** [I believe] [The applicant believes] that the facts stated in this application are true.**

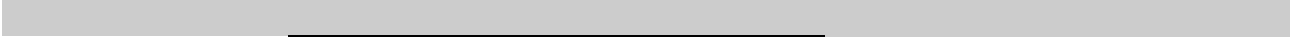
**delete as appropriate*

*** I am duly authorised by the applicant to sign this statement.**

Print full name



Your role/position held



Signed

--



Date



Proceedings for contempt of court may be brought against a person who makes or causes to be made, a false statement in a document verified by a statement of truth.

FORM C12

Supplement for an Application for a warrant to assist a person authorised by an Emergency Protection Order

Section 51 Children Law (2012 Revision)

The Court

To be completed by the Court

Date issued

Case number

The full name(s) of the child(ren)

Child(ren)'s number(s)

1. Description of the child(ren)

*If a child's identity is not known, state details that will identify the child.
You may enclose a recent photograph of the child, which should be dated.*

2. The Order and Direction(s) applied for

State:

- whether you wish to accompany the constable, if the warrant is granted*
- whether you wish the constable to be accompanied by a registered health practitioner, if he so wishes.*
- where the constable is to take the child, if the warrant is executed.*

3. The grounds for the application.

An emergency protection order was made on:

(state the date and time, and attach a copy of the order)

And a person **has been** prevented from exercising powers under the order by being refused entry to the premises or access to the child [ren], or

a person **is likely to be** prevented from exercising powers under by being refused entry to premises or access to the child[ren]

4. The reason(s) for the application.

If you are relying on a report or other documentary evidence, state the date(s) and author(s) and enclose a copy

Signed
(Applicant)

Date

FORM C13

Supplement for an application for a care or supervision order

Section 33 Children Law (2012 Revision)

The Court

To be completed by the Court

Date issued

Case number

The full name(s) of the child(ren)

Child(ren)'s number(s)

1 The grounds for the application

The grounds are that the child(ren) (is) (are) suffering or (is) (are) likely to suffer significant harm and the harm, or likelihood of harm, is attributable to

- the care given to the child(ren), or likely to be given to the child(ren) if the order were not made, not being what it would be reasonable to expect a parent to give to the child(ren)
- the child(ren) being beyond parental control

2 The reason(s) for the application

If you are relying on a report or other documentary evidence, state the date(s) and author(s) and enclose a copy.

3 Your plans for the child(ren)

- Include*
- *in the case of Supervision Orders only, any requirements which you will invite the Court to impose pursuant to paragraph 1, Schedule 3, Children Law (2012 Revision)*
 - *in all cases, whether you will invite the Court to make an Interim Order.*

4 The direction(s) sought

The Children Law (Grand Court) Rules 2013, rule 3.14
The Children Law (Grand Court) Rules 2013, rule 14

Signed
(Applicant)

Date

FORM C14

Supplement for an application for Department to refuse contact with a child in care

Section 36(4) Children Law (2012 Revision)

The Court

To be completed by the Court

Dated issued

Case number

The full name(s) of the child(ren)

Child(ren)'s number(s)

1 The current arrangements for contact

State

- *the full name(s) of each person who has contact with each child and the current arrangements for contact*
- *whether the Department has refused contact for 7 days or less (Section 36(6) Children Law (2012 Revision))*

2 The Order applied for

State the full name and relationship of any person in respect of whom the Department's application to refuse contact with each child is sought.

Mother:

Father:

3 The reason(s) for the application

If you are relying on a report or other documentary evidence state the date(s) and author(s) and enclose a copy.

Signed
(Applicant)

Date

FORM C15

Supplement for an application for contact with a child in care

Section 36(2) and (3) Children Law (2012 Revision)

The Court	To be completed by the Court
	Dated issued
	Case number
The full name(s) of the child(ren)	Date of Birth

1 Your relationship to the child(ren)

State whether

- *you are a parent or guardian*
- *you hold a residence order which was in force immediately before the care order was made (section 36(1)(c) Children Law (2012 Revision))*
- *you had care of the child(ren) through an order which was in force immediately before the care order was made (section 36(1)(d) Children Law (2012 Revision)).*

2 The Order applied for and your reason(s) for the application

If you are relying on a report or other documentary evidence state the date(s) and author(s) and enclose a copy.

Signed
(Applicant)

Date

FORM C16

Supplement for an application for a child assessment order

Section 45 Children Law (2012 Revision)

The Court	To be completed by the Court
	Dated issued
	Case number
The full name(s) of the child(ren)	Date of Birth

1 The grounds for the application

The grounds are-

- that there is reasonable cause to suspect that the child[ren] [is] [are] suffering, or [is] [are] likely to suffer, significant harm; **and**
- an assessment of the state of the child[ren]'s helpful development or of the way in which the child[ren] [has] [have] been treated, is required to determine whether or not the child[ren] [is] [are] suffering, or [is] [are] likely to suffer, significant harm; **and**
- it is unlikely that such an assessment will be made, or be satisfactory, in the absence of an order under this section

State your reason(s) for believing the grounds exist

If you are relying on a report or other documentary evidence state the date(s) and author(s) and enclose a copy.

2. The direction(s) sought in respect of this assessment
Sections 45 (5), (6), (7) and (9), Children Law (2012 Revision)

3. The direction(s) sought in respect of contact
Section 45(10) Children Law (2012 Revision)

Signed
(Applicant)

Date

FORM C17

Supplement for an application for an education supervision order

*Section 38 Children Law (2012 Revision)
Paragraph 15, Schedule 3, Children Law 2012 (Revision)*

The Court

To be completed by the Court

Date Issued:

Case Number:

The full name(s) of the child(ren)

Dates(s) of birth

1 The grounds for the application

The ground is that the child is of compulsory school age and is not being properly educated

State your reason(s) for believing the ground exists. If you are relying on a report or other documentary evidence, state the date(s) and author(s) and enclose a copy

2 The Order and Direction(s) applied for

Signed
(Applicant)

Date

FORM C18

Supplement for an extension for an education supervision order

Section 38 Children Law (2012 Revision)

Paragraph 14, Schedule 3 Children Law 2012 (Revision)

The Court

To be completed by the Court

Date Issued:

Case Number:

The full name(s) of the child(ren)

Dates(s) of birth

1 About the Education Supervision Order

*State when the order was made and when it was due to end.
Enclose a copy of the order.*

2. The Extension

State your reason(s) for asking the court to extend the order. If you are relying on a report or other documentary evidence, state the date(s) and author(s) and enclose a copy

Signed:
(Applicant)

Date:

FORM C19

Supplement for an application for a recovery order

Section 53 Children Law (2012 Revision)

The Court

To be completed by the Court

Date issued

Case number

The full name(s) of the child(ren)

Child(ren)'s number(s)

1. Particulars of the child(ren)

State whether the child [ren] [is] [are]

- (i) in care;
- (ii) the subject of emergency protection order; or
- (iii) or in police protection

if (i) or (ii) enclose a copy of the order

If a child's identity is not known, state details that will identify the child.

You may enclose a recent photograph of the child, which should be dated.

2. The Order and Direction(s) applied for

State:

- whether the child(ren) (is) (are) is to be produced to an authorised person specified by the court (section 53(7) Children Law (2012 Revision))
- whether you require the court to authorise a constable to enter specified premises (section 53(3)(d) Children Law (2012 Revision)).

3. The grounds for the application.

The grounds are that the child(ren)-

- [has] [have] been unlawfully taken away or [is] [are] being unlawfully kept away from the responsible person; or
- [has] [have run away or [is] [are] staying away from the responsible person; or
- [is] [are] missing.

4. The reason for the application.

Include your ground(s) for believing that the child(ren) (is) (are) on the premises named in paragraph 2 above (if applicable) (section 53(6) Children Law (2012 Revision))

If you are relying on a report or other documentary evidence, state the date(s) and author(s) and enclose a copy

Signed
(Applicant)

Date

FORM C20

Application for warrant for assistance

Section 93 Children Law (2012 Revision)

The Court

To be completed by the Court

Dated issued

Case number

The full name(s) of the child(ren)

Child(ren)'s numbers

1 About you (the applicant)

- State*
- *your title, full name, address, telephone number and relationship to the child(ren) (if any)*
 - *your attorney-at-law's name, address, reference, telephone and fax numbers*
 - *whether you are:*

- a person authorised by the Department of Children and Family Services
- a supervisor acting under a supervision order

2 Description of the child(ren) (if applicable)

If a child's identity is not known, state details which will identify the child. You may enclose a recent photograph of the child, which should be dated.

3 The grounds for the application

I am attempting to exercise powers under an enactment within Section 93(6)

Children Law (2012 Revision) at the following premises (*give full address*):

And

I have been prevented from exercising those powers by

I am likely to be prevented from exercising those powers by

Person authorised by the Department	
<input type="checkbox"/> S 63 (6) Children Law	<ul style="list-style-type: none"> • being, or likely to be, refused entry to accommodation provided by a voluntary organisation • being, or likely to be, refused access to a child in accommodation provided by a voluntary organisation
<input type="checkbox"/> S65 (4) Children Law	<ul style="list-style-type: none"> • being or likely to be refused entry to a children's home • being or likely to be refused access to a child in a children's home
<input type="checkbox"/> S 68 (3) Children Law	<ul style="list-style-type: none"> • being, or likely to be, refused entry to a private foster home • being, or likely to be, refused access to a child in a private foster home

Person authorised by the Governor	
<input type="checkbox"/> S 80 (8) Children Law	<ul style="list-style-type: none"> • being, or likely to be, refused entry to any of the premises specified under section 80 (1) of the Children Law • being, or likely to be, refused access to a child in any of the premises specified by section 80 (1) of the Children Law

Supervisor under the supervision order	
<input type="checkbox"/> Paragraph 7(1)(b), Schedule 3, Children Law	being, or likely to be, refused entry to accommodation where a supervised child is living
<input type="checkbox"/> Paragraph 7 (2) (b), Schedule 3, Children Law	being, or likely to be refused, contact with a supervised child by a responsible person

4 The respondent(s)

For each respondent state the title, full name, address, telephone number and relationship (if any) to each child.

5 The reason(s) for the application

If you are relying on a report or other documentary evidence, state the date(s) and author(s) and enclose a copy.

6 The direction(s) sought

- State*
- whether you wish to accompany the constable, if the warrant is granted*
 - whether you wish the constable to be accompanied by a registered medical practitioner, registered nurse or registered midwife, if he so wishes.*

Signed
(Applicant)

Date

FORM C21

Supplement for an application for an order to hold a child in secure accommodation

Section 27 Children Law (2012 Revision)

The Court

To be completed by the Court

Date issued

Case number

The full name(s) of the child(ren)

Child(ren)'s dates of birth

1. The grounds for the Application.

The grounds are-

- that the children) (has) (have) a history of absconding and (is) (are) likely to abscond from any other accommodation and if the child(ren) absconds (he) (she) (they) is (are) likely to suffer significant harm; and /or
- that if the child(ren) (is) (are) kept in any other accommodation, (the child) (they) (is) (are) likely to injure (himself) (themselves) or other people.

2. The reason(s) for the application and length of order applied for.

If you are relying on a report or other documentary evidence, state the date(s) and author(s) and enclose a copy.

Signed
(Applicant)

Date

FORM C22

[ORDER] [Direction]
Children Law (2012 Revision)

In the Grand Court

Case number:

The full name(s) of the child(ren)

Date(s) of birth

Ordered by Hon. Justice
 Magistrate

on

FORM C23

In the

Record of the Hearing on:

Case No:

The full name(s) of the child(ren)

date(s) of birth

Attendances

Name

Present

Represented by

Evidence

The Court read the report(s)/ statements of

Dated

To be
completed
only when
the court
makes a
finding of
fact

The Court heard oral evidence [on oath] of

FORM C24

In the Grand/ Summary
Court

Case Number:

Order

Emergency Protection Order

Section 46 Children Law (2012 Revision)

The full name(s) of the child(ren)	Boy or Girl	Date(s) of birth
------------------------------------	-------------	------------------

Warning

It is an offence intentionally to obstruct any person exercising the power under section 46(4)(b) Children Law (2012 Revision) to remove, or prevent the removal, of a child
Section 46(9) Children Law (2012 Revision).

The Court grants

an Emergency Protection Order to the applicant who is

The Court authorises

The order gives the applicant parental responsibility for the child[ren].

[the applicant to remove the child[ren] to accommodation provided by or on behalf of the applicant]
[the applicant to prevent the child[ren] being removed from

[This order directs that

any person who can produce the child[ren] to the applicant must do so.]

This order ends on

at

[am] [pm]

Ordered by

Hon. Justice
Magistrate

on

[am] [pm]

REASONS FOR MAKING AN ORDER

There is reasonable cause to believe that the child is likely to suffer significant harm if

(i) he is not removed to accommodation provided by or on behalf of the applicant

OR

(ii) he does not remain in the place in which he is then being accommodated

BECAUSE _____

Notes about the Emergency Protection Order

About this order

This is an Emergency Protection Order.
This order states what has been authorised in respect of the child[ren] and when the order will end.
The court can extend this order for up to 7 days but it can only do this once.

Warning

If you are shown this order, you must comply with it. If you do not, you may commit an offence. Read the order now.

What you may do

You may apply to the court at any time
or to **change the directions**
to **end the order**.

If you would like to ask the court to change the directions, or end the order, you must fill in a form. You can obtain the form from a court office.

If the court has directed that the child[ren] should have a medical, psychiatric or another kind of examination, you may ask the court to allow a doctor of your choice to be at the examination.

What you should do

Go to an attorney-at-law as soon as you can.

Some attorneys-at-law specialise in court proceedings which involve children. You can obtain the address of an attorney -at-law from the telephone directory .

An attorney-at-law will be able to tell you whether you may be eligible to apply for legal aid.

FORM C25

In the Grand/ Summary
Court

Case Number:

Order

[Variation of an Emergency Protection Order

Section 47(3)(b) Children Law (2012 Revision)]

[Extension of an Emergency Protection Order

Section 48 (4)(b) Children Law (2012 Revision)]

[Discharge of an Emergency Protection Order

Section 48(8) Children Law (2012 Revision)]

The full name(s) of the child(ren)	Boy or Girl	Date(s) of birth
------------------------------------	-------------	------------------

The Court [extends]

[varies] [discharges]

[the direction(s) given] [the Emergency Protection Order granted
by [this Court] [the court]

on

at

[am [pm]

[The direction(s) are
[varied as follows]

This order now ends on

at

[am]
[pm]

Ordered by

Hon. Justice
Magistrate

on

at

[am]
[pm]

FORM C26

In the Grand/Summary
Court

Case Number:

Warrant

To assist a person authorised by an Emergency Protection Order
Section 51(9) Children Law (2012 Revision)

To all Police Constables

The Court was satisfied that

who is the applicant has been prevented, or is likely to be prevented from exercising powers under an Emergency Protection Order by being refused entry to the named premises or access to the child(ren) concerned.

The Court authorises

you to assist the applicant to exercise powers under an Emergency Protection Order made on
You may use reasonable force if necessary.

You may assist the applicant to gain access to **the child(ren)**

The full name(s) of the child(ren)

Boy or Girl

Date(s) of birth

described as

You may assist the applicant to gain entry to **the premises**

known as

The Court directs

[that you should not be accompanied by the person who applied for the warrant]
[that you may, if you wish, be accompanied by
a registered health practitioner
or a registered nurse]

You should execute this warrant in accordance with the orders and directions contained in the Emergency Protection Order.

This warrant has/ has [not] been made ex parte.

This warrant ends on

Ordered by Hon. Justice
Magistrate
Justice of the peace

on

at

[am]
[pm]

FORM C27

In the Grand /
Summary Court

Case Number:

Order

Authority to keep a child in secure accommodation

Section 27 Children Law (2012 Revision)

The full name(s) of the child(ren)

Date (s) of birth

The court authorises

to keep the child in secure accommodation until

The order has been
made on the ground

[the child has a history of absconding and is likely to abscond from any other accommodation, and that if the child absconds [he] [she] is likely to suffer significant harm]

[If the child is kept in any other accommodation the child is likely to injure [himself] [herself] or other persons]

[he is charged with, or convicted of an offence of violence;] or

[he has been remanded or detained and committed to the care of the Department under sections 14 and 15 of the Youth Justice Law (2005 Revision)].

The court was satisfied

that the child, not been legally represented, had been informed of [his] [her] right to apply for legal aid and having had the opportunity to

apply, had refused or failed to apply]

Ordered by

Hon. Justice

Magistrate

on

at

[am]

[pm]

FORM C28

In the Grand / Summary
Court

Case Number:

Order

Authority to search for another child

Section 51(4) Children Law (2012 Revision)

The full name(s) of the child(ren)	Boy or Girl	Date(s) of birth
------------------------------------	-------------	------------------

[who is described as

The Court was satisfied
that

[an order had been granted on
to the applicant for the emergency protection of a child, *known as*

and that the order had authorised the applicant to enter these
premises].

[there was reasonable cause to believe that the child named in this
order may be on those premises and that an Emergency Protection
Order ought to be made in respect of that child].

The Court authorises

who is the applicant

to enter the premises known as

and search for the child

Warning

**it is an offence intentionally to obstruct the applicant from
entering or searching the premises specified above (section 51
(7) and (8) Children Law (2012 Revision))**

The order has [not] been made ex parte

The order ends on

Ordered by Hon. Justice

Magistrate

on

at

[am] [pm]

FORM C29

In the Grand/Summary
Court

Case Number:

Warrant

To assist a person to gain access to a child(ren) or entry to premises

Section 93(1) Children Law (2012 Revision)

To all Police Constables

The Court authorises you to assist

exercise powers under an enactment as specified on the reverse of this warrant.

You may use reasonable force if necessary.

You may assist the applicant to gain access to the child(ren)

The full name(s) of the child(ren) Boy or Girl Date(s) of birth

described as

You may assist the applicant to gain entry to the premises *known as*

The Court directs

[that you should not be accompanied by the person who applied for the warrant]

[that you may, if you wish, be accompanied by
a registered health practitioner
or a registered nurse

You should execute this warrant in accordance with the orders and directions contained in the Emergency Protection Order.

This warrant has [not] been made ex parte.

Ordered by Hon. Justice
Magistrate

on

at

[am]

[pm]

The Court is satisfied that the applicant

- has been prevented from exercising those powers by-
- is likely to be prevented from exercising those powers by-

**A PERSON
AUTHORISED BY
THE DEPARTMENT**

S, 63 (6) Children Law

- being, or likely to be, refused entry to accommodation provided by a voluntary organisation
- being, or likely to be, refused access to a child in accommodation provided by a voluntary organisation

s. 65 (4) Children Law

- being, or likely to be, refused entry to a children's home
- being, or likely to be, refused access to a child in a children's home

s. 68 (3) Children Law

- being, or likely to be, refused entry to a private foster home
- being, or likely to be, refused access to a child in a private foster home

**PERSON
AUTHORISED BY
THE GOVERNOR**

s. 80 (8) of the Children Law

- being, or likely to be, refused entry to any of the premises specified by section 80 (1) of the Children Law
- being, or likely to be, refused access to a child in any of the premises specified by section 80 (1) of the Children Law

**SUPERVISOR
UNDER THE
SUPERVISION
ORDER**

Paragraph 7 (1) (b), Schedule 3, Children Law

Paragraph 7 (2) (b), Schedule 3, Children Law

- being, or likely to be, refused entry to accommodation where a supervised child is living
- being, or likely to be, refused contact with a supervised child by a responsible person

FORM C30

In the Grand/
Summary Court

Case Number:

Order

Recovery of a child

Section 53 Children Law (2012 Revision)

The full name(s) of the child(ren)	Boy or Girl	Date(s) of birth
------------------------------------	-------------	------------------

The court is satisfied
that

[name] has parental responsibility
for the child by virtue of a [Care Order] [Emergency Protection Order]
made on

The Court
authorises

[a police constable] to remove the child.]

Warning

**it is an offence intentionally to obstruct the applicant from entering or
searching the premises specified above (section 53(9) Children Law
(2012 Revision)**

[the Court authorises [a police constable to enter the premises, *known as*

and search for the child, using reasonable force if necessary.]

The Court requires

any person has information about where the child is, or may be, to give
that information to a police constable or an officer of the court, if asked

to do so.

The Court directs any person who can produce the child when asked to do by
[a police constable] to do so.

This order has [not] been made ex parte.

Ordered by Hon. Justice
Magistrate

On at [am] [pm]

FORM C31

In the Grand/
Summary Court

Case Number:

Order

[Care order

Section 33 Children Law (2012 Revision)]

[Discharge of a Care Order

Section 41(1) Children Law (2012 Revision)]

The full name(s) of the child(ren)

Boy or Girl

Date(s)
of birth

The Court orders

[That the child(ren) be placed in the care of the Department of Child and Family Services

The court
discharges

[The care order made by [this court] [the
on]

Warning

While a Care Order is in force no person may cause the child(ren) to be known by a new surname or remove the child(ren) from the Cayman Islands without the written consent of every person with parental responsibility for the child(ren) or the leave of the court.

However, the Department of Child and Family Services, in whose care [a] [the] child(ren) [is] [are], may remove that child from the Cayman Islands for a period of less than 1 month.

Ordered by

Hon. Justice

Magistrate

on

at

[am] [pm]

FORM C32

In the Grand/
Summary Court

Case Number:

Order

Interim Care order

Section 40 Children Law (2012 Revision)

The full name(s) of the child(ren)	Boy or Girl	Date(s) of birth
------------------------------------	-------------	------------------

The Court orders

[that the child(ren) be placed in the care of the Department of Child and Family Services

The order expires on

Ordered by

Hon. Justice

Magistrate

on

at

[am]
[pm]

FORM C33

In the Grand/
Summary Court

Case Number:

Order**[Contact with a child in care**

Section 36(2) Children Law (2012 Revision)]

[Authority to refuse contact with a child in care

Section 36(6) Children Law (2012 Revision)]

The full name(s) of the
child(ren)

Boy or Girl

Date(s) of birth

The Court orders [There may be contact between the child(ren) and

[The Department is authorised to refuse contact between the child(ren) and

The contact is
subject to the
following
conditions

[Notice

The Department may refuse to allow the contact that would otherwise be required by virtue of section 36(1) Children Law (2012 Revision) or an order under this section if (a) they are satisfied that it is necessary to do so in order to safeguard or promote the welfare of the child(ren); and (b) the refusal (i) is decided upon as a matter of urgency; and (ii) does not last for more than 7 days

(section 36 (6) Children Law (2012 Revision))

Ordered by Hon. Justice
Magistrate

on at [am] [pm]

FORM C34

In the Grand/
Summary Court

Case Number:

Order

[Supervision order
Section 33 and Paragraphs 1 and 2 Schedule 3 Children Law (2012 Revision)]

[Interim Supervision Order
Section 40 and Paragraphs 1 and 2 Schedule 3 Children Law (2012 Revision)]

The full name(s) of the child(ren)	Boy or Girl	Date(s) of birth
------------------------------------	-------------	------------------

The Court orders the Department of Children and Family Services

To supervise the child(ren) [for a period of months from the date of this order]
[for the interim period of]

The Court directs

Ordered by

Hon. Justice

Magistrate

on

at

[am] [pm]

FORM C35

In the Grand/
Summary Court

Case Number:

Order

[Substitution of a Supervision Order for a Care Order

Section 41(4) Children Law (2012 Revision)]

[Discharge] [Variation] of a Supervision Order

Section 41(2) and (3) Children Law (2012 Revision)]

[Extension of a Supervision Order

Paragraph 6(3) schedule 3 Children Law (2012 Revision)]

The full name(s) of the child(ren)	Boy or Girl	Date(s) of birth
------------------------------------	-------------	------------------

The Court
[substitutes]
[discharges] [varies]
[extends]

the [Supervision Order] [for the] [Care Order] the Department of Children and Family Services

Made by

[This Court] the

On

The Court orders the Department of Children and Family Services to supervise the child(ren)

The court directs

[This order ends on

Ordered by Hon. Justice

Magistrate -----

on

at

[am] [pm]

FORM C36

In the Grand/
Summary Court

Case Number:

Order**Education Supervision Order**
Section 38 Children Law (2012 Revision)

The full name(s) of the child(ren)	Boy or Girl	Date(s) of birth
------------------------------------	-------------	------------------

The Court was
satisfied

That is the child[ren] [was] [were] of compulsory school age and [was]
[were] not been properly educated

The Court orders

The Education Department

To supervise the
child(ren)

[for a period of 12 months beginning on the date of this order]

[until the child[ren] [is] [are] no longer of compulsory school age].

Warning **A parent of the child(ren) may be guilty of an offence if he or she persistently fails to comply with a direction given by the supervisor under this order while it is in force (paragraph 17, Schedule 3 Children Law (2012 Revision)).**

Ordered by Hon. Justice
 Magistrate

on at [am] [pm]

FORM C37

In the Grand/ Summary
Court

Case Number:

Order

[Discharge of an Education Supervision Order

Paragraph 16(1,) Schedule 3, Children Law (2012 Revision)]

[Extension of an Education Supervision Order

Paragraph 14(2), Schedule 3, Children Law (2012 Revision)]

The full name(s) of the child(ren)	Boy or Girl	Date(s) of birth
------------------------------------	-------------	------------------

The Court [discharges]
[extends]

The Education Supervision Order

made by [This court] [the court]

on

requiring The Department of Education to supervise the child(ren)

[The Court directs

under paragraph 16(2) Schedule 3 Children Law (2012 Revision)
that the Department of Children and Family Services shall
investigate the circumstances of the child(ren)]

This order ends on

Ordered by

Hon. Justice

Magistrate

on

at

[am] [pm]

FORM C38

In the Grand/
Summary Court

Case Number:

Order

Child Assessment Order *Section 45 Children Law (2012 Revision)*

The full name(s) of the child(ren)	Boy or Girl	Date(s) of birth
------------------------------------	-------------	------------------

The Court orders a [medical] [psychiatric] [] assessment
of the child

The court directs that
the child is to be
assessed at

[the child is to be
assessed by]

[the child may be kept
away from home and
stay at

from
to
while away from home, the child must be allowed contact with

the assessment is to
begin by

and last no more than days from the date it begins

Notice any person who is in a position to produce the child must do so to and must comply with the directions of this order.

Ordered by Hon. Justice

Magistrate -----

on

at

[am] [pm]

FORM C39

Direction To undertake an investigation

Section 39 Children Law (2012 Revision)

The Court

Case number:

The full name(s) of the child(ren)

Date(s) of birth

It appears to the Court that it may be appropriate for a Care or Supervision Order to be made in respect of the [children].

The Court directs the Department to investigate the circumstances of the children

[The Court directs copies of the following documents

shall be served on the Department]

Reporting the result The Department must report to the Court, in writing, under sections 39(3) and (4) Children Law (2012 Revision), by:

Ordered by Hon. Justice

Magistrate

on

at

[am] [pm]

FORM C40

In the Grand/
Summary Court

Case Number:

Order

Family Assistance Order

Section 18, Children Law (2012 Revision)

The full name(s) of the child(ren)

Boy or Girl

Date(s)
of birth

The Court orders

a probation officer or an officer of the Department to be made available to advise, assist and, where appropriate, befriend

The Court directs

The Order ends on

This order ends on

Notice This Order will have effect for 6 months from the date below such lesser period as specified

Ordered by Hon. Justice

Magistrate -----

on

at

[am] [pm]

FORM C41

In the Grand/
Summary Court

Case Number:

Order

[Residence] [Contact] [Specific Issue] [Prohibited Steps] Order
Section 10 Children Law (2012 Revision)

The full name(s) of the child(ren)	Boy or Girl	Date(s) of birth
------------------------------------	-------------	------------------

The Court orders

Warning

Where a Residence Order is in force no person may cause the child(ren) to be known by a new surname or remove the child(ren) from the Cayman Islands without the written consent of every person with parental responsibility for the child(ren) or the leave of the court.

However, this does not prevent the removal of (a) the child(ren), for a period of less than 1 month, by the person in whose favour the Residence Order is made. (Section 15(1) and (2) Children Law (2012 Revision)).

Ordered by

Hon. Justice

Magistrate

on

at

[am] [pm]

FORM C42

In the Grand/
Summary Court

Case Number:

Order

[Leave to change the surname by which a child is known

Section [15(1)] / [35(6)] Children Law (2012 Revision)

[Leave to remove child from the Cayman Islands

Section [15(1)] / [35(6)] Children Law (2012 Revision)

The full name(s) of the child(ren)	Boy or Girl	Date(s) of birth
------------------------------------	-------------	------------------

The Court granted
leave to

To change the
child(ren)'s surname
to

[and] (to remove the
child(ren)] from the

from the Cayman Islands

[permanently] (until

Ordered by

Hon. Justice

Magistrate

on

at

[am] [pm]

FORM C43

In the Grand/
Summary Court

Case Number:

Order

[Parental Responsibility Order]

Section 6(1) Children Law (2012 Revision)

[Termination of Parental Responsibility Order]

Section 6(3) Children Law (2012 Revision)

The full name(s) of the child(ren)	Boy or Girl	Date(s) of birth
---------------------------------------	-------------	------------------

The Court orders
that

shall [no longer] have parental responsibility for the child(ren)

Notice

A parental responsibility can only end-

(a) when the child reaches 18 years; or

(b) by order of the court made-

- **on the application of a person who has parental responsibility; or**
 - **with leave of the court, on application of the child.**
-

Ordered by

Hon. Justice

Magistrate

on

at

[am] [pm]

Ordered by

Hon. Justice

Magistrate

on

at

[am] [pm]

FORM C45

Order

Refusal to appoint a guardian ad litem

Children Law (Grand Court) Rules, 2013, rule 3.10

Children Law (Summary Court) Rules, 2013, rule 10

The Court

Case number:

The full name(s) of the child(ren)

date(s) of birth

The Court

refuses to appoint

as guardian ad litem for the child(ren) in the proceedings

Ordered by

Hon. Justice

Magistrate

on

at

[am] [pm]

FORM C46

Order

Appointment of an attorney-at-law for a child [ren]

Section 43 (3) Children Law (2012 Revision)

The Court

Case number:

The full name(s) of the child(ren)

Date(s) of birth

The Court is satisfied that the child[ren] [is] [are] not presently represented by an attorney-at-law and

[* a guardian has not been appointed for the child[ren]; and]

[* the child[ren] [has] [have] sufficient understanding to instruct an attorney-at-law and has expressed a wish to do so; and]

[* it would be in the interests of the child[ren] for [him] [her] [them] to be separately represented]

The Court Orders
that

[]

of

be appointed as attorney-at-law for the child[ren]

Ordered by

Hon. Justice

Magistrate

on

at

[am] [pm]

FORM C47

Order Termination of the appointment of an attorney-at-law for child[ren]

*Children Law (Grand Court) Rules, 2013, rule 3.12
Children Law (Summary Court) Rules, 2013, rule 12*

The Court

Case number:

The full name(s) of the child(ren)

Date(s) of birth

The Court orders
that

[]

of

as attorney-at-law for the child[ren] be terminated

Ordered by

Hon. Justice

Magistrate

on

at

[am] [pm]

FORM C48

Order

Refusal of the appointment of an attorney-at-law for child[ren]

Section 43 Children Law (2012 Revision)

The Court

Case number:

The full name(s) of the child(ren)

Date(s) of birth

The Court refuses the appointment of an attorney-at-law for the child[ren]

Ordered by

Hon. Justice

Magistrate

on

at

[am] [pm]

FORM C49

In the Grand Court/
Summary Court

Case Number:

Order

Transfer of proceedings to the [Grand Court] [Summary Court]
Children (Allocation of Proceedings) Order 2013

The full name(s) of the child(ren) Boy or Girl Date(s) of birth

The Court orders That the proceedings concerning the child(ren) be transferred to the
[Grand Court] [Summary Court]

because

Ordered by Hon. Justice
Magistrate

on at [am] [pm]

FORM C50

In the Grand Court/Summary Court

Case Number:

Certificate

Refusal to transfer proceedings

Children (Allocation of Proceedings) Order 2013

The full name(s) of the child(ren) Boy or Girl Date(s) of birth

The Court refuses an application to transfer proceedings in the case to

The applicant
asked for transfer
on ground of

- exceptional gravity, importance or complexity
 - consolidation
 - urgency
 - other reasons
-

The Court refused
the application
[because]

Ordered by

Hon. Justice

Magistrate

on

at

[am] [pm]

FORM C51

Application for an order

Application concerning registration of a child-minder or provider of day care

Section 76 Children Law (2012 Revision)

The court	To be completed by the court
The full name(s) of the child(ren)	
	Date issued
	Case number
	Child(ren)'s number(s)

1 About you (Name of social worker acting on behalf of the Department)

State:

- *reference, telephone number*
- *name of attorney-at-law acting on behalf of the Department, his address, reference, telephone, fax and P.O. Box numbers.*

2 About the respondent (the child-minder or provider of day care)

State:

- *address, reference, telephone number, telephone , fax and P.O. Box numbers*
- *his attorney-at-law's name, address, reference, telephone, fax and P.O. Box numbers.*

4 The order applied for

The Department applies to the court for an order for-

- cancellation of the registration of the child-minder or provider of day care
- variation of a requirement imposed on the child-minder or provider of day care
- removal of a requirement, or imposing an additional requirement, on the child-minder or provider of day care.

5 The reason(s) for the application

If you are relying on a report or other documentary evidence, state of the date (s) and author(s), and enclose a copy.

Signed
(Applicant)

Date

FORM C52

In the Grand Court/Summary Court

Case Number:

Order

[Cancellation of the registration of a child – minder or a provider of day care]

[Removal, Variation or Imposition of a requirement on a child – minder or a provider of day care]

Section 76(1) Children Law (2012 Revision)

The full name(s) of the child(ren)	Boy or Girl	Date(s) of birth
------------------------------------	-------------	------------------

The Court cancels

The registration of

who is a [child-minder]/ [provider of day care] and who is looking after, or may look after a child.

[The Court [removes]
[varies] imposes

a requirement on

who is a [child-minder] [provider of day care] and who is looking after, or may look after a child.

The requirement [removed] [was] [is]
[varied] [imposed]

Ordered by Hon. Justice

 Magistrate

 on

 at

 [am] [pm]

MADE by the Rules Committee of the Grand Court on the 15th day of April, 2013.

 The Hon. Anthony Smellie, QC, Chief Justice
 The Hon. Sam Bulgin, QC, Attorney General
 Mr. Colin McKie, Legal Practitioner
 Mr. Graham F. Ritchie, QC, Legal Practitioner