

**IN THE CHILDREN'S COURT
OF NEW SOUTH WALES
AT**

CASE NUMBER

Application initiating care proceedings

Section 61(2) Children and Young Persons (Care and Protection) Act 1998

[NOTE: This form is to be used for care applications made under Part 2, Chapter 5 and applications for Emergency Care and Protection Order]

Date of application

Date filed

Applicant

Applicant Secretary, Department of Communities and Justice

Name of delegate

Address of DCJ
Caseworker

Position

Children or young persons

	Child 1	Child 2	Child 3
Given name			
Family name			
Date of birth & current age			
Cultural background	<input type="checkbox"/> Aboriginal <input type="checkbox"/> Torres Strait Islander <input type="checkbox"/> Neither	<input type="checkbox"/> Aboriginal <input type="checkbox"/> Torres Strait Islander <input type="checkbox"/> Neither	<input type="checkbox"/> Aboriginal <input type="checkbox"/> Torres Strait Islander <input type="checkbox"/> Neither
Gender			
KiDS number [DCJ identifier]			

	Child 4	Child 5	Child 6
Given name			
Family name			
Date of birth & current age			
Cultural background	<input type="checkbox"/> Aboriginal <input type="checkbox"/> Torres Strait Islander <input type="checkbox"/> Neither	<input type="checkbox"/> Aboriginal <input type="checkbox"/> Torres Strait Islander <input type="checkbox"/> Neither	<input type="checkbox"/> Aboriginal <input type="checkbox"/> Torres Strait Islander <input type="checkbox"/> Neither
Gender			
KiDS number [DCJ identifier]			

Parents/carers

	Mother 1	Father 1	Carer 1
Family name			
Given name			
Date of birth			
Address			

	Mother 2	Father 2	Carer 2
Family name			
Given name			
Date of birth			
Address			

[NOTE: Include carer details where the carer is a guardian or otherwise providing care for the child under an arrangement with the parents. Do not include where the carer is an authorised carer arranged by the Department of Communities and Justice or an NGO unless the carer is a member of the extended family or kinship group and consents to disclosure of their details]

Application details

Orders sought

[List general heading and section under which each order is sought - Parental Responsibility, Guardianship, Contact, Supervision, etc (for example: I seek an order allocating parental responsibility of <child's name> to the Minister until he/she attains 18 years of age]

- An interim order allocating interim parental responsibility of (child or young person) to the Minister.
- An order for the removal of (child or young person) [Section 48]
- An Emergency Care and Protection Order [section 46]
- An order allocating parental responsibility of (child or young person) to one parent to the exclusion of the other parent [section 79(1)(a)]
- An order allocating parental responsibility of (child or young person) to the Minister until he/she/they attain 18 years of age [section 79(1)(b)]
- An order allocating parental responsibility of (child or young person) to one or both parents and to the Minister or another person jointly [section 79(1)(c) or (d)]
- An order allocating parental responsibility of (child or young person) to the Minister or another person jointly [section 79(1)(e)]
- An order allocating parental responsibility of (child or young person) to another suitable person or persons [section 79(1)(f)]
- An order allocating parental responsibility of (child or young person) to a suitable person or persons by guardianship order [section 79A]
- An order placing (child or young person) under the supervision of the Secretary for a period of (insert period, no more than 12 months) [Section 76]
- An order accepting undertaking (from persons name) [section 73]
- An prohibition order [section 90A]

Grounds of application

[What are the grounds for making the application]

- 1.
- 2.

Signature

Signature

Capacity

Date

Notice of listing

This application is listed at

Children's Court

Date

Time

Signature of Registrar

Report in support of Application initiating care proceedings

[NOTE: The purpose of this report is to succinctly and fairly summarise the information available to the Department of Communities and Justice as at the date the application is made to the Children's Court to support a determination that a child is in need of care and protection and the making of any interim orders sought]

A: Person with casework responsibility

Caseworker

Manager casework

Date casework
responsibility commenced

B: Details of removal

Child or young person

Date of removal or
assumption

Place of removal or
assumption

Why was the child or young person removed or care assumed [NOTE: In no more than 2 paragraphs detail the circumstances that led to the removal or assumption of care]

- 1.
- 2.

C: Sibling Relationships

Child	Date of birth	Mother	Father	Child lives with

D: Significant persons in child or young person's life

[NOTE: Include here details of persons who have a significant role in the child or young person's life (for example: step family, half siblings)]

Person	Relationship	Placement and residency details

E: Cultural and religious considerations

[NOTE: List here any relevant cultural or religious considerations (for example: is the child or young person Aboriginal?)]

- Aboriginal
- Torres Strait Islander
- Other, provide details:

F: Current Educational needs

Child	Name of school	Class/ Year	Length of time at current school

If child has learning difficulties please briefly indicate nature of learning difficulties and whether written reports are held including date of reports:

- 1.
- 2.

G: Current Health needs

[NOTE: List here any significant medical conditions or significant developmental or behavioural needs of the children or young person's (for example: any physical or intellectual impairment). Provide details of any written reports including date of any such reports.

Child	Challenges and needs	Medical practitioner or Therapist

H: Previous Court orders in relation to the children or young person's and/or their siblings

- Orders of the New South Wales Children's Court
- Date Place
- Orders under the Family Law Act
- Date Place
- Orders from other Courts (for example: Supreme Court, Apprehended Violence Order, interstate case orders)
- Date Place Order type
- There are no known current Court orders concerning the children or young person's

I: Does section 106A apply to this application?

- Yes No

If yes:

- Children removed from mother
 Children removed from father
 Child death

J: Care and Protection History

I have access to the Communities and Justice records concerning the children or young person's:

- There are no Department of Communities and Justice record of prior reports concerning the children or young persons; or
 The Department of Communities and Justice have received risk of significant harm reports concerning the children or young person. A summary of this information is contained in the Specified Bundle of Documents relevant to the proceedings.

K: Current Care and Protection Concerns

The events and facts giving rise to concern that the children or young persons are currently in need of care and protection are:

[NOTE: Include here a succinct summary of the most recent events and facts that preceded the making of this application including action taken by Community Services in response to these events and facts. Details of unsubstantiated reports made to the Department of Communities and Justice should not be included in this report]

- 1.
- 2.

L: Prior alternative action

Communities and Justice have previously taken the following alternative actions with the family: (for example: a temporary care arrangement, assisting policy put in place an apprehended violence order to protect the children or young person's, Parental Responsibility Contract or alternatives the Department of Communities and Justice has considered but not pursued)

- 1.
- 2.

M: Interim arrangements concerning parental responsibility and placement

- a. If the court makes the interim orders sought in the application it is proposed that the following interim arrangements will be made for the children or young person's:

- 1.

2.

- b. For Aboriginal and Torres Strait Islander Children the following efforts have been made to provide for a culturally appropriate placement in accordance with section 13 placement principles: [Include any placement options still being considered]

1.

2.

- c. The children or young persons are currently placed with:

- Family members
- Kinship carers
- Department of Communities and Justice or agency authorised carers
- Young person's refuge
- Other, please specify

N: Contact with Parents and Significant Others

It is proposed that the following orders and/or arrangements be made or continued regarding contact between the children or young person's and the parents and other significant persons to the children or young person's (if any):

[NOTE: List interim orders sought or interim arrangements Community Services intends to put in place or continue for the children or young person to have contact with parents and other significant person (for example: grandparents, extended family, kin, siblings)]

1.

2.

Signature of

Child Protection Caseworker

Date

Signature of

Manager Casework

Date