|  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- |
| CHILDREN, YOUTH AND FAMILIES (CHILDREN’S COURT FAMILY DIVISION) RULES 2017 | | | | | | | | | | | | | | | | | | | | |
| FORM 28 | | | | | | | | | | | | | | | | | | | | |
|  | | | | | | | | | | | | | | | | | | | | |
| Rule 6 | | | | | | | | | | | | | | | | | | | | |
| **APPLICATION TO VARY OR REVOKE A FAMILY PRESERVATION ORDER OR FAMILY REUNIFICATION ORDER** | | | | | | | | | | | | | | | | | | | | |
|  | | | | | | | | | | | | | | | | | | | | |
| **Children, Youth and Families Act 2005** | | | | | | | | | | | | | | | | | | | | |
| Sections 300, 304 | | | | | | | | | | | | | | | | | | | | |
|  | | | | | | | | | | | | | | | | | | | | |
|  | | | | | | | | | | Court Reference: | | | | | | | |  | | |
|  | | | | | | | | | | | | | | | | | | | | |
| Name of Child: | | |  | | | | | | | | | | | | | | | | | |
| Gender: | |  | | | | | |  | Date of Birth: | | | | | | |  | | | | |
|  | | | | | | | | | | | | | | | | | | | | |
| **Details of the current order** | | | | | | | | | | | | | | | | | | | | |
|  | | | | | | | | | | | | | | | | | | | | |
| The Children's Court at [*venue*] | | | | | | |  | | | | | | | | | | | | on [*date*] | |
|  | | | | | | made or last extended: | | | | | | | | | | | | | | |
| \*a family preservation order | | | | | | | | | | | | | | | | | | | | |
| \*a family reunification order | | | | | | | | | | | | | | | | | | | | |
| \*a care by Secretary order | | | | | | | | | | | | | | | | | | | | |
| (or a protection order subsequently taken to be such an order) | | | | | | | | | | | | | | | | | | | | |
| in respect of the child. | | | | | | | | | | | | | | | | | | | | |
|  | | | | | | | | | | | | | | | | | | | | |
| A direction was given on [*date*] | | | | | | |  | | | | | | | | | | that a parent or parents | | | |
| of the child resume parental responsibility for the child to the exclusion of the Secretary and accordingly: | | | | | | | | | | | | | | | | | | | | |
| \*the family reunification order has been taken to be a family preservation order. | | | | | | | | | | | | | | | | | | | | |
| \*the care by Secretary order has been taken to be a family preservation order. | | | | | | | | | | | | | | | | | | | | |
|  | | | | | | | | | | | | | | | | | | | | |
| **Details of this application** | | | | | | | | | | | | | | | | | | | | |
|  | | | | | | | | | | | | | | | | | | | | |
| This application is: | | | | | | | | | | | | | | | | | | | | |
| \*to vary the order [*specify variation sought*] | | | | | | | | | | | | | | | | | | | | |
|  | | | | | | | | | | | | | | | | | | | | |
| \*to revoke the order | | | | | | | | | | | | | | | | | | | | |
| The grounds for the application are [*set out grounds*]: | | | | | | | | | | | | | | | | | | | | |
|  | | | | | | | | | | | | | | | | | | | | |
|  | | | | | | | | | | | | | | | | | | | | |
| This application is made by: | | | | | | | | | | | | | | | | | | | | |
| \*the child | | | | | | | | | | | | | | | | | | | | |
| \*a parent of the child | | | | | | | | | | | | | | | | | | | | |
| \*the Secretary | | | | | | | | | | | | | | | | | | | | |
| \*the principal officer of an Aboriginal agency | | | | | | | | | | | | | | | | | | | | |
|  | | | | | | | | | | | | | | | | | | | | |
| Applicant’s name: | | | | |  | | | | | | | | | | | | | | | |
| Applicant’s email: | | | | |  | | | | | | | | | | | | | | | |
| Agency [*if applicable*]: | | | | |  | | | | | | | | | | | | | | | |
| Applicant’s [or agency] address: | | | | |  | | | | | | | | | | | | | | | |
| Applicant’s phone: | | | | |  | | | | | | | | | |  | | | | | |
|  | | | | | | | | | | | | | | | | | | | | |
| Application filed by— | | | | | | | | | | | | | | | | | | | | |
| \*Legal Representative | | | | | | | | | | | | | | | | | | | | |
| Name: | | | | |  | | | | | | | | | | | | | | | |
| Email: | | | | |  | | | | | | | | | | | | | | | |
| Agency/Firm: | | | | |  | | | | | | | | | | | | | | | |
| Address: | | | | |  | | | | | | | | | | | | | | | |
| Phone: | | | | |  | | | | | | | | | |  | | | | | |
| \*Applicant | | | | | | | | | | | | | | | | | | | | |
|  | | | | | | | | | | | | | | | | | | | | |
| Date: | | | | |  | | | | | | | | | |  | | | | | |
| Signature: | | | | |  | | | | | | | | | | | | | | | |
| **Notice to the parties** | | | | | | | | | | | | | | | | | | | | |
|  | | | | | | | | | | | | | | | | | | | | |
| **\*To the applicant:** | | | | | You must come to the hearing of this application. | | | | | | | | | | | | | | | |
| **To the \*Secretary/ \*principal officer:** | | | | | You must come to the hearing of this application. | | | | | | | | | | | | | | | |
| **To the child:** | | | | | You are not required to come to the hearing of this application unless you wish to do so. | | | | | | | | | | | | | | | |
| **To the non-applicant parent(s):** | | | | | You should come to the hearing of this application. If you do not attend, the Court may proceed to hear and determine the application in your absence. | | | | | | | | | | | | | | | |
|  | | | | | | | | | | | | | | | | | | | | |
| **Details of the hearing** | | | | | | | | | | | | | | | | | | | | |
|  | | | | | | | | | | | | | | | | | | | | |
| A hearing of this application will be held at the Children’s Court as follows: | | | | | | | | | | | | | | | | | | | | |
| Date: |  | | | | | | | | | | Time: | | |  | | | | | |  |
| Place: |  | | | | | | | | | | | | | | | | | | | |
|  | | | | | | | | | | | | | | | | | | | | |
|  | | | | | | | | | | | | | | | | | | | | |
| Issued at [*place*]: | | | |  | | | | | | | | |  | | | | | | | |
| Date of issue: | | | |  | | | | | | | | |  | | | | | | | |
|  | | | | | | | | | | | | | | | | | | | | |
|  | | | | | | | | | | | |  | | | | | | | | |
|  | | | | | | | | | | | | Registrar | | | | | | | | |
|  | | | | | | | | | | | | | | | | | | | | |
| \*Delete if not applicable | | | | | | | | | | | | | | | | | | | | |