

Flow chart of applications relating to children

DECEMBER 2020

1

Applicant files application at Court and serves upon the other party:

Royal Court - Form C or Form CF1

Magistrate's Court - Form CF1

2

Court will consider:

- Whether a Family Proceedings Adviser (FPA) should be appointed.
- Whether position statements should be filed.
- Interim contact, and whether there are any relevant allegations of domestic abuse or violence which are likely to affect the ultimate outcome of the case. If so, Court may fix a Finding of Fact hearing. See Domestic Abuse & Violence.

If FPA appointed:

3

Position statements filed.

4

Finding of Fact hearing fixed, if appropriate.

5

FPA will:

- Meet the parties, usually separately.
- Contact all relevant agencies, for example, Police, HSC.
- Meet the children, if appropriate.

6

In the absence of any agreement, FPA files at Court and serves on the parties a detailed report setting out the background, current circumstances and detailed recommendations.

7

Possible further directions hearing.

8

Trial - witnesses called and Court decides application, taking into account welfare checklist.

If FPA not appointed:

3

Position statements filed.

4

Finding of Fact hearing fixed, if appropriate.

5

Possible further directions hearing.

6

Trial - witnesses called and Court decides application, taking into account welfare checklist.