**In the High Court of Justice No: [*Case number*]  
Family Division  
[*name of District Registry*]  
sitting at [*court name*]**



**The Senior Courts Act 1981**

**The child**

**[*Name of child*] [Girl] / [Boy] [*dob dd/mm/yy*]**

**ORDER MADE BY [*NAME OF JUDGE*] [SITTING AS] A JUDGE OF THE HIGH COURT, FAMILY DIVISION ON [*DATE*]**

**The parties and representation at this hearing**

1. The applicant is[*name of local authority*], represented by [*barrister/solicitor name*] [instructed by [*solicitor name*]] whose contact details are [*chambers/firm name*], [*phone number*], [*email*]

The first respondent is [*name*], the [*relationship to child*], [in person], represented by [*barrister/solicitor name*] [instructed by [*solicitor firm name*]] whose contact details are [*chambers/firm name*], [*phone number*], [*email*]

The second respondent is [*name*], the [*relationship to child*], [in person], represented by [*barrister/solicitor name*] [instructed by [*solicitor firm name*]] whose contact details are [*chambers/firm name*], [*phone number*], [*email*]

The third respondent is the child (born on [*date of birth*]) acting by [his] / [her] guardian [*guardian name*], represented by [*barrister/solicitor name*] [instructed by [*solicitor firm name*]] whose contact details are [*chambers/firm name*], [*phone number*], [*email*]

1. Unless otherwise stated, a reference in this order to ‘the respondent’ means all of the respondents.

**Recitals**

1. **[note these details should be included as an exception to the house rules]** The judge read the following documents:
   1. [*Insert details*]
2. The judge heard the following oral evidence:
   1. [*Insert details*]
3. It appears to the court that the child is not *Gillick* competent and therefore is unable to consent to the restrictions on their liberty which are in place.
4. [It appears to the court] / [The parties agree] that the living arrangements and care arrangements for child [*name of child*] are such that [he] / [she] is being deprived of [his] / [her] liberty.
5. [It appears to the court] / [The parties agree] that the care and living arrangements are in the best interests of the child and the restrictions on [his] / [her] liberty within that placement are necessary and proportionate to ensure their safety and ongoing welfare.
6. The local authority agrees to convene a deprivation of liberty review after each Looked After Child review, the minutes will be circulated to the parties, and the solicitor for the child and guardian will be invited to the review.
7. The child’s parents [do not] support the arrangements for the care of the child and restrictions which will be put in place.

**IT IS DECLARED THAT**:

1. The child, [*name of child*], is being deprived of [his] / [her] liberty and is unable to consent to the same.
2. It is lawful and in the child’s best interests to be deprived of [his] / [her] liberty by [*name of local authority*] at [*name of placement*] and accordingly such [continued] deprivation of liberty is authorised until [*date* **[no more than 12 months from date of order]**].
3. The confinement, as described within the social worker’s statement dated [*date*] at [*bundle reference*], which is in place for [*name of child*] is necessary, the least restrictive and is a proportionate response to the risk of harm which arise.
4. **[insert if appropriate]** In depriving the child of [his] / [her] liberty, the local authority is directed to use the minimum degree of force or restraint required. The use of such force/restraint is lawful and in their best interests provided always that the measures are:
   1. The least restrictive of the child’s rights and freedoms;
   2. Proportionate to the anticipated harm;
   3. The least required to ensure the child’s safety and that of others; and
   4. Respectful of the child’s dignity.

**IT IS ORDERED THAT:**

1. If any change to the care or living arrangements has been implemented which is required as a matter of urgent necessity and which would render it more restrictive, the local authority shall apply to the court for an urgent review of this order on the first available date after the implementation of any such change.
2. If any change to the care or living arrangements is proposed which would render it more restrictive (but is not required as a matter of urgent necessity) the local authority shall apply to the court for review of this order before any such changes are made.
3. If there is any significant change, whether deterioration or improvement, in the child’s condition the local authority shall apply to the court for review of this order.

1. In any event, the local authority shall make an application to the court no less than one month before the expiry of authorisation to deprive [*name of child*] of [his] / [her] liberty for a review of this order should a continuation of the care and living arrangements be proposed. Such application should be supported by the following evidence:
   1. Statement from the social worker as to the child’s current circumstances, which includes the views of the IRO; and
   2. A school report, if relevant.
2. In the event that there has been no significant change of circumstances since the conclusion of the previous proceedings, any review hearing may be conducted as a consideration of the papers unless any party requests an oral hearing or the court decides that an oral hearing is required.
3. Any future applications are reserved to [*name of judge*], if available.
4. There be no order as to costs save for detailed assessment of the publicly funded parties’ costs for the purpose of LAA funding.

Dated [*date*]

**Communications with the court**

All communications to the court about this order should be sent to:

[*Insert the address and telephone number of the appropriate Court Office*]

If the order is made at the Royal Courts of Justice, communications should be addressed as follows:

The Clerk of the Rules, Queen’s Building, Royal Courts of Justice, Strand, London WC2A 2LL quoting the case number. The telephone number is 020 7947 6543.

The offices are open between 10.00am and 4.30pm Monday to Friday.

**Name and address of applicant’s legal representatives**

The applicant’s legal representatives are:

[*Name, address, reference, fax and telephone numbers (both in and out of office hours) and email*]