Filed on behalf of the Applicant

Buckinghamshire Council

Social Worker

1st Affidavit

Date

IN THE FAMILY COURT SITTING AT MILTON KEYNES CASE No: XXXX

IN THE MATTER OF THE CHILDREN ACT 1989; AND

IN THE MATTER OF THE INHERENT JURISDICTION; AND

IN THE MATTER OF CHILD (DOB: XXXX)

BETWEEN:

BUCKINGHAMSHIRE COUNCIL

Applicant

and

MOTHER

1st Respondent

and

FATHER

2nd Respondent

and

CHILD

(By her Children’s Guardian, XXXX)

3rd Respondent

**Affidavit of Social Worker**

I, Social Worker, Social Worker for the Court Team, Buckinghamshire Council, do state on oath:

This affidavit supports the applicant’s application for leave to invoke inherent jurisdiction of the High Court, for authorisation for Child (dob: XXXX) to be deprived of her liberty.

Child is currently the subject of care proceedings (under the case number XXXX). Given the pressing need for this application to be heard in order to safeguard Child, the Local Authority is requesting an urgent hearing to deal with this matter.

**Current Placement Update**

**Child’s Update**

**Placement Options**

**Education**

**Support**

**Contact**

**Restrictions**

Given the events and the concerns the Local Authority proposes that the following restrictions are necessary in order to safeguard Child:

* *Child to be moved from the current foster placement to her residential placement. If she will not willingly accompany the residential workers, then secure transport with the support of the Police will be necessary.*
* *If Child absconds from the residential placement and refuses to return the Police to have the necessary power to physically ensure Child is returned (although to try and encourage her verbally in the first instance of course).*
* *Child’s belongings to be checked whilst in placement to keep Child safe.*
* *Any of Child’s belongings or objects found on her person that are deemed to be a potential risk or could case Child harm are to be removed immediately.*
* *All smoking paraphernalia to be taken by the residential unit.*
* *Child’s mobile phone to be removed and not returned to her until reviewed at a later stage.*
* *All agreed telephone calls are to be monitored by staff whereby they can listen into the call and terminate them if deemed necessary.*
* *All sharp objects, knives, kitchen utensils are and will continue to be locked away at the placement.*
* *All medication is and will continue to be locked away. Any medication needed by Child will be provided by the staff.*

**Deprivation of Liberty Safeguards**

*It is the Local Authority’s view that Child needs to be deprived of her liberty, as a result of her complex needs and risky behaviour. As set out this is required in order for Child to be taken to her new placement and to ensure that she is protected in respect of any attempts to self-harm or overdose.*

I have considered the applicable two stage test, namely:

1. Is the person subject to continuous and control; and
2. Is the person free to leave?

In applying this to Child’s case I have taken into account Child’s age and that the restrictions required are higher than those for another child of her age.

Sworn by the said:

Social Worker

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In the presence of:

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