



Local Approach for Placement Order Revocations Birmingham Care Centre

This approach has been developed between Her Honour Judge Hindley QC Birmingham City Council, Solihull MBC and CAFCASS.

This approach has been developed to ensure that the applications can be dealt with expeditiously and bearing in mind that the original care order/care plan/statutory regulations remain in place once the placement order is revoked and birth parents retain their statutory rights in any event.

1. All applications to include a statement in the format attached and to be brought to the attention of Her Honour Judge Hindley to make timetabling directions including:
 - a. Court allocation;
 - b. DWP disclosure of addresses (if necessary);
 - c. Service on birth parents;
 - d. Filing of extract bundle from care proceedings so as to enable the Court considering the matter to have sufficient information to make final orders, if appropriate, at first hearing.
2. A Guardian will not be appointed unless, at the first hearing, the Court takes the view that a Guardian is necessary to safeguard the child's welfare and/or the birth parents challenge the revocation or apply for alternative orders.
3. The Local Authority will arrange to serve birth parents, if possible, by recorded or registered delivery.
4. At the first hearing the Court will be asked to determine the following:
 - a) If it is necessary for a Guardian to be appointed to safeguard the child's welfare and report on issues in accordance with FPR 2010.
 - b) If not, was the Court satisfied that appropriate steps had been taken to ensure that the child's parents were aware of the application/hearing date and had been given the opportunity to attend and make representations if they wished to do so?; and
 - c) If parents had not attended or made representations, if the Court was satisfied that it was appropriate for a final Order to be made at the first hearing revoking the Placement Order or if further directions should be given to timetable the case to a final hearing.