#### Children's (Prescribed Forms) Regulations 2022

GN No. 17 of 2022

#### Government Gazette of Mauritius No. 10 of 24 January 2022

#### THE CHILDREN'S ACT 2020

### Regulations made by the Minister under section 71 of the Children's Act 2020

- 1. These regulations may be cited as the Children's (Prescribed Forms) Regulations 2022.
- 2. In these regulations -
  - "Act" means the Children's Act 2020.
- **3.** For the purpose of section 36 of the Act, an application for an emergency protection order shall be made in the form set out in the First Schedule.
- **4.** For the purpose of section 37 of the Act, an application for a placement order shall be made in the form set out in the Second Schedule.
- **5.** For the purpose of section 39 of the Act, an application for a long-term care order shall be made in the form set out in the Third Schedule.
- **6.** For the purpose of section 40(1) of the Act, an application for a contact order shall be made in the form set out in the Fourth Schedule.
- **7.** For the purpose of section 40(2) of the Act, an application for an order in respect of the contact or authorising refusal of contact between the child and any person shall be in the form set out in the Fifth Schedule.
- **8.** For the purpose of section 40(5) of the Act, an application for the variation or discharge of a contact order shall be made in the form set out in the Sixth Schedule.
- **9.** For the purpose of section 46(1) of the Act, an application for a mentoring order shall be made in the form set out in the Seventh Schedule.
- **10.** For the purpose of section 46(7) of the Act, a mentoring order shall be made in the form set out in the Eighth Schedule.
- **11.** For the purpose of section 46(7)(e) of the Act, an application for the extension of a mentoring order shall be made in the form set out in the Ninth Schedule.

- **12.** For the purpose of section 46(8)(a) of the Act, an application for the variation or discharge of a mentoring order shall be made in the form set out in the Tenth Schedule.
- **13.** These regulations shall come into operation on 24 January 2022.

Made by the Minister on 24 January 2022.

#### FIRST SCHEDULE

[Section 36]

## IN THE PROTECTION DIVISION OF THE CHILDREN'S COURT PART I —APPLICATION FOR EMERGENCY PROTECTION ORDER

Cause no
I, the authorised officer of the Ministry of Gender Equality and Family Welfare, have reasonable grounds to believe minor
I am hereby making an application for an Emergency Protection Order in respect
of the said minor.
I believe that the Emergency Protection Order should be granted for the following
reasons -
( a )
( b )
( c )
( d )
Name of authorised officer Signature of authorised officer
National Identity Card no. Date of authorised officer

## PART II - ORDER OF THE PROTECTION DIVISION OF THE CHILDREN'S COURT

I hereby grant/refuse\* the application for Emergency Protection Order for the following reasons –

(a)	
(b)	
(c)	
(d)	
I also order/authorise (as the case	may be) –
Name of Magistrate	Signature of Magistrate
Date	Stamp

\*Delete as appropriate

#### **SECOND SCHEDULE**

[Section 37]

# IN THE PROTECTION DIVISION OF THE CHILDREN'S COURT PART I - APPLICATION FOR PLACEMENT ORDER

	Cause no
I, the authorised officer of the Ministry of G	ender Equality and Family Welfare,
am hereby making an application for a Pla	cement Order/the renewal of Placement
Order in respect of minor	(name), (gender),
born on (date), residing at	(address).
I believe that the Placement Order/renewa	al of the Placement Order* should be
granted for the following reasons –	
(a)	
(b)	
(c)	
(d)	
Name of authorised officer	Signature of authorised officer
National Identity Card no. of authorised officer	Date

#### PART II - ORDER OF THE PROTECTION DIVISION OF THE CHILDREN'S COURT

I hereby grant/refuse\* the application for the Placement Order/renewal of the Placement Order\* for the following reasons and/or on the following conditions -(a) (b) (c) (d) The Placement Order/renewal of the Placement Order\* is granted for a period of ...... days and on the following conditions -(a) (b) . . . . . . . . . . . . . . . Signature of Magistrate Name of Magistrate

Date Stamp

<sup>\*</sup> Delete as appropriate

#### THIRD SCHEDULE

[Section 39]

# IN THE PROTECTION DIVISION OF THE CHILDREN'S COURT PART I - APPLICATION FOR LONG-TERM CARE ORDER

(Under the Children's Act 2020)

Cause no	
I, the authorised officer of the Ministry of Gender Equality and Family V	Velfare,
am hereby making an application for the Long-term Care Order in resp	pect of
minor (name),(gender), born on	(date),
residing at (address).	
I believe that the Long-term Care Order should be granted for the follow	wing reasons -
(a)	
( b )	
( c )	
( d )	
Name of authorised officer Signature of authorised officer	
National Identity Card no. Date	

of authorised officer

### PART II - ORDER OF THE PROTECTION DIVISION OF THE CHILDREN'S COURT

I hereby grant/refuse\* the application for the Long-term Care Order. for the following reasons and/or on the following conditions -(a) ..... (b) ..... (c) ..... (d) ..... Signature of Magistrate Name of Magistrate

Dale

Stamp

<sup>\*</sup> Delete as appropriate

#### **FOURTH SCHEDULE**

[Section 40(1)]

#### IN THE PROTECTION DIVISION OF THE CHILDREN'S COURT

## PART I - APPLICATION FOR CONTACT ORDER/ORDER AUTHORISING REFUSAL OF CONTACT

(Under the Children's Act 2020)

	Cause no
I, the hereunder authorised officer, state that I am -	
the parent of/ the person having parental responsibility order of a Court, had the custody or care immediately becare order* was made in respect of/neither the pare responsibility, custody or care immediately before a play was made in respect of * minor	pefore a placement order/long term  nt nor the person having parental accement order/long term care order* (name),(gender),
I am hereby making an application for a Contact Order i	n respect of the abovenamed minor.
I believe that the Contact Order should be granted for (a)	-
(b)	
(c)	
(d)	
Name of person making application Signal	gnature of person making application

Date

National Identity Card no. of person making application

#### PART II — CONTACT ORDER

	Cause no
I hereby grant/refuse* the application for the following conditions—	or a Contact Order for the following reasons and/or on
(a)	
(b)	
(c)	
(d)	
Name of Magistrate	Signature of Magistrate
Date	Stamp

<sup>\*</sup> Delete as appropriate

#### FIFTH SCHEDULE

[Section 40(2)]

# IN THE PROTECTION DIVISION OF THE CHILDREN'S COURT PART I—APPLICATION FOR ORDER WITH RESPECT TO CONTACT/ REFUSING CONTACT

(Under the Children's Act 2020)

·		Cause	no.	
I, the authorised officer of the Min making an application <i>for</i> the follow Refusal of contact* in respect of m	ving Order(s) in respect of	the contact	/an Orde	er Authorising
(gender), born on	(date), residing at			(address)
and (	name of person) -			
The Orders sought are as follows	_			
I believe that the Orders in respect of be granted for the following reasons		Authorising	Refusal	of Contact* should
(a)				
(b)				
(c)				
(d)				
Name of authorised officer	Signature of	authorised	officer	

Date

National Identity Card no. of authorised officer

#### PART II — CONTACT ORDER OR ORDER

#### **AUTHORISING REFUSAL OF CONTACT**

	Cause no
I hereby grant/refuse* the application for Or	rders in respect of the contact/Order
Authorising Refusal of Contact* for the follo	wing reasons and/or on the following
conditions -	
(a)	
(b)	
(c)	
(d)	
Name of Magistrate	Signature of Magistrate
Date	Stamp

<sup>\*</sup> Delete as appropriate

#### **SIXTH SCHEDULE**

[Section 40(5)]

# IN THE PROTECTION DIVISION OF THE CHILDREN'S COURT PART I - APPLICATION FOR VARIATION OR DISCHARGE OF CONTACT ORDER

		Cause no
I, the author	orised officer of the Ministr	y of Gender Equality and Family Welfare, am
hereby ma	king an application for the	variation/discharge of the Contact Order*
issued on	(date) in respect of mind	or
(name),	(gender),	born on (date), residing at
		(address).
I believe th	nat the Contact Order sho	uld be varied/discharged* for the following reasons -
( a )		
( b )		
( c )		
( d )		
Name o	f authorised officer	Signature of authorised officer
	Identity Card no. thorised officer	Date

## PART II - ORDER OF THE PROTECTION DIVISION OF THE CHILDREN'S COURT

I hereby grant/refuse* the a	application for the variation/discharge* of the Contact
Order issued on	for the following reasons and/or on the
following conditions -	
(a)	
(b)	
(c)	
(d)	
Name of Magistrate	Signature of Magistrate
Date	Stamp

\*Delete as appropriate

#### **SEVENTH SCHEDULE**

[Section 46(1)]

## IN THE PROTECTION DIVISION OF THE CHILDREN'S COURT APPLICATION FOR MENTORING ORDER

Cause no	
I, the hereunder named supervising officer of the Ministry of Gender Equality and Fam	ıily
Welfare, am hereby making an application for a Mentoring Order in respect	
of minor(gender), born on	
(date), residing at (address).	
I believe that the Mentoring Order should be granted for the following reasons -	
(a)	
(b)	
(c)	
(d)	
Name of supervising officer Signature of supervising officer	
realite of supervising officer Signature of supervising officer	
National Identity Card no. Date	
of supervising officer	

#### **EIGHTH SCHEDULE**

[Section 46(7)(a)]

Upon the application of the supervising officer of the Ministry responsible for the
subject of child development, M <sub>r/</sub> M <sub>rs</sub> /Mi <sub>ss</sub> *
and after taking into consideration –
I, hereby grant/refuse to grant* a mentoring order, authorising child
to be mentored by child mento
Mr/Mrs/Miss*
IVII/IVII S/IVIISS
The mentoring exercise shall take place at
and on day(s) from to (time)*.
The mentoring order is granted/refused* for the following reasons and/or on the
following conditions –

Name of Magistrate	Signature of Magistrate	
Date	Stamp	

<sup>\*</sup> Delete as appropriate

#### **NINTH SCHEDULE**

[Section 46(7)(e)]

## IN THE PROTECTION DIVISION OF THE CHILDREN'S COURT PART I - APPLICATION FOR EXTENSION OF MENTORING ORDER

(Under the Children's Act 2020)

Cause no.

I, the hereunder supervising officer of the hereby making an application for the ex		nily Welfare, am	
Order issued on	in res	spect of minor	
(nar	me), (gender), born o	n	
(date), residing at		(address).	
I believe that the extension of the Mentoring Order should be granted for the following reasons -			
(a)			
(b)			
(c)			
(d)			
Name of supervising officer	Signature of supervising officer		
National Identity Card no.	Date		
of supervising officer			

## PART II—ORDER OF THE PROTECTION DIVISION OF THE CHILDREN'S COURT

I hereby grant/refuse\* the application for the extension of the Mentoring Order for the following reasons and/or on the following conditions -

(a)		
(b)		
(d)		
	Name of Magistrate	Signature of Magistrate
	Date	Stamp
	Date	σιαπρ

<sup>\*</sup> Delete as appropriate

#### **TENTH SCHEDULE**

[Section 46(8)(a)

## IN THE PROTECTION DIVISION OF THE CHILDREN'S COURT PART I - APPLICATION FOR VARIATION OR DISCHARGE OF MENTORING ORDER

(Under the Children's Act 2020)

	Cause no
I, the hereunder named supervising office	er of the Ministry of Gender Equality
and Family Welfare/parent of the hereund	der named minor*, am hereby making
an application for the variation/discharge*	of the Mentoring Order issued on
(date) in respect of mir	nor
(name), (gender), born on	(date), residing at
	(address).
I believe that the Mentoring Order should	d be varied for the following reasons -
(a)	
(b)	
(c)	
(d)	
Name of supervising officer/parent*	Signature of supervising officer/parent*
National Identity Card no.	Date
of supervising officer/parent*	

PART II— ORDER OF THE PROTECTION DIVISION OF THE CHILDREN'S COURT

I hereby grant/refuse* the application	n for the variation/discharge of the Mentoring				
Order issued on for the following reasons and/or on the					
following conditions -					
(a)					
(b)					
(c)					
(d)					
Name of Manietrate	Cianatura of Manietrata				
Name of Magistrate	Signature of Magistrate				
Date	Stamp				

<sup>\*</sup> Delete as appropriate