

# Application for a recovery order (Form A57)

## Notes on completing the form

### Parts 1 and 2 About the applicant

#### Note 1

If you are a prospective adopter (that is, you will be making an application to adopt the child) and you do not want your identity to be made known to the parents or guardians of the child you are intending to adopt, the court will issue you with a serial number. Any documents sent to the other parties will show the serial number, not your personal details. If you are required to attend the same court hearing, the court will make arrangements to ensure that your identity is protected. If you already have a serial number issued to you, please ensure that it is entered in Part 2, paragraph f.

#### Note 2

If you are a prospective adopter see note 1 above. Otherwise, if you do not want your private address, postcode, and telephone number, or the child's address and the name of the person with whom the child lives, to be disclosed to any other party, do not enter them on this application form. Instead you should enter the details on Form A65, which you must file at the court with your application. The information will not then be disclosed to any person, except by order of the court.

#### Note 3

If you are applying as the authorised officer of a local authority/adoption agency the contact details should be those for the local authority/agency which the court can use.

#### Note 4

There are no restrictions on who may apply for a recovery order but the court will need a brief indication of how you come to be making the application and how you are related to or connected to the child.

### Part 3 Reasons for application and evidence in support

#### Note 5

If you do not want the names and addresses given in this section to be disclosed to any other party, do not enter them on this application form. Instead you should enter the details on Form A65, which you must file at the court with your application. The information will not then be disclosed to any person, except by order of the court.

**Important:** If you are the **prospective adopter** and already have a serial number or have asked for one, you should make sure that the reasons for your application do not include any information that could lead to your identity being disclosed.

**Any applicant** who has withheld their address or telephone number or the child's address or the name of the person with whom the child lives should make sure that they do not include any information which could lead to these being disclosed.

**A. The child has been removed or there are reasonable grounds to believe that someone intends to remove the child in contravention of sections 30-40 of the Adoption and Children Act 2002 (sections 30-35 (agency cases) and sections 36-40 (non agency cases)).**

The detailed removal provisions are in sections 30-40. The following situations are examples only.

1. Where a child is placed by consent under section 19 of the 2002 Act, only an adoption agency can remove the child (section 30(1)), e.g. a parent cannot remove the child.
2. Where a child is in accommodation provided by the local authority and an application for a placement order has been made, the child may only be removed by a person who has the court's permission, or the local authority (section 30(2)), e.g. a parent can only remove the child with the court's permission.