



Child, Family and Community Service Act

CHILD, FAMILY AND
COMMUNITY SERVICE REGULATION

B.C. Reg. 527/95

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Consolidated Regulations of British Columbia

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This consolidation includes any amendments deposited and in force as of the currency date at the bottom of each page. See the end of this regulation for any amendments deposited but not in force as of the currency date. Any amendments deposited after the currency date are listed in the B.C. Regulations Bulletins. All amendments to this regulation are listed in the *Index of B.C. Regulations*. Regulations Bulletins and the Index are available online at www.bclaws.ca.

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Child, Family and Community Service Act

**CHILD, FAMILY AND
COMMUNITY SERVICE REGULATION
B.C. Reg. 527/95**

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Child, Family and Community Service Act

**CHILD, FAMILY AND
COMMUNITY SERVICE REGULATION**

B.C. Reg. 527/95

PART 1 – INTRODUCTORY PROVISIONS

Definitions

1 In this regulation:

“**Act**” means the *Child, Family and Community Service Act*;

“**administrative review**” means a review conducted in response to a request under section 15 (1);

“**interim plan of care**” means a plan of care prepared for a presentation hearing;

“**review authority**” means the person or persons designated under section 14 to conduct an administrative review.

[am. B.C. Regs. 400/99, s. 1; 350/2005, Sch. 4, s. 1.]

Best interests of child

2 Where there is a reference in this regulation to the best interests of a child, all relevant factors must be considered in determining the child’s best interests, including for example, the factors listed in section 4 of the Act.

PART 2 – FAMILY SUPPORT AGREEMENTS, REPORTS AND PLANS OF CARE

Terms to be included in agreements

3 An agreement under section 5, 6 or 7 of the Act must include terms permitting

- (a) the parent to terminate the agreement on giving the director notice as set out in the agreement, and
- (b) the director to terminate the agreement on giving the parent notice as set out in the agreement, which must provide for at least 7 days’ notice.

**Reports to court about removal, return
and withdrawal from proceeding**

4

- (1) For the purpose of section 33.2 (1) of the Act, a report must be in Form F.
- (2) For the purpose of sections 35 (1) or 42.1 (5) of the Act, a report on the circumstances that caused a director to remove a child must be in Form A.
- (3) For the purpose of each of the following sections of the Act, a report or withdrawal must be in Form B:
 - (a) a return under section 33 (1.1);
 - (b) section 33 (3);
 - (c) section 33.01 (2);

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(d) section 48 (2).

(3.1) For the purpose of section 33.05 (3) or 48.4 (3) of the Act, a report must be in Form G.

(3.2) For the purpose of section 50.04 (3) of the Act, a report must be in Form H.

(4) Despite subsections (1) to (3.2), an address and telephone number of a person other than the director need not be included in a report or withdrawal if it might result in a person being molested, harassed or annoyed.

[en. B.C. Reg. 171/98, s. 1; am. B.C. Regs. 350/2005, Sch. 4, s. 2; 82/2014, Sch., s. 1; 187/2018, App., s. 1; 275/2023, App., s.1.]

Information about less disruptive measures

5 For the purposes of section 35 (1) (c) of the Act, information about any less disruptive measures considered by a director before removing a child must be in Form A.

[am. B.C. Reg. 171/98, s. 2.]

Plans of care

6 A plan of care must be prepared in writing by the director responsible for the child.

Contents of interim plan of care

7 (1) An interim plan of care relating to the removal of a child under sections 30 and 42 of the Act must be in Form A.

(1.1) An interim plan of care relating to an application under section 29.1 of the Act must be in Form F.

(2) In addition to the information required under sections 33.2 (1) (b), 35 (1) (c) and 42.1 (5) of the Act, an interim plan of care must include the following:

- (a) the child's name and date of birth;
- (b) the child's current living arrangement;
- (c) whether or not the child's views on the plan have been considered;
- (d) if known, the name, date of birth, home address and home and work telephone numbers of the child's parents;
- (e) whether or not the parents have been involved in the development of the plan;
- (f) the name, business address and business telephone number of the director responsible for the child, including an after-hours emergency phone number;
- (g) the director's recommendations about the care and supervision of the child and about access to the child;
- (h) if the child is an Indigenous child, the steps to be taken to support the child to learn about and practise the child's Indigenous traditions, customs and language and to belong to the child's Indigenous community.

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- (3) Despite subsection (2) (b) and (d), an address and telephone number of a person other than the director need not be included if it might result in a person being molested, harassed or annoyed.
- (4) The email address of the director responsible for the child may be included in an interim plan of care.

[am. B.C. Regs. 171/98, s. 3; 350/2005, Sch. 4, s. 3; 17/2019, App., s. 1; 275/2023, App., s. 2.]

Contents of other plans of care

- 8** (1) In this section, “**plan of care**” means a plan of care prepared for a court hearing to consider an application for an order,
- (a) other than an interim order, that a child be returned to or remain in the custody of the parent apparently entitled to custody and be under a director’s supervision for a specified period, or
 - (b) that a child be placed in the custody of a director under
 - (i) a temporary custody order, or
 - (ii) a continuing custody order.
- (2) A plan of care must include the following information:
- (a) the child’s name and date of birth;
 - (b) the child’s current living arrangement and whether an order has been made under the Act about the child;
 - (c) the overall goal of the plan of care;
 - (d) whether or not the child’s views on the plan of care have been considered;
 - (e) if known, the name, date of birth, home address and home and work telephone numbers of the child’s parents and siblings;
 - (f) the name, business address and business telephone number of the director responsible for the child, including an after-hours emergency phone number;
 - (g) in the case of an Indigenous child other than a Treaty First Nation child or a Nisga’a child, the name of the child’s First Nation or Indigenous community, in the case of a Treaty First Nation child, the name of the child’s Treaty First Nation and in the case of a Nisga’a child, the Nisga’a Lisims Government;
 - (h) the parents’ involvement in the development of the plan of care, including their views, if any, on the plan;
 - (i) in the case of an Indigenous child other than a Treaty First Nation child or a Nisga’a child, the involvement of the child’s First Nation or Indigenous community, in the case of a Treaty First Nation child, the involvement of the child’s Treaty First Nation and in the case of a Nisga’a child, the involvement of the Nisga’a Lisims Government, in the development of the plan of care, including its views, if any, on the plan;

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- (j) if the director is applying for an order described in subsection (1) (a) or a temporary custody order,
 - (i) a description of the services to be provided to the parent as agreed to by the parent, and
 - (ii) the goals of the services to be provided to the parent and the method of determining if they have been met;
 - (k) a description of the services to be provided to the child;
 - (l) the goals of the services to be provided to the child and the method of determining if they have been met;
 - (m) a description of how the director proposes to meet the child's need for
 - (i) continuity of relationships, including ongoing contact with parents, relatives and friends,
 - (ii) continuity of education and of health care, including care for any special health care needs the child may have, and
 - (iii) continuity of cultural heritage, religion, language, and social and recreational activities;
 - (n) in the case of an Indigenous child, the steps to be taken to support the child to learn about and practise the child's Indigenous traditions, customs and language and to belong to the child's Indigenous community and to comply with section 71 (3) of the Act;
 - (o) a description of any outstanding needs of the child that have not been resolved and the plan for resolving them;
 - (p) if the director intends to apply for a continuing custody order, a description of the arrangements being made to meet the child's need for permanent stable relationships;
 - (q) a schedule for the review of the plan of care.
- (3) Despite subsection (2) (b) and (e), an address and telephone number of a person other than the director need not be included if it might result in a person being molested, harassed or annoyed.
- (4) The email address of the director responsible for the child may be included in a plan of care.

[am. B.C. Regs. 331/2002, App. 2, s. 1; 36/2009, s. 1; 274/2012, Sch., s. 1; 17/2019, App., s. 2; 275/2023, App., s. 3.]

Contents of plan of care if director seeking order that child be placed in temporary or permanent custody of care provider**8.01** (1) In this section:

“care provider” means the person, other than a director or parent, in whose custody the director is applying to the court for

- (a) a temporary custody order to place a child, or

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- (b) an order under section 54.01 (5) of the Act to permanently transfer custody of a child;

“plan of care” means a plan of care prepared for a court hearing to consider an application that a child be placed in the temporary or permanent custody of a care provider.

- (2) A plan of care must include the following information:
 - (a) the information described in section 8 (2) (a), (c) to (e), (g) to (i), and (o);
 - (b) the child’s current living arrangement and whether
 - (i) an agreement has been made under section 8 (1) of the Act about the child,
 - (ii) an order has been made under the Act about the child, and
 - (iii) an application is being made for a temporary custody order or an order permanently transferring custody under section 54.01 (5) of the Act;
 - (c) the name, business address and business telephone number of the director providing services to the child, including an after-hours emergency phone number;
 - (d) the care provider’s involvement in the development of the plan of care including the care provider’s views on the plan;
 - (e) a description of the services to be provided to the care provider as agreed to by the care provider;
 - (f) the goals of the services to be provided to the care provider and the method of determining if they have been met;
 - (g) whether financial assistance is to be provided to the care provider;
 - (h) a description of how the care provider proposes to meet the child’s need for
 - (i) continuity of relationships, including ongoing contact with parents, relatives and friends,
 - (ii) continuity of education and health care, including care for any special health care needs the child may have, and
 - (iii) continuity of cultural heritage, religion, language, and social and recreational activities;
 - (i) in the case of an Indigenous child, the steps to be taken to support the child to learn about and practise the child’s Indigenous traditions, customs and language and to belong to the child’s Indigenous community;
 - (j) confirmation that the director is satisfied with the care provider’s ability to care for the child;
 - (k) if the director is applying for a temporary custody order,
 - (i) a description of the services to be provided to the parent as agreed to by the parent,
 - (ii) a description of the services to be provided to the child, and

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- (iii) the goals of the services to be provided to the parent and the child and the method of determining if they have been met.
- (3) Despite subsection (2) (a) and (b), an address and telephone number of a person other than the director need not be included if it might result in a person being molested, harassed or annoyed.
- (4) The email address of the director providing services to the child may be included in a plan of care.

[en. B.C. Reg. 274/2012, Sch., s. 2; am. B.C. Regs. 82/2014, Sch., s. 2; 17/2019, App., s. 3; 275/2023, App., s. 4.]

PART 2.1 – AGREEMENTS WITH YOUTHS AND ADULTS**Division 1 – Agreements with Youths****When a youth needs assistance**

8.1 A director may enter into an agreement with a youth under section 12.2 of the Act only if the director is satisfied that each of the following apply in respect to the youth:

- (a) the youth
 - (i) is affected by a significant adverse condition, such as severe substance abuse, a significant behavioural or mental disorder, or sexual exploitation as that term is used in section 13 (1.1) of the Act,
 - (ii) is in the care of a director under an order or agreement that is about to expire, and it would be in the best interests of the youth if an agreement under section 12.2 of the Act were in place following expiry of the order or agreement, or
 - (iii) is or is likely to be in need of protection as described in section 13 of the Act, and an agreement with the youth under section 12.2 of the Act would be a safe and effective alternative to dealing with the youth under Part 3 of the Act;
- (b) reasonable efforts to support the youth in the home of the youth's parent or other adult person have been unsuccessful;
- (c) the youth requires services and assistance as described by section 12.2 (2) of the Act beyond that which is available to the youth through other sources, including through other government delivered or government sponsored programs;
- (d) the youth understands the responsibilities and implications of entering into the agreement;
- (e) the youth demonstrates ability and readiness to
 - (i) engage in supported independent living,
 - (ii) address and manage risks that may affect the youth's safety and well-being, and

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- (iii) implement a plan for independence prepared under section 12.2 (3) of the Act.

[en. B.C. Reg. 464/2003; am. B.C. Reg. 350/2005, Sch. 4, s. 4.]

Contents of plan for independence

8.2 For the purposes of section 12.2 (3) of the Act, a plan for independence must contain the following:

- (a) a description of the behavioural commitments of the youth, the responsibilities and promised acts of the youth and the director under the agreement, and any relevant timelines;
- (b) information necessary to support and preserve the youth's cultural, racial, linguistic and religious heritage;
- (c) in the case of an Indigenous youth, information necessary to support the youth to learn about and practise the youth's Indigenous traditions, customs and language and to belong to the youth's Indigenous community;
- (d) a description of the youth's plan to make the transition to independence, addressing education, employment, residential arrangements and interpersonal relationships;
- (e) a plan outlining how the youth's performance under the agreement, including accomplishments and successes, will be monitored throughout the term of the agreement.

[en. B.C. Reg. 400/99, s. 3; am. B.C. Reg. 17/2019, App., s. 4.]

Division 2 – Agreements with Adults**Agreements under section 12.3 of Act**

8.3 (1) In this section:

“eligible child” means a person who is 12 years of age or over but is under 19 years of age;

“specified personal guardianship” means

- (a) personal guardianship of a director under
 - (i) section 51 (1) (a) of the *Infants Act*, or
 - (ii) section 29 (3) (a) of the *Family Relations Act*, R.S.B.C. 1996, c. 128, as it read immediately before its repeal by the *Family Law Act*, or
- (b) personal guardianship of an adoption director under section 24 (1) or 75 of the *Adoption Act*.

(2) A director may enter into an agreement under section 12.3 of the Act with a person who is a specified adult and meets one or more of the following criteria:

- (a) the person was, immediately before the person's 19th birthday,
 - (i) the subject of a continuing custody order,
 - (ii) the subject of a specified personal guardianship,

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Part 2.1 – Agreements with Youths and Adults

- (iii) a party to an agreement under section 12.2 of the Act, or
 - (iv) the subject of an arrangement under an Indigenous law that is comparable to an arrangement described in any of subparagraphs (i) to (iii);
- (b) the person was, while an eligible child, the subject of a permanent transfer of custody under
 - (i) section 54.01 (5) or 54.1 (3) of the Act, or
 - (ii) an Indigenous law;
- (c) the person was, while an eligible child, adopted and, immediately before the adoption, was the subject of
 - (i) a continuing custody order,
 - (ii) a specified personal guardianship, or
 - (iii) an arrangement under an Indigenous law that is comparable to an arrangement described in subparagraph (i) or (ii);
- (d) the person was, on at least 730 days while an eligible child,
 - (i) the subject of an agreement under section 6, 7 or 8 of the Act,
 - (ii) a party to an agreement under section 12.2 of the Act,
 - (iii) the subject of an interim order under section 35 (2) (a) or (d), 36 (3) or 42.1 (6) of the Act, other than an interim order that the person be returned to or remain with a parent,
 - (iv) the subject of a temporary custody order,
 - (v) the subject of a continuing custody order,
 - (vi) the subject of a specified personal guardianship, or
 - (vii) the subject of an arrangement under an Indigenous law that is comparable to an arrangement described in any of subparagraphs (i) to (vi).
- (3) A reference in this section to an Indigenous law is a reference to an Indigenous law of any of the following:
 - (a) a First Nation in British Columbia;
 - (b) the Nisga'a Nation;
 - (c) a Treaty First Nation.
- (4) In determining whether arrangements are comparable for the purposes of this section, a director must
 - (a) consult the relevant Indigenous authorities, and
 - (b) consider both the nature and the purpose of the arrangement.

[en. B.C. Reg. 76/2024, Sch., s. 2.]

CHILD, FAMILY AND COMMUNITY SERVICE REGULATIONPart 2.1 – Agreements with Youths and Adults

Agreements under section 12.3 of Act – programs and activities

8.31 For the purposes of section 12.3 (2) (b) (ii) of the Act, educational, health and cultural programs and activities are prescribed, including, without limitation, programs and activities relating to

- (a) vocational training,
- (b) life-skills development,
- (c) rehabilitation or mental health,
- (d) the specified adult's culture or heritage, or
- (e) in the case of an Indigenous specified adult, the specified adult's Indigenous identity and connection to an Indigenous community and the land.

[en. B.C. Reg. 76/2024, Sch., s. 3.]

Agreements under section 12.4 of Act

8.32 A director may enter into an agreement under section 12.4 of the Act with a person in relation to a specified adult if

- (a) the specified adult meets one or more of the criteria set out in section 8.3 (2) (a) to (d) of this regulation, and
- (b) the person provided residential services for the specified adult immediately before the specified adult's 19th birthday.

[en. B.C. Reg. 76/2024, Sch., s. 3.]

Age and duration caps

8.4 (1) A director may not make an agreement under section 12.3 of the Act with a specified adult if the agreement would

- (a) extend beyond the calendar month of the specified adult's 27th birthday,
- (b) provide for financial assistance for purposes described in section 12.3 (2) (a) beyond the calendar month of the specified adult's 20th birthday,
- (c) provide for financial assistance for purposes described in section 12.3 (2) (b) (i) beyond the calendar month of the specified adult's 21st birthday, unless the financial assistance is
 - (i) provided while the specified adult is also receiving assistance for a purpose described in section 12.3 (2) (b) (ii), or
 - (ii) limited to a rent supplement, or
- (d) result in the specified adult receiving under agreements under section 12.3 support services or financial assistance, or both, for purposes described in section 12.3 (2) (b) (ii) for more than 84 months.

(2) A director may not make an agreement under section 12.4 of the Act for the benefit of a specified adult if the agreement would extend beyond the calendar month of the specified adult's 21st birthday.

[en. B.C. Reg. 76/2024, Sch., s. 4.]

Time limits extended due to COVID-19 emergency**8.5** (1) In this section:

“agreement” means an agreement made under section 12.3 of the Act;

“COVID-19 emergency” means the emergency that is the subject of

- (a) the notice provided on March 17, 2020 by the provincial health officer under section 52 (2) of the *Public Health Act*, and
- (b) the declaration of a state of emergency made on March 18, 2020, and any extension of that declaration, under section 9 of the *Emergency Program Act*;

“eligible person” means an adult

- (a) with whom a director has entered into an agreement,
- (b) who was, on or after March 17, 2020, enrolled in a program referred to in the agreement, and
- (c) who did not voluntarily cease enrolment in the program during the suspension period;

“end of the COVID-19 emergency” means the later of the following:

- (a) the date on which the provincial health officer provides notice under section 59 (b) of the *Public Health Act* that the COVID-19 emergency has passed;
- (b) the date on which the last extension of the declaration of a state of emergency, referred to in paragraph (b) of the definition of “COVID-19 emergency”, expires or is cancelled;

“enrolled”, in relation to a life skills or rehabilitative program, includes to be registered or otherwise listed as a person who is taking part in the program;

“program” means any of the following types of programs that are referred to in an eligible adult’s agreement:

- (a) an educational or vocational training program;
- (b) a life skills or rehabilitative program;

“suspension period” means the period that begins March 17, 2020 and ends as follows:

- (a) if the end of the COVID-19 emergency occurs on or before the 15th day of a month, on the last day of the month;
- (b) if the end of the COVID-19 emergency occurs after the 15th day of a month, on the last day of the following month.

- (2) This section applies despite section 8.4 and anything to the contrary in an eligible person’s agreement.
- (3) The running of the period set out in section 8.4 (a) is suspended, in relation to an eligible person, during the suspension period if a director is satisfied of either of the following:

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- (a) the eligible person is not participating in a program because the program is temporarily suspended for a reason related to the COVID-19 emergency;
- (b) the eligible person
 - (i) is not participating in a program because the program is suspended as scheduled, and
 - (ii) is not employed or otherwise self-supporting for a reason related to the COVID-19 emergency.
- (4) If an eligible person to whom subsection (3) applies turns 27 years old either during the suspension period or, if the eligible person's program resumes, during the current term of the program, the limit set out in section 8.4 (b) does not apply and the director may continue payments under the agreement until whichever of the following applies:
 - (a) on the date on which the director is satisfied that the eligible person's program will not resume;
 - (b) if the eligible person's program resumes, the end of the month in which the current term of the program ends.

[en. B.C. Reg. 95/2020; am. B.C. Reg. 82/2023, s. (b).]

PART 3 – MEDIATION**Child protection mediators**

- 9** (1) For the purposes of section 22 of the Act, a director must establish a roster of mediators.
- (2) If a director and another person agree to mediation as a means of resolving an issue relating to a child or a plan of care, the director must choose from the roster a mediator acceptable to the other person.

Assistance with costs of attending mediation

- 10** If a person who has agreed with a director on mediation needs assistance, the director may pay all or part of any day-to-day expenses that are necessary for the person to attend mediation, including expenses for
- (a) transportation,
 - (b) day care, and
 - (c) food.

[am. B.C. Reg. 350/2005, Sch. 4, s. 5.]

**PART 4 – INDIGENOUS ORGANIZATIONS AND
DESIGNATED REPRESENTATIVES**

- 10.1** Repealed. [B.C. Reg. 211/2024, App. 1, s. 1.]

CHILD, FAMILY AND COMMUNITY SERVICE REGULATIONPart 4.1 – Agreements with Indigenous Communities

Indigenous organizations

- 11** For the purpose of being informed by the director under section 33.1 (4) (c), 34 (3) (d), 36 (2.1) (e) or 42.1 (3) (c) of the Act about presentation hearings,
- (a) the Indigenous organizations listed in Column 2 of Schedule 1 are prescribed for cases involving First Nations children of the First Nations listed opposite in Column 1, and
 - (b) the Indigenous organizations listed in Column 2 of Schedule 2 are prescribed for cases involving Indigenous children, other than Treaty First Nation children, Nisga'a children and children referred to in paragraph (a),
 - (i) who are 12 years of age or over and have identified any of the Indigenous communities listed opposite in Column 1, or
 - (ii) who are under 12 years of age and whose parents have identified any of the Indigenous communities listed opposite in Column 1.

[en. B.C. Reg. 17/2019, App., s. 7.]

Designated representatives

- 12** (1) The designated representative of a First Nation is as follows:
- (a) if the First Nation is named in Column 1 of Schedule 1, a person who holds a position listed opposite in Column 3;
 - (b) if the First Nation is not named in Column 1 of Schedule 1, a person who, for that First Nation,
 - (i) holds the position of First Nation manager,
 - (ii) holds a position of social development officer, or
 - (iii) if there is neither a First Nation manager nor a social development officer for that First Nation, holds an equivalent position.
- (2) The designated representative of the Nisga'a Lisims Government is a person who holds a position listed in Schedule 1A.
- (2.1) The designated representative of a Treaty First Nation listed in Column 1 of Schedule 1B is a person who holds a position listed opposite in Column 2.
- (3) The designated representative of an Indigenous community listed in Column 1 of Schedule 2 is a person who holds a position listed opposite in Column 3.

[en. B.C. Reg. 331/2002, App. 2, s. 3; am. B.C. Regs. 36/2009, s. 2; 17/2019, App., s. 8; 211/2024, App. 1, s. 2.]

PART 4.1 – AGREEMENTS WITH INDIGENOUS COMMUNITIES**Additional purposes**

- 12.1** The following purposes are prescribed in respect of which a director may make an agreement under section 92.1 (2) (c) of the Act:
- (a) to assist the First Nation, Nisga'a Nation, Treaty First Nation or Indigenous community to fulfill its shared responsibility for the upbringing and well-

CHILD, FAMILY AND COMMUNITY SERVICE REGULATIONPart 4.2 – Indigenous Authorities and Orders Respecting Indigenous Law

being of its Indigenous children by providing to the First Nation, Nisga'a Nation, Treaty First Nation or Indigenous community, on a regular basis,

- (i) the name, date of birth and care status of all of its Indigenous children whose care status is described by one of the following:
 - (A) a child in care;
 - (B) a child who is not described in clause (A) and who is the subject of an interim order for custody or a temporary custody order made under the Act, and
- (ii) the names of the parents of each child referred to in subparagraph (i) unless the child is a child in care under section 6 or 7 of the Act;
- (b) to involve the First Nation, Nisga'a Nation, Treaty First Nation or Indigenous community in the development of less disruptive measures respecting the Indigenous children of the First Nation, Nisga'a Nation, Treaty First Nation or Indigenous community.

[en. B.C. Reg. 17/2019, App., s. 9.]

PART 4.2 – INDIGENOUS AUTHORITIES AND ORDERS RESPECTING INDIGENOUS LAW

Division 1 – Interpretation

Definition

12.2 In this Part, “**Indigenous authority confirmation**” means, in respect of an Indigenous child, the confirmation and, if applicable, request provided by an Indigenous authority to a director under the following provisions of the Act:

- (a) section 33.02 (b), in the case of
 - (i) a confirmation that the Indigenous authority is or will be providing Indigenous child and family services in accordance with an Indigenous law, and
 - (ii) a request that the director withdraw

provided before a presentation hearing or before the conclusion of a presentation hearing;

- (b) section 48.1 (b), in the case of
 - (i) a confirmation that the Indigenous authority is or will be providing Indigenous child and family services in accordance with an Indigenous law, and
 - (ii) a request that the director withdraw
- provided after a presentation hearing;

CHILD, FAMILY AND COMMUNITY SERVICE REGULATIONPart 4.2 – Indigenous Authorities and Orders Respecting Indigenous Law

- (c) section 50.02 (1), in the case of a confirmation that the Indigenous authority intends to have custody, under an Indigenous law, of an Indigenous child who is in the continuing custody of the director.

[en. B.C. Reg. 275/2023, App., s. 5.]

Division 2 – Indigenous Authorities**Indigenous authority confirmation**

- 12.3** (1) For the purposes of section 33.02 (b), 48.1 (b) or 50.02 (1) of the Act, an Indigenous authority confirmation may be

- (a) in Form I, or
- (b) in a form determined by the Indigenous authority.

- (2) The Indigenous authority confirmation must include the following information:

- (a) the child's name and, if known, date of birth;
- (b) the name of the Indigenous authority;
- (c) the name of an individual, or the position held by an individual, authorized to accept service on behalf of the Indigenous authority and the relevant address for service;
- (d) identification of the Indigenous law that applies to the child;
- (e) confirmation that the Indigenous authority
 - (i) is or will be providing child and family services in accordance with the Indigenous law, in the case of
 - (A) a confirmation and request described in section 33.02 of the Act provided before a presentation hearing or before the conclusion of a presentation hearing, or
 - (B) a confirmation and request described in section 48.1 of the Act provided after a presentation hearing, or
 - (ii) intends to have custody of the child under the Indigenous law, in the case of a confirmation described in section 50.02 (1) of the Act.

[en. B.C. Reg. 275/2023, App., s. 5.]

Division 3 – Orders Respecting Indigenous Law**Definitions**

- 12.4** In this Division:

“**applicant**” has the same meaning as in

- (a) section 33.04 (1) of the Act, in respect of an Indigenous law order application relating to an order respecting Indigenous law made under subsection (8) of that section,

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(b) section 48.3 (1) of the Act, in respect of an Indigenous law order application relating to an order respecting Indigenous law made under subsection (8) of that section, or

(c) section 50.03 (1) of the Act, in respect of an Indigenous law order application relating to an order respecting Indigenous law made under subsection (8) of that section;

“Indigenous law order application” means an application for an order respecting Indigenous law;

“order respecting Indigenous law” means an order made under section 33.04 (8), 48.3 (8) or 50.03 (8) of the Act;

“registered mail” means any method of mail delivery provided by Canada Post for which confirmation of delivery to a named person is available;

“relevant person” means a person described in the following provisions of the Act:

(a) section 33.03 (1);

(b) section 48.2 (1);

(c) section 50.02 (2).

[en. B.C. Reg. 275/2023, App., s. 5.]

Notification of withdrawal – before presentation hearing or before conclusion of presentation hearing

12.5 (1) For the purposes of section 33.03 of the Act, a director’s notification to a relevant person may be provided

(a) in writing, or

(b) by speaking to the person by telephone.

(2) A written notification under subsection (1) (a) to a relevant person who may be an applicant must be in Form J.

(3) A written notification under subsection (1) (a) must be delivered

(a) personally,

(b) by registered mail, email or fax, as applicable, to the mailing address, email address or fax number that has been confirmed by the relevant person,

(c) by registered mail, to the address where the director has had recent contact with the relevant person

(i) in person at the relevant person’s address, or

(ii) by mail from the relevant person, or

(d) by email or fax, as applicable, to the email address or fax number from which the relevant person has recently contacted the director.

(4) Subject to subsection (6), the date of notification is, if delivered

(a) personally, the day the notification is delivered,

(b) by registered mail, the day the notification is delivered,

- (c) by email or fax and
 - (i) if the notification is transmitted before 4 p.m. on a business day, the day of transmission, or
 - (ii) if the notification is transmitted on a day that is not a business day, or after 4 p.m. on a business day, the next business day after the date of transmission.
- (5) Subject to subsection (6), the date of notification by telephone under subsection (1) (b) is the day that the notification is provided by the director speaking to the relevant person by telephone.
- (6) If a director notifies a relevant person by more than one method, the notification is effective on the date that the relevant person was first notified.
[en. B.C. Reg. 275/2023, App., s. 5.]

Notice of withdrawal – after presentation hearing

- 12.6** (1) For the purposes of section 48.2 of the Act, a director's notice to a relevant person who may be an applicant must be in Form J.
- (2) The notice under subsection (1) must be served in accordance with Rule 6 of the Provincial Court (Child, Family and Community Service Act) Rules.
[en. B.C. Reg. 275/2023, App., s. 5.]

Notice of custody intent of Indigenous authority

- 12.7** (1) For the purposes of section 50.02 of the Act, a director's notice to a relevant person who may be an applicant must be in Form K.
- (2) The notice under subsection (1) must be served in accordance with Rule 6 of the Provincial Court (Child, Family and Community Service Act) Rules.
[en. B.C. Reg. 275/2023, App., s. 5.]

- 12.8** Repealed. [B.C. Reg. 102/2024, App., s. 1.]

PART 5 – ADMINISTRATIVE REVIEWS

- 13** Repealed. [B.C. Reg. 350/2005, Sch. 4, s. 6.]

Director to designate persons to conduct reviews

- 14** (1) A director must designate a person or persons as a review authority to conduct administrative reviews.
- (2) A person who was involved in the matter under review must not be designated as a review authority for that matter.
[am. B.C. Reg. 57/2012, s. 1.]

Request for review

- 15** (0.1) In this section:

CHILD, FAMILY AND COMMUNITY SERVICE REGULATION

Part 5 – Administrative Reviews

“delegate of the Representative for Children and Youth” means a person acting under authority delegated to the person under section 8 of the *Representative for Children and Youth Act* to perform the functions under section 6 (a) (ii) of that Act;

“Representative for Children and Youth” means the Representative for Children and Youth appointed under section 2 of the *Representative for Children and Youth Act*;

“young adult” means a person who has entered into an agreement, or is eligible to enter into an agreement, with a director under section 12.3 of the Act.

- (1) Any of the following persons may, at any time, request an administrative review set out in subsection (1.1):
 - (a) the child;
 - (b) the young adult;
 - (c) a parent of the child;
 - (d) the Representative for Children and Youth or a delegate of the Representative for Children and Youth;
 - (e) any person representing the child, young adult or parent.
- (1.1) The persons set out in subsection (1) may request an administrative review of the following:
 - (a) any decision, act or failure to act of a director that relates to a service to a child, young adult or family under Part 2, 2.1, 3 or 4 of the Act;
 - (b) a decision respecting section 75, 76, 77 or 79 of the Act;
 - (c) a request for or collection of information by the director under section 96 of the Act.
- (2) A request for an administrative review
 - (a) must be made to a director, and
 - (b) may be made in writing, in person, by telephone or by any other means.
- (3) A director must ensure that information about the right to request an administrative review and about the review process is available to anyone
 - (a) who asks the director to provide services under Part 2, 2.1, 3 or 4 of the Act,
 - (b) who is provided with those services,
 - (c) who exercises a right in relation to section 76, or
 - (d) to whom the director refuses to disclose information under section 77.

[am. B.C. Regs. 400/99, s. 5; 350/2005, Sch. 4, s. 7; 57/2012, s. 2; 273/2012, ss. 1 and 2 (a); 56/2024, Sch.]

Decision not to proceed with review

- 16** (1) A review authority may decide not to proceed with an administrative review if

- (a) the review authority considers that the request for review does not relate to a matter mentioned in section 15 (1),
 - (b) the child or young adult, as applicable, who would be the subject of the review, or the person who requested the review, does not want to proceed with the review,
 - (c) the director and the person who requested the review agree to an alternate mechanism for resolving the matter,
 - (d) the director resolves the matter to the satisfaction of the person who requested the review,
 - (e) the matter is before the court, or
 - (f) the review authority considers that the remedy sought from it would conflict with an order or decision of the court.
- (2) On deciding not to proceed with an administrative review, the review authority must notify the person who requested the review of the decision and the reasons.
[am. B.C. Regs. 400/99, s. 6; 350/2005, Sch. 4, s. 8; 57/2012, s. 3.]

How reviews are conducted

- 17** (1) A review authority
- (a) must commence an administrative review as soon as possible after a request is made, and
 - (b) must complete the review within 30 days after the request is made, unless
 - (i) the review authority decides under section 16 not to proceed with the review, or
 - (ii) the review authority and the person who requested the review agree to extend the time limit.
- (2) The review authority must make reasonable efforts to determine the views of
- (a) the child, if the child is the subject of the review,
 - (a.1) the young adult, if the young adult is the subject of the review,
 - (b) the person requesting the administrative review, and
 - (c) the director concerned.
- (3) The review authority may seek the views of and information from any person if the review authority believes it necessary to do so in order to make a decision about the review.
[am. B.C. Reg. 57/2012, s. 4.]

Factors to be considered

- 18** In arriving at its decision, a review authority must consider
- (a) the principles in sections 2 and 3 of the Act,
 - (b) the policies and procedures for the administration of the Act, and
 - (c) available resources.

CHILD, FAMILY AND COMMUNITY SERVICE REGULATIONPart 5.1 – Reviews Relating to Services

Outcome of review

- 19** (1) On completing the administrative review, the review authority may recommend that the director concerned do anything that could legally have been done in the circumstances under review.
- (2) Within 7 days of completing the administrative review, the review authority must provide a copy of its decision to
- (a) the person who requested the review, including a child or young adult,
 - (a.1) the child, if the child is the subject of the review and will not be provided a copy of the decision under paragraph (a), unless, in the opinion of the review authority, it is not in the child's best interests to provide the child with a copy of the decision,
 - (a.2) the young adult, if the young adult is the subject of the review and will not be provided a copy of the decision under paragraph (a),
 - (b) the director, and
 - (c) any other person the review authority considers necessary to ensure that the Act is administered in accordance with the principles in sections 2 and 3 of the Act.

[am. B.C. Regs. 57/2012, s. 5; 273/2012, s. 2 (b).]

PART 5.1 – REVIEWS RELATING TO SERVICES**Criteria for when a director must consider conducting a review**

- 19.1** (1) In this section, “**critical injury**” means an injury to a child that may
- (a) result in the child's death, or
 - (b) cause serious or long-term impairment of the child's health.
- (2) After a director becomes aware of the critical injury or death of a child, the director must consider conducting a review of that critical injury or death if
- (a) the child or the child's family was receiving a service under the Act at the time of, or in the year previous to, the critical injury or death of the child, and
 - (b) in the opinion of the director, the service received, or a policy or practice relating to the service received, may have significantly contributed to the critical injury or death of the child.

[en. B.C. Reg. 188/2007, s. (a).]

PART 6

20 to 24 Repealed. [B.C. Reg. 350/2005, Sch. 4, s. 9.]

PART 7 – OTHER PROVISIONS**Definition for disclosure purposes**

- 25** For the purposes of disclosure under section 64 of the Act before a protection hearing, **“party to a proceeding”** includes any of the following:
- (a) each parent of the child;
 - (b) a director;
 - (c) in the case of an Indigenous child,
 - (i) if the child is a First Nation child, a representative of that First Nation,
 - (ii) if the child is a Nisga’a child, a representative of the Nisga’a Lisims Government,
 - (ii.1) if the child is a Treaty First Nation child, a representative of the Treaty First Nation, and
 - (iii) in any other case,
 - (A) if the child is 12 years of age or older, a representative of an Indigenous community identified by the child, or
 - (B) if the child is under 12 years of age, a representative of an Indigenous community identified by the parents of the child;
 - (d) any person specified by the court.

[am. B.C. Regs. 331/2002, App. 2, s. 4; 36/2009, s. 3; 17/2019, App., s. 10.]

Disclosure of personal information in reports relating to services

- 25.1** (1) In this section, **“third party”** means any person.
- (2) For the purposes of releasing a finalized report or part of a finalized report under section 79 (g.2) of the Act, a director must not disclose personal information in the report or part of the report if the disclosure would be an unreasonable invasion of a third party’s personal privacy under section 22 (2) to (4) of the *Freedom of Information and Protection of Privacy Act*.

[en. B.C. Reg. 188/2007, s. (b).]

- 26** Repealed. [B.C. Reg. 350/2005, Sch. 4, s. 10.]

Forms

- 27** The forms in Schedule 3 are prescribed for the purposes of the Act and this regulation.

CHILD, FAMILY AND COMMUNITY SERVICE REGULATION

Schedule 1

SCHEDULE 1

[en. B.C. Reg. 211/2024, App. 1, s. 3.]

FIRST NATIONS

Column 1 First Nation	Column 2 Indigenous organization	Column 3 Designated representative
?Akisq'nuk First Nation	?Akisq'nuk First Nation	Senior Administrative Officer
?aqam	?aqam	Chief Administrative Officer
?Esdilagh First Nation	?Esdilagh First Nation	First Nation Manager or Social Development Officer
Adams Lake	Adams Lake	First Nation Social Worker
Ahousaht	Ahousaht	Family Care Worker
Aitchelitz	Aitchelitz	Chief for Aitchelitz First Nation
Ashcroft	Ashcroft	First Nation Manager or Social Development Officer
Beecher Bay	Beecher Bay	First Nation Chief or First Nation Social Worker
Binche Whut'en	Binche Whut'en	Jurisdiction Coordinator
Blueberry River First Nations	Blueberry River First Nations	Health Director
Bonaparte First Nation (Stucwtewsemc Bonaparte First Nation)	Bonaparte First Nation (Stucwtewsemc Bonaparte First Nation)	Social Development Manager
Boothroyd	Boothroyd	Band Manager
Boston Bar First Nation	Boston Bar First Nation	Chief of Boston Bar First Nation
Bridge River	Bridge River	First Nation Manager or Social Development Officer
Campbell River	Campbell River	First Nation Manager or Social Development Officer
Cayoose Creek	Cayoose Creek	First Nation Social Worker
Chawathil (Chawathil First Nation)	Chawathil (Chawathil First Nation)	Child and Family Advocate or Designated Band Representative
Cheam	Cheam	First Nation Manager or Social Development Officer
Cheslatta Carrier Nation	Cheslatta Carrier Nation	First Nation Social Worker

Column 1 First Nation	Column 2 Indigenous organization	Column 3 Designated representative
Coldwater	Coldwater	Social Development Coordinator
Cook's Ferry	Cook's Ferry	First Nation Manager or Social Development Officer
Cowichan	Cowichan	Cowichan Tribes General Manager
Da'naxda'xw First Nation	Da'naxda'xw First Nation	First Nation Manager or Social Development Officer
Dease River	Dease River	First Nation Manager or Social Development Officer
Ditidaht	Ditidaht	Community Services Manager or Social Development Worker
Doig River First Nation	Doig River First Nation	Community Social Worker
Douglas (Xa'xtsa First Nation)	Douglas (Xa'xtsa First Nation)	Administrator
Dzawada'enuxw First Nation	Dzawada'enuxw First Nation	Social Development Worker
Ehattesaht	Ehattesaht	Ehattesaht Family Care Worker
Esk'etemc (Esk'etemc First Nation)	Esk'etemc (Esk'etemc First Nation)	First Nations Representative
Esquimalt (Esquimalt Nation)	Esquimalt (Esquimalt Nation)	Esquimalt Nation Council Member
Fort Nelson First Nation	Fort Nelson First Nation	Family Support Worker or Designated Band Representative
Gitanmaax (Gitanmaax First Nation)	Gitanmaax (Gitanmaax First Nation)	Director of Family Services or Social Worker
Gitanyow	Gitanyow	First Nation Manager or Social Development Officer
Gitga'at First Nation	Gitga'at First Nation	Band Manager
Gitsegukla	Gitsegukla	Social Development Manager
Gitwangak	Gitwangak	First Nation Manager or Social Development Officer
Gitxaala Nation	Gitxaala Nation	First Nation Manager or Social Development Officer

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Schedule 1

Column 1 First Nation	Column 2 Indigenous organization	Column 3 Designated representative
Glen Vowell	Glen Vowell	Social Development Manager and Education Coordinator
Gwa'sala-Nakwaxda'xw (Gwa'sala-'Nakwaxda'xw)	Gwa'sala-Nakwaxda'xw (Gwa'sala-'Nakwaxda'xw)	Director for Child and Family Services or Case Manager
Gwawaenuk Tribe	Gwawaenuk Tribe	First Nation Manager or Social Development Officer
Hagwilget Village Council	Hagwilget Village Council	Family Support Worker
Haisla Nation	Haisla Nation	Haisla Nation Social Development Coordinator
Halalt	Halalt	First Nation Manager or Social Development Officer
Halfway River First Nation	Halfway River First Nation	Family Support Program Manager
Heiltsuk	Heiltsuk	Designated Band Representative or Heiltsuk Family Services Advocate
Hesquiaht	Hesquiaht	First Nation Manager or Social Development Officer
High Bar	High Bar	Services Coordinator
Homalco (Xwemalhkwa First Nation)	Homalco (Xwemalhkwa First Nation)	Band Social Development Worker or Maternal Child Health Coordinator
Hupacasath First Nation	Hupacasath First Nation	Social Development Coordinator
Iskut	Iskut	Program Manager for Child and Family Programs or Family Support Worker
Kanaka Bar	Kanaka Bar	First Nation Manager or Social Development Officer
Katzie	Katzie	First Nation Social Development Worker
Kispiox	Kispiox	Designated Band Representative
Kitasoo Xai'xais Nation	Kitasoo Xai'xais Nation	Representative Services Liaison

Column 1 First Nation	Column 2 Indigenous organization	Column 3 Designated representative
Kitselas (Kitselas First Nation)	Kitselas (Kitselas First Nation)	Social Development Officer or Director of Community Services
Kitsumkalum	Kitsumkalum	Band Social Worker
Klahoose First Nation	Klahoose First Nation	Social Worker
K'ómoks First Nation	K'ómoks First Nation	Harm Reduction Coordinator or Social Development Coordinator
Kwadacha Nation	Kwadacha Nation	Manager of Family and Elder Services or Coordinator of Family Support Services
Kwakiutl	Kwakiutl	First Nation Manager or Social Development Officer
Kwantlen First Nation	Kwantlen First Nation	Nations Executive Managing Officer, Chief of Kwantlen First Nation or Elder Coordinator and Community Support
Kwaw-kwaw-Apilt	Kwaw-kwaw-Apilt	Councillor
Kwiakah (Kwiakah First Nation)	Kwiakah (Kwiakah First Nation)	Band Manager
Kwikwasut'inuxw Haxwa'mis	Kwikwasut'inuxw Haxwa'mis	Community Health and Social Development Representative
Kwikwetlem First Nation	Kwikwetlem First Nation	First Nation Manager or Social Development Officer
Lake Babine Nation	Lake Babine Nation	Family Support Worker, Band Designated Representative or Coordinator
Lax Kw'alaams (Lax Kw'alaams First Nation)	Lax Kw'alaams (Lax Kw'alaams First Nation)	Family Care Worker
Leq'á:mel First Nation	Leq'á:mel First Nation	First Nation Manager or Social Development Officer
Lheidli T'enneh	Lheidli T'enneh	Family Development Coordinator or Lheidli Executive Director

CHILD, FAMILY AND COMMUNITY SERVICE REGULATION

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Column 1 First Nation	Column 2 Indigenous organization	Column 3 Designated representative
Lhoosk'uz Dene Nation	Lhoosk'uz Dene Nation	First Nation Manager or Social Development Officer
Lhtako Dene Nation	Lhtako Dene Nation	Family Support Worker
Lil'wat Nation	Lil'wat Nation	Director of Lil'wat Child and Family Services or Band Social Worker and Advocate
Lower Kootenay	Lower Kootenay	Band Social Development Worker
Lower Nicola	Lower Nicola	First Nation Administrator
Lower Similkameen	Lower Similkameen	Social Program Supervisor
Lyackson	Lyackson	Director of Operations, Reception or Administrative Assistant
Lytton	Lytton	Child Welfare Advocate
Malahat Nation	Malahat Nation	Designated Band Representative or Director of Early Learning, Child and Family Supports
Mamalilikulla First Nation	Mamalilikulla First Nation	Designated Band Representative or Elected Chief Councillor
Matsqui First Nation	Matsqui First Nation	Xyolhemeylh Portfolio Holder
McLeod Lake	McLeod Lake	Family Worker
Metlakatla First Nation	Metlakatla First Nation	First Nation Social Worker
Mowachaht/Muchalaht (Mowachaht/Muchalaht First Nation)	Mowachaht/Muchalaht (Mowachaht/Muchalaht First Nation)	Health and Social Services Manager
Musqueam	Musqueam	Band Social Worker or Band Representative
N'Quatqua (N'Quatqua First Nation)	N'Quatqua (N'Quatqua First Nation)	Elected Council
Nadleh Whut'en	Nadleh Whut'en	Band Designated Worker
Nak'azdli Whut'en (Nak'azdli Whut'en First Nation)	Nak'azdli Whut'en (Nak'azdli Whut'en First Nation)	Nak'azdli Band Representative

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Column 1 First Nation	Column 2 Indigenous organization	Column 3 Designated representative
Namgis First Nation (Namgis First Nation)	Namgis First Nation (Namgis First Nation)	Program Manager or Social Worker
Nanoose First Nation	Nanoose First Nation	Director of Operations
Nazko First Nation	Nazko First Nation	First Nation Counsellor
Nee-Tahi-Buhn (Nee-Tahi-Buhn Indian Band)	Nee-Tahi-Buhn (Nee-Tahi-Buhn Indian Band)	First Nation Manager or Social Development Officer
Neskonlith	Neskonlith	First Nation Manager or Social Development Officer
New Westminster (Qayqayt First Nation)	New Westminster (Qayqayt First Nation)	Chief of Qayqayt First Nation
Nicomen	Nicomen	First Nation Manager or Social Development Officer
Nooaitch	Nooaitch	First Nation Social Development Coordinator
Nuchatlaht	Nuchatlaht	Community Health Representative and Social Development Worker, Band Administrator or Community Services Manager
Nuxalk Nation	Nuxalk Nation	Land Based Healing Planner and Mental Wellness Manager or Senior Executive Assistant
Office of the Wet'suwet'en	Office of the Wet'suwet'en	Director of Jurisdiction, ANABIP Coordinator or Prevention Coordinator
Okanagan (Okanagan Indian Band)	Okanagan (Okanagan Indian Band)	Child, Youth and Family Advocate or Family Support Worker
Old Massett Village Council (Old Massett Village)	Old Massett Village Council (Old Massett Village)	Haida Nation Designated Representative – Old Massett
Oregon Jack Creek	Oregon Jack Creek	First Nation Manager or Social Development Officer
Osoyoos (Osoyoos Indian Band)	Osoyoos (Osoyoos Indian Band)	Social Services Manager

CHILD, FAMILY AND COMMUNITY SERVICE REGULATION

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Column 1 First Nation	Column 2 Indigenous organization	Column 3 Designated representative
Pacheedaht First Nation	Pacheedaht First Nation	First Nation Manager or Social Development Officer
Pauquachin (Pauquachin First Nation)	Pauquachin (Pauquachin First Nation)	Councillor, Chief or Administrator
Penelakut Tribe	Penelakut Tribe	Chief of Penelakut Tribe
Penticton	Penticton	First Nation Manager or First Nation Social Worker
Peters First Nation	Peters First Nation	First Nation Manager or Social Development Officer
Popkum First Nation	Popkum First Nation	First Nation Manager or Social Development Officer
Prophet River First Nation	Prophet River First Nation	First Nation Manager or Social Development Officer
Qualicum First Nation	Qualicum First Nation	Band Social Development Worker or Health Director
Quatsino (Quatsino First Nation)	Quatsino (Quatsino First Nation)	Director of Family Services
Saik'uz First Nation	Saik'uz First Nation	First Nation Family Care Worker
Samahquam (Samahquam First Nation)	Samahquam (Samahquam First Nation)	Social Development and Indian Registry Administrator
Saulteau First Nations	Saulteau First Nations	Family Support
Seabird Island	Seabird Island	Child and Family Advocate
shíshálh Nation	shíshálh Nation	Strengthening Family Worker and Band Representative
Semiahmoo	Semiahmoo	First Nation Manager or Social Development Officer
Shackan	Shackan	First Nation Social Development Coordinator
Shuswap Band	Shuswap Band	Councillor or Chief
Shxwhá:y Village	Shxwhá:y Village	First Nation Family Support Worker
Shxw'ow'hamel First Nation (Shxw'owhámél First Nation)	Shxw'ow'hamel First Nation (Shxw'owhámél First Nation)	Social Programs Manager and Health Director

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Column 1 First Nation	Column 2 Indigenous organization	Column 3 Designated representative
Simpcw First Nation	Simpcw First Nation	Family Preservation Caseworker and Income Clerk, Band Social Worker or Social Development Manager
Siska	Siska	First Nation Manager or First Nation Social Worker
Skatin	Skatin	Band Social Development Worker or Band Education Coordinator
Skawahlook First Nation	Skawahlook First Nation	Office Manager
Skeetchestn	Skeetchestn	Social Worker
Skidegate	Skidegate	Band Social Development Worker
Skin Tyee	Skin Tyee	First Nation Manager or Social Development Officer
Skowkale (Sq'ewqeyl First Nation)	Skowkale (Sq'ewqeyl First Nation)	First Nation Chief, First Nation Councillor or Executive Director
Skuppah	Skuppah	Councillor
Skwah	Skwah	Child and Family Services Portfolio First Nation Councillor
Skwlax te Secwepemculecw	Skwlax te Secwepemculecw	First Nation Social Worker
Snuneymuxw First Nation	Snuneymuxw First Nation	Designated Family Worker
Songhees Nation	Songhees Nation	First Nation Social Worker
Soowahlie	Soowahlie	Councillor
Splatsin	Splatsin	Director of Child Welfare
Spuzzum	Spuzzum	Spuzzum First Nation Councillor or Spuzzum First Nation Chief
Sq'ewlets	Sq'ewlets	First Nation Manager or Social Development Officer
Squamish	Squamish	Executive Director of People Services
Squiala First Nation	Squiala First Nation	Health and Education Manager

CHILD, FAMILY AND COMMUNITY SERVICE REGULATION

Schedule 1

Column 1 First Nation	Column 2 Indigenous organization	Column 3 Designated representative
Stellat'en First Nation	Stellat'en First Nation	Social Development Manager
Sts'ailes	Sts'ailes	Snowoyelh Executive Director
Stswecem'c Xget'tem First Nation	Stswecem'c Xget'tem First Nation	Director of Family Services
Stz'uminus First Nation	Stz'uminus First Nation	Family Advocate
Sumas First Nation	Sumas First Nation	First Nation Community Development Coordinator or Education Coordinator
T'Sou-ke First Nation	T'Sou-ke First Nation	Administrator
Tahltan	Tahltan	First Nation Manager or Social Development Officer
Takla Nation	Takla Nation	Holistic Service Director
Taku River Tlingit	Taku River Tlingit	Social Program Manager
T'it'q'et	T'it'q'et	Health and Social Services Manager
Tk'emlúps te Secwépemc	Tk'emlúps te Secwépemc	Tkwenem7íple7 (Councillor) or Community Services Manager
Tl'azt'en Nation	Tl'azt'en Nation	First Nation Family Care Worker
Tl'etinqox Government	Tl'etinqox Government	Family Support Worker
Tla-o-qui-aht First Nations	Tla-o-qui-aht First Nations	Family Care Worker
Tlatlasikwala	Tlatlasikwala	Chief Councillor
Tlowitsis Tribe (Tlowitsis First Nation)	Tlowitsis Tribe (Tlowitsis First Nation)	Administrator
Tobacco Plains	Tobacco Plains	Chief of First Nation or Wellness Director
Toosey	Toosey	Family Support Worker
Ts'il Kaz Koh	Ts'il Kaz Koh	First Nation Manager or Social Development Officer
Ts'kw'aylaxw First Nation	Ts'kw'aylaxw First Nation	First Nation Social Development Worker
Ts'uubaa-asatx	Ts'uubaa-asatx	Operations Manager
Tsal'alh	Tsal'alh	First Nation Social Development Worker

CHILD, FAMILY AND COMMUNITY SERVICE REGULATION

Schedule 1

Column 1 First Nation	Column 2 Indigenous organization	Column 3 Designated representative
Tsartlip	Tsartlip	Councillor
Tsawout First Nation (STÁUTW First Nation)	Tsawout First Nation (STÁUTW First Nation)	STÁUTW First Nation Council Member
Tsay Keh Dene	Tsay Keh Dene	Social Development Manager
Tseshaht	Tseshaht	Crisis Care and Wellness Coordinator
Tseycum	Tseycum	First Nation Manager or Social Development Officer
Tsleil-Waututh Nation	Tsleil-Waututh Nation	Social Development Director
Tsq'escen' First Nation (Tsqéscen' First Nation)	Tsq'escen' First Nation (Tsqéscen' First Nation)	Senior Manager – Wellness, Child and Family Well-being Lead Advocate or Child and Family Advocate
Tzeachten (Ch'íyáqtel First Nation)	Tzeachten (Ch'íyáqtel First Nation)	Director of Community Services
Tsídeldel First Nation	Tsídeldel First Nation	Family Support Worker
Ulkatcho	Ulkatcho	First Nation Manager or Social Development Officer
Union Bar First Nation	Union Bar First Nation	First Nation Manager or Social Development Officer
Upper Nicola	Upper Nicola	First Nation Social Worker
Upper Similkameen	Upper Similkameen	Band Social Development Worker and Family Support Coordinator
We Wai Kai Nation	We Wai Kai Nation	Social Development Manager
West Moberly First Nations	West Moberly First Nations	Social Worker
Westbank First Nation	Westbank First Nation	First Nation Manager or Social Development Officer
Wet'suwet'en First Nation	Wet'suwet'en First Nation	First Nation Social Development Administrator
Whispering Pines/Clinton	Whispering Pines/Clinton	First Nation Social Service Worker
Williams Lake First Nation	Williams Lake First Nation	Social Development Coordinator
Witset First Nation	Witset First Nation	Aboriginal Family Support Manager

CHILD, FAMILY AND COMMUNITY SERVICE REGULATION

Schedule 1A

Column 1 First Nation	Column 2 Indigenous organization	Column 3 Designated representative
Wuikinuxv Nation	Wuikinuxv Nation	Health Director
Xatsull First Nation	Xatsull First Nation	Health Manager
Xaxli'p	Xaxli'p	Designated Band Representative or High-Risk Youth and Family Support Worker
Xeni Gwet'in First Nations Government	Xeni Gwet'in First Nations Government	First Nation Social Worker
Yakwekwioose	Yakwekwioose	Councillor
Yale First Nation	Yale First Nation	YFN Community Social Worker
Yekooche First Nation	Yekooche First Nation	First Nation Manager or Social Development Officer
Yunesit'in Government	Yunesit'in Government	First Nation Manager or Social Development Officer

SCHEDULE 1A

[en. B.C. Reg. 211/2024, App. 1, s. 3.]

NISGA'A LISIMS GOVERNMENT

Column 1 Designated representative
Executive Director or Manager of Designated Representative

SCHEDULE 1B

[en. B.C. Reg. 211/2024, App. 1, s. 3.]

TREATY FIRST NATIONS

Column 1 First Nation	Column 2 Designated representative
Huu-ay-aht First Nations	Manager of Huu-ay-aht's Child and Family Wellness Department
Ka:'yu:'k't'h' / Che:k'tles7et'h' First Nations	Director of Community Services or Manager of Family Services
Tla'amin Nation	Child and Family Services Manager
Toquaht	Child, Family and Community Wellness Supervisor

Column 1 First Nation	Column 2 Designated representative
Tsawwassen First Nation	Health and Social Services Manager
Uchucklesaht	Director of Human Services
Ucluelet First Nation	Community Wellness Coordinator

SCHEDULE 2

[en. B.C. Reg. 211/2024, App. 1, s. 3.]

INDIGENOUS COMMUNITIES

Column 1 Indigenous community	Column 2 Indigenous organization	Column 3 Designated representative
The Chetwynd and Region Indigenous Community	Tansi Friendship Centre	Executive Director Tansi Friendship Centre
The Courtenay and Region Indigenous Community	Wachiay Friendship Centre Society	Director Wachiay Friendship Centre Society
The Dawson Creek and Region Indigenous Community	Dawson Creek Aboriginal Resources Society OR Nawican Friendship Centre	Program Manager Dawson Creek Aboriginal Resources Society OR Executive Director Nawican Friendship Centre
The Duncan and Region Indigenous Community	Hi'ye'yu Lelum House of Friendship	Executive Director Hi'ye'yu Lelum House of Friendship
The Fort Nelson and Region Indigenous Community	Fort Nelson/Liard Friendship Society	Executive Director Fort Nelson/Liard Friendship Society
The Fort St. John and Region Indigenous Community	Keeginaw Friendship Centre	Legal Information Worker Keeginaw Friendship Centre
The Kamloops and Region Indigenous Community	Interior Indian Friendship Centre	Executive Director Interior Indian Friendship Centre
The Kelowna and Region Indigenous Community	Central Okanagan Friendship Centre Society	Executive Director Central Okanagan Friendship Centre Society

CHILD, FAMILY AND COMMUNITY SERVICE REGULATION

Schedule 2

Column 1 Indigenous community	Column 2 Indigenous organization	Column 3 Designated representative
The Lillooet and Region Indigenous Community	Lillooet Friendship Centre Society	Executive Director Lillooet Friendship Centre Society
The Merritt and Region Indigenous Community	Conayt Friendship Centre Society	Executive Director Conayt Friendship Centre Society
The Mission and Region Indigenous Community	Mission Indian Friendship Centre	Family Support Worker Mission Indian Friendship Centre
The Nanaimo and Region Indigenous Community	Tillicum Haus Society	Executive Director Tillicum Haus Society
The Port Alberni and Region Indigenous Community	Port Alberni Friendship Centre	Executive Director Port Alberni Friendship Centre
The Prince George and Region Indigenous Community	Prince George Friendship Centre	Executive Director Prince George Friendship Centre
The Prince Rupert and Region Indigenous Community	Friendship House Association of Prince Rupert	Executive Director Friendship House Association of Prince Rupert
The Quesnel and Region Indigenous Community	Quesnel Tillicum Society	Assistant Executive Director and Referral Worker Quesnel Tillicum Society OR First Nation Family Support Worker Quesnel Tillicum Society
The Smithers and Region Indigenous Community	Dze L K'ant Friendship Centre Society	Executive Director Dze L K'ant Friendship Centre Society
The Terrace and Region Indigenous Community	Kermode Friendship Centre	Executive Director Kermode Friendship Centre
The Vancouver and Region Indigenous Community	Vancouver Aboriginal Friendship Society	Urban Aboriginal Representative Vancouver Aboriginal Friendship Society
The Vernon and Region Indigenous Community	North Okanagan Friendship Centre Society	Executive Director North Okanagan Friendship Centre Society

Column 1 Indigenous community	Column 2 Indigenous organization	Column 3 Designated representative
The Victoria and Region Indigenous Community	Victoria Native Friendship Centre	Director of Social Programs Victoria Native Friendship Centre
The Williams Lake and Region Indigenous Community	Cariboo Friendship Centre	Executive Director Cariboo Friendship Centre
Metis Community	Metis Commission for Children and Family Services	Executive Director Metis Commission for Children and Family Services
The Kelly Lake Indigenous Community located southeast of Pouce Coupe	Kelly Lake First Nation Society	Chief Kelly Lake First Nation Society
Liard River Reserve #3 located at Lower Post	Liard River Reserve #3	First Nation Manager
Inuvialuit Inuit Community (Northwest Territories)	Inuvialuit Regional Corporation	Maligaksat Services Coordinator Inuvialuit Regional Corporation
Nunatsiavut Inuit Community (Labrador)	Nunatsiavut Government	Indigenous Representative Nunatsiavut Government

SCHEDULE 3

[am. B.C. Regs. 171/98, ss. 4 to 6; 400/99, ss. 9 to 11; 350/2005, Sch. 4, ss. 13 to 16; 53/2011, Sch. 2, ss. 3 and 4; 82/2014, Sch., s. 3; 187/2018, App., s. 2; 17/2019, App., s. 1; 149/2019; 275/2023, App., ss. 6 and 7; 102/2024, App., s. 2.]

FORM A



**Report to the Provincial Court of British Columbia
Form A**
In the Provincial Court of British Columbia
Under the *Child, Family and Community Service Act*

Court Registry Number:
Court Registry Location:

I, _____ as a delegate of the director under section 92 of the *Child, Family and Community Service Act*, present this written report to the court.

The child(ren) listed below is/are the subject(s) of this report:

Name(s)	Date(s) of Birth (MM-DD-YYYY)

The following is/are the parent(s) of the child(ren):

Name	Date of Birth (MM-DD-YYYY)	
Address	Phone (home)	Phone (work)

The following is/are the sibling(s) of the child(ren):

Name		
Address	Phone (home)	Phone (work)

If the child(ren) is/are Indigenous, the following is/are the name(s) of the child(ren) and the name(s) of the/each child's Indigenous community or communities:

Child(ren)'s Name	Name(s) of First Nation, Nisga'a Nation, Treaty First Nation, Métis, Inuit or another Indigenous community

Facts of Removal

The child(ren) was/were removed on the following date and at the following location:

Date	Time	Location

By and in the presence of:

(first list the person removing the child(ren) and then any other person(s) present at the time of the removal)

Name

The circumstances that caused the director to remove the child(ren) are as follows:

--

Domestic Violence

The likelihood of physical harm to a child increases when the child is living in a situation where there is domestic violence by or towards a person with whom the child resides (section 13(1.2) of the Act).

The director has reasonable grounds to believe that the child(ren):

- ☐ is/are living in a situation where there is domestic violence by or towards a person with whom the child(ren) resides.
- ☐ is/are not

Statutory Authority for Removal

The child(ren) was/were removed in accordance with the following:

- ☐ section 30 of the *Child, Family and Community Service Act* in the following circumstance(s) as described by section 13 of the Act:
- (a) ☐ the child has been, or is likely to be, physically harmed by the child's parent
 - (b) ☐ the child has been, or is likely to be, sexually abused or exploited by the child's parent
 - (c) ☐ the child has been, or is likely to be, physically harmed, sexually abused or sexually exploited by another person and the child's parent is unwilling or unable to protect the child
 - (d) ☐ the child has been, or is likely to be, physically harmed because of neglect by the child's parent
 - (e)(i) ☐ the child is emotionally harmed by the parent's conduct
 - (e)(ii) ☐ the child is emotionally harmed by living in a situation where there is domestic violence by or towards a person with whom the child resides
 - (f) ☐ the child is deprived of necessary health care
 - (g) ☐ the child's development is likely to be seriously impaired by a treatable condition and the child's parent refuses to provide or consent to treatment
 - (h) ☐ the child's parent is unable or unwilling to care for the child and has not made adequate provision for the child's care
 - (i) ☐ the child is or has been absent from home in circumstances that endanger the child's safety or well-being
 - (j) ☐ the child's parent is dead and adequate provision has not been made for the child's care
 - (k) ☐ the child has been abandoned and adequate provision has not been made for the child's care
 - (l) ☐ the child is in the care of a director or another person by agreement and the child's parent is unwilling or unable to resume care when the agreement is no longer in force
- ☐ section 36 (1) of the Act, because the director had reasonable grounds to believe that one or both of the following apply:
- (a) ☐ an order made under section 33.2, 35 (2) (b), 35 (2) (d) or 36 (3) of the Act no longer protects the child;
 - (b) ☐ a person has not complied with a term or condition of an order under section 33.2, 35 (2) (b) or (d) or 36 (3) of the Act and a director is required by that order to remove the child if the person has not complied with that term or condition.
- ☐ section 42 (1) of the Act, because the director had reasonable grounds to believe that one or both of the following apply:
- (a) ☐ that a supervision order made under section 41 (1) (a) or (b), (1.1) or (2.1), 42.2 (4) (a) or (c), 46 (3), 49 (8) or 54.01 (10) of the Act or an interim order made under section 42.1 of the Act no longer protects the child;
 - (b) ☐ a person has not complied with a term or condition of the supervision or interim order and a director is required by that order to remove the child if the person has not complied with that term or condition.

Less Disruptive Measures

If the child(ren) was/were removed under section 30 of the Act, the following less disruptive measures were considered before removing the child(ren):

Interim Plan of Care

The child(ren)'s current living arrangement(s) is/are as follows:

CHILD, FAMILY AND COMMUNITY SERVICE REGULATIONSchedule 3

Steps to be taken to support the child(ren) to learn about and practice the child(ren)'s Indigenous traditions, customs, and language and to belong to the child(ren)'s Indigenous community or communities are: ☐ not applicable ☐ as follows:

The director recommends the following with regard to care and supervision of the child(ren) and access by any person to the child(ren):

The child(ren)'s views on the interim plan of care: ☐ have ☐ have not been considered.

The parent(s): ☐ has/have ☐ has/have not been involved in the development of the plan.

If the child(ren) is/are Indigenous, the Indigenous community or communities ☐ has/have ☐ has/have not been involved in the development of the plan.

Sign, type or print name of the director's delegate: _____

Email address of director's delegate: _____

Business phone number of director's delegate: _____ After-hours emergency phone number: _____

Date: _____

FORM B



**Report to the Provincial Court of British Columbia
 Form B**
 In the Provincial Court of British Columbia
 Under the *Child, Family and Community Service Act*

Court Registry Number:
Court Registry Location:

I, _____ as a delegate of the director under section 92 of the *Child, Family and Community Service Act*, present this written report to the court.

The child(ren) listed below is/are the subject of this report:

Name	Date of Birth (MM-DD-YYYY)

The following is/are the parent(s) of the child(ren):

Name	Date of Birth (MM-DD-YYYY)	
Address	Phone (home)	Phone (work)

The following is/are the sibling(s) of the child(ren):

Name	Date of Birth (MM-DD-YYYY)	
Address	Phone (home)	Phone (work)

If the child(ren) is/are Indigenous, the following is/are the name(s) of the child(ren) and the name(s) of the/each child's Indigenous community or communities:

Child's Name	Name(s) of First Nation, Nisga'a Nation, Treaty First Nation, Métis, Inuit or another Indigenous community

The director has returned the child(ren) and withdrawn in accordance with the following section of the *Child, Family and Community Service Act*:

- ☐ section 33 (1)
☐ section 33 (1.1)
☐ section 48 (1)

The director has returned the child(ren) for the following reason(s):

--

OR

The director has withdrawn in accordance with the following section of the *Child, Family and Community Service Act*:

- ☐ section 33.01 (1)
☐ section 48 (1.1)

The director considers that an agreement described in section 33.01(1) or 48(1.1) is adequate to protect the child(ren) for the following reason(s):

--

CHILD, FAMILY AND COMMUNITY SERVICE REGULATION

Schedule 3

Statutory Authority for Removal

The child(ren) was/were removed in accordance with the following:

- ☐ section 30 of the *Child, Family and Community Service Act* in the following circumstance(s) as described by section 13 of the Act:
- (a) ☐ the child has been, or is likely to be, physically harmed by the child's parent
 - (b) ☐ the child has been, or is likely to be, sexually abused or exploited by the child's parent
 - (c) ☐ the child has been, or is likely to be, physically harmed, sexually abused or sexually exploited by another person and the child's parent is unwilling or unable to protect the child
 - (d) ☐ the child has been, or is likely to be, physically harmed because of neglect by the child's parent
 - (e)(i) ☐ the child is emotionally harmed by the parent's conduct
 - (e)(ii) ☐ the child is emotionally harmed by living in a situation where there is domestic violence by or towards a person with whom the child resides.
 - (f) ☐ the child is deprived of necessary health care
 - (g) ☐ the child's development is likely to be seriously impaired by a treatable condition and the child's parent refuses to provide or consent to treatment
 - (h) ☐ the child's parent is unable or unwilling to care for the child and has not made adequate provision for the child's care
 - (i) ☐ the child is or has been absent from home in circumstances that endanger the child's safety or wellbeing
 - (j) ☐ the child's parent is dead and adequate provision has not been made for the child's care
 - (k) ☐ the child has been abandoned and adequate provision has not been made for the child's care
 - (l) ☐ the child is in the care of a director or another person by agreement and the child's parent is unwilling or unable to resume care when the agreement is no longer in force
- ☐ section 36 (1) of the Act, because the director had reasonable grounds to believe that one or both of the following apply:
- (a) ☐ an order made under section 33.2, 35 (2) (b) 35 (2) (d) or 36 (3) of the Act no longer protects the child;
 - (b) ☐ a person has not complied with a term or condition of an order under section 33.2, 35 (2) (b) or (d) or 36 (3) of the Act and a director is required by that order to remove the child if the person has not complied with that term or condition.
- ☐ section 42 (1) of the Act, because the director had reasonable grounds to believe that one or both of the following apply:
- (a) ☐ that a supervision order made under section 41 (1) (a) or (b), (1.1) or (2.1), 42.2 (4) (a) or (c), 46 (3), 49 (8) or 54.01(10) of the Act or an interim order made under section 42.1 of the Act no longer protects the child;
 - (b) ☐ a person has not complied with a term or condition of the supervision or interim order and a director is required by that order to remove the child if the person has not complied with that term or condition.

Sign, type, or print name of director's delegate: _____

Email address of director's delegate: _____

Business phone number of director's delegate: _____ After-hours emergency phone number: _____

Date: _____

FORM C

Repealed. [B.C. Reg. 400/99, s. 11.]

FORMS D AND E

Repealed. [B.C. Reg. 350/2006, Sch. 4, s. 15.]

FORM F



**Report to the Provincial Court of British Columbia
Form F**
In the Provincial Court of British Columbia
Under the *Child, Family and Community Service Act*

Court Number:
Court Location:

I, _____ as a delegate of the director under section 92 of the *Child, Family and Community Service Act*, present this written report to the court.

The child(ren) listed below is/are the subject of this report:

Name	Date of Birth (MM-DD-YYYY)

Notice of Presentation Hearing

Name	Address
Date	Time
The hearing will take place on:	at:
Court Location	
at:	

The following is/are the parent(s) of the child(ren):

Name	Date of Birth (MM-DD-YYYY)		
Address	Phone (home)	Phone (work)	

The following is/are the sibling(s) of the child(ren):

Name		
Address	Phone (home)	Phone (work)

If the child(ren) is/are Indigenous, the following is/are the name(s) of the child(ren) and the name(s) of the/each child's Indigenous community or communities:

Child's Name	Name(s) of First Nation, Nisga'a Nation, Treaty First Nation, Métis, Inuit or another Indigenous community

Domestic Violence

The likelihood of physical harm to a child increases when the child is living in a situation where there is domestic violence by or towards a person with whom the child resides (section 13(1.2) of the Act).

The director has reasonable grounds to believe that the child(ren):

- ☐ is/are
☐ is not/are not

living in a situation where there is domestic violence by or towards a person with whom the child(ren) reside(s).

Grounds for Making the Application

The grounds for the director's belief that the child(ren) need(s) protection are as follows:

The director has reasonable grounds to believe that the child(ren) need(s) protection due to the existence of the following circumstance(s), as described under section 13 of the Act:

- (a) ☐ the child has been, or is likely to be, physically harmed by the child's parent
- (b) ☐ the child has been, or is likely to be, sexually abused or exploited by the child's parent
- (c) ☐ the child has been, or is likely to be, physically harmed, sexually abused or sexually exploited by another person and the child's parent is unwilling or unable to protect the child
- (d) ☐ the child has been, or is likely to be, physically harmed because of neglect by the child's parent
- (e)(i) ☐ the child is emotionally harmed by the parent's conduct
- (e)(ii) ☐ the child is emotionally harmed by living in a situation where there is domestic violence by or towards a person with whom the child resides
- (f) ☐ the child is deprived of necessary health care
- (g) ☐ the child's development is likely to be seriously impaired by a treatable condition and the child's parent refuses to provide or consent to treatment
- (h) ☐ the child's parent is unable or unwilling to care for the child and has not made adequate provision for the child's care
- (i) ☐ the child is or has been absent from home in circumstances that endanger the child's safety or wellbeing
- (j) ☐ the child's parent is dead and adequate provision has not been made for the child's care
- (k) ☐ the child has been abandoned and adequate provision has not been made for the child's care
- (l) ☐ the child is in the care of a director or another person by agreement and the child's parent is unwilling or unable to resume care when the agreement is no longer in force

The director has reasonable grounds to believe that a supervision order would be adequate to protect the child(ren) for the following reasons:

Interim Plan of Care

The child(ren)'s current living arrangement(s) is/are as follows:

Steps to be taken to support the child(ren) to learn about and practice the child(ren)'s Indigenous traditions, customs, and language and to belong to the child(ren)'s Indigenous community or communities are: ☐ not applicable ☐ as follows:

CHILD, FAMILY AND COMMUNITY SERVICE REGULATIONSchedule 3

The director recommends the following with regard to the care and supervision of the child(ren) and access by any person to the child(ren):

The child(ren)'s views on the interim plan of care ☐ have ☐ have not been considered.

The parent(s) ☐ has/have ☐ has not/have not been involved in the development of the plan.

If the child(ren) is/are Indigenous, the Indigenous community or communities ☐ has/have ☐ has/have not been involved in the development of the plan.

Sign, type or print name of director's delegate: _____

Email address of director's delegate: _____

Business phone number of director's delegate: _____ After-hours emergency phone number: _____

Date: _____

FORM G



**Report to the Provincial Court of British Columbia
 Withdrawal Due to Indigenous Law
 Form G**
 In the Provincial Court of British Columbia
 Under the *Child, Family and Community Service Act*

Court Registry Number:
Court Registry Location:

I, _____ as a delegate of the director under section 92 of the *Child, Family and Community Service Act*, present this written report to the court.

The child(ren) listed below is/are the subject(s) of this report:

Name	Date of Birth (mm/dd/yyyy)

The following is/are the parent(s) of the child(ren):

Name		Date of Birth (mm/dd/yyyy)
Address	Phone (home)	Phone (work)

The following is/are the sibling(s) of the child(ren):

Name		
Address	Phone (home)	Phone (work)

The following is/are the name(s) of the child(ren) and the name(s) of the/each child's Indigenous community(ies):

Child(ren)'s Name	Name(s) of First Nation(s), Nisga'a Nation, Treaty First Nation, Métis, Inuit or another Indigenous community

The director has withdrawn in accordance with the following section of the *Child, Family and Community Service Act*:

- ☐ s. 33.05(2) *Transition to Indigenous authority - withdrawal before a presentation hearing, or before the conclusion of a presentation hearing*
- ☐ s. 48.4(2) *Transition to Indigenous authority - withdrawal after presentation hearing*

CHILD, FAMILY AND COMMUNITY SERVICE REGULATION

Schedule 3

Indigenous authority providing Indigenous child and family services

The following Indigenous authority is providing Indigenous child and family services in accordance with Indigenous law in respect of the child(ren):

Name of Indigenous authority		
Address	City	Province
Postal code	Phone (home)	Fax
Email address (if applicable)		

- ☐ a copy of the Indigenous authority's written confirmation that the Indigenous authority is or will be providing Indigenous child and family services in accordance with an Indigenous law is attached (provided under s. 33.02(b) or 48.1(b)).

The director's withdrawal took effect on:	
Date	Time (am/pm)

- ☐ a copy of the Indigenous authority's written confirmation of the date and time the Indigenous authority began providing or continued to provide Indigenous child and family services in relation to the child(ren) is attached (provided under s. 33.05(2) or s. 48.4(2)).

Proof of Notification or Service

Proof of Notification (if the withdrawal is under section 33.05(2) - Transition to Indigenous authority - withdrawal before a presentation hearing, or before the conclusion of a presentation hearing)

The director certifies that they notified, or attempted to notify, each person entitled under section 33.03(1) about the Indigenous authority confirmation, and that the director's notification included the information required under s. 33.03(2).

- ☐ proof is attached confirming the notification(s) made in accordance with 33.03(2), and providing reasons that a person was not notified, as applicable.

OR

Proof of Service (if the withdrawal is under section 48.4(2) - Transition to Indigenous authority - withdrawal after presentation hearing)

The director certifies that each person entitled to be served notice of the Indigenous authority's confirmation in accordance with s. 48.2(1) was served, and that the notice included the information required in s. 48.2(2), or that the court ordered that service was not required in respect of a person, as applicable:

- ☐ the director has attached certificates of service confirming that those entitled to notice in accordance with s. 48.2(1) were served; and/or
- ☐ a requirement to serve a person(s) was dispensed with by an order of the court, as follows:

--

Notification if application was not made or did not proceed

- ☐ As required in s. 33.05(1) or s. 48.4(1), the director notified the Indigenous authority that no application was made, or provided any other information the director considered relevant, including if an application was made and did not proceed, and a copy of the notification is attached;
- or
- ☐ notification under s. 33.05(1) or s. 48.4(1) was not applicable because an application did proceed, and the court made an order under s. 33.04(8)(b), s. 48.3(8)(b) or s. 48.5(5)(b).

Statutory Authority for Removal (only complete if withdrawal is under s. 33.02 - Withdrawal before a presentation hearing, or before the conclusion of a presentation hearing)

The child was removed in accordance with the following:

- ☐ section 30 of the *Child, Family and Community Service Act* in the following circumstance(s) as described by section 13 of the Act:
- (a) ☐ the child has been, or is likely to be, physically harmed by the child's parent
 - (b) ☐ the child has been, or is likely to be, sexually abused or exploited by the child's parent
 - (c) ☐ the child has been, or is likely to be, physically harmed, sexually abused or sexually exploited by another person and the child's parent is unwilling or unable to protect the child
 - (d) ☐ the child has been, or is likely to be, physically harmed because of neglect by the child's parent
 - (e)(i) ☐ the child is emotionally harmed by the parent's conduct
 - (e)(ii) ☐ the child is emotionally harmed by living in a situation where there is domestic violence by or towards a person with whom the child resides
 - (f) ☐ the child is deprived of necessary health care
 - (g) ☐ the child's development is likely to be seriously impaired by a treatable condition and the child's parent refuses to provide or consent to treatment
 - (h) ☐ the child's parent is unable or unwilling to care for the child and has not made adequate provision for the child's care
 - (i) ☐ the child is or has been absent from home in circumstances that endanger the child's safety or well-being
 - (j) ☐ the child's parent is dead and adequate provision has not been made for the child's care
 - (k) ☐ the child has been abandoned and adequate provision has not been made for the child's care
 - (l) ☐ the child is in the care of a director or another person by agreement and the child's parent is unwilling or unable to resume care when the agreement is no longer in force
- ☐ section 36(1) of the Act, because the director had reasonable grounds to believe that one or both of the following apply:
- (a) ☐ an order made under section 33.2, 35(2)(b), 35(2)(d) or 36(3) of the Act no longer protects the child;
 - (b) ☐ a person has not complied with a term or condition of an order under section 33.2, 35(2)(b) or (d) or 36(3) of the Act and a director is required by that order to remove the child if the person has not complied with that term or condition.
- ☐ section 42(1) of the Act, because the director had reasonable grounds to believe that one or both of the following apply:
- (a) ☐ that a supervision order made under section 41(1)(a) or (b), (1.1) or (2.1), 42.2(4)(a) or (c), 46(3), 49(8) or 54.01(10) of the Act or an interim order made under section 42.1 of the Act no longer protects the child;
 - (b) ☐ a person has not complied with a term or condition of the supervision or interim order and a director is required by that order to remove the child if the person has not complied with that term or condition.

Sign, type or print name of the director's delegate: _____

Business address of director's delegate: _____

Email address of director's delegate: _____

Business phone number of director's delegate: _____ After-hours emergency phone number: _____

Date: _____

FORM H



**Report to the Provincial Court of British Columbia
 Cancellation of Continuing Custody Order Due to
 Indigenous Law
 Form H**
 In the Provincial Court of British Columbia
 Under the *Child, Family and Community Service Act*

Court Registry Number:
Court Registry Location:

I, _____ as a delegate of the director under section 92 of the *Child, Family and Community Service Act*, present this written report to the court.

The child(ren) listed below is/are the subject(s) of this report:

Name	Date of Birth (mm/dd/yyyy)

The following is/are the parent(s) of the child(ren):

Name	Date of birth (mm/dd/yyyy)	
Address	Phone (home)	Phone (work)

The following is/are the sibling(s) of the child(ren):

Name		
Address	Phone (home)	Phone (work)

The following is/are the name(s) of the child(ren) and the name(s) of the/each child's Indigenous community or communities:

Child(ren)'s Name	Name(s) of First Nation(s), Nisga'a Nation, Treaty First Nation, Métis, Inuit or another Indigenous community

Until the Indigenous authority took custody of the child(ren) under Indigenous law, the child(ren) was/were in the continuing custody of the director.

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Indigenous authority with custody

The following Indigenous authority has custody of the child(ren) under Indigenous law:

Name of Indigenous authority		
Address	City	Province
Postal code	Phone (home)	Fax
Email address (if applicable)		

- ☐ a copy of the Indigenous authority's written confirmation of its intention to have custody of the child(ren) is attached (provided under s. 50.02(1)).

The director's continuing custody ended, when the Indigenous authority began having custody of the child(ren) under Indigenous law on:

Date	Time (am/pm)

- ☐ a copy of the Indigenous authority's written confirmation of the date and time it began having custody of the child(ren) is attached (provided under s. 50.04(2)).

Proof of Service

The director certifies that each person entitled to be served notice of the Indigenous authority's confirmation under s. 50.02(2) was served, or that the court ordered that service was not required in respect of a person, as applicable:

- ☐ the director has attached certificates of service confirming that those entitled to notice in accordance with s. 50.02(2) were served; and/or
- ☐ a requirement to serve a person(s) was dispensed with by an order of the court, as follows:

--

Notification if application did not proceed

- ☐ As required under s. 50.04(1), the director notified the Indigenous authority that no application was made, or provided any other information the director considered relevant, including if an application was made and did not proceed, and a copy of the notification is attached;
- or
- ☐ notification under s. 50.04(1) was not applicable because an application did proceed, and the court made an order under s. 50.03(8)(b) or s. 50.05(5)(b).

Sign, type or print name of the director's delegate: _____

Business address of director's delegate: _____

Email address of director's delegate: _____

Business phone number of director's delegate: _____ After-hours emergency phone number: _____

Date: _____

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FORM I

INDIGENOUS AUTHORITY CONFIRMATION
CF4148

[logo of Indigenous authority (optional)]

Honouring statement (optional):

SECTION A: CHILD AND PARENT INFORMATION

Names of child(ren)	Date of birth (if known)
Name of parent(s) (if known)	
Indigenous community/communities (optional)	
The following is/are the name(s) of the child(ren) and the name(s) of the/each child's Indigenous community or communities:	
Child(ren)'s name	Name(s) of First Nation(s), Nisga'a Nation, Treaty First Nation, Métis, Inuit or another Indigenous community

SECTION B: INDIGENOUS LAW INFORMATION

Date:

Name of Indigenous authority: <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/>		
confirms that the following Indigenous law applies to the child(ren) listed in SECTION A : Name of Indigenous law: <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/>		
Specifics of the Indigenous law that applies (optional): 		
Link to Indigenous law (optional): 		
<input type="checkbox"/> Please share link to our Indigenous law in the director's notice Form J or K		
Indigenous authority's contact for Indigenous law information (if different than SECTION E):		
Contact person or position held by a person:	Phone	
Address	City	Province
Email address (optional)		

SECTION C: CONFIRMATION AND WITHDRAWAL REQUEST UNDER SECTION 33.02 OR 48.1

☐ The Indigenous authority is or will be providing Indigenous child and family services to the child(ren) in **SECTION A** in accordance with an Indigenous law and requests the director withdraw from *Child, Family and Community Service Act* proceedings;

Name(s) of child(ren) (as applicable):

SECTION D: CONFIRMATION OF INTENTION TO HAVE CUSTODY OF A CHILD WHO IS IN THE CONTINUING CUSTODY OF THE DIRECTOR UNDER SECTION 50.02

☐ The Indigenous authority intends to have custody, under an Indigenous law, of the child(ren) in **SECTION A** who is/are in the continuing custody of the director.

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Name(s) of child(ren) (as applicable):

SECTION E: INDIGENOUS AUTHORITY'S CONTACT FOR SERVICE

If a person makes an application to the court that an Indigenous law does not apply to the child(ren) in **SECTION A**, or for an extension of the period to apply, and a hearing is scheduled, please serve notice on the individual listed below. The below information will be included in the director's Report to Court Form G or H:

Name of individual or position held by a person authorized to accept service on behalf of the Indigenous authority:

Preferred method of service (optional)

Address

City

Province

Postal Code

Phone

Fax

Email Address (optional)

FORM J



**Director's Notification/Notice of Indigenous
 Authority Confirmation (Withdrawal)
 Form J**

SECTION A: PARENT AND CHILD INFORMATION			
Name(s) of the parent(s)			
Name(s) of the child(ren)		Date of Birth (mm/dd/yyyy)	
Indigenous community/communities			
The following is/are the name(s) of the child(ren) and the name(s) of the/each child's Indigenous community or communities:			
Child(ren)'s Name		Name(s) of First Nation(s), Nisga'a Nation, Treaty First Nation, Métis, Inuit or another Indigenous community	

SECTION B: NOTIFICATION/NOTICE FROM			
Name of director's delegate			
Address		City	Province
			BC
Postal Code	Phone	Fax	
Email Address			

SECTION C: NOTIFICATION/NOTICE TO			
Name			
Address		City	Province
Postal Code	Phone	Fax	
Email Address (if applicable)			

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SECTION D: CONFIRMATION OF WITHDRAWAL

An Indigenous authority has provided written confirmation to the director that it is or will be providing Indigenous child and family services to the child(ren) listed in **SECTION A** in accordance with an Indigenous law and has requested the director withdraw under the following section of the *Child, Family and Community Service Act*:

- ☐ s. 33.02 *Withdrawal of director due to Indigenous law - before a presentation hearing, or before the conclusion of a presentation hearing*
- ☐ s. 48.1 *Withdrawal of director due to Indigenous law - after a presentation hearing*

SECTION E: INDIGENOUS AUTHORITY INFORMATION

Name of Indigenous authority

Contact person or position held by a person

Alternate contact person (if applicable)

Address

City

Province

Postal Code

Phone

Fax

Email Address (if applicable)

SECTION F: ACCESSING INDIGENOUS LAW

- ☐ Please contact the Indigenous authority directly about the applicable Indigenous law (see contact information above).
- ☐ The Indigenous authority has provided a link to the Indigenous law (as applicable):

SECTION G: OPTIONS UPON RECEIVING THIS NOTICE

- 1) You may agree that the Indigenous law referred to in this notice applies to the child(ren) listed in **SECTION A** or take no position. If so, you do not need to make an application.

If no one makes an application, the director's withdrawal from court proceedings will take effect on the date and time that the Indigenous authority decides, and any applicable court orders under the *Child, Family and Community Service Act* will be cancelled when the director withdraws.

2) You may make an application to the court for an order that the Indigenous law referred to in this notice does not apply to the child(ren) listed in **SECTION A** within 7 days after the date of being notified or served this notice. If you decide to make an application, the following section of the *Child, Family and Community Service Act* applies:

- ☐ s. 33.04(2) *Application as to whether Indigenous law applies - before a presentation hearing or before the conclusion of a presentation hearing, or*
- ☐ s. 48.3(2) *Application as to whether Indigenous law applies - withdrawal after a presentation hearing.*

3) You may make an application to the court for an order to extend the 7-day period to make the above noted application in Option 2. If you decide to make an application for an extension, the following section of the *Child, Family and Community Service Act* applies:

- ☐ s. 33.04(4) *Application as to whether Indigenous law applies - before a presentation hearing or before the conclusion of a presentation hearing, or*
- ☐ s. 48.3(4) *Application as to whether Indigenous law applies - withdrawal after a presentation hearing.*

SECTION H: TIMING OF NOTIFICATION OR SERVICE OF NOTICE

☐ You were notified in accordance with *Child, Family and Community Service Act* s. 33.03(1) *Withdrawal notification - before a presentation hearing, or before the conclusion of a presentation hearing.*

If you choose to make an application, you must do so within 7 days after the date you were first notified, as applicable, by:

- ☐ telephone (date: _____); or
- ☐ written notification (this notice).

☐ You were served with this notice in accordance with *Child, Family and Community Service Act* s. 48.2(1) *Withdrawal notification - after a presentation hearing.*

If you choose to make an application, you must do so within 7 days after the date you were served this notice.

SECTION I: HOW TO MAKE AN APPLICATION

If you choose to make an application, you, or someone on your behalf, must complete Form 3.1 Application for an Order Respecting Indigenous Law and file it with the Provincial Court Registry indicated below within the required timeline indicated in **SECTION H**. Forms are available at the registry or online at www.gov.bc.ca/courtforms/prov-family.

Applications must be filed in person at the Provincial Court Registry location noted below or via email, if email filing is available at the court registry.

Provincial Court Registry Location

Court Registry File Number

Court Registry Address

Court Registry Telephone

Signature of director's delegate:

Sign, type or print name of the director's delegate _____ Dated _____

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Address for service for director's delegate if different than in SECTION B above:		
Address	City	Province
		BC
Postal Code	Phone	Fax
Email Address		

FORM K



Director's Notice of Indigenous Authority Intent to Have Custody
Form K

SECTION A: PARENT AND CHILD INFORMATION	
Name(s) of the parent(s)	
Name(s) of the child(ren)	Date of Birth (mm/dd/yyyy)
Indigenous community/communities	
The following is/are the name(s) of the child(ren) and the name(s) of the/each child's Indigenous community or communities:	
Child(ren)'s Name	Name(s) of First Nation(s), Nisga'a Nation, Treaty First Nation, Métis, Inuit or another Indigenous community

SECTION B: NOTICE FROM		
Name of director's delegate		
Address	City	Province
		BC
Postal Code	Phone	Fax
Email Address		

SECTION C: NOTICE TO		
Name		
Address	City	Province
Postal Code	Phone	Fax
Email Address (if applicable)		

SECTION D: CONFIRMATION OF INTENT TO HAVE CUSTODY
An Indigenous authority has provided written confirmation to the director that it intends to have custody of the child(ren) listed in SECTION A , under an Indigenous law, in accordance with the following section of the <i>Child, Family and Community Service Act</i> :
s. 50.02 - <i>Indigenous authority intention to have custody - continuing custody order.</i>

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SECTION E: INDIGENOUS AUTHORITY INFORMATION			
Name of Indigenous authority			
Contact person or position held by a person			
Alternate contact person (if applicable)			
Address		City	Province
Postal Code	Phone	Fax	
Email Address (if applicable)			

SECTION F: ACCESSING INDIGENOUS LAW
<input type="checkbox"/> Please contact the Indigenous authority directly about the applicable Indigenous law (see contact information above). <input type="checkbox"/> The Indigenous authority has provided a link to the Indigenous law (as applicable):

SECTION G: OPTIONS UPON RECEIVING THIS NOTICE
<p>1) You may agree that the Indigenous law referred to in this notice applies to the child(ren) listed in SECTION A or take no position. If so, you do not need to make an application.</p> <p>If no one makes an application, the Indigenous authority will have custody of the child(ren) listed in SECTION A on the date and time that the Indigenous authority decides and the applicable continuing custody order(s) under the <i>Child, Family and Community Service Act</i> will terminate automatically on that date and time.</p>
<p>2) You may make an application to the court for an order that the Indigenous law referred to in this notice does not apply to the child(ren) listed in SECTION A within 10 days after the date of served this notice. If you decide to make an application, the following section of the <i>Child, Family and Community Service Act</i> applies:</p> <p style="padding-left: 40px;">s. 50.03(3) - <i>Application as to whether continuing custody order maintained</i></p>
<p>3) You may make an application to the court for an order to extend the 10-day period to make the above noted application in Option 2. If you decide to make an application for an extension, the following section of the <i>Child, Family and Community Service Act</i> applies:</p> <p style="padding-left: 40px;">s. 50.03(4) - <i>Application as to whether continuing custody order maintained</i></p>

SECTION H: TIMING OF NOTICE

You were served this notice in accordance with *Child, Family and Community Service Act* s. 50.02(2) *Indigenous authority intention to have custody - continuing custody order*.

If you choose to make an application, you must do so within 10 days after the date you were served notice.

SECTION I: HOW TO MAKE AN APPLICATION

If you choose to make an application, you, or someone on your behalf, must complete Form 3.1 Application for an Order Respecting Indigenous Law and file it with the Provincial Court Registry indicated below within the required timeline indicated in **SECTION H**. Forms are available at the registry or online at www.gov.bc.ca/courtforms/prov-family.

Applications must be filed in person at the Provincial Court Registry location noted below or via email, if email filing is available at the court registry.

Provincial Court Registry

Court Registry File Number	Court Registry Address	Court Registry Telephone

Signature of director's delegate:

Sign, type or print name of the director's delegate _____ Dated _____

Address for service for director's delegate if different than in SECTION B above:		
Address	City	Province
		BC
Postal Code	Phone	Fax
Email Address		

FORM L



BRITISH
COLUMBIA

Ministry of Children
and Family Development

**NOTIFICATION LETTER TO A PERSON
AFTER PERSONAL HEALTH
INFORMATION HAS BEEN RECEIVED BY
A DIRECTOR UNDER SECTION 96 OF
THE CHILD, FAMILY AND COMMUNITY
SERVICE ACT**

[Date of Mailing]

[Recipient's Name]

[Recipient's Address]

Dear [Recipient's Name],

Re: Notice of personal health information being received under Section 96 of the *Child, Family and Community Service Act* (CFCSA)

This letter is written notice that a delegated director under the CFCSA (the worker signing this letter) has received personal health information from a public body about:

- ☐ You, and/or
- ☐ A child of whom you are a parent.

The details are as follows:

- On [Date], your personal health information (or your child's) was obtained by a delegated worker under the CFCSA (the worker signing this letter) without written consent.
- Access to the information was determined to be reasonably required to:
 - Determine whether a child is in need of protection; or,
 - Determine whether a child is no longer in need of protection.

[Specify the nature of the personal health information received from the public body. Copy/paste the same information as noted in the request form.]

This information has been requested and received under section 96 of the CFCSA. Your personal health information will be treated as confidential and will be shared with another person only as authorized by law.

To request a copy of your personal health information as received by the delegated director under the CFCSA, please refer to the British Columbia government website: [Name of Webpage to Request Records].

If you have any concerns regarding the collection of your personal health information, you have a right to request an Administrative Review. For further information on the Administrative Review process, you may:

- Visit this website: [Website Address for Administrative Review Information], and/or,
- Contact the Ministry of Children and Family Development Complaints Team via email [Email Address to Contact the Complaints Team], or, phone number [Phone Number to Speak to a Complaints Specialist] and ask to speak to a Complaints Specialist, or,
- Provide your concerns and contact information to the delegated director (the worker, below) and your complaint will be forwarded to a Complaints Specialist.

For any questions regarding this notification please contact the worker or team leader below.

Thank you.

Sincerely,

[Worker's Name/Last Name] [Title] [Branch, MCFD] [Contact Information]

[Team Leader's Name/Last Name] [Title] [Branch, MCFD] [Contact Information]

Attachment(s):

1 – A copy/copies of the s.96 demand(s) titled CFCSA Director's Request for Personal Health Information from a Public Body