

APPLICATION RESPECTING ORDERS

Form 2

In the Provincial Court of British Columbia

Under the

Snuw'uy'ulhtst tu Quw'utsun Mustimuhw u' tu Shhw'a'luqwa'a' i' Smun'eem

[Laws of the Cowichan People for Families and Children]

REGISTRY FILE NUMBER

REGISTRY LOCATION

THE SMUN'EEM

This is the name and birthdate of each Smun'eem involved.

In the matter of the Smun'eem

Name

Date(s) of Birth (mm/dd/yyyy)

THE PARENT(S)/ CARE PROVIDER(S)

This is the name(s) of the parent(s)/care provider(s) of the Smun'eem listed above.

The parent(s)/care provider(s) of the Smun'eem is/are:

Name

FILED BY:

This is the name, address and email address of the one who is making this application.

This application is filed by:

Name

Address

City

B.C.

Postal Code

Phone

Fax

Email Address

NOTICE TO:

This is the name address (and phone, fax number, and email address if applicable) of everyone who is required to be notified of the application.

Notice to:

Name

Address (include tel., fax #, and email address if applicable)

COURT DATE:

This is the date, time and place of the hearing of the application.

I will apply to this court on

Date

at

Time

☐ am ☐ pm

☐ in person at

court location

☐ by another method of attendance, as specified

attendance details

When remote appearance is included in the "by" field, you may choose to attend in that method.

APPLYING FOR:

This is the order that the court will be asked to make, and the section of the Laws or Rule that allows it.

- ☐ an order for access to, information about or examination of a Smun'eem (s. 6.12)
- ☐ an ordering varying notice requirements (s. 8.8)
- ☐ a consent order (s. 8.13)
- ☐ an order dispensing with required consent (s. 8.13)
- ☐ a protective intervention or restraining order (s. 8.15 or 8.17)
- ☐ a supervision order (s. 8.21)
- ☐ an order that a person be a party at a hearing (s. 8.29(g))
- ☐ to cancel an order made at a presentation hearing (s. 8.31(c))
- ☐ a temporary custody order placing a Smun'eem in the care, custody and guardianship of a person other than a parent (s. 8.33(b))
- ☐ a temporary custody order placing a Smun'eem in the care, custody and guardianship of the CEO (s. 8.33(c))
- ☐ an ongoing custody order placing a Smun'eem in ongoing custody of the CEO (s. 8.33(d))
- ☐ an order for access to a Smun'eem (s. 8.35)
- ☐ an extension of an order (s. 8.38)
- ☐ a change to an order (s. 8.39(a))
- ☐ a cancellation of an order (s. 8.39(a))
- ☐ an order that a police officer take charge of a Smun'eem (s. 8.45)
- ☐ an order permitting use of another service method, as set out below (Rule 8(12))

This is more information about the order asked for, whether or not it is one of the listed orders.

☐ an order as set out below

Details of the order requested and the section of the Law or Rule relied upon:

Where an application is for an ongoing custody order under s. 8.33(d) the following under s. 8.42 are applicable (complete all that apply):

☐ all measures to maintain family unity have been exhausted

☐ the identity or location of a parent of the Smun’eem has not been found after a diligent search and is not likely to be found

☐ the parent is unable or unwilling to resume custody of the Smun’eem

☐ no other family members are able or willing to assume custody of the Smun’eem

☐ due to the nature and extent of the harm suffered by the Smun’eem, or likelihood that the Smun’eem will suffer harm, there is little prospect that it is in the best interests of the Smun’eem to be returned to the parent

Complete this section if you are asking the court to CHANGE or CANCEL AN ORDER

FOR AN ORDER THAT:

☐ the attached order be cancelled; OR

☐ the attached order be changed to do the following:

☐ Since the order was made, circumstances have changed significantly as follows:

REASONS:
This is more information about the reasons why the court should change or cancel the order.

The change or cancellation of the order would be in the best interest of the Smun’eem because:

I make this application under

☐ s. 8.31

☐ s. 8.33

☐ s. 8.37

☐ s. 8.38

☐ s. 8.39

☐ Rule 10(5)

Sign, type or print name

Dated

ADDRESS FOR SERVICE:
This is the address where documents can be mailed, emailed, or faxed to the person making this application.

Address for service if different from Applicant’s:		
Address	City	B.C.
Postal Code	Phone	Fax
Email Address		