

The Child and Family Services Regulations

being

Chapter C-7.2 Reg 1 (effective December 1, 1990)
as amended by Saskatchewan Regulations [78/94](#) and [31/2017](#).

NOTE:

This consolidation is not official. Amendments have been incorporated for convenience of reference and the original statutes and regulations should be consulted for all purposes of interpretation and application of the law. In order to preserve the integrity of the original statutes and regulations, errors that may have appeared are reproduced in this consolidation.

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CHAPTER C-7.2 REG 1
The Child and Family Services Act

Title

1 These regulations may be cited as *The Child and Family Services Regulations*.

Interpretation

2(1) In these regulations:

- (a) “**Act**” means *The Child and Family Services Act*;
 - (b) “**case worker**” means an employee of the ministry whose duties are or include the direction, management and co-ordination of the provision of family services to a child and his or her parent;
 - (c) “**clerk**” means:
 - (i) with respect to the Provincial Court of Saskatchewan, the clerk of the Provincial Court;
 - (ii) with respect to the Unified Family Court for Saskatchewan, the registrar, local registrar or deputy local registrar of the Unified Family Court;
 - (d) “**foster home**” means the home of a person who has been approved by the director to provide foster care services for a child in the home;
 - (e) “**foster parent**” means a person whom a director has approved to provide foster care services;
 - (f) “**government institution**” means a government institution as defined in *The Freedom of Information and Protection of Privacy Act*;
 - (g) “**local authority**” means a local authority as defined in *The Local Authority Freedom of Information and Protection of Privacy Act*.
- (2) For the purpose of subsection 17(4) of the Act, “**within 48 hours of being apprehended**” with respect to a child means two days after the apprehension of the child excluding the day on which the child was apprehended and any day on which the offices of the ministry are closed.
- (3) A reference in these regulations to a form is a reference to the form as it is set out in the Appendix.

2 Nov 90 cC-7.2 Reg 1 s2; 7 Apr 2017 SR 31/2017
s3.

Material required for approval

3 The director may approve a person as a foster parent where:

- (a) a study conducted by a case worker assessing the suitability of the person and the person’s home has been supplied to the director;

- (b) the person has supplied to the director:
 - (i) a medical report completed by a person licensed pursuant to *The Medical Profession Act* to practise pursuant to that Act certifying that there are no health or physical conditions that would inhibit the person's ability to care for children; and
 - (ii) the names of personal references, and the director is satisfied with the information provided by the references; and
- (c) the person has completed the required foster care training.

2 Nov 90 cC-7.2 Reg 1 s3.

Terms and conditions for certain agreement

4 An agreement entered into between the director and a foster parent may contain terms and conditions that:

- (a) the director shall:
 - (i) provide the foster parent with:
 - (A) information, including policies, procedures and guidelines, which in the opinion of the director is required for the foster parent to undertake his or her duties; and
 - (B) support, consultation and training which, in the opinion of the director, is required by the foster parent;
 - (ii) participate with the foster parent in an annual evaluation of the foster parent and the foster home;
 - (iii) have the right to limit the number of children placed in the foster home;
 - (iv) specify the responsibilities of the foster parent with respect to the care of a child or involvement of the child's family as identified in the case plan; and
 - (v) specify the classification of the foster parent.
- (b) the foster parent shall:
 - (i) provide an environment that in the opinion of a case worker is in a child's best interests;
 - (ii) maintain adequate information, including but not limited to a record of the child's progress and a record for the child of events in the child's life;
 - (iii) provide a report on the child's progress at the request of a case worker and in a form directed by the case worker;
 - (iv) be available and make the child available on reasonable notice for visits and interviews that in the opinion of a case worker are in the child's best interests;

- (v) notify the case worker:
 - (A) immediately of a serious incident involving the child;
 - (B) of a plan to have the child cared for on a regular or extended basis by a person other than the foster parent or to have a child other than a child placed by the ministry cared for in the foster home on a regular or extended basis; and
 - (C) of a change in the circumstances of the foster parent or the foster home which may affect the ability of the foster parent to care for the child;
- (vi) provide a case worker with reasonable notice when requesting the removal of a child from the foster home;
- (vii) ensure that the child's clothing and personal belongings accompany the child when he or she leaves the foster home;
- (viii) have the right to refuse the placement of a child in the foster home; and
- (ix) complete any training required by the director.

2 Nov 90 cC-7.2 Reg 1 s4; 7 Apr 2017 SR 31/2017 s4.

Form of notice that child is in need of protection

5 A notice that a child is in need of protection pursuant to clause 14(1)(a) of the Act is to be substantially in Form A.

2 Nov 90 cC-7.2 Reg 1 s5.

Form of application, protective intervention order, etc.

6(1) An application made pursuant to section 16 of the Act is to be made substantially in Form B.

(2) Where:

(a) an officer makes an application pursuant to section 16 of the Act, notice shall be given substantially in Form C; or

(b) a parent or person named in a protective intervention order makes an application pursuant to section 16 of the Act, notice shall be given substantially in Form D.

(3) A notice in Form D shall be served on the director at least three clear days prior to the hearing of the application.

(4) An order made pursuant to section 16 of the Act is to be substantially in Form E.

(5) The clerk shall supply a copy of a protective intervention order on the person against whom the order is directed and on each parent who was present at the hearing of the application for the order.

2 Nov 90 cC-7.2 Reg 1 s6.

Form of notice of apprehension

7 Where an officer notifies a parent in writing of the apprehension of a child of the parent pursuant to section 19 of the Act, the notice is to be substantially in Form F.

2 Nov 90 cC-7.2 Reg 1 s7.

Protection hearings

8(1) An application for a protection hearing pursuant to subsection 14(4), 15(3), 18(2), 38(2) or 39(1) or clause 17(4)(b) of the Act is to be substantially in Form G.

(2) A notice of a protection hearing held pursuant to subsection 14(4), 15(3), 18(2) or 38(2) or clause 17(4)(b) of the Act is to be substantially in Form H.

(3) A notice of an application to vary or terminate an order made pursuant to section 39 of the Act is to be substantially in Form I.

(4) A notice in Form I shall be served on the director.

2 Nov 90 cC-7.2 Reg 1 s8.

Form of notice of withdrawal of hearing

9(1) Where an officer withdraws an application for a protection hearing pursuant to section 25 of the Act, the officer shall provide the clerk with a notice substantially in Form J.

(2) Where an officer provides a notice pursuant to subsection (1), the clerk may accept a faxed copy of the notice for filing.

(3) Where a notice is filed pursuant to subsection (2), the original notice shall be mailed to the court not later than three business days after the date the notice is signed by the officer.

(4) The faxed copy of the notice is deemed to have the same effect as if the original notice had been filed with the court.

2 Nov 90 cC-7.2 Reg 1 s9; 7 Apr 2017 SR 31/2017 s5.

Form for interim order

10(1) Where an interim order pursuant to section 35:

- (a) involves the custody of a child; or
- (b) imposes terms and conditions;

the interim order shall be substantially in Form K.

(2) A copy of the order shall be supplied by the clerk to each parent who is present.

2 Nov 90 cC-7.2 Reg 1 s10.

Form of order

11(1) An order made pursuant to section 37 of the Act is to be substantially in Form L.

(2) An order made pursuant to section 39 of the Act is to be substantially in Form L-1.

2 Nov 90 cC-7.2 Reg 1 s11.

Forms of proof of service

12 Where a notice required pursuant to the Act or these regulations is served:

(a) personally, service of the notice may be proved by an affidavit substantially in Form M;

(b) by registered or certified mail, service of the notice may be proved by an affidavit substantially in Form N.

2 Nov 90 cC-7.2 Reg 1 s12.

Application for protection hearing

13(1) Where:

(a) an officer makes an application for a protection hearing pursuant to subsection 14(4) or 18(2) or clause 17(4)(b) of the Act; and

(b) the application cannot be filed within the time period specified in subsection 14(4) or 18(2) or clause 17(4)(b) of the Act, as the case may be, because the court does not sit within that time period in the locality where the officer carries out his or her duties with the ministry;

the clerk may accept a faxed copy of the application for filing.

(2) An officer may make an application for a protection hearing pursuant to subsection 15(3) of the Act by filing with the clerk a faxed copy of the application.

(3) Where an application is filed pursuant to subsection (1) or (2), the original application shall be filed with the court prior to or at the protection hearing.

(4) The fax copy of the application is deemed to have the same effect as if the original application had been filed with the court.

2 Nov 90 cC-7.2 Reg 1 s13; 7 Apr 2017 SR
31/2017 s6.

Telephone application for protection hearing

14(1) Notwithstanding section 13, an officer who carries out his or her duties with the ministry in Kindersley or Rosetown may make an application for a protection hearing pursuant to subsection 14(4), 15(3) or 18(2) or clause 17(4)(b) of the Act by telephone.

(2) An application pursuant to subsection (1) may be made by notifying the clerk of:

(a) the name and birth date of the child who is the subject of the protection hearing;

- (b) the name, telephone number and address of the officer making the application; and
 - (c) any other information that may be required by the clerk.
- (3) The clerk shall:
- (a) record the information mentioned in subsection (2);
 - (b) set a day, time and place for the protection hearing pursuant to subsection 22(1) of the Act; and
 - (c) inform the officer making the application of the day, time and place of the hearing.
- (4) Not later than three business days after making the application by telephone, the officer making the application shall file with the clerk or send by registered mail to the clerk an application for a protection hearing in Form G.
- (5) When the clerk receives the application for the protection hearing, the clerk shall compare the information in it with the information recorded pursuant to subsection (3) and if the information recorded conforms with the information that is in the application and the application was filed or mailed as required, the clerk shall:
- (a) sign and file it; and
 - (b) return a signed copy of it to the officer whose name has been provided pursuant to clause (2)(b).
- (6) Where the information recorded pursuant to subsection (2) does not conform with the application filed with or mailed to the clerk, the clerk shall notify the officer making the application and the judge hearing the application.

2 Nov 90 cC-7.2 Reg 1 s14; 7 Apr 2017 SR
31/2017 s7.

Application for Protective Intervention Order

- 15(1)** An officer may make an application for a protective intervention order pursuant to section 16 of the Act by filing with a clerk a faxed copy of the application.
- (2) Where an application is filed pursuant to subsection (1), the original application shall be filed with the court prior to or at the hearing of the application for a protective intervention order.
- (3) The fax copy of the application is deemed to have the same effect as if the original application had been filed with the court.

2 Nov 90 cC-7.2 Reg 1 s15; 7 Apr 2017 SR
31/2017 s8.

Telephone application for protective intervention order

- 16(1)** Notwithstanding section 15, an officer who carries out his or her duties with the ministry in Kindersley or Rosetown may make an application for a protective intervention order pursuant to section 16 of the Act by telephone.

- (2) An application pursuant to subsection (1) may be made by notifying the clerk of:
- (a) the name and birth date of the child who is the subject of the hearing for a protective intervention order;
 - (b) the name of the person to be named in the application for the protective intervention order;
 - (c) the name, telephone number and address of the officer making the application; and
 - (d) any other information that may be required by the clerk.
- (3) The clerk shall:
- (a) record the information mentioned in subsection (2);
 - (b) set a day, time and place for the hearing pursuant to section 16 of the Act; and
 - (c) inform the officer making the application of the day, time and place of the hearing.
- (4) Not later than three business days after making the application by telephone, the officer making the application shall file with the clerk or mail to the clerk by registered mail an application for a protective intervention order.
- (5) When the clerk receives the application for the protective intervention order, the clerk shall compare the information in it with the information recorded pursuant to subsection (3) and if the information recorded conforms with the information that is in the application and the application was filed or mailed as required, the clerk shall:
- (a) sign and file it; and
 - (b) return a signed copy of it to the officer whose name has been provided pursuant to clause (2)(c).
- (6) Where the information recorded pursuant to subsection (2) does not conform with the application filed with or mailed to the clerk, the clerk shall notify the officer making the application and the judge hearing the application.

2 Nov 90 cC-7.2 Reg 1 s16; 7 Apr 2017 SR
31/2017 s9.

Form for voluntary committal

17 A voluntary committal pursuant to section 46 of the Act is to be substantially in Form O.

2 Nov 90 cC-7.2 Reg 1 s17.

Disclosure of information without written consent

17.1 For the purpose of clause 74(1)(b) of the Act, personal information may be disclosed, without the written consent of the person to whom the information relates, if the disclosure is necessary:

- (a) to ensure the immediate safety of a person other than a child and to enable the provision of service by one or more of the following:
 - (i) medical professionals;
 - (ii) a police service or regional police service as defined in *The Police Act, 1990*;
 - (iii) the Royal Canadian Mounted Police;
 - (iv) a trustee as defined in *The Health Information Protection Act*;
 - (v) a First Nation;
- (b) to enable the Public Guardian and Trustee of Saskatchewan:
 - (i) to perform the duties and exercise the powers in accordance with:
 - (A) section 52(3) of the Act; and
 - (B) *The Public Guardian and Trustee Act*; or
 - (ii) for the purposes of appointing a lawyer pursuant to subsection 6.3(3) or (4) of *The Public Guardian and Trustee Act* to represent a child in a protection hearing; or
- (c) to a lawyer mentioned in subclause (b)(ii).

7 Apr 2017 SR 31/2017 s10.

Information sharing agreements

17.2(1) In this section:

“common or integrated service” means a program or activity designed to benefit the health, safety, welfare or social well-being of an individual that is delivered by a government institution and one or more of the following:

- (a) another government institution;
- (b) a local authority;
- (c) a trustee as defined in *The Health Information Protection Act*;
- (d) a First Nation;
- (e) a police service or regional police service as defined in *The Police Act, 1990*;
- (f) the Royal Canadian Mounted Police;
- (g) a non-profit organization that provides a service of the type to be included in the common or integrated service;
- (h) any other agency or organization that the minister determines is appropriate;

“information sharing agreement” means an agreement that governs the collection, use and disclosure of personal information by the parties involved in the provision of a common or integrated service and that meets the requirements of subsection (2).

- (2) An information sharing agreement must contain the following:
- (a) a description of the common or integrated service to be provided;
 - (b) a description of the purposes or expected outcomes of the common or integrated service;
 - (c) provisions setting out the obligations of a party respecting the security and safeguarding of personal information received by that party;
 - (d) provisions that prohibit the subsequent use and disclosure of the personal information for purposes not related to the common or integrated service except:
 - (i) with the consent of the person to whom the information relates; or
 - (ii) if required or authorized by law;
 - (e) provisions for the withdrawal of a party and, in the case of a withdrawal, provisions that:
 - (i) prohibit any further use or disclosure of the personal information received by that party except:
 - (A) with the consent of the person to whom the information relates; or
 - (B) if required or authorized by law; and
 - (ii) specify the ongoing obligations of that party to secure and safeguard the personal information;
 - (f) provisions for the termination of the information sharing agreement and, in the case of a termination, provisions that:
 - (i) prohibit any further use or disclosure of the personal information received by the parties except:
 - (A) with the consent of the person to whom the information relates; or
 - (B) if required or authorized by law; and
 - (ii) specify the ongoing obligations of the parties to secure and safeguard the personal information;
 - (g) any other provisions that the minister considers necessary.

(3) Personal information may be disclosed to a party to an information sharing agreement entered into for the purpose of providing a common or integrated service:

- (a) if that information is disclosed in accordance with the agreement for any or all of the following purposes:
 - (i) determining the eligibility of an individual to receive the common or integrated service;
 - (ii) assessing and planning the common or integrated service and delivering that service to an individual or that individual's family; or
- (b) if consent to the disclosure was obtained pursuant to any other Act or regulation that does not require the consent to be in writing.

(4) If the Royal Canadian Mounted Police participates in providing a common or integrated service, the requirements of subsection (3) are met if the Royal Canadian Mounted Police enters into a single arrangement in writing with a government institution that is involved in the provision of the common or integrated service, under which the Royal Canadian Mounted Police signifies that it will comply with the terms governing the collection, use and disclosure of personal information contained in the information sharing agreement applicable to the common or integrated service in which the Royal Canadian Mounted Police participates.

(5) Consent to the use and disclosure of personal information for the purposes of receiving a common or integrated service is not required to be in writing if:

- (a) the individual providing consent is informed of the anticipated uses and disclosures of the individual's personal information; and
- (b) the person who obtained the consent records the following information and signs the record:
 - (i) the date on which consent was obtained;
 - (ii) the manner by which consent was obtained, whether the consent was obtained in person, by way of telephone or otherwise;
 - (iii) the anticipated uses and disclosures of personal information the individual consented to;
 - (iv) any restrictions on the consent that was provided.

7 Apr 2017 SR 31/2017 s10.

Aboriginal child welfare agreements – required provisions

17.3 For the purposes of subsection 62.1(1) of the Act, any agreement mentioned in section 61 of the Act must include provisions respecting the following:

- (a) the maintenance of confidentiality and the treatment of all documents, information and records by the agency while the agreement is in effect;
- (b) the maintenance of confidentiality and the treatment of all documents, information and records by the agency if the agency is dissolved or the agreement is terminated by either party;

- (c) requiring the agency to immediately notify the ministry if the agency or any of its employees has reason to suspect that confidential information has been compromised or disclosed in a manner inconsistent with the Act;
- (d) the access by the ministry and its employees, on the termination of the agreement by either party, to all documents, information and records considered relevant by the ministry that are in the care and control of the agency.

7 Apr 2017 SR 31/2017 s10.

Aboriginal child welfare agreements – termination by minister

17.4(1) For the purposes of subsection 62.1(2) of the Act, any agreement entered into pursuant to section 61 of the Act may be immediately terminated by the minister in writing if:

- (a) the agency becomes bankrupt or insolvent within the meaning of *The Bankruptcy and Insolvency Act* (Canada) or takes the benefits of any law relating to bankrupt or insolvent debtors;
- (b) a receiving order is made against the agency or the agency makes an assignment for the general benefits of its creditors;
- (c) an order is made for the winding-up or a resolution passed for the dissolution of the agency;
- (d) a receiver or liquidator of the agency's business or property is appointed;
- (e) the Government of Canada gives written notice to the agency's business or the Government of Saskatchewan that the Parliament of Canada has not appropriated sufficient fiscal resources to fund the agency to provide the services for which the Government of Canada is responsible to pay and the agency is responsible to provide;
- (f) the Government of Canada terminates its funding agreement with the agency; or
- (g) the Government of Canada appoints a third party financial manager pursuant to the funding agreement with the agency.

(2) For the purposes of subsection 62.1(2) of the Act, the minister may terminate any agreement entered into pursuant to section 61 of the Act by providing 60 days' notice in writing to an agency if:

- (a) the agency at any time neglects, fails or refuses to perform any of its obligations under the agreement;
- (b) the minister has served on the agency a notice of default that includes a description of the issues and concerns; and
- (c) the agency fails to remedy the issues and concerns to the satisfaction of the minister within 30 days after the date of the notice of default.

7 Apr 2017 SR 31/2017 s10.

Aboriginal child welfare agreements – termination by agency

17.5 For the purposes of subsection 62.1(2) of the Act, an agency may terminate any agreement entered into pursuant to section 61 of the Act by providing 90 days' notice in writing to the minister.

7 Apr 2017 SR 31/2017 s10.

Dissolution of agency

17.6(1) An agency that intends to dissolve shall provide 60 days' notice of dissolution in writing to the minister.

(2) The agency must, immediately after providing the notice mentioned in subsection (1), provide the ministry access to all documents, information and records considered relevant by the ministry that are in the care and control of the agency.

7 Apr 2017 SR 31/2017 s10.

Delivery of notices

17.7(1) A notice mentioned in section 17.4, 17.5 or 17.6 must be:

(a) delivered to the other party at an address the receiving party has given to the delivering party for the purposes of exchanging information related to the agreement entered into pursuant to section 61 of the Act; or

(b) sent by pre-paid registered or certified mail to the other party at an address the receiving party has given to the delivering party for the purposes of exchanging information related to the agreement entered into pursuant to section 61 of the Act.

(2) A notice:

(a) delivered in accordance with clause (1)(a) is deemed to have been received when delivered to the other party; or

(b) sent in accordance with clause (1)(b) is deemed to have been received on the seventh business day after the date of mailing.

7 Apr 2017 SR 31/2017 s10.

Delivery of notices – disruption of postal services

17.8 In the event of a disruption to regular postal mail service, any notice mentioned in section 17.4, 17.5 or 17.6 must be delivered in accordance with clause 17.7(1)(a).

7 Apr 2017 SR 31/2017 s10.

Coming into force

18(1) Subject to subsection (2), these regulations come into force on the day on which *The Child and Family Services Act* comes into force.

(2) If these regulations are filed with the Registrar of Regulations after *The Child and Family Services Act* comes into force, these regulations come into force on the day on which they are filed with the Registrar of Regulations.

2 Nov 90 cC-7.2 Reg 1 s18.

Appendix

Form A
[Section 5]
Notice of Child in Need of Protection

To: _____

I, _____, an officer under *The Child and Family Services Act* state that:
(officer)

1. I am of the opinion that:

(Name and birth date of child)

is in need of protection pursuant to section 11 of *The Child and Family Services Act* because:

(briefly describe reasons)

2. Where you acknowledge the need for family services and agree to the provision of services, the director may enter into an agreement with you for the provision of family services.

3. If an agreement for family services is not entered within 30 days from the date of this notice, an application will be made to a court pursuant to *The Child and Family Services Act* for a protection hearing to be held or the matter shall be referred for mediation.

Dated at _____, Saskatchewan this _____ day of _____, 19 _____.
(city/town)

Officer

Office Address: _____

Office Telephone Number: _____

Form B
[Subsection 6(1)]

In the Court of Queen's Bench (Family Law Division)

Judicial Centre of _____

(or)

The Provincial Court of Saskatchewan

at _____

APPLICATION FOR PROTECTIVE INTERVENTION ORDER

Re: _____
(Name and birth date of child)

- and -

(Name of parent or person)

I, _____ :

- an officer within the meaning of *The Child and Family Services Act*; or
- a person named in the protective intervention order;

apply to the court pursuant to *The Child and Family Services Act* to set a date, time and place:

- for a protective intervention order; (application may only be made by an officer)
- to make changes in or additions to the terms and conditions contained in the order dated _____;
- to decrease the period for which the order dated _____ is to remain in force;
- to terminate the order dated _____; or
- to extend the order dated _____ (application may only be made by an officer).

Dated at _____, Saskatchewan this _____ day of _____, 19_____.
(city/town)

Signature
Address: _____
Telephone Number: _____

A hearing for a protective intervention is set for: _____
(year, month, day, time)

at: _____
(place) (street address) (city/town)

Clerk of the Court/Local Registrar

CHILD AND FAMILY SERVICES

C-7.2 REG 1

Form C
[Clause 6(2)(a)]
(Ministry Use Only)

In the Court of Queen's Bench (Family Law Division)

Judicial Centre of _____

(or)

The Provincial Court of Saskatchewan

at _____

NOTICE FOR PROTECTIVE INTERVENTION ORDER

Re: _____
(Name and birth date of child)

- and -

(Name of parent or person)

To: _____
(parent or person)

Take notice that a hearing:

- for a protective intervention order;
- to make changes in or additions to the terms and conditions contained in the order dated _____;
- to decrease the period for which the order dated _____ is to remain in force;
- to terminate the order dated _____; or
- to extend the order dated _____;

pursuant to *The Child and Family Services Act* will be held at:

_____ (place) _____ (street address) _____ (city/town)

on: _____
(year, month, day, time)

Dated at _____, Saskatchewan this _____ day of _____, 19____.
(city/town)

Officer

Officer's Name: _____

Office Address: _____

Office Telephone Number: _____

Form D
[Clause 6(2)(b)]
(Parent or Person)

In the Court of Queen's Bench (Family Law Division)

Judicial Centre of _____

(or)

The Provincial Court of Saskatchewan

at _____

NOTICE FOR PROTECTIVE INTERVENTION ORDER

Re: _____
(Name and birth date of child)

– and –

(Name of parent or person)

To: _____
(Parties to Original Protective Intervention Order)

Take notice that an application:

- [] to make changes in or additions to the terms and conditions contained in the order dated _____;
- [] to decrease the period for which the order dated _____ is to remain in force; or
- [] to terminate the order dated _____;

will be held at:

_____ (place) _____ (street address) _____ (city/town)

on: _____
(year, month, day, time)

Dated at _____, Saskatchewan this _____ day of _____, 19 _____.
(city/town)

(Parent or person)

Name: _____

Address: _____

Telephone Number: _____

Service of this Notice accepted on: _____
(year / month / day)

Director

Form E
[Subsection 6(4)]

In the Court of Queen's Bench (Family Law Division)

Judicial Centre of _____

(or)

The Provincial Court of Saskatchewan

at _____

PROTECTIVE INTERVENTION ORDER

Re: _____

(Name and birth date of child)

- and -

(Name of parent or person)

Before: Justice _____ of the Court of Queen's Bench (Family Law Division)

on the _____ day of _____, 19 _____: (or)

Judge _____ of the Provincial Court of Saskatchewan at _____, Saskatchewan,

on the _____ day of _____, 19 _____.

Having heard the evidence adduced I order that:

(describe order)

Dated at _____, Saskatchewan this _____ day of _____, 19 _____.

(city/town)

Clerk of the Court / Local Registrar

Form F
[Section 7]
Notice of Apprehension

To: _____
(parent)

I, _____, an officer under *The Child and Family Services Act* state that:
(officer)

1. The child _____
(name and birth date of child)

was apprehended on the _____ day of _____, 19 _____.

2. There are reasonable and probable grounds to believe that the child is in need of protection pursuant to section 11 of *The Child and Family Services Act* and is at risk of incurring serious harm because

(briefly state reasons)

3. You are advised to consult a lawyer.

Dated at _____, Saskatchewan this _____ day of _____, 19 _____.
(city / town)

Signature

Office Address: _____

Office Telephone Number: _____

Form G
[Subsection 8(1)]

In the Court of Queen's Bench (Family Law Division)

Judicial Centre of _____

(or)

The Provincial Court of Saskatchewan

at _____

APPLICATION FOR A PROTECTION HEARING

Re: _____
(Name and birth date of child)
(Name of parents / band)
(Date of apprehension)
(Date and description of previous orders)

I, _____;

- [] an officer within the meaning of The Child and Family Services Act;
or
[] a party to the original protection hearing;
apply to the court for a protection hearing pursuant to:
[] subsection 14(4) (no agreement for family services);
[] subsection 15(3) (no agreement for family services after mediation);
[] clause 17(4)(b) (child is apprehended);
[] subsection 18(2) (apprehension of 16 year olds and 17 year olds);
[] subsection 38(2) (extension of order dated _____); or
[] subsection 39(1) (variation of order dated _____);
(only a party to the original order may make an application pursuant to subsection 39(1) of the Act);

of The Child and Family Services Act.

(Reasons for application and applicable section of The Child and Family Services Act).

Dated at _____, Saskatchewan this _____ day of _____, 19 _____.
(city / town)

Signature of party applying

Address: _____

Telephone Number: _____

Received on _____ (year) _____ (month) _____ (day)

A protection hearing is set for _____ (year, month, day, time)

at: _____ (place) _____ (street address) _____ (city / town)

Clerk of the Court / Local Registrar

Form H
[Subsection 8(2)]

In the Court of Queen's Bench (Family Law Division)

Judicial Centre of _____

(or)

The Provincial Court of Saskatchewan

at _____

NOTICE OF PROTECTION HEARING

NOTICE OF PRETRIAL

NOTICE OF ADJOURNMENT

Re: _____

(Name and birth date of child)

To: _____

(Name of parent or band being served)

Take notice that an application for a protection hearing pursuant to:

- subsection 14(4) (no agreement for family services);
- subsection 15(3) (no agreement for family services after mediation);
- clause 17(4)(b) (child is apprehended);
- subsection 18(2) (apprehension of 16 year olds and 17 year olds); or
- subsection 38(2) (extension of order dated _____);

of *The Child and Family Services Act* will be held because _____

(reason child is in need of protection)

The Hearing will be held at:

_____ (place) _____ (street address) _____ (city/town)

on: _____

(year, month, day, time)

Dated at _____, Saskatchewan this _____ day of _____, 19 _____.

(city/town)

Officer

Officer's Name: _____

Office Address: _____

Office Telephone Number: _____

EX-PARTE NOTICE: PLEASE BE ADVISED THAT THE PROTECTION HEARING MAY PROCEED WHETHER OR NOT YOU AND/OR YOUR LEGAL COUNSEL ARE PRESENT.

RECOMMENDATION OF THE MINISTRY: _____

I, _____ agree to waive the requirement of three clear days' notice of the protection hearing.

Dated at _____, Saskatchewan this _____ day of _____, 19 _____.

(city/town)

Signature

CHILD AND FAMILY SERVICES

C-7.2 REG 1

Form I
[Subsection 8(3)]

In the Court of Queen's Bench (Family Law Division)

Judicial Centre of _____

(or)

The Provincial Court of Saskatchewan

at _____

**NOTICE OF APPLICATION TO VARY OR TERMINATE AN ORDER
PURSUANT TO SECTION 39 OF THE CHILD AND FAMILY SERVICES ACT**

Re: _____
(Name and birth date of child)

To: _____
(parties to original protection order)

Take notice that an application for a hearing pursuant to section 39 of *The Child and Family Services Act* to vary or terminate the order dated _____, will be held

at _____, _____, _____
(place) (street address) (city/town)

on: _____
(year, month, day, time)
as there has been a change in circumstances and it is in the best interests of the child to vary or terminate the order.

Dated at _____, Saskatchewan this _____ day of _____, 19 _____.
(city/town)

(Signature of Party Applying)

Name of Party Applying: _____

Address: _____

Telephone Number: _____

I, _____ agree to waive the requirement of 15 days' notice of the hearing.

Dated at _____, Saskatchewan this _____ day of _____, 19 _____.
(city/town)

(Parents)

Director

I accept service of this notice

Dated at _____, Saskatchewan this _____ day of _____, 19 _____.
(city/town)

Director

Form J
[Section 9]

In the Court of Queen's Bench (Family Law Division)

Judicial Centre of _____

(or)

The Provincial Court of Saskatchewan

at _____

WITHDRAWAL OF APPLICATION FOR A PROTECTION HEARING

Re: _____

(Name and birth date of child)

I, _____, an officer within the meaning of *The Child and Family Services Act*
(officer)

state that a protection hearing pursuant to *The Child and Family Services Act* is scheduled to be held on

(year, month, day)

1. The parent(s) and director reached an agreement for the provision of family services.

(OR)

I am of the view that the child is no longer in need of protection pursuant to *The Child and Family Services Act*.

2. I withdraw the application for a protection hearing pursuant to section 25 of *The Child and Family Services Act*.

Dated at _____, Saskatchewan this _____ day of _____, 19____.
(city/town)

Officer

Office Address: _____

Office Telephone Number: _____

Received on: _____, _____, _____
(year) (month) (day)

Clerk of the Court / Local Registrar

Form K
[Section 10]

In the Court of Queen's Bench (Family Law Division)

Judicial Centre of _____

(or)

The Provincial Court of Saskatchewan

at _____

**INTERIM ORDER PURSUANT TO
SECTION 35 OF THE CHILD AND FAMILY SERVICES ACT**

Re: _____
(Name and birth date of child)

Before: Justice _____ of the Court of Queen's Bench (Family Law Division)
on the _____ day of _____, 19 _____: (or)
Judge _____ of the Provincial Court of Saskatchewan at _____, Saskatchewan,
on the _____ day of _____, 19 _____.

Having heard the evidence adduced I make an Interim Order that the child:

1. remain with his/her parent(s) _____;
(name)

(OR)

return to his/her parent(s) _____;
(name)

2. remain with _____, a person having sufficient interest in the child;

(OR)

be placed in the care of _____, a person having sufficient interest in the child; or

3. remain in the care of the minister;

(OR)

be placed in the care of the minister;

on the following terms and conditions: _____

and I order that the protection hearing commenced before me be adjourned to:

(year) *(month)* *(day)* *(time)*
Dated at _____, Saskatchewan this _____ day of _____, 19 _____.
(city/town)

Clerk of the Court/Local Registrar

Form L
[Section 11(1)]

In the Court of Queen's Bench (Family Law Division)

Judicial Centre of _____

(or)

The Provincial Court of Saskatchewan

at _____

ORDER PURSUANT TO SECTION 37 OF THE CHILD AND FAMILY SERVICES ACT

Re: _____

(Name and birth date of child)

Before: Justice _____ of the Court of Queen's Bench (Family Law Division)

on the _____ day of _____, 19 _____: (or)

Judge _____ of the Provincial Court of Saskatchewan at _____, Saskatchewan,

on the _____ day of _____, 19 _____.

Having heard the evidence adduced I find the child to be in need of protection:

- pursuant to clause 11(a) of *The Child and Family Services Act* as a result of action or omission by the child's parent(s):
 - the child has suffered or is likely to suffer physical harm;
 - the child has suffered or is likely to suffer a serious impairment of mental or emotional functioning;
 - the child has been or is likely to be exposed to harmful interaction for a sexual purpose, including conduct that may amount to an offence within the meaning of the *Criminal Code*;
 - medical, surgical or other recognized remedial care or treatment that is considered essential by a duly qualified medical practitioner has not been or is not likely to be provided to the child;
 - the child's development is likely to be seriously impaired by failure to remedy a mental, emotional or developmental condition, or
 - the child has been exposed to domestic violence or severe domestic disharmony that is likely to result in physical or emotional harm to the child;
- pursuant to clause 11(b) of *The Child and Family Services Act* as there is no adult person who is able and willing to provide for the child's needs, and physical or emotional harm to the child has occurred or is likely to occur; or
- pursuant to clause 11(c) of *The Child and Family Services Act* as the child is less than 12 years of age and;
 - (a) there are reasonable and probable grounds to believe that:
 - (i) the child has committed an act that, if the child were 12 years of age or more, would constitute an offence under the *Criminal Code*, the *Narcotic Control Act* (Canada) or Part III or Part IV of the *Food and Drug Act* (Canada); and
 - (ii) family services are necessary to prevent a recurrence; and
 - (b) the child's parent(s) is unable or unwilling to provide for the child's needs.

And I order that:

(describe order)

Dated at _____, Saskatchewan this _____ day of _____, 19 _____.

(city/town)

Clerk of the Court / Local Registrar

CHILD AND FAMILY SERVICES

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Form L-1
[Subsection 11(2)]

In the Court of Queen's Bench (Family Law Division)

Judicial Centre of _____

(or)

The Provincial Court of Saskatchewan

at _____

ORDER PURSUANT TO SECTION 39 OF THE CHILD AND FAMILY SERVICES ACT

Re: _____

(Name and birth date of child)

Before: Justice _____ of the Court of Queen's Bench (Family Law Division); or

Judge _____ of the Provincial Court of Saskatchewan at _____, Saskatchewan.

Having heard the evidence adduced that:

- (a) there has been a change in circumstances; and
- (b) it is in the best interests of the child to:
 - vary the order dated _____; or
 - terminate the order dated _____;

I order that:

(describe order)

Dated at _____, Saskatchewan this _____ day of _____, 19____.
(city/town)

Clerk of the Court / Local Registrar

Form M
[Clause 12(a)]
Affidavit of Personal Service

Canada
Province of Saskatchewan

I, _____, of _____,
(Name) *(city / town)*

Saskatchewan, _____, make oath and say:
(occupation)

That on the _____ day of _____, 19 _____,

I personally served _____
(name of person served)

with a true copy of this Notice by giving the copy to and leaving it with _____

at _____ in _____, Saskatchewan
(address) *(city / town)*

Sworn before me at _____

in the Province of _____

this _____ day of _____

19 _____ .

Signature

A Commissioner for Oaths in and for the
Province of Saskatchewan

My appointment expires _____,
(or) A Notary Public

Form N
[Clause 12(b)]
Affidavit of Service
By Registered or Certified Mail

I, _____, of _____,
(name) *(city/town)*

Saskatchewan, _____, make oath and say:
(occupation)

1. That I served _____
(name of person to be served)

with a true copy of this Notice by mailing the same by:

prepaid registered mail; or

prepaid certified mail

addressed as follows:

2. A true copy of this notice was mailed by:

prepaid registered mail; (or)

prepaid certified mail;

on _____
(year, month, day)

3. That the basis of my information and belief as to the postal address of the addressee is that:

Sworn before me at _____ }
in the Province of _____ }
this _____ day of _____ }
19 _____ . }

Signature

A Commissioner for Oaths in and for the
Province of Saskatchewan

My appointment expires _____,
(or) A Notary Public

Form O
[Section 17]
Voluntary Committal

In the matter of *The Child and Family Services Act* and in the matter of the voluntary committal of

(child's full name)

I, _____, of _____, _____
(name of parent) (city/town) (province)

hereby certify that:

1. I am the:

_____ mother, within the meaning of Part V of *The Child and Family Services Act*;

OR

_____ father, within the meaning of Part V of *The Child and Family Services Act*;

of _____, born at _____, _____ on
(child's name) (city/town) (province)

(month) (day) (year)

2. Pursuant to subsection 46(1) of *The Child and Family Services Act*, I voluntarily commit

to the Minister of Social Services.

3. I am aware that I may seek advice from from an independent third party before making this voluntary committal.

Dated at _____, Saskatchewan this _____ day of _____, 19 _____.
(city/town)

(witness)

(parent)

(witness)

Director for _____ Region.

2 Nov 90 cC-7.2 Reg 1.