**In the Family Court Case No: [*Case number*]**

**sitting at [*Court name*]**

|  |  |
| --- | --- |
|  | **Order****The Children Act 1989** **Human Rights Act 1998, Schedule 1 Articles 6 and 8** **Crime (Sentences) Act 1997, Schedule 1****Prison Service Order 4625** |
|  |  |  |  |
|  | The full name(s) of the child(ren) | Boy or Girl | Date(s) of Birth |
|  |  |  |  |
|  | [*insert*] | [*insert*] | [*insert*] |
|  | [*insert*] | [*insert*] | [*insert*] |
|  |  |  |  |

Before [*name of judge*] in private on [*date*] at a [*type of hearing*].

**The parties:** The applicant is [*name*] represented by [*name*] [of counsel]

The 1st respondent is [*name*], the [*relationship to child*], represented by [*name*] [of counsel]

The 2nd respondent is [*name*], the [*relationship to child*], represented by [*name*] [of counsel]

**Request for production of [*prisoner name*] (prisoner number [*number*] at HMP [*prison name*])**

**The court directs that:**

1. The Governor of Her Majesty’s Prison [*prison name*] is requested to produce [*prisoner name*] (prisoner number [*number*]) at the [*court name and address*] by no later than [*time by which parties are to attend*] for a hearing of family proceedings under case number [*case no.*] in which [he] / [she] is a [party] / [intervener] / [witness].
2. [*Prisoner name*] may request to be produced by [telephone] / [video link] rather than in person, in which case the prison is requested to liaise with the court immediately so that the necessary arrangements can be made.
3. The hearing is estimated to last [*time estimate*] and the prisoner is expected to be present throughout the hearing.
4. The court considers that the production of the prisoner at the hearing is desirable in the interests of justice.

**Representation**

1. [The prisoner [has the benefit of legal aid and] is represented in these proceedings by [*solicitors’ details*].] / [The prisoner is not represented in these proceedings.]

**Issues**

1. The issues affecting the prisoner to be determined in the proceedings overall are [*insert* **(e.g. whether a care order is made in respect of his/her children and whether they are placed for adoption)**].
2. The issues affecting the prisoner to be determined at the hearing on [*hearing date*] are [*insert* **(e.g. whether his/her children are placed in the interim care of the local authority)**].
3. The prisoner’s Article [*insert* **(e.g. ‘8’)**] rights are relevant to the question of whether to produce the prisoner because the proceedings relate to [*insert* **(e.g. his right to a family life)**]. The prisoner’s Article 6 rights are engaged by the need for [him] / [her] to be able to participate in the court process.

**Need to attend**

1. The court does not consider that the prisoner can participate adequately in the proceedings by providing submissions in writing because [*insert* **(e.g. the other parties will be attending court to negotiate and make oral submissions, and the prisoner must be able to participate and/or respond)**].
2. [*Name of prisoner*] needs to attend the hearing to give evidence.

Dated [*date*]

