
STATUTORY INSTRUMENTS

2010 No. 2955

The Family Procedure Rules 2010

PART 12

PROCEEDINGS RELATING TO CHILDREN EXCEPT PARENTAL ORDER PROCEEDINGS AND PROCEEDINGS FOR APPLICATIONS IN ADOPTION, PLACEMENT AND RELATED PROCEEDINGS

CHAPTER 6

PROCEEDINGS UNDER THE 1980 HAGUE CONVENTION, THE EUROPEAN CONVENTION, THE COUNCIL REGULATION, AND THE 1996 HAGUE CONVENTION

SECTION 2

Applications relating to the Council Regulation and the 1996 Hague Convention

Request for consultation as to contemplated placement of child in England and Wales

12.69.—(1) This rule applies to a request made —

- (a) under Article 56 of the Council Regulation, by a court in another Member State; or
- (b) under Article 33 of the 1996 Hague Convention by a court in another Contracting State

for consultation on or consent to the contemplated placement of a child in England and Wales.

(2) Where the court receives a request directly from a court in another Member State or Contracting State, the court shall, as soon as practicable after receipt of the request, notify the [F¹domestic Central Authority] of the request and take the appropriate action under paragraph (4).

(3) Where it appears to the court officer that no proceedings relating to the child are pending before a court in England and Wales, the court officer must inform the [F¹domestic Central Authority] of that fact and forward to the Central Authority all documents relating to the request sent by the court in the other Member State or Contracting State.

(4) Where the court receives a request forwarded by the [F¹domestic Central Authority], the court must, as soon as practicable after receipt of the request, either—

- (a) where proceedings relating to the child are pending before the court, fix a directions hearing; or
- (b) where proceedings relating to the child are pending before another court in England and Wales, send a copy of the request to that court.

Textual Amendments

F1 Words in rule 12.69 substituted (30.9.2012) by [The Family Procedure \(Amendment No. 3\) Rules 2012 \(S.I. 2012/2046\)](#), rules 1, 5

Status:

Point in time view as at 30/09/2012. This version of this provision has been superseded.

Changes to legislation:

There are currently no known outstanding effects for the The Family Procedure Rules 2010, Section 12.