

Lawyer assisted application form for child protection proceedings

This form is reserved for use in cases where the client is a parent or caregiver in an active child protection proceeding. This form should not be used where:

- relatives are seeking to be added to the proceedings
- a child protection agency serves a status review application and is seeking to withdraw its involvement
- an individual seeks to bring an application for openness

In these situations, the applicant must call LAO to apply.

This is an initial application form to be completed by a lawyer on behalf of a client to begin the application process. Where the information provided can satisfy eligibility requirements, a certificate will be issued and sent directly to the lawyer.

Where financial eligibility cannot be confirmed or there is no active Consent and Declaration on file with LAO, clients may be required to call LAO at **416-979-1446** or **1-800-668-8258** (toll free) to complete this initial application.

Client information

Name:

Contact:

Mailing address:

Unit #:

Town/City:

Province:

Postal code:

Phone:

Home address (if different from mailing):

Unit #:

Town/City:

Province:

Postal code:

Phone:

Email:

Date of birth:

Gender: Male Female X Unknown

Marital status:

Status in Canada:

Indigenous self-identification

Does the client self-identify as First Nations, Métis, Inuit or other? Yes No Not asked

If yes:	First Nations	Status	Non-status
		On Reserve	Off Reserve
	Métis	Registered	Non-registered
	Inuit		
	Other		

Self-identification of race

Asian - East (e.g.: Chinese, Japanese, Korean)

Asian - South East (e.g.: Malaysian, Filipino, Vietnamese)

Asian - South (e.g.: Indian, Pakistani, Sri Lankan)

Black - African (e.g.: Ghanaian, Kenyan, Somali)

Black - Caribbean (e.g.: Barbadian, Jamaican)

Black - North American (e.g.: American, Canadian)

Indian-Caribbean (Guyanese with origins in India)

Latin American (e.g.: Argentinian, Chilean, El Salvadorian)

Middle Eastern or North African (e.g.: Egyptian, Iranian)

Roma

White - North American (e.g.: American, Canadian)

White - European (e.g.: English, Italian, Portuguese, Russian)

Identifies as Indigenous in self-identifying section above

Prefer not to answer

Do not know

Not asked

Other (please specify)

Legal case details

Non-litigation support

For legal support in responding to a child protection agency. The protection agency is negotiating with the caregiver before court litigation is commenced.

Protection agency is contacting the care giver to discuss the safety of a child

Protection agency is recommending services to a family

Protection agency is discussing how the caregiver should behave so children are not removed from the home

Protection agency wants to be involved with the family without going to court

Protection agency worker is meeting with a child before approaching a care giver

Protection agency is suggesting the child temporarily goes to live with someone else or they will remove the child to a place of safety

Protection agency is taking an active role in addressing the placement of the children

Protection agency is directing what must be done to address the initial removal of threats to the child arising from the situation giving rise to a protection agency becoming involved with the family

Meeting with a society worker to address worker's concerns but not in litigation at court

Applicant has not been served with court documents but protection agency is seeking applicant agree with their assessment

None of the above apply but the individual has been in contact with a child protection agency.

Voluntary care agreement

Child protection court proceeding has not started, however, requires help with customary care agreements, voluntary care agreements, temporary care or other voluntary written agreement for care of the child. This includes an alternate dispute resolution process.

These agreements may be any of the following:

Customary care agreements

Special needs agreements

Temporary care agreements, or

Aboriginal Dispute Resolution (ADR) (for example, Talking Together, Talking Circles)

Voluntary Service Agreements (VSA)

Supervision order

The child protection agency is seeking the child be in the care and custody of a parent or another person, subject to the supervision of the protection agency for at least three months and not more than 12 months.

Check any that apply:

A child protection agency is seeking to supervise the care of the child(ren) while leaving them in the caregiver's home.

A child protection agency is seeking to remove the child(ren) from the parent's care and place them with a family member, band or other care provider so that the concerns about the children's care can be addressed.

The individual has been told to appear at court by an agent of child protection agency because they will be served at the court appearance

The individual has been served with a motion for summary judgment brought by a children's aid society

Interim society care

The individual is a party to the proceeding and they have or intend to have put forth a plan of care in response to a child protection agency's protection application.

The individual (check any that apply):

Has had their child(ren) removed from their care by a child protection agency who wants to place the child(ren) in the care and control of the child protection agency for a temporary or supervised period of not more than 12 months.

Has been served with an application.

Has been told to appear at court by an agent of a child protection agency because they will be served at the court appearance.

Has been served with a motion for summary judgment brought by a children's aid society.

Extended society care

The individual is a party to a proceeding that seeks to place the children in the care of a children's aid society or protection authority.

The individual (check any that apply):

Has had their child or children removed from their care by a child protection agency who wants to place the child(ren) in the care and control of the child protection agency until the child(ren) turns 18, gets married or is adopted.

Has been served with an application.

Has been told to appear at court by an agent of child protection agency because they will be served at the court appearance.

Has been served with a motion for summary judgment brought by a children's aid society.

Status review (form not to be used where a child protection agency serves a status review application and is seeking to withdraw its involvement.)

The individual has been served with a status review application by a child protection agency.

The individual (check any that apply):

Has been served with a status review application by a child protection agency to review the last court order and what should happen with the child(ren) now.

Has been told to appear at court by an agent of child protection agency because they will be served at the court appearance.

Been served with a motion for summary judgment brought by a children's aid society.

The individual seeks to bring a status review application.

Openness hearing (form not to be used where an individual seeks to bring an application for openness)

The individual has been served with an openness application

The individual (check any that apply):

Has been served with an openness application and would like to continue to have contact with the child after adoption.

Has been told to appear at court by an agent of child protection agency because they will be served at the court appearance.

Been served with a motion for summary judgment brought by a children's aid society.

Proceedings under Part VII (Extraordinary Measures) of the CYFSA (Secure treatment)

Child is a danger to themselves or someone else and is being placed in a specialized secure treatment program located at limited locations in Ontario.

Check any that apply:

A parent or caregiver to the child served with, named as a party to the proceeding or actively engaged in caring for the child.

The applicant is a child 16-18 years old who indicates that they may be forced into terms and conditions around the treatment of their mental health which they are opposing, in particular, admission to a secure treatment facility. They indicate that they are not willing to enter the facility for mental health treatment in a secure facility on a voluntary basis.

Child 18 or younger indicates that they have been served with court papers seeking to place them in a mental health treatment facility and they have had a break down in the relationship with their appointed OCL lawyer or any other lawyer that has been acting on their behalf in the secure treatment application. OCL or a representative of the OPGT's office may provide a referral when there is a breakdown in the previous lawyer relationship, but that is not required.

Prospective legal counsel makes contact applying on behalf of the youth 16-18 for coverage to assist the young person or a parent of the young person who is involved with a proceeding under Part VII (Extraordinary Measures) of the CYFSA (Secure Treatment).

Financial information

Has the applicant paid a lawyer any money for this proceeding? Yes No

If yes, what amount? \$

Financial information must be provided for the applicant and any spouse/person responsible.

Family size:

Marital status:

Single	Married	Common-law
Divorced	Separated	Widowed

Spouse - name (first, middle, last):

Dependants living in the home #:

Paying support for dependants living outside the home \$ /month.

Accommodation:

Renter	Jail	Homeowner
Paying-boarder	Non-paying boarder	Shelter
Homeless	Youth at home	Hospital
Other		

Assets:

Property (address, market value, mortgage)

Liquid assets (bank, investments, etc.)

Type:

Current value \$

Income:

Income type	Applicant Gross monthly income	Spouse / Person responsible Gross monthly income
Employment	\$	\$
Employment Insurance (EI)	\$	\$
Canada Pension Plan (CPP)	\$	\$
Child tax	\$	\$
Old Age Security (OAS) / Guaranteed Annual Income System (GAINS)	\$	\$
Ontario Works (OW)*	\$	\$
Ontario Works applied	\$	\$
Ontario Disability Support Program (ODSP)*	\$	\$
Pension	\$	\$
Spousal support	\$	\$
Worker Safety Insurance Board (WSIB)	\$	\$
Self-employed	\$	\$
Other	\$	\$

* Social Assistance (OW/ODSP) Member ID:

Medical expenses:

Type / description:

Monthly amount:

Confirmation

Submitting this form does not guarantee coverage under Legal Aid Ontario's (LAO) certificate program. Applicant must meet requisite eligibility criteria. In cases where information can satisfy eligibility requirements, certificates will be processed and sent directly to counsel. Lawyer assisted applications will be processed in 3-5 business days. If certificate confirmation is not received within that period, please advise the applicant to contact LAO.

- Toronto: 416 979 1446
- Toll free: 1 800 668 8258

By submitting this form, I declare that the applicant has verbally consented to have me submit this application on their behalf. I confirm the information contained herein is complete, true and accurate to the best of my knowledge. I have confirmed that the applicant understands that in accordance with *Legal Aid Services Act 2020*, Section 13, Legal Aid Ontario may recover the cost of legal aid and consents to have the issued certificate sent directly to me.

Name:

Date:

Signature:

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Personal information contained on this form is collected under the authority of the *Legal Aid Services Act, 2020* and will be used for the purpose of delivering legal aid services under LASA.

Questions about this collection should be directed to the Privacy and Access to Information Officer at fippa@lao.on.ca or 1-800-668-8258.

