

ASKING THE COURTS FOR MY KIDS BACK

PARENT PEER SUPPORT PROJECT



If you have made changes or if the Department thinks the children might be better off at home, you or the Department can apply to the Children's Court to have the children returned to your care. This is called a Section 90 application.

Speak to a lawyer or contact Legal Aid if you want to find out how to make a Section 90 application to the Court and what you will need to do this.

Things that the Court will consider include:

- The changes you have made to be a better parent
- Whether the issues that brought the kids into care, have improved
- How old the child is and how long they have been in care
- Your child's wishes
- Your child's relationship with you and other important people
- Your ability to look after your child
- The impact that moving might have on the child



"It's not just about ticking the boxes - you have to be ready.."



"We kept the Department informed - politely and carefully, letting them know we had met all the challenges, we made the changes and stayed on track. We kept talking to FACS about wanting our kids back"

"We worked hard to make changes. We went to rehab, counselling and parenting groups. We had to change our social setting - we had to make new friends and live a different kind of life"



IDRS provides support to parents with a disability:

<https://idrs.org.au/what-we-do/parents-with-disability/disability-advocates-and-workers/>



Communities & Justice

The Department website also has information:

<https://www.facs.nsw.gov.au/families/out-of-home-care/parents-with-kids-in-oohc/bringing-your-child-home>



ABORIGINAL LEGAL SERVICE
NSW/ACT 134

<https://www.alsnswact.org.au/care>



FISH is a group of parents supporting other parents contact us by email:

contact@finclusionh.org

Legal Aid
NEW SOUTH WALES

Legal Aid website has more information:
<https://www.legalaid.nsw.gov.au/publications/fact-sheets-and-resources/kids-in-care/3.-things-have-changed-and-i-want-my-kids-back-what-can-i-do>



LAW AND JUSTICE FOUNDATION
OF NEW SOUTH WALES

