



# Request to registrar to **vary final Parenting Order** – **by consent**

## SECTION 57 – CARE OF CHILDREN ACT 2004

Use this form when **ALL** parties to a Parenting Order have agreed to vary (change) the existing Order by consent. This means you have all agreed to change the parenting arrangements that are outlined in the existing Order.

To help you complete this form, follow the Guidelines document. You may also be entitled to legal assistance from a family lawyer.

To find the Guidelines document, and to find out if you are entitled to help from a family lawyer, go to [www.justice.govt.nz/family-justice](http://www.justice.govt.nz/family-justice), go to your local Family Court, or call **0800 COURTS (0800 268 787)**.

If you or your child(ren) are at risk from violence, or you think there is an immediate risk your child(ren) may be removed from New Zealand or to a location within New Zealand without your consent, do not use this form – get legal advice. You may need to make an urgent application (also referred to as a ‘without notice application’) see [www.justice.govt.nz/family-justice](http://www.justice.govt.nz/family-justice) for more information.

### Who can use this form:

The following people can use this form:

- ALL persons affected by (named on) an existing Parenting Order (except the child(ren)).

Please note – only one person is required to **file** this consent form. ALL parties named on the existing Order (except the child(ren)) must have **signed** it to show that they consent to the Order being changed.

If one or more of the parties does not consent to the Order being changed or won’t sign this form, you will need to file an **application to vary or discharge the Order** instead. You can get these forms from the court or on our website [www.justice.govt.nz/family-justice](http://www.justice.govt.nz/family-justice).

### How to file this request

It is the court’s preference that all documents are typed so that they are easy to read. If you hand-write this form, please ensure your writing is able to be read. Court staff may not accept your document for filing if it cannot be read.

You must file the original and you should also keep a copy for yourself. You can post or hand-deliver this consent form to the court nearest to where you live.

Find all forms and the contact details for all courts on our website [www.justice.govt.nz/family-justice](http://www.justice.govt.nz/family-justice), from your local Family Court, or from family lawyers.

### There is **NO FEE** to file this request

Please note a registrar will consider your request. If the registrar believes the Orders you are asking the court to make are in the welfare and best interests of the child(ren), they will make the Orders and you will be sent copies of the new Court Order.

If the registrar is unable to make the Order you are asking for, you will receive a copy of the registrar’s decision and reasons why they cannot make the Order.

### Feedback on forms

Our forms will be reviewed from time to time. If you would like to provide comment, please visit the ‘forms’ section of our website [www.justice.govt.nz/family-justice](http://www.justice.govt.nz/family-justice)

# Request to registrar to vary final Parenting Order – by consent

SECTION 57 – CARE OF CHILDREN ACT 2004

## Part 1 Tell the court about the people involved

Please complete all sections

### 1.1 The applicant(s) details are:

<b>In the Family Court at:</b> (please state what location)		<b>Fam No:</b>
<b>Location</b>	You will be allocated a reference number which is your case number. This will be written on all your documents.	
<b>Date</b>		
<b>Applicant's details</b>	<b>Write your full name</b>	
<b>Applicant 1</b>		
<b>Applicant 2</b>		
<b>Applicant 3</b> (if more than two)		
<b>Applicant 4</b> (if more than three)		

### 1.2 I/We ask the registrar to vary the final Parenting Order in respect of the following child(ren):

Full name(s) of child(ren)	Dates of birth (age) DD/MM/YYYY	Relationship to the child

### 1.3 Do any of the children in this application have any special needs eg educational, mental, medical, developmental etc?

**No**

**Yes** – please give details

## Part 2 **Summary of your proposed changes to your existing Order**

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**2.1 I have attached a copy of the existing Parenting Order to this consent memorandum**

**2.2 Clearly identify which part/paragraph of the existing Parenting Order you want to change and outline exactly what you want it changed to**

Be specific, refer to paragraph numbers if available and provide exact wording for changes.

**2.3 Please tell the court the reasons why you are applying for a variation (change) to the existing Parenting Order**

**2.4 Tell the court how the parties reached agreement to change the existing Order**

Reached agreement privately

Reached agreement after parenting information programme (Parenting Through Separation)

Reached agreement after Family Dispute Resolution

Reached agreement after talking to a family lawyer

Any other way, please give details:

**2.5 Tell the court how the new arrangements are in the welfare and best interests of the child(ren)**

## Part 3 **Family Court history**

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**3.1 Besides the original application for Parenting Order, have the child(ren) been involved in any other Family Court cases in the past?**

**No**

**Yes** – please provide details (i.e. what type of cases and what was the outcome):

## Part 4 Safety questions

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### 4.1 Since the existing Parenting Order was made, have any of the following safety issues arisen?

You must answer this question

**No**, there have not been any new safety issues since the existing Parenting Order was made; **OR**

**Yes**, one or more of the parties has suffered from medical, mental health, alcohol, substance abuse, or addiction issues;

**Yes**, there has been violence or abuse between parties or used against the child(ren);

**Yes**, a Protection Order or Police Safety Order has been made protecting some of the parties and/or child(ren);

**Yes**, one or more of the parties has been charged with or convicted of a crime that may affect their ability to care for the child(ren);

**Yes**, one or more of the parties and/or child(ren) has had involvement with Child, Youth and Family Services.

### 4.2 If you identified that there were safety issues since the existing Order was made, please give more details about what happened and what the outcome was

## Part 5 Sign and date

### 5.1 I believe that all of the information we have given in this consent memorandum is complete and accurate.

#### Applicant 1

Signed \_\_\_\_\_ Date

Full name (print):

#### Applicant 2

Signed \_\_\_\_\_ Date

Full name (print):

#### Applicant 3 (if applicable)

Signed \_\_\_\_\_ Date


Full name (print):

#### Applicant 4 (if applicable)

Signed \_\_\_\_\_ Date

Full name (print):

## Next steps...

	Attach your existing Parenting Order
	File the original of this form and also keep a copy for yourself
	File all these documents at your nearest Family Court. You can file this form by post or hand-deliver it in person. You can find the contact details for all courts at <a href="http://www.justice.govt.nz/family-justice">www.justice.govt.nz/family-justice</a>