

# Application in Relation to Arrangements for Children

Guardianship of Infants Act 1964, as amended.  
District Court



Form 58.1

## About this Form

This form is used to make an application to the District Court in relation to arrangements for children, such as Guardianship, Custody, Access, or other matters affecting the welfare of a child.

- **Guardianship** is a person's legal responsibility to make decisions and perform duties regarding a child's upbringing.
- **Custody** means the day-to-day care and home life of a child under the age of 18.
- **Access** is the legal right of a child and an adult to have contact with one another where they do not live together.

There are **five sections** of this form:

### Section A

Party Details

### Section B

Application and Order Details

### Section C

Child Details

### Section D

Child Arrangements

### Section E

Other Application Details

## More Information

For more information on the steps involved in making your application in relation to arrangements for children visit [courts.ie](https://courts.ie)

You should consider getting **legal advice** to get a better understanding of what is involved.

**Mediation and support services** are also available.



Scan the QR code for more info about Family Law, or visit [courts.ie](https://courts.ie)

The **Legal Aid Board** is a public body that provides legal and mediation services. To learn more visit [legalaidthboard.ie](https://legalaidthboard.ie)

## Office Completion Only

Case Number

Court Office Stamp

District Court Area

District No.

# Section A Party Details



In this section, please provide all applicant and respondent details

## Applicant Details

Details of the person making the application

First Name

Last Name

Date of Birth (DD/MM/YYYY)

Address Line 1

Address Line 2

Town / City

County

Country

Eircode / Postcode

Email Address (Optional)

Contact Number (Optional)

## Applicant Solicitor Details (leave blank if not applicable)

First Name

Last Name

Name of Legal Firm

Contact Number

Address Line 1

Town / City

Address Line 2

Eircode / Postcode



If there are additional respondents, please use the 'Additional Party' form available on [courts.ie](https://courts.ie)

# Section A Party Details



In this section, please provide all applicant and respondent details

## Respondent Details

Details of the person receiving the application

First Name

Last Name

Address Line 1

Address Line 2

Town / City

County

Country

Eircode / Postcode



If there are additional respondents, please use the '**Additional Party**' form available on [courts.ie](https://courts.ie)

## Mediation Details

Has mediation been attempted between the parties in relation to this application?

Yes

No



**Mediation** is a confidential service to help you reach agreement about your family law matter. For more information on mediation and what's involved visit [courts.ie](https://courts.ie)

## Section B

# Application and Order Details

In this section, please select which orders you wish to apply for



### About this Section

This section contains the orders that you can apply for using this form. All references to 'The Act' are in relation to the Guardianship of Infants Act 1964, as amended.

### You can complete more than one subsection

**1 Guardianship**  
Complete **subsection 1**, see **pages 5 and 6**

**2 Custody**  
Complete **subsection 2**, see **page 7**

**3 Access**  
Complete **subsection 3**, see **page 8**

**4 Other matters affecting children's welfare**  
Complete **subsection 4**, see **page 8**

 You must only complete the subsection(s) that relate to the orders you are asking the judge to make. You should consider getting legal advice, as it is important that you understand the orders and only select those relevant to your application.

## Section B

# Application and Order Details

In this section, please select which orders you wish to apply for



## 1. Guardianship

Select all relevant orders you wish to apply for below.

### Application to Appoint a Guardian

Appointment of a parent as a guardian	Section 6A of the Act
Appointment as an adult who is married to, or in a civil partnership, with a parent of the children, and has shared the responsibility for the children's day-to-day care for more than two years	Section 6C of the Act
Appointment as an adult who has been a cohabitant of a parent of the children for over three years, and has shared the responsibility for the children's day-to-day care for more than two years	Section 6C of the Act
Appointment as an adult who has provided for the children's day-to-day care for a continuous period of more than 12 months, and the children have no parent or guardian who is willing or able to exercise the rights and responsibilities of guardianship	Section 6C of the Act
Appointment as an adult where the children have no guardian	Section 8(1) of the Act
Appointment of a nominated person as a temporary guardian (Form 58.32 must be submitted along with this application)	Section 6E(3) of the Act
Appointment of a guardian in place of a deceased guardian	Section 8(5) of the Act
Application for guardianship where no guardian has been appointed by a deceased parent	Section 8(2) of the Act
Application for guardianship where a guardian appointed by a deceased parent has died or refuses to act	Section 8(2) of the Act
Appointment of a guardian where another has been removed or is proposed to be removed	Section 8(5) of the Act

## Section B

# Application and Order Details



In this section, please select which orders you wish to apply for

### 1. Guardianship continued

Select all relevant orders you wish to apply for below.

#### Application to Remove a Guardian

Application to remove a guardian	Section 8(4), Section 8(6) of the Act
Application by a surviving guardian or testamentary guardian to remove the other	Section 7(4) of the Act
Application to remove a temporary guardian	Section 6E(11) of the Act

#### Application for Declarations in Relation to Guardianship

Application for a declaration that a person is a guardian	Section 6F(1) of the Act
Application for a declaration that a person is not a guardian	Section 6F(1) of the Act

## Section B Application and Order Details

In this section, please select which orders you wish to apply for



### 2. Custody

Select all relevant orders you wish to apply for below.

Application for Custody	
As a guardian	Section 11 of the Act
As a parent but not a guardian	Section 11 of the Act
As a grandparent, brother, sister, uncle, or aunt	Section 11E of the Act
As an adult who is or was married to, or in a civil partnership with, or has been a cohabitant of the parent for more than 3 years, and has shared the responsibility for the children's day-to-day care for more than two years	Section 11E of the Act
As an adult who has provided the children's day-to-day care for a continuous period of more than twelve months	Section 11E of the Act
Other Custody Applications	
Application for an enforcement order where custody has been unreasonably denied	Section 18A(1) of the Act
Application for reimbursement of expenses from the other party who fails to exercise custody	Section 18D(1) of the Act

## Section B Application and Order Details

In this section, please select which orders you wish to apply for



### 3. Access

Select all relevant orders you wish to apply for below.

#### Application for Access

As a guardian	Section 11 of the Act
As a parent but not a guardian	Section 11 of the Act
As a grandparent, brother, sister, uncle, aunt, or other qualifying relative	Section 11B of the Act
As a person who lives with, or has previously lived with the child	Section 11B of the Act

#### Other Access Applications

Application for an enforcement order where access has been unreasonably denied	Section 18A(1) of the Act
Application for reimbursement of expenses from the other party who fails to exercise access	Section 18D(1) of the Act

### 4. Other Matters Affecting Children's Welfare

Select all relevant orders you wish to apply for below.

#### Other Applications Affecting Children's Welfare

Application as a guardian to dispense with the consent of the other guardian for the issue of a passport	Section 11 of the Act
Application for the production of a child	Section 14 of the Act
Application as a guardian on another matter affecting the welfare of the children	Section 11 of the Act

**Please provide details below**

## Section C Child Details



In this section, please provide all relevant dependent children details

### Child 1 Details

First Name

Last Name

Applicant Relationship to Child 1

For example mother, father, or guardian

Respondent Relationship to Child 1

For example mother, father, or guardian

Date of Birth (DD/MM/YYYY)

Please specify the address of Child 1

Same as applicant

Same as respondent

Other

If **other**, please provide their address

Address Line 1

Address Line 2

Town / City

County

Country

Eircode / Postcode

## Section C Child Details (if applicable)

In this section, please provide all relevant dependent children details



### Child 2 Details (leave blank if not applicable)

First Name

Last Name

Applicant Relationship to Child 2

For example mother, father, or guardian

Respondent Relationship to Child 2

For example mother, father, or guardian

Date of Birth (DD/MM/YYYY)

Please specify the address of Child 2

Same as applicant

Same as respondent

Other

If **other**, please provide their address

Address Line 1

Address Line 2

Town / City

County

Country

Eircode / Postcode

## Section C Child Details (if applicable)

In this section, please provide all relevant dependent children details



### Child 3 Details (leave blank if not applicable)

First Name

Last Name

Applicant Relationship to Child 3

For example mother, father, or guardian

Respondent Relationship to Child 3

For example mother, father, or guardian

Date of Birth (DD/MM/YYYY)

Please specify the address of Child 3

Same as applicant

Same as respondent

Other

If **other**, please provide their address

Address Line 1

Address Line 2

Town / City

County

Country

Eircode / Postcode



If there are more than three children, please use the 'Additional Children' form available on [courts.ie](https://courts.ie)



## Current Arrangements

Please detail the current child arrangements below.

Depending on the application you may need to explain:

- The children's living arrangements, including the names of all people living with the children on a full-time or part-time basis, and their relationship to the children
- Where the children go to school
- Any special education or health needs of the children
- Current care, access or contact arrangements
- Any financial obligations in relation to the children such as maintenance, rent or mortgage
- If any of the children are in the care of Tusla or under the supervision of a social worker or probation officer
- Any other details relevant to this application

**Important:** Please ensure your text fits within the box and is fully visible when printed



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## What is being asked of the court

Has a written agreement been completed between the applicant(s) and respondent(s) in relation to this application?

Yes

No

If **yes**, please attach the written agreement to this application.

If **no**, please detail in your own words below what you are asking the court to consider.

For example, this might include:

- Changes to children's living arrangements
- Changes to the guardianship arrangements such as details of proposed guardians or guardians you wish to remove
- Changes to custody or access arrangements
- Anything else you wish the court to consider

**Important:** Please ensure your text fits within the box and is fully visible when printed

## Section E Other Application Details



In this section, please provide details of relevant ongoing or previous court applications

Have other family law applications previously been made to this court or any other court about this child or relationship?

Yes      No      I don't know

If **yes**, please provide the following information

Case Number (if known)

- What were the previous applications in relation to?
- In which town or city were the applications made?
- When were the applications made?

**Important:** Please ensure your text fits within the box and is fully visible when printed

### Signature

Signed by:

Applicant

Applicant's Legal Practitioner

Signature

Date (DD/MM/YYYY)

#### Next steps for applicant

After completing this form you must **submit 3 copies** to the court office. For more information on next steps visit [courts.ie](https://courts.ie)