

Fortin's Children's Rights and the Developing Law

FOURTH EDITION

The notion that children constitute an important group of rights-holders has gained increasing acceptance both domestically and internationally. Nevertheless, this rhetorical commitment to children's rights is not necessarily realised in practice. Now in its fourth edition, *Fortin's Children's Rights and the Developing Law* explores the extent to which law and policy in England promotes or undermines the rights of children. Fully revised and updated, this textbook uses current research on child development and welfare to reflect on the extent to which the law fulfils children's rights in a wide range of areas, including medical law, education and child poverty. These developments are measured against domestic law and the UK's international obligations under, for example, the United Nations Convention on the Rights of the Child.

Rachel E. Taylor is Fellow and Tutor in Law at Exeter College, Oxford and Associate Professor in Law at Oxford University. She writes widely on issues relating to children and family law.

Law in Context

Series editors

Professor Kenneth Armstrong
University of Cambridge
Professor Maksymilian Del Mar
Queen Mary, University of London
Professor Sally Sheldon
University of Bristol and University of Technology, Sydney

Editorial advisory board

Professor Bronwen Morgan
University of New South Wales
Emeritus Professor William Twining
University College London

Since 1970, the Law in Context series has been at the forefront of a movement to broaden the study of law. The series is a vehicle for the publication of innovative monographs and texts that treat law and legal phenomena critically in their cultural, social, political, technological, environmental and economic contexts. A contextual approach involves treating legal subjects broadly, using materials from other humanities and social sciences, and from any other discipline that helps to explain the operation in practice of the particular legal field or legal phenomena under investigation. It is intended that this orientation is at once more stimulating and more revealing than the bare exposition of legal rules. The series includes original research monographs, coursebooks and textbooks that foreground contextual approaches and methods. The series includes and welcomes books on the study of law in all its contexts, including domestic legal systems, European and international law, transnational and global legal processes, and comparative law.

Books in the Series

Acosta: *The National versus the Foreigner in South America: 200 Years of Migration and Citizenship Law*
Alaattinoğlu: *Grievance Formation, Rights and Remedies*
Ali: *Modern Challenges to Islamic Law*
Alyagon Darr: *Plausible Crime Stories: The Legal History of Sexual Offences in Mandate Palestine*
Anderson, Schum & Twining: *Analysis of Evidence, 2nd Edition*
Ashworth: *Sentencing and Criminal Justice, 6th Edition*
Barton & Douglas: *Law and Parenthood*
Baxi, McCrudden & Paliwala: *Law's Ethical, Global and Theoretical Contexts: Essays in Honour of William Twining*
Beecher-Monas: *Evaluating Scientific Evidence: An Interdisciplinary Framework for Intellectual Due Process*

- Bell: *French Legal Cultures*
 Bercusson: *European Labour Law, 2nd Edition*
 Birkinshaw: *European Public Law*
 Birkinshaw: *Freedom of Information: The Law, the Practice and the Ideal, 4th Edition*
 Blick: *Electrified Democracy: The Internet and the United Kingdom Parliament in History*
 Broderick & Ferri: *International and European Disability Law and Policy: Text, Cases and Materials*
 Brownsword & Goodwin: *Law and the Technologies of the Twenty-First Century: Text and Materials*
 Cane & Goudkamp: *Atiyah's Accidents, Compensation and the Law, 9th Edition*
 Clarke: *Principles of Property Law*
 Clarke & Kohler: *Property Law: Commentary and Materials*
 Collins: *The Law of Contract, 4th Edition*
 Collins, Ewing & McColgan: *Labour Law, 2nd Edition*
 Cowan: *Housing Law and Policy*
 Cranston: *Making Commercial Law through Practice 1830–1970*
 Cranston: *Legal Foundations of the Welfare State*
 Darian-Smith: *Laws and Societies in Global Contexts: Contemporary Approaches*
 Dauvergne: *Making People Illegal: What Globalisation Means for Immigration and Law*
 David: *Kinship, Law and Politics: An Anatomy of Belonging*
 Davies: *Perspectives on Labour Law, 2nd Edition*
 Dembour: *Who Believes in Human Rights?: Reflections on the European Convention*
 de Sousa Santos: *Toward a New Legal Common Sense: Law, Globalization, and Emancipation*
 Diduck: *Law's Families*
 Douglas-Scott: *Brexit, Union, and Disunion: The Evolution of British Constitutional Unsettlement*
 Dowdle: *Transnational Law: A Framework for Analysis*
 Dupret: *Positive Law from the Muslim World: Jurisprudence, History, Practices*
 Emon: *Jurisdictional Exceptionalisms: Islamic Law, International Law, and Parental Child Abduction*
 Estella: *Legal Foundations of EU Economic Governance*
 Fortin: *Children's Rights and the Developing Law, 3rd Edition*
 Garnsey: *The Justice of Visual Art: Creative State-Building in Times of Political Transition*
 Garton, Probert & Bean: *Moffat's Trusts Law: Text and Materials, 7th Edition*
 Ghai & Woodman: *Practising Self-Government: A Comparative Study of Autonomous Regions*
 Glover-Thomas: *Reconstructing Mental Health Law and Policy*
 Gobert & Punch: *Rethinking Corporate Crime*
 Goldman: *Globalisation and the Western Legal Tradition: Recurring Patterns of Law and Authority*
 Haack: *Evidence Matters: Science, Proof, and Truth in the Law*
 Harlow & Rawlings: *Law and Administration, 4th Edition*
 Harris: *An Introduction to Law, 8th Edition*
 Harris, Campbell & Halson: *Remedies in Contract and Tort, 2nd Edition*

- Harvey: *Seeking Asylum in the UK: Problems and Prospects*
- Herring: *Law and the Relational Self*
- Hervey & McHale: *European Union Health Law: Themes and Implications*
- Hervey & McHale: *Health Law and the European Union*
- Holder & Lee: *Environmental Protection, Law and Policy: Text and Materials, 2nd Edition*
- Jackson & Summers: *The Internationalisation of Criminal Evidence: Beyond the Common Law and Civil Law Traditions*
- Kostakopoulou: *The Future Governance of Citizenship*
- Kreiczer-Levy: *Destabilized Property: Property Law in the Sharing Economy*
- Kubal: *Immigration and Refugee Law in Russia: Socio-Legal Perspectives*
- Lewis: *Choice and the Legal Order: Rising above Politics*
- Likosky: *Law, Infrastructure and Human Rights*
- Likosky: *Transnational Legal Processes: Globalisation and Power Disparities*
- Lixinski: *Legalized Identities: Cultural Heritage Law and the Shaping of Transitional Justice*
- Loughnan: *Self, Others and the State: Relations of Criminal Responsibility*
- Lunney: *A History of Australian Tort Law 1901–1945: England's Obedient Servant?*
- Maughan & Webb: *Lawyering Skills and the Legal Process, 2nd Edition*
- McGaughey: *Principles of Enterprise Law*
- McGlynn: *Families and the European Union: Law, Politics and Pluralism*
- Mertens: *A Philosophical Introduction to Human Rights*
- Moffat: *Trusts Law: Text and Materials*
- Monti: *EC Competition Law*
- Morgan: *Contract Law Minimalism: A Formalist Restatement of Commercial Contract Law*
- Morgan & Yeung: *An Introduction to Law and Regulation: Text and Materials*
- Nash: *British Islam and English Law: A Classical Pluralist Perspective*
- Ng: *Political Censorship in British Hong Kong: Freedom of Expression and the Law (1842–1997)*
- Nicola & Davies: *EU Law Stories: Contextual and Critical Histories of European Jurisprudence*
- Norrie: *Crime, Reason and History: A Critical Introduction to Criminal Law, 3rd Edition*
- O'Dair: *Legal Ethics: Text and Materials*
- Oliver: *Common Values and the Public–Private Divide*
- Oliver & Drewry: *The Law and Parliament*
- Palmer & Roberts: *Dispute Processes: ADR and the Primary Forms of Decision-Making, 1st Edition*
- Palmer & Roberts: *Dispute Processes: ADR and the Primary Forms of Decision-Making, 3rd Edition*
- Picciotto: *International Business Taxation*
- Pieraccini: *Regulating the Sea: A Socio-Legal Analysis of English Marine Protected Areas*
- Probert: *The Changing Legal Regulation of Cohabitation, 1600–2010: From Fornicators to Family, 1600–2010*
- Radi: *Rules and Practices of International Investment Law and Arbitration*
- Reed: *Internet Law: Text and Materials*
- Richardson: *Law, Process and Custody*

- Roberts & Palmer: *Dispute Processes: ADR and the Primary Forms of Decision-Making, 2nd Edition*
- Rowbottom: *Democracy Distorted: Wealth, Influence and Democratic Politics*
- Sauter: *Public Services in EU Law*
- Scott & Black: *Cranston's Consumers and the Law*
- Seneviratne: *Ombudsmen: Public Services and Administrative Justice*
- Seppänen: *Ideological Conflict and the Rule of Law in Contemporary China: Useful Paradoxes*
- Siems: *Comparative Law, 3rd Edition*
- Stapleton: *Product Liability*
- Stewart: *Gender, Law and Justice in a Global Market*
- Tamanaha: *Law as a Means to an End: Threat to the Rule of Law*
- Tuori: *Properties of Law: Modern Law and After*
- Turpin & Tomkins: *British Government and the Constitution: Text and Materials, 7th Edition*
- Twining: *General Jurisprudence: Understanding Law from a Global Perspective*
- Twining: *Globalisation and Legal Theory*
- Twining: *Human Rights, Southern Voices: Francis Deng, Abdullahi An-Na'im, Yash Ghai and Upendra Baxi*
- Twining: *Jurist in Context: A Memoir.*
- Twining: *Karl Llewellyn and the Realist Movement, 2nd Edition*
- Twining: *Rethinking Evidence: Exploratory Essays, 2nd Edition*
- Twining & Miers: *How to Do Things with Rules, 5th Edition*
- Wan: *Film and Constitutional Controversy: Visualizing Hong Kong Identity in the Age of 'One Country, Two Systems'*
- Ward: *A Critical Introduction to European Law, 3rd Edition*
- Ward: *Law, Text, Terror*
- Ward: *Shakespeare and Legal Imagination*
- Watt: *The Making Sense of Politics, Media, and Law: Rhetorical Performance as Invention, Creation, Production*
- Wells & Quick: *Lacey, Wells and Quick: Reconstructing Criminal Law: Text and Materials, 4th Edition*
- Woodhead: *Caring for Cultural Heritage: An Integrated Approach to Legal and Ethical Initiatives in the United Kingdom*
- Young: *Turpin and Tomkins' British Government and the Constitution: Text and Materials, 8th Edition*
- Zander: *Cases and Materials on the English Legal System, 10th Edition*
- Zander: *The Law-Making Process, 6th Edition*

International Journal of Law in Context: A Global Forum for Interdisciplinary Legal Studies

The *International Journal of Law in Context* is the companion journal to the Law in Context book series and provides a forum for interdisciplinary legal studies and offers intellectual space for ground-breaking critical research. It publishes contextual work about law and its relationship with other disciplines, including but not limited to science, literature, humanities, philosophy, sociology, psychology, ethics, history and geography. More information about the journal and how to submit an article can be found at <http://journals.cambridge.org/ijc>.

Fortin's Children's Rights and the Developing Law

Fourth Edition

RACHEL E. TAYLOR

University of Oxford



CAMBRIDGE
UNIVERSITY PRESS

Cambridge University Press & Assessment
978-1-108-42696-1 — Fortin's Children's Rights and the Developing Law
Rachel E. Taylor
Frontmatter
[More Information](#)



Shaftesbury Road, Cambridge CB2 8EA, United Kingdom
One Liberty Plaza, 20th Floor, New York, NY 10006, USA
477 Williamstown Road, Port Melbourne, VIC 3207, Australia
314–321, 3rd Floor, Plot 3, Splendor Forum, Jasola District Centre,
New Delhi – 110025, India
103 Penang Road, #05–06/07, Visioncrest Commercial, Singapore 238467

Cambridge University Press is part of Cambridge University Press & Assessment,
a department of the University of Cambridge.

We share the University's mission to contribute to society through the pursuit of
education, learning and research at the highest international levels of excellence.

www.cambridge.org
Information on this title: www.cambridge.org/highereducation/isbn/9781108426961
DOI: 10.1017/9781108680158

First and second editions © Reed Elsevier (UK) Ltd 1998, 2003
Third edition © Jane Fortin 2009
Fourth edition © Rachel E. Taylor 2024

This publication is in copyright. Subject to statutory exception and to the provisions
of relevant collective licensing agreements, no reproduction of any part may take
place without the written permission of Cambridge University Press & Assessment.

First published 1998
Second edition 2003
Third edition 2009
Fourth edition 2024

Printed in the United Kingdom by CPI Group Ltd, Croydon CR0 4YY

A catalogue record for this publication is available from the British Library.

Library of Congress Cataloging-in-Publication Data

Names: Fortin, Jane, author. | Taylor, R. (Rachel) (Professor of Law), author.

Title: Fortin's Children's rights and the developing law

Other titles: Children's rights and the developing law | Children's rights and the
developing law

Description: Fourth edition / Rachel E. Taylor, University of Oxford. | Cambridge, United
Kingdom ; New York, NY : Cambridge University Press, 2024. | Series: Lic law in context |
Includes bibliographical references and index.

Identifiers: LCCN 2023026040 | ISBN 9781108426961 (hardback) | ISBN 9781108446938
(paperback) | ISBN 9781108680158 (ebook)

Subjects: LCSH: Children's rights – Great Britain. | Children – Legal status, laws, etc. – Great
Britain. | Parent and child (Law) – Great Britain.

Classification: LCC KD735 .F67 2024 | DDC 346.420135–dc21

LC record available at <https://lcn.loc.gov/2023026040>

ISBN 978-1-108-42696-1 Hardback
ISBN 978-1-108-44693-8 Paperback

Cambridge University Press & Assessment has no responsibility for the persistence
or accuracy of URLs for external or third-party internet websites referred to in this
publication and does not guarantee that any content on such websites is, or will remain,
accurate or appropriate.

Contents

	Table of Cases	<i>page</i> xi
	Table of Statutes	xxxviii
	Table of Statutory Instruments	liii
	Table of International Instruments	lvii
1	Theoretical Perspectives	1
2	International Children’s Rights	34
3	Children’s Rights in Domestic Law	83
4	Children’s Rights within the Family: Parental Rights and Responsibilities	112
5	The Child’s Right to Identity	144
6	The Child’s Right to Respect for Family Life: The Right to Know and Be Brought Up by Parents	199
7	Parents’ Decisions and Young Children’s Health Rights	256
8	The Child’s Right to Education: Parental Choice and Plural Values	303
9	Adolescent Autonomy	339
10	Leaving Home, Rights to Support and Emancipation	372
11	Adolescent Decision-Making and Healthcare	409
12	The Child’s Right to Participation in Family Proceedings	445

x	Contents	
13	Children’s Rights and State Responsibility: Public Authorities and Poverty	506
14	The Right to Education: Participation in School	540
15	The Child’s Right to Protection from Harmful Treatment	583
16	The Child’s Right to Protection in State Care and to State Accountability	624
17	Conclusion: Themes and the Way Ahead	672
	Appendix I: UN Convention on the Rights of the Child	686
	Appendix II: Human Rights Act 1998	705
	Index	721

Table of Cases

- A
 A v B (Damages: Paternity) [2007] 2 FLR 1051 172
 A v B and C [2012] EWCA Civ 285 188
 A v Essex County Council [2010] UKSC 33, [2011] 1 AC 280 544
 A v L (Contact) [1998] 1 FLR 361 174, 175
 A v Liverpool City Council [1982] AC 363 661, 662
 A v Secretary of State for the Home Department (No 2) [2005] UKHL 71, [2006] 2 AC 221 85
 A v United Kingdom (1998) 27 EHRR 611 72
 A v United Kingdom (Human Rights: Punishment of Child) [1998] 2 FLR 959 59, 64, 90, 126, 132, 135, 137, 138, 141
 A v Y (Child's Surname) [1999] 2 FLR 5 192, 205
 A & S v Lancashire County Council [2012] EWHC 1689 (Fam), [2013] 2 FLR 803 667
 A (A Child), Re [2013] EWCA Civ 1104, [2014] 1 FLR 1185 98, 219, 220
 A (A Child), Re [2014] EWHC 920 488
 A (A Child), Re [2016] EWCA 759 273
 A (A Child: Application for Leave to Apply for a Child Arrangements Order), Re [2015] EWFC 47 233
 A (Children), Re, Case No FD13P01649 (unreported) 315
 A (Children) (Contact: Ultra-Orthodox Judaism: Transgender Parent), Re [2017] EWFC 4, [2017] 4 WLR 201; [2017] EWCA Civ 2164, [2018] 4 WLR 60; [2020] EWFC 3, [2020] 1 FCR 599 93, 94, 95, 98, 495
 A (Children) (Restrictions on Parental Responsibility: Extremism and Radicalisation in Private Law) [2016] EWFC 40, [2016] 2 FLR 977 192
 A (Conjoined Twins: Medical Treatment), Re [2001] 1 FLR 1 269
 A (Contact: Separate Representation), Re [2001] 1 FLR 715 468, 470, 471
 A (Contact: Witness Protection Scheme), Re [2005] EWHC 2189 (Fam), [2006] 2 FLR 551 218
 A (Human Fertilisation and Embryology Act 2008: Assisted Reproduction: Parent), Re [2015] EWHC 2602 (Fam), [2016] 1 WLR 1325 153
 A (Letter to a Young Person), Re [2017] EWFC 48, [2017] 3 FCR 323 488
 A (Residence Order), Re [2009] EWCA Civ 1141, [2010] 1 FLR 1083 222

A (Surrogacy: s54 Criteria), Re [2020] EWHC 1426 (Fam), [2021] 1 FLR 357	154
A (Termination of Parental Responsibility) [2013] EWHC 2963 (Fam), [2014] 1 FLR 1305	193
A. A v B. B [2007] ONCA 2	188
A and B v Croatia, App No 7144/15, unreported, Judgment of 20 June 2019	75
A and C (Equality and Human Rights Commission Intervening), Re [2010] EWHC 978 (Fam), [2010] 2 FLR 1363	365
A, B, C, D, E (Children: Placement Orders: Separating Siblings), Re, Case No DE16CO0355 (15 March 2018)	248
A Borough Council v E [2021] EWHC 2699 (Fam)	651
A City Council v LS [2019] EWHC 1384 (Fam)	388
A-F (Children) [2018] EWHC 138 (Fam)	366, 367, 380, 382, 655
A LA v S, W and T (by His Guardian) [2004] EWHC 1270 (Fam), [2004] 2 FLR 129	611
A Local Authority v D [2016] EWHC 3473 (Fam)	348, 353
A Local Authority v J [2008] EWHC 1484 (Fam), [2008] 2 FLR 1389	639
A Local Authority v M (Funding of Residential Assessments) [2008] EWHC 162 (Fam), [2008] 1 FLR 1579	640
A Local Authority v M and N (Female Genital Mutilation Protection Order) [2018] EWHC 870 (Fam)	294
A Local Authority v M, F, C, D, E, F [2016] EWHC 1599 (Fam)	325
A Mother v Derby City Council [2021] EWCA Civ 1867	646
A National Health Service Trust v D [2000] 2 FLR 677	269
A NHS Foundation Trust v MC [2020] EWCOP 33	291, 292, 293
A NHS Trust v Dr A [2013] EWHC 2442 (COP)	432
AB v CD [2018] EWHC 1590 (Fam)	154
AB v CD [2021] EWHC 741 (Fam)	357, 414, 428, 431
AB (A Child: Deprivation of Harm) (2015) EWHC 3125 (Fam)	368
AB, Re [2018] EWFC 3	262, 633
AB, Re [2019] EWCA Civ 1215	429
ABC, Re [2021] EWHC 2574 (Fam)	276
Admissibility decision, App No 61827/00 by David and Carol Glass v United Kingdom (unreported)	269
Adoption Application No 41/61 (No 2) [1963] 2 All ER 1082	227
Advisory opinion concerning the recognition in domestic law of a legal parent-child relationship between a child born through a gestational surrogacy arrangement abroad and the intended mother (request no P16-2018-001, French Court of Cassation, 10 April 2019)	148
Afiri and Biddarri v France (dec), No 1828/18, 23 January 2018	265, 270
Agar Ellis, Agar Ellis v Lascelles, Re (1883) 24 Ch D 317	118
Aintree University Hospital NHS Foundation Trust v James [2013] UKSC 67, [2014] AC 591	273

AJ (Adoption Order or Special Guardianship Order), Re [2007] EWCA Civ 55, [2007] 1 FLR 507	237
A.K. and L v Croatia (37956/11) unreported, Judgment of 8 January 2013	74
Alder Hey Children's NHS Foundation Trust v Evans [2018] EWHC 818 (Fam)	273, 280, 281
Ali v Head Teacher and Governors of Lord Grey School [2006] UKHL 14, [2006] 2 All ER 457	544, 572
Ali v United Kingdom, App No 40385/06, [2011] ELR 85	553, 568, 572
AM v Norway, App No 30254/18, Judgment of 24 March 2022	148, 149, 156
Amphill Peerage Case, The [1977] AC 547	170
An NHS Foundation Trust v A, M, P, A Local Authority [2014] EWHC 920 (Fam)	418, 427
An NHS Foundation Trust Hospital v P [2014] EWHC 1650 (Fam)	429, 431, 432
An NHS Trust v A & B & C [2018] EWHC 2750	274, 275
An NHS Trust v A, B, C, A Local Authority [2014] EWHC 1445 (Fam)	412, 413, 415, 418, 437
An NHS Trust v B [2014] EWHC 3486 (Fam)	285
An NHS Trust v HT [2022] EWHC 719 (Fam)	649, 653, 654
An NHS Trust v SR [2012] EWHC 3842	262
Anderson v Spencer [2018] EWCA Civ 100, [2018] 3 WLR 972	172
Aneva v Bulgaria, App No 66997/13, unreported, Judgment of 6 April 2017	220
Angelini v Sweden (1988) 10 EHRR 123	309
Appel-Irrgang v Germany, App No 45216/07 (20 October 2009)	330
AR and LR v Switzerland, App No 22338/15, dec 19/12/2017	578
Armes v Nottinghamshire County Council [2017] UKSC 60, [2018] AC 355	660
Association X v United Kingdom, App No 7154/75, (1978) 14 DR 31	259
AV v Slovenia, App No 878/13	452, 500
B	
B v B (A Minor) (Residence Order) [1992] 2 FLR 327	399
B v Chief Constable of the Avon and Somerset Constabulary [2001] 1 WLR 340	612
B v P (Children's Objections) [2017] EWHC 3577 (Fam)	487
B v Reading Borough Council and another [2007] EWCA Civ 1313, [2008] 1 FLR 797	598
B v United Kingdom (1998) 10 EHRR 87	60
B v United Kingdom [2000] 1 FLR 1	185, 186
B (A Child) [2012] EWCA Civ 858	234
B (A Child), Re [2013] UKSC 33, [2013] 1 AC 680, [2013] 1 WLR 1911	96, 588, 615
B (A Child), Re [2016] UKSC 4, [2016] AC 606	155

- B (A Child) (Adoption by One Natural Parent), Re [2001] UKHL 70, [2002] 1 All ER 641 95
- B (A Child) (Post-Adoption Contact), Re [2019] EWCA Civ 29 248
- B (A Child) (Residence: Biological Parent), Re [2009] UKSC 5, [2009] 1 WLR 2496 225, 233, 234
- B (A Child) (Secure Accommodation Order), Re [2019] EWCA Civ 2025, [2020] 2 WLR 568 649, 650, 652
- B (A Minor) (Adoption: Natural Parent), Re [2001] UKHL 70, [2002] 1 WLR 2 403
- B (A Minor) (Wardship: Medical Treatment), Re [1990] 3 All ER 927 282
- B (A Minor) (Wardship: Sterilisation), Re [1988] AC 199 287
- B (Adoption: Child's Welfare), Re [1995] 1 FLR 895 200
- B (Adoption by One Natural Parent to Exclusion of Other), Re [2001] 1 FLR 589 240
- B (Adult: Refusal of Medical Treatment), Re [2002] EWHC 429 (Fam), [2002] 2 All ER 449 409, 426
- B (Care Proceedings: Appeal), Re [2013] UKSC 33, [2013] 1 WLR 1911 243, 592, 609, 613
- B (Care Proceedings: Notification of Father without Parental Responsibility), Re [1999] 2 FLR 408 183
- B (Change of Surname), Re [1996] 1 FLR 791 193–4
- B (Children) (Sexual Abuse: Standard of Proof), Re [2008] UKHL 35, [2009] 1 AC 11 609, 612
- B (Children: Uncertain Perpetrator), Re [2019] EWCA Civ 575 614
- B (Grandmother: Joinder as Party), Re [2012] EWCA Civ 737, [2012] 2 FLR 1358 400, 401
- B (Minors) (Termination of Contact: Paramount Consideration), Re [1993] 3 All ER 524 661
- B (Placement Order), Re [2008] EWCA Civ 835, [2008] 2 FLR 1404 640
- B (Role of Biological Father), Re [2007] EWHC 1952 (Fam), [2008] 1 FLR 1015 187
- B and C (Change of Names: Parental Responsibility: Evidence), Re [2017] EWHC 3250 (Fam) 188, 192, 194
- B and G (Children) (No 2) [2015] EWFC 3, [2015] 1 FLR 905 120, 296, 297, 299
- Barrett v Enfield London Borough Council [1999] 3 All ER 193 660
- Barts NHS Foundation Trust v Shalina Begum, Muhhamed Raqeeb and Tafida Raqeeb (by Her Children's Guardian) [2019] EWHC 2531 (Admin) and [2019] EWHC 2530 (Fam), [2020] 3 All ER 663 271, 275, 281, 362, 415
- Beis Aharon Trust v Secretary of State for Education [2016] UKFTT 270 322
- Belgian Linguistics Case (No 2) (1968) 1 EHRR 252 308, 544
- Bensaid v United Kingdom (2001) 33 EHRR 1 60
- B-J (A Child) (Non-Molestation Order: Power of Arrest), Re [2001] 1 All ER 235 184

Blokhin v Russia [2016] ECHR 300 (GC)	652
Botta v Italy (1998) 26 EHRR 97	60
Bouamar v Belgium (1988) 11 EHRR 1	72
Bouyid v Belgium (2016) 62 EHRR 32	139, 140
Boyle v United Kingdom (1994) 19 EHRR 179	60
Bradford, Re; Re O’Connell [2006] EWCA Civ 1199, [2007] 1 FLR 530	210, 495, 496
Bradford-Smart v West Sussex County Council [2002] EWCA Civ 7, [2002] ELR 139	557
Brierley v Brierley [1918] P 257	182
Bristol City Council v M, Case No DX14C00126 (unreported)	135
B-S (Adoption: Application of s 47(5)), Re [2013] EWCA Civ 1146, [2014] 1 WLR 563	243–5, 615, 641, 642, 643, 669
C	
C v Finland [2006] 2 FLR 597	452, 492
C v Flintshire County Council [2001] EWCA Civ 302, [2001] 2 FLR 33	660
C v Governing Body of I School (SEN) [2015] UKUT 217 (AAC)	565
C & C v the Governing Body of a School, The Secretary of State for Education (First Interested Party) and the National Autistic Society (Second Interested Party) (SEN) [2018] UKUT 269	566, 579, 675
C (A Child), Re [2015] EWCA Civ 1305	98
C (A Child) (Change of Surname), Re [1999] 1 FCR 318	192
C (A Child) (Suspension of Contact), Re [2011] EWCA Civ 521, [2011] 2 FLR 912	205, 210, 218
C (A Minor) (Adoption: Parental Agreement: Contact), Re [1993] 2 FLR 260	241
C (A Minor) (Leave to Seek Section 8 Orders), Re [1994] 1 FLR 26	401
C (A Minor) (Care: Child’s Wishes), Re [1993] 1 FLR 832	480, 493, 497
C (A Minor) (Interim Care Order: Residential Assessment), Re [1996] 4 All ER 871, [1997] AC 489	640, 662
C (A Minor) (Leave to Seek Section 8 Orders), Re [1994] 1 FLR 26	401
C (A Minor) (Wardship: Medical Treatment), Re [1989] 2 All ER 782	269
C (A Minor) (Wardship: Medical Treatment) (No 2), Re [1990] Fam 39	441
C (Breach of Human Rights: Damages) [2007] EWCA Civ 2, [2007] 1 FLR 1957	608
C (Change of Surname), Re [1998] 2 FLR 656	191
C (Children) (Child in Care: Choice of Forename), Re [2016] EWCA Civ 374, [2016] 3 WLR 1557	189, 191, 193, 633
C (Detention: Medical Treatment), Re [1997] 2 FLR 180	418, 422
C (HIV Test), Re [1999] 2 FLR 1004	260
C (Looked After Child) (Covid-19 Vaccination), Re [2021] EWHC 2993 (Fam)	259, 633
C (Medical Treatment), Re [1998] 1 FLR 384	274

- C (Prohibition on Further Applications), Re [2002] EWCA Civ 292, [2002] 1 FLR 1136 495, 496
- C (Refusal of Medical Treatment), Re [1994] 1 FLR 3 414, 418, 419, 420
- C (Residence: Child's Application for Leave), Re [1995] 1 FLR 927 401, 402
- C (Welfare of Child: Immunisation), Re [2003] EWHC 1376 (Fam), [2003] 2 FLR 1054; [2003] EWCA Civ 1148, [2003] 2 FLR 1095 259, 261
- C and V (Contact and Parental Responsibility), Re [1998] 1 FLR 392 184
- Camden LBC v RZ [2015] EWHC 3751 (Fam) 594
- Campbell v MGN Ltd [2004] UKHL 22, [2004] 2 AC 457 440
- Campbell and Cosans v United Kingdom (1982) 4 EHRR 293 72, 126, 129, 130, 299, 308, 311
- Carpenter v Secretary of State for Justice [2015] EWHC 464 (Admin) 93
- Catan v Moldova (2013) 57 EHRR 4 310, 311, 312
- CB (International Relocation: Domestic Abuse), Re [2017] EWFC 39, [2017] 3 FCR 273 210, 215, 218, 223
- CC, Re [2018] NLSC 71 188
- CE (Section 37 Direction), Re [1995] 1 FLR 26 400
- Cheshire West and Chester Council v P [2014] UKSC 19, [2014] AC 896 363, 365, 366
- Chief Inspector of Education, Children's Services and Skills v Interim Executive Board of Al-Hijrah School [2017] EWCA Civ 1426, [2018] 1 WLR 1471 320
- Ciccone v Ritchie (No 1) [2016] EWHC 608, [2017] 1 FLR 795 472, 473
- Collins (Deceased), Re [1990] Fam 56 405
- Costello-Roberts v United Kingdom (1993) 19 EHRR 112, [1994] 1 FCR 65 126, 129, 130, 135, 137, 138, 139, 549
- Coventry City Council v C, B, CA and CH [2012] EWHC 2190 (Fam) 596
- CP v United Kingdom, App No 300/11, 6 September 2016 572
- Crump v Gilmore (1969) 113 Sol Jo 998 548
- CS (A Child), Re [2019] EWHC 634 (Fam), [2019] 1 WLR 4286 85, 477, 478
- CZ (Human Rights Claim: Costs), Re [2017] EWFC 11, [2017] 1 WLR 2467 608
- D
- D v B (Otherwise D) (Child Surname) [1979] 1 All ER 92 192
- D v D (Custody of Child) (1981) 2 FLR 74 486
- D v D (Shared Residence Order) [2001] 1 FLR 495 208
- D v E [2016] EWFC 3 466
- D v East Berkshire Community Health NHS Trust and others [2005] 2 AC 373 598, 599
- D (A Child) [2017] EWCA Civ 1695 365, 366, 367, 368, 379, 381, 382, 387, 428
- D (A Child) (Abduction: Rights of Custody), Re [2006] UKHL 51, [2007] 1 All ER 783 472

D (A Child) (Deprivation of Liberty), Re [2015] EWHC 922 (Fam), [2016] 1 FLR 142	367
D (A Child) (Non-Availability of Legal Aid), Re [2014] EWFC 39, [2015] 1 FLR 531 and [2015] EWFC 2, [2015] 1 FLR 1247	664
D (A Child), Re [2019] UKSC 42, [2019] 1 WLR 5403	363, 365, 366, 367, 377, 379, 380, 381, 382, 387, 417, 428, 429, 431, 649, 650
D (A Minor) (Care or Supervision Order), Re [1993] 2 FLR 423	636
D (A Minor) (Wardship: Sterilisation), Re [1976] 1 All ER 326	281, 287
D (Appeal: Failure of Case Management), Re [2017] EWHC 1907 (Fam), [2017] 3 FCR 451	215
D (Care: Natural Parent Presumption), Re [1999] 1 FLR 134	231
D (Children), Re [2018] EWCA Civ 386, [2018] 2 FLR 676	615
D (Children) v Wakefield MDC [2016] EWHC 3312 (Fam), [2017] 2 FLR 1353	608
D (Contact and Parental Responsibility: Lesbian Mothers and Known Father), Re [2006] EWHC 2 (Fam), [2006] 1 FCR 556	187
D (Intractable Contact Dispute: Publicity), Re [2004] EWHC 727 (Fam), [2004] 1 FLR 1226	221
D (Minors) (Adoption Reports: Confidentiality), Re [1996] AC 593	618
D (Paternity), Re [2006] EWHC 3545 (Fam), [2007] 2 FLR 26	174, 177, 178
D, L and LA (Care; Change of Forename), Re [2003] 1 FLR 339	189
Dahlab v Switzerland [2001] ECHR 42393/98	310, 332
Dawson v Wearmouth [1999] 2 All ER 353	190, 191
Demir v Turkey (2008) 48 EHRR 1272	61
Dogru v France (2009) 49 EHRR 8	332
Dojan v Germany [2011] ELR 511	309, 578
Dolhamre v Sweden, App No 67/104 (2010)	591
Down Lisburn Health and Social Services Trust v H [2006] UKHL 36, [2007] 1 FLR 121	240
DV (A Child) [2021] EWHC 1037 (Fam)	428, 434
DW (A Child) (Terminating Parental Responsibility) [2014] EWCA Civ 315, [2015] 1 FLR 166	183
E	
E v United Kingdom [2002] 3 FCR 700	72
E (A Child) (Family Proceedings: Evidence), Re [2016] EWCA Civ 473, [2016] 4 WLR 105	481
E (A Child) (Northern Ireland), Re [2008] UKHL 66	589
E (A Child), Re [2018] EWCA Civ 550, [2019] 1 WLR 594	264, 280, 281
E (A Minor) (Medical Treatment), Re [1991] 2 FLR 585	287
E (A Minor) (Wardship: Medical Treatment), Re [1993] 1 FLR 386	284, 357, 419, 420, 421, 437, 501
E (Assisted Reproduction: Parent), Re [2013] EWHC 1418 (Fam), [2013] 2 FLR 1357	152

E (Care Proceedings: Social Work Practice), Re [2000] 2 FLR 254	658
E (Children: Blood Transfusion), Re [2021] EWCA Civ 1888	357, 421, 425, 431, 433, 438
E (Parental Responsibility: Blood Tests), Re [1995] 1 FLR 392	173
Efstathiou v Greece (1997) 24 EHRR 298	312
Elsholz v Germany [2000] 2 FLR	486
EP v Italy (2001) 31 EHRR 17	69, 240, 590, 603, 632
E-R (A Child) [2015] EWCA Civ 405, [2016] 1 FLR 521	233
E-R (Child Arrangements) [2017] EWHC 2382 (Fam), [2018] 1 FCR 1	233, 234, 235
E-R (Children) (Child Arrangements) [2016] EWHC 805 (Fam), [2017] 2 FLR 501	233, 234
E-R (Children) (Child Arrangements Order: Costs) [2017] EWHC 2535 (Fam), [2018] 1 FCR 23	233
Eremia v Moldova (2014) 58 EHRR 2	233
ET (Serious Injuries: Standard of Proof) Note, Re [2003] 2 FLR 1205	612
Eweida and others v United Kingdom [2013] ECHR 37	332
67, 204	
F	
F v F [2013] EWHC 2683 (Fam)	92, 99, 267, 357, 410, 421
F (A Child), Re [2008] EWCA Civ 439, [2008] 2 FCR 93	640
F (A Minor) (Blood Tests: Parental Rights), Re [1993] Fam 314	173
F (A Minor) (Paternity Test), Re [1993] 1 FLR 598	172
F (Children), Re [2016] EWCA Civ 546, [2016] 3 FCR 255	445, 458
F (Contact: Restraint Order), Re [1995] 1 FLR 956	470
F (Indirect Contact), Re [2006] EWCA Civ 1426, [2007] 1 FLR 1015	218
F (Mental Health Act Guardianship), Re [2000] 1 FLR 192	497
F (Mental Patient: Sterilisation), Re [1990] 2 AC 1	261, 282, 409
F (Paternity: Jurisdiction), Re [2007] EWCA Civ 873, [2008] 1 FLR 225	174
F (Shared Residence Order), Re [2003] EWCA Civ 592, [2003] 2 FLR 397	208
F, Re [2015] EWCA Civ 882, [2017] 1 FLR 979	98
F, Re; F v Lambeth London Borough Council [2002] 1 FLR 217	625, 658, 663
Family H v United Kingdom, App No 10233/83, [1984] DR 105	326
FC v MC [2021] EWHC 154 (Fam)	187
Fixsler v Manchester University NHS Foundation Trust [2021] EWHC 1426 (Fam), [2021] 4 WLR 95 and [2021] EWCA Civ 1018, [2021] 4 WLR 123	276, 277
Folgerø and others v Norway [2007] ELR 557	309, 328
Foster and Rutherford v DPP [2004] EWHC 2955 (Admin), [2005] 1 WLR 1400	384

G	
G v Netherlands (1993)	16 EHRR CD38 203
G (A Child), Re [2013] EWCA Civ 965, [2014] 1 FLR 670	615, 616
G (A Child) (Child Arrangements Order), Re [2018] EWCA Civ 305, [2018] 1 WLR 2769	177
G (A Minor) (Blood Test), Re [1994] 1 FLR 495	172
G (A Minor) (Interim Care Order; Residential Assessment), Re [2005] UKHL 68, [2006] 1 AC 576	640, 662
G (By His Litigation Friend) v The Head Teacher and Governors of St Gregory's Catholic Science College [2011] ELR 446	334, 335
G (Children), Re [2012] EWCA Civ 1233, [2012] 3 FCR 524	123, 315, 316
G (Children) (Residence: Same-Sex Partner), Re [2006] UKHL 43, [2006] 4 All ER 241	231
G (Children: Sperm Donors: Leave to Apply for Children Act Orders), Re [2013] EWHC 134 (Fam), [2013] 1 FLR 1334	169, 177
G (Domestic Violence: Direct Contact), Re [2001] 2 FCR 134	218
G (Parentage: Blood Sample), Re [1997] 1 FLR 360	172, 173
G and R (Child Sexual Abuse: Standard of Proof), Re [1995] 2 FLR 867	611
Gard v United Kingdom (2017) 65 EHRR SE9	263, 264, 265, 270, 272, 281
Gard v United Kingdom (Admissibility) [2017] 2 FLR 773	74, 124
Garland v British Rail [1983] 2 AC 751	85
Gaskin v United Kingdom (1989) 12 EHRR 36	60, 160, 171
Gault, Re 387 US 1 (1967)	3
GF (Medical Treatment), Re [1992] 1 FLR 293	287
Gillick v West Norfolk and Wisbech Area Health Authority [1986] AC 112	5, 7, 28, 29, 118, 119, 120, 122, 124, 261, 266, 348, 352–9, 361–3, 369–70, 380, 382, 410, 411–17, 421, 422, 425, 428, 431, 435, 436–7, 440–1, 443, 546, 577, 673–4, 676
Glass v United Kingdom [2004] 1 FLR 1019	117, 264, 265, 270, 282
Gnahore v France (2002) 34 EHRR 38	240, 632
Goodwin v United Kingdom, App No 28957/95, [2002] 2 FLR 487	138
Görgülü v Germany [2004] 1 FLR 894	66,
GOSH v NO & KK & MK [2017] EWHC 241	275
Goss v Lopez 419 US 565 (1975)	3, 541
Gower v London Borough of Bromley [1999] ELR 356	554
Graves v London Borough of Islington [2003] EWHC 2817 (Admin), [2004] ELR 1	551
Great Ormond Street Hospital for Children v Yates [2017] EWHC 1909 (Fam), [2017] 4 WLR 131 (Family Division) and [2017] EWCA Civ 410, [2018] 4 WLR 5 (Court of Appeal)	123, 124, 264, 275, 279, 280, 281
Great Ormond Street Hospital for Children NHS Foundation Trust v Yates & Gard [2017] EWHC 972	273, 275, 279, 280
Grezelak v Poland, App No 7710/02 (2010)	73, 312

H
 H v A (No 1) [2015] EWFC 58 403
 H v Lord Advocate [2012] UKSC 24, [2013] 1 AC 413 519
 H v R and another [2020] EWFC 74, [2021] 3 WLR 1147, [2021] EWHC 1943 (Fam), [2021] 3 WLR 1175 174
 H (A Child), Re [2015] EWCA Civ 1284, [2016] 2 FLR 1173 616
 H (A Child) (First Name), Re [2002] EWCA Civ 190, [2002] 1 FLR 973 191
 H (A Child) (Parental Responsibility: Vaccination), Re [2020] EWCA Civ 664, [2021] Fam 133 259, 262, 633
 H (A Minor) (Care Proceedings: Child's Wishes), Re [1993] 1 FLR 440 483, 484, 501
 H (A Minor) (Custody), Re [1990] 1 FLR 51 228
 H (A Minor) (Custody: Interim Care and Control), Re [1991] 2 FLR 109 230
 H (A Minor) (Shared Residence), Re [1994] 1 FLR 717 208
 H (Abduction), Re [2006] EWCA Civ 1247, [2007] 1 FLR 242 471
 H (Adoption: Disclosure of Information), Re [1995] 1 FLR 236 158
 H (Care Plan), Re [2008] EWHC 327 (Fam), [2008] 2 FLR 21 636
 H (Children), Re [2014] EWCA Civ 733 224
 H (Contact: Domestic Violence), Re [2005] EWCA Civ 1404, [2006] 1 FLR 943 215
 H (Contact Order) (No 2), Re [2002] 1 FLR 22 95
 H (Contact with Biological Father), Re [2012] 2 FLR 627 176
 H(H) v Deputy Prosecutor of the Italian Republic [2012] UKSC 25, [2013] 1 AC 338 87, 518
 H (Illegitimate Children: Father: Parental Rights) (No 2), Re [1991] 1 FLR 214 184
 H (Minors) (Sexual Abuse: Standard of Proof), Re [1996] AC 563 609, 610
 H (National Youth Advocacy Service), Re [2006] EWCA Civ 896, [2007] 1 FLR 1028 468
 H (Parental Alienation), Re [2019] EWHC 2723 (Fam), [2020] 1 FLR 401 222, 496
 H (Parental Responsibility), Re [1998] 1 FLR 855 184
 H (Parental Responsibility: Maintenance), Re [1996] 1 FLR 867 184
 H (Paternity: Blood Test), Re [1996] 2 FLR 65 175
 H (Residence Order: Child's Application for Leave), Re [2000] 1 FLR 780, [2000] Fam Law 404 401
 H and A (Paternity: Blood Tests), Re [2002] EWCA Civ 383, [2002] 1 FLR 1145 170, 172
 Haase v Germany [2004] 2 FLR 39 67, 70, 240, 590, 601, 602, 632
 Hampshire County Council v E [2007] EWHC 2584 (Admin), [2008] ELR 260 548
 Hansen v Turkey [2004] 1 FLR 142 71, 220
 Hasan v Turkey (2008) 46 EHRR 1060 310
 HB (Abduction: Children's Objections), Re [1998] 1 FLR 422 477

- H-B (Children) (Contact: Prohibition on Further Applications), Re [2015] EWCA Civ 389, [2015] 2 FCR 581 225, 499
- Herczegfalvy v Austria (1992) 15 EHRR 437 439
- Herefordshire Council v AB and CD [2018] EWFC 10, [2018] 2 FLR 784 631
- Hewer v Bryant [1970] 1 QB 357 118, 352, 380
- H-N and others (Children) (Domestic Abuse: Fact-Finding Hearings), Re [2021] EWCA Civ 448, [2021] 2 FLR 1116 213, 216
- Hoffmann v Austria (1993) 17 EHRR 293 70
- Hokkanen v Finland (1994) 19 EHRR 139 63, 66, 220
- Hoppe v Germany [2003] 1 FLR 384 66, 204
- Huvig v France (1990) 12 EHRR 528 651
- I
- IG v Slovakia [2012] ECHR 1910 430
- Ignaccolo-Zenide v Romania (2001) 31 EHRR 7 63, 220
- Ilott v Mitson [2017] UKSC 17, [2018] AC 545 405
- In re W (Parental Agreement with Local Authority) [2014] EWCA Civ 1065, [2015] 1 FLR 949 607, 631
- In the matter of E (A Child) (Medical Treatment) [2016] EWHC 2267 279
- IS v Germany [2014] ECHR 577 203, 249, 250
- I.S. and others v Malta, App No 9410/20, decided 18 March 2021 217
- Isle of Wight Council v Platt [2017] UKSC 28, [2017] 1 WLR 1441 547, 549
- Islington LBC v D [2011] EWHC 990 (Admin) 548
- Ismailova v Russia [2008] 1 FLR 533 70
- J
- J v C [1970] AC 668 118, 227–8, 230–1, 234
- J (A Minor) (Wardship: Medical Treatment), Re [1990] 3 All ER 930, [1992] 4 All ER 614 272, 273
- J (Abduction: Children's Objections), Re [2011] EWCA Civ 1448, [2013] 1 FLR 457 486
- J (Abduction: Child's Objections to Return), Re [2004] EWCA Civ 428, [2004] 2 FLR 64 471
- J (Children), Re [2018] EWCA Civ 115, [2018] 2 FLR 998 210, 215, 217, 496, 609, 613, 614
- J (Leave to Issue Application for Residence Order), Re [2003] 1 FLR 114 401
- J (Minors) (Care: Care Plan), Re [1994] 1 FLR 253 662
- J (Parental Responsibility), Re [1999] 1 FLR 784 185
- J (Paternity: Welfare of Child), Re [2006] EWHC 2837 (Fam), [2007] 1 FLR 1064 174
- J (Specific Issue Orders: Child's Religious Upbringing and Circumcision), Re [2000] 1 FLR 571 261, 296, 494
- J (Specific Issue Orders: Muslim Upbringing and Circumcision), Re [1999] 2 FLR 678 296, 494
- JA (A Minor), Re [2014] EWHC 1135 (Fam) 420, 427

Jäggi v Switzerland, App No 58757/00	161
Jake (A Child), Re [2015] EWHC 2442 (Fam), [2016] 2 FCR 118	262, 633
Jalloh v Germany [2007] 44 EHRR 32	430
Jeunesse v Netherlands (2015) 60 EHRR 17	67, 515
Jevremović v Serbia [2007] ECHR 612	161
JFM v Neath Port Talbot Borough Council, TM, JM and CM (Children) (by Their Guardian) [2008] EWCA Civ 3, [2008] 1 FCR 97	611, 618
JK v Registrar General for England and Wales [2015] EWHC 990 (Admin), [2016] 1 All ER 354	181
JM (A Child), Re [2015] EWHC 2832 (Fam), [2016] 2 FLR 235	263, 282, 431
Johansen v Denmark (1996) 23 EHRR 33	65
Johansen v Norway (1996) 23 EHRR 33	67, 240, 264, 589, 590, 603, 632
Johnston v Ireland (1986) 9 EHRR 203	186
Jordebo v Sweden, App No 11533/8, 52 DR 125	316
JS (Disposal of Body: Prospective Orders), Re [2016] EWHC 2859 (Fam), [2017] 4 WLR 1	486, 499
JT (Adult: Refusal of Medical Treatment) [1998] 1 FLR 48	419
K	
K v Crown Prosecution Service [2014] EWHC 1606 (Admin)	605
K v Secretary of State for the Home Department, Fornah v Secretary of State for the Home Department [2006] UKHL 46, [2007] 1 AC 412	294, 295, 297
K (A Minor) (Ward: Care and Control), Re [1990] 3 All ER 795	228, 230
K (A Minor) (Wardship: Adoption), Re [1991] 1 FLR 57	229, 230
K (Care: Threshold Criteria), Re [2005] EWCA Civ 1226, [2006] 2 FLR 868	614
K (Children), Re [2016] EWHC 1606 (Fam)	594
K (Children) (Contact: Interim Care Order), Re [2014] EWCA Civ 1195, [2015] 1 FLR 95	487
K (Replacement of Guardian Ad Litem), Re [2001] 1 FLR 663	470
K (Secure Accommodation Order: Right to Liberty), Re [2001] 1 FLR 526	381, 651, 652
K (Shared Residence Order), Re [2008] EWCA Civ 526, [2008] 2 FLR 380	208
K (Specific Issue Order), Re [1999] 2 FLR 280	174
K and T v Finland [2001] 2 FLR 707	67, 69, 70, 199, 204, 240, 492, 589, 590, 601, 602, 603, 632, 634
K, W and H (Minors) (Medical Treatment) [1993] 1 FLR 854	424
K.B. v Croatia, App No 36216/13, unreported (14 March 2017)	67, 74, 204, 220, 224, 225
KD (A Minor) (Ward: Termination of Access), Re [1988] AC 806	229
Kearns v France [2008] 1 FLR 888	66
Keegan v Ireland (1994) 18 EHRR 342	186
Kent County Council v C [1993] 1 FLR 308	636
KH v A County Council, A, EJ, KJ [2019] EWCA Civ 2300	616

King, Re [2014] EWHC 2964 (Fam), [2014] 2 FLR 855 263, 270, 279

King's College Hospital NHS Foundation Trust v C [2015] EWCOP 80 426

King's College Hospital NHS Foundation Trust v Thomas [2018] EWHC 127 (Fam) 271, 273, 275, 281

Kingston upon Thames Borough Council v Prince [1999] 1 FLR 593 398

Kirklees Metropolitan District Council v S (Contact to Newborn Babies) [2006] 1 FLR 333 603

Kjeldsen, Busk and Pedersen v Denmark (1976) 1 EHRR 711 308, 309, 578

Koniarska v United Kingdom, App No 33670/96, 12 October 2000, unreported 72, 652

Konrad and others v Germany [2007] ELR 435 311, 326

Kosmopoulou v Greece [2004] 1 FLR 800 71

Kotilainen v Finland (2021) 72 EHRR 26 554

KP (A Child) (Abduction: Rights of Custody), Re [2014] EWCA Civ 554, [2014] 1 WLR 4326 487, 620

Krishnan v London Borough of Sutton [1970] Ch 181 382, 388

Kroon v Netherlands (1995) 19 EHRR 263 186

Kruškić v Croatia, App No 10140/13, unreported, Judgment of 25 November 2014 74

Kutzner v Germany (2002) 35 EHRR 25 589, 590, 593

L

L v L (Minors) (Separate Representation) [1994] 1 FLR 156 470

L v L and another (Anticipatory Child Arrangements Order) [2017] EWHC 1212 (Fam), [2018] 1 FLR 108 494, 500

L v Netherlands, App No 45582/99, ECHR 2004 203

L v P (Paternity Test: Child's Objection) [2011] EWHC 3399 (Fam) 178

L (A Child), Re [2019] EWHC 867 (Fam), [2019] 2 FCR 864 222, 468

L (A Child) (Contact: Domestic Violence) and other appeals, Re [2000] 4 All ER 609 205, 210, 214, 496

L (Adoption: Contacting Natural Father), Re [2007] EWHC 1771 (Fam), [2008] 1 FLR 1079 178

L (Care: Threshold Criteria), Re [2007] 1 FLR 2050 122, 592

L (Children) (Care Proceedings: Significant Harm), Re [2006] EWCA Civ 1282, [2007] 1 FLR 1068 592

L (Family Proceedings Court) (Appeal: Jurisdiction), Re [2003] EWHC 1682 (Fam), [2005] 1 FLR 210 171, 177, 468, 471

L (Medical Treatment: Benefit), Re [2004] EWHC 2713 (Fam) 274

L (Medical Treatment: Gillick Competency), Re [1999] 2 FCR 524 357, 420

LA v XYZ Authority [2019] EWHC 2166 (Fam) 591

Lambert and others v France (Grand Chamber) (2016) 62 EHRR 2 71, 265, 270, 272

Lancashire County Council v A (A Child) [2000] 2 AC 147 612, 614

Lancashire County Council v G [2020] EWHC 2828 (Fam), [2021] 2 FLR 34 648, 649

Lancashire County Council v G [2021] EWHC 244 652

Lancashire County Council v M [2016] EWFC 9 488

Langley and others v Liverpool City Council and another [2005] EWCA Civ 1173, [2006] 2 All ER 202 600, 604

Lautsi v Italy (2012) 54 EHRR 3 73, 310, 311

Lawrence v Pembroke County Council [2007] EWCA Civ 446, [2007] 2 FLR 705 558, 559

LC (Children) (Reunite International Child Abduction Centre Intervening), Re [2014] UKSC 1, [2014] AC 1038 445, 458, 469, 471, 473, 477

Lebbink v Netherlands [2004] 2 FLR 463 186

Leeds City Council v YX and ZX (Assessment of Sexual Abuse) [2008] EWHC 802 (Fam), [2008] 2 FLR 869 497, 618

Leeds City Council and others v Channel 4 Television Corporation [2007] 1 FLR 678 553

Leeds Teaching Hospitals NHS Trust v A [2003] EWHC 259, [2003] 1 FLR 1091 152

Leuffen v Germany, App No 19844/92, Commission decision of 9 July 1992 (unreported) 308

Lister and others v Hesley Hall Ltd [2001] UKHL 22, [2002] 2 AC 215 660

LK, Re [2015] EWCA Civ 830 135

LM v Essex County Council [1999] 1 FLR 988 651

London Borough of Brent v D and others (Compliance with Guidelines on Judges Meeting Children) [2017] EWHC 2452 (Fam), [2017] 4 WLR 193 486, 620

London Borough of Hackney v Williams [2018] UKSC 37, [2019] AC 421 596, 607, 630, 631

London Borough of Haringey v Musa [2014] EWHC 962 (Fam), [2015] 1 FCR 433; [2014] EWHC 2883 (Fam) 193

London Borough of Southwark v F [2017] EWHC 2189 (Fam) 650

London Borough of Tower Hamlets v B [2016] 2 FLR 887 325

LR v North Macedonia, App No 38067/15, unreported, Judgment of 23 January 2020 75

M

M v F and H (Legal Paternity) [2013] EWHC 1901 (Fam), [2014] 1 FLR 352 153, 168

M v F and SM [2017] EWHC 2176 (Fam) 154, 155

M v F, Z (A Child) [2017] EWHC 3566 (Fam) 295

M v M (Child: Access) [1973] 2 All ER 81 205

M (A Child), Re [2013] EWCA Civ 132, [2013] Fam Law 662 634

M (A Child: Secure Accommodation), Re [2017] EWHC 3021 (Fam) 368

M (A Minor) (Custody Appeal), Re [1990] 1 FLR 291 228

M (A Minor) (Secure Accommodation Order), Re [1995] 1 FLR 418	650
M (Care Proceedings: Judicial Review), Re [2003] EWHC 850 (Admin), [2003] 2 FLR 171	603
M (Children), Re [2013] EWCA Civ 1147	204
M (Children) (Abduction: Joinder of Children) [2021] EWHC 635 (Fam)	471, 473
M (Children) (Suspected Trafficking: Competent Authority) [2017] EWFC	56 594
M (Children) (Ultra-Orthodox Judaism: Transgender Parent), Re [2017] EWCA Civ 2164, [2018] 2 FLR 800	495
M (Child's Upbringing), Re [1996] 2 FLR 441	231, 235
M (Contact Order: Committal), Re [1999] 1 FLR 810	
M (Contact: Parental Responsibility), Re [2001] 2 FLR 342	185
M (Minors) (Care Proceedings: Child's Wishes), Re [1994] 1 FLR 749	484
M (Secure Accommodation Order), Re [1995] 1 FLR 418	650
M and another (Children) (Abduction), Re [2007] UKHL 55, [2008] 1 All ER	1157 472
M and B (Children) (Contact: Domestic Violence), Re [2001] 1 FCR 116	219
M and M v Croatia (2017) 65 EHRR 9	452, 484, 500, 589
M and N (Minors) (Wardship: Freedom of Publication), Re [1990] 1 All ER	205 618
M and R (Minors) (Sexual Abuse: Expert Evidence), Re [1996] 4 All ER	239 611
M, T, P, K and B (Care: Change of Name), Re [2000] 2 FLR 645	194
Mabon v Mabon [2005] EWCA Civ 634, [2005] 2 FLR 1011	28, 353, 360, 433, 471, 475, 476, 477
MacDougall v SW and others (sperm donor: parental responsibility or contact) [2022] EWFC 50	153, 187
MAK and RK v United Kingdom, App Nos 45901/05 and 40146/06, [2010] 2 FLR 451	264
Mandet v France, App No 30955/12, Judgment of 14 January 2016	178
Mandla v Lee and others [1983] 2 AC 548	334
Manuello and Nevi v Italy, App No 107/10, ECHR 2015	203
Marckx v Belgium (1979) 2 EHRR 330	60, 63, 76, 186
Mathieson v Secretary of State for Work and Pensions [2015] UKSC 47, [2015] 1 WLR 3250	87, 88, 518, 519
Mayeka v Belgium [2006] 3 FCR 367	63
MB (Medical Treatment), Re [1997] 2 FLR 426	414
MB, Re [2006] EWHC 507 (Fam), [2006] 2 FLR 319	272, 273, 274, 284, 286
McLaughlin, Re [2018] UKSC 48, [2018] 1 WLR 4250	199, 519
McMichael v United Kingdom (1995) 20 EHRR 205	60, 466
Medway Council v M [2015] EWFC B164	631
Mennesson v France, App No 65192/11, Judgment of 26 June 2014	73, 146, 147, 148, 154, 155, 161, 203

Merton London Borough Council v K; Re K (Care: Representation: Public Funding) [2005] EWHC 167 (Fam), [2005] 2 FLR 422 614

Meyer v Nebraska 262 US 390 (1923) 313

Mikulic v Croatia [2002] 1 FCR 720 60, 72, 160, 171

Montgomery (Appellant) v Lanarkshire Health Board (Respondent) (Scotland) [2015] UKSC 11, [2015] AC 1430 271, 412, 414, 426

Moretti and Benedetti v Italy, App No 16318/07, ECHR 2010 203

Morris, Thomas v Rhondda Cynon Taf County Borough Council [2015] EWHC 1403 (Admin), [2015] ELR 559 544

Mr JY v Ms RY, Case No MB17P00250 Middlesborough Family Court (26 April 2018, unreported) 215

MS v RS and BT (Paternity) [2020] EWFC, [2020] 2 FLR 689 172, 178

Murray v Express Newspapers Plc [2008] EWCA Civ 446, [2008] HRLR 33 441

N

N (Contact: Minor Seeking Leave to Defend and Removal of Guardian), Re [2003] 1 FLR 652 400, 475

N (Residence: Appointment of Solicitor: Placement with Extended Family), Re [2001] 1 FLR 1028 231

Neulinger and Shuruk v Switzerland (2012) 54 EHRR 31 61, 64, 65, 66, 67, 204, 514

NHS Trust v A [2007] EWHC 1696 (Fam), [2008] 1 FLR 70 261, 263, 273, 285, 286

NHS Trust v SK [2016] EWHC 2860 (Fam) 427

NHS Trust A v M; NHS Trust B v H [2001] 1 All ER 801 265, 269

Nielsen v Denmark (1989) 11 EHRR 175 73, 116, 264, 364, 365, 381, 382

Niemitz v Germany (1993) 16 EHRR 97 60

North Yorkshire County Council v C [2021] EWHC 2171 (Fam) 648, 653

North Yorkshire County Council v SA [2003] EWCA Civ 839, [2003] 2 FLR 849 614

Northamptonshire County Council v AS and others [2015] EWHC 199 (Fam) 508, 607

Northamptonshire County Council v M [2017] EWHC 997 (Fam), [2017] 2 FLR 1250 236

Nottinghamshire County Council v LH [2021] EWHC 2584 (Fam) 654

Nottinghamshire County Council v P [1993] 1 FLR 514 481, 598, 662

Nottinghamshire County Council v P [1994] Fam 18 598, 662

Nottinghamshire County Council v P; Re P (Minors) (Local Authority: Prohibited Steps Order) [1993] 3 All ER 815 497

NTS v Georgia [2017] 1 FLR 898 61, 75, 452

Nzolameso v Westminster City Council [2015] UKSC 22, [2015] 2 All ER 942 517