

IN THE HIGH COURT OF JUSTICE
FAMILY DIVISION
PRINCIPAL REGISTRY



IN THE MATTER OF THE INHERENT JURISDICTION OF THE HIGH COURT

AND IN THE MATTER OF "Z" A MINOR

Before Her Honour Judge Mayer sitting as a Judge of the High Court in Chambers at the Principal Registry of the Family Division, First Avenue House, 42-49 High Holbom, London, WC1V 6NP on 7th December 2012

The London Borough of Barnet

Applicant

National News Media

Respondent

REPORTING RESTRICTION ORDER

IMPORTANT

If you disobey this order you may be found guilty of contempt of court and may be sent to prison or be fined or have your assets seized. You should read the order carefully and are advised to consult a solicitor as soon as possible. You have the right to ask the Court to vary or discharge the order.

- A. On 7 December 2012 the Court considered an application for a Reporting Restriction Order. The court is satisfied that all relevant persons are named in the Schedule attached to this Order, such Schedule to be served with this Order
- B. The following persons and/or organisations were represented before the Court, namely: the Applicant was represented by Counsel Miss Joanne Ecob; The Respondent did not attend but has been served with the application.
- C. On reading the following documents:

- i) The Applicant's application for an order under the inherent jurisdiction of the High Court issued on the 6th December 2012; and
- ii) The statement of Anthony Carroll the social work team manager on behalf of the Local Authority dated the 6th December 2012; and

the Court granted permission to the Applicant to apply for the exercise of the Court's inherent jurisdiction.

IT IS ORDERED THAT:-

1. Subject to any different order made in the meantime, this order shall have effect until date of the 18th birthday of the child "Z", being 29th August 2025, those details of the child being set out in Schedule 1 to this order.
2. This order binds all persons and all companies (whether acting by their directors, employees or agents or in any other way) who know that the order has been made.
3. This order prohibits the publishing or broadcasting in any newspaper, magazine, public computer network, internet website, sound or television broadcast or cable or satellite programme service of:
 - a) the name and address of:
 - i. the child whose details are set out in Schedule 1 of this order;
 - ii. the child's mother ("the mother"), whose details are set out in Schedule 2 to this order;

- iii. any individual having day-to-day care of or medical responsibility for the child ("a carer"), whose details are set out in Schedule 3 to this Order;
 - iv. any residential home or hospital, or other establishment in which the child may reside or be treated;
 - v. any establishment in which the mother is residing.
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- b) any picture or image being or including a picture of either the child a carer or an establishment;
 - c) any other particulars or information relating to the child's current, past and/or future circumstances;
 - d) any particulars or information relating to the child's mother's past, current and/or future circumstances.

If, but only if, such publication is likely to lead to the identification of the child as being the subject of any proceedings which are or were before a court, where the issue in those proceedings relates or related to the child's welfare.

- 4. No publication of the text or a summary of this order (except for service of the order under paragraph 7 below) shall include any of the matters referred to in paragraph 3 above.
- 5. This Order prohibits any person from seeking any information relating to the child, the child's mother or a carer from any of the following:
 - a) the child;
 - b) a carer; or
 - c) the staff and/or residents of an establishment in which the child may reside or be treated;
 - d) the staff and/or residents of any establishment in which the child's mother is residing.

- 6. Nothing in this Order shall prevent any person from:

Please address all communications for the Court to the Principal Registry of the Family Division, Family Proceedings Department, First Avenue House, 42-49 High Holborn, London WC1V 6NP quoting the number in the top right hand corner of this form. The Court Office is open between 10.00 a.m. and 4.30 p.m. on Mondays to Fridays.

- a) publishing information relating to any part of a hearing in a court in England and Wales (including a coroner's court) in which the court was sitting in public and did not itself make any order restricting publication;
- b) seeking or publishing information which is not restricted by Paragraph 3 above;
- c) inquiring whether a person or place falls within paragraph 3(a) above;
- d) seeking information relating to the child while acting in a manner authorised by statute or by any court in England and Wales;
- e) seeking information from the responsible solicitor acting for any of the parties whose details are set out in Schedule 4 to this order.
- f) seeking or receiving information from anyone who before the making of this order had previously approached that person with the purpose of volunteering information (but this paragraph will not make lawful the provision or receipt of private information which would otherwise be unlawful);
- g) publishing information which before the service on that person of this order was already in the public domain in England and Wales as a result of publication by another person in any newspaper, magazine, sound or television broadcast or cable or satellite programme service, or on the internet website of a media organisation operating within England and Wales.

7. For the avoidance of doubt nothing in this Order limits in any particular the application of Section 12 of the Administration of Justice Act 1960 which provides that the publication of information relating to the care proceedings concerning the child "Z" shall be a contempt of court, such prohibition including the publication of the names of any parties or information which might lead to their identification and consequently the identification of the child.

8. Copies of this Order endorsed with a notice warning of the consequences of disobedience shall be served by the Applicant (and may be served by any other party to the proceedings)

- a) by service on such newspaper and sound or television broadcasting or cable or satellite or programme services as they think fit, by fax or first class post addressed to the editor (in the case of a newspaper) or senior news editor (in the case of a broadcasting or cable or satellite programme service) or website administrator (in the case of an internet website) and/or to their respective legal departments; and/or
- b) on such other persons as the parties may think fit, by personal service.
9. The parties and any person affected by any of the restrictions in paragraphs 3 to 5 above may make application to vary or discharge it to a Judge of the High Court on not less than 48 hours' notice to the parties.

Dated 7th December 2012



LONDON BOROUGH OF BARNET

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NATIONAL NEWS MEDIA

EXPLANATORY NOTE

1. There have previously been care proceedings in the Barnet County Court with respect of the child which related to the child's welfare.
2. Mark Piggott, who works as a freelance journalist for Express Newspapers, has been making enquiries as to matters relating to the circumstances in which the said care proceedings took place, as well as the circumstances in which the child's mother now finds herself.
3. The London Borough of Barnet was granted a Reporting Restriction Order by Her Honour Judge Mayer on 7 December 2012 to enable the protection of the child's right to privacy.

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Publicity Online

To promote Justice, Fairness and Economic Democracy in the context of Dishonest Money
October 28, 2012 / Sabine Kurjo McNeill

Five Mothers on Hunger Strike in Holloway Prison, London – Protesting against Violation of Article 8: the Right to Family Life

Holloway



Association of McKenzie Friends
assisting Litigants in Person
with Lay Legal Advice

NEWS

RELEASE

28 October 2012

Five Mothers on Hunger Strike in HMP Holloway

Protesting against Violation of Human Rights Article 8

(http://en.wikipedia.org/wiki/Article_8_of_the_European_Convention_on_Human_Rights) [1]
(http://en.wikipedia.org/wiki/Article_8_of_the_European_Convention_on_Human_Rights): the
Right to Family Life

Melissa Laird is an American who started a hunger strike after having been refused bail by a UK immigration lawyer. She has not seen her now 5-year-old son for ten months and is seriously hampered from advancing her case inside prison. She has been joined by four other women, one of whom is Russian, who also protest against the separation from their children.

Melissa gave birth to her boy in August 2007, thanks to a test tube. In August 2011 she moved to Spain. There she had a job and acquired a house, when her son caught pneumonia and she took him to a hospital near Alicante. Strangely enough, Spanish Police arrested her, claiming that she is somebody else, on 13th December 2011.

Having been talked into signing an extradition document, she was flown to HMP Holloway, while *Barnet Social Services* took 'care' of her son. She was dragged not only through the family but also the criminal court and advised to plead guilty of 'abducting a child'. Her 6 months sentence finished on 30th June, since when she is being held on 'immigration issues'.

Two McKenzie Friends were at the hearing when bail was refused because the judge could not "go behind the judgement" and due to "the welfare the child". She began to think about hunger strike even though she was advised that nobody would take any notice.

McKenzie Friends visited her on Saturday 28th October which was her 16th day of taking neither food nor drink. They asked the *Visitors Centre* to alert the *Health Service* and were invited to inform *Safer Custody* and the *Family Rights Group*.

Having worked as a legal secretary before, Ms Laird has complained to many officials about the violation of Article 8: the right to family life. Other McKenzie Friends have often pointed out that even Baby P's mother had the right to see her child while in prison. There are many unanswered questions in this drama. But nobody answers the most important ones: how does the boy feel without his mother? Why has nobody ensured that they could see each other?

In the wake of the Savile scandal, it is hoped that investigations will include the institutionalised supply of children to foster parents and homes who also hand them to paedophiles.

More on child snatching (<http://victims-unite.net/child-snatching/>) [2] (</Users/Sabine/Documents/My%20ABC%20Documents%2011%2005%2030/Victims/McKenzies%20for%20Fairness/News%20releases/12%2010%2028%20Five%20Mothers%20on%20Hunger%20Strike.docx#ftn1>) and Punishment without Crime (<http://punishmentwithoutcrime.wordpress.com/about/>) [3] (</Users/Sabine/Documents/My%20ABC%20Documents%2011%2005%2030/Victims/McKenzies%20for%20Fairness/News%20releases/12%2010%2028%20Five%20Mothers%20on%20Hunger%20Strike.docx#ftn2>).

For further information: please contact Sabine McNeill on 07968 039 141

www.McKenzies4Fairness.wordpress.com (<http://www.mckenzie4fairness.wordpress.com/>)

Chairperson: Belinda McKenzie

Web Publisher: Sabine K McNeill; Treasurer: Peter Bellett

[1] http://en.wikipedia.org/wiki/Article_8_of_the_European_Convention_on_Human_Rights
(http://en.wikipedia.org/wiki/Article_8_of_the_European_Convention_on_Human_Rights)

[2] <http://victims-unite.net/child-snatching/> (<http://victims-unite.net/child-snatching/>)

[3] <http://punishmentwithoutcrime.wordpress.com/about/>
(<http://punishmentwithoutcrime.wordpress.com/about/>)

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