

PUNISHMENT WITHOUT CRIME!!!

The nightmare begins when social workers act like a second police force PUNISHING PARENTS who have NOT committed any crime. They do this by obtaining an emergency protection order "ex parte" (in the parents' absence) to take away children into foster care. They claim these children have "suffered emotional harm" or worse still are "at risk of emotional harm"! On this basis an order is nearly always granted without any problem by a "friendly" magistrate. They then pressurise the parents with threats that if they do not "do what we tell you" or if they dare to discuss "the case" with their children or tell them "we love you and miss you" during "contact" the social services will stop contact and maybe never let those parents see their children again etc. Parents are GAGGED when speaking to their own children!

Even worse, when issuing interim care orders the "family courts" have become "Kangaroo courts". Interim care orders are issued on the basis of written statements from social workers and "hired experts" that cannot be questioned or disputed because these documents are not shown to the parents and in any case the authors are nearly always absent from court! The parents' are rarely allowed to testify as not only the judge but also their own lawyers nearly always stop them from speaking !If they do by some miracle manage to testify, what they say is not only disbelieved it is almost always completely ignored !The interim care orders are usually renewed automatically every month for nearly a year before a final care hearing is held ,during which time the unfortunate children are isolated from their parents(except for very limited supervised contact periods) wondering what they have done wrong !

"Legal aid lawyers", known in the trade as "professional losers" usually advise clients to "go along with social services" earning their fees the easy way! Those few parents who succeed in winning and recovering their children are nearly always those who represent themselves. When this happens however judgements, court documents, reports from experts, and position statements are often shown to parents at the last moment or not shown to them at all !As a consequence ,when local authorities apply for an interim care order in the family courts only one in 400 is refused! (official judicial statistics), so what chance do most of the unfortunate parents have?

To cap it all social workers only too often, go round schools and friends of parents and, by their loaded questions spread harmful rumours about the parents. The unfortunate parents however are warned (quite wrongly in fact) that they are forbidden to talk to ANYBODY about their case (they actually CAN talk to individuals for advice and support) .Those bold enough to protest publicly are jailed for their impertinence (200+ per year according to Harriet Harman answering a Parliamentary question, when she was minister for children).

Yes parents are legally GAGGED yet again, when their babies and toddlers are taken to protect the "privacy "of families and children! Grandparents, aunts and uncles are excluded from the court in order (believe it or not!) to protect the children's privacy! Social services however have no need to respect this "privacy" as they frequently advertise for adoption the children they have taken, with colour photos and first names in the Daily Mirror and other periodicals, much to the horror of parents when they see their offspring paraded for the public" to choose" like pedigree dogs!

Eventually many of these children get adopted ("Forced Adoption") and their siblings are often split up into different families despite the pleas of their parents who have been judged to pose a "risk of emotional abuse" to these babies and young children. Alone in Europe, only the UK tolerates forced adoption of children against the wishes of parents in court. In most cases, the parents never see or hear from their children for the rest of their lives, so these children are cut off for ever not only from their parents but also their grandparents, aunts, uncles, cousins and quite often also from their own brothers and sisters ! The parents (and their children) are in effect punished not for something they have done but for something some so called "expert" (using a crystal ball?) thinks they might do in the future !Babies and young children who have been battered and physically abused (like baby P) are "poor adoption material" and no use to social workers hoping to "hit" their adoption targets,(PAF C23 Ofsted) so they are more often than not left to die alone....Children however, with just ONE unexplained injury such as a bruise, a burn, or a fractured arm but with no prior record of abuse or injuries still make good adoption material and are seized for that purpose even when there is no evidence that the parents were in any way responsible. IT'S "ONE STRIKE AND YOU ARE OUT". That is the cry of the "SS" and is typical of the way that "justice" is served up at our UK family courts!

This is the REALITY of what actually happens to parents falling foul of the "system". Is there a conspiracy? No need! Lawyers, fosterers, "experts", adoption agencies, social workers and even judges all do very nicely out of the present system and have no need to conspire, but naturally they do unite to resist, to COVER UP any mistakes they may have made if anyone threatens to "rock the boat"!

What reforms should the government introduce? Well the social workers in "child protection" must be ordered to pass their enforcement functions back to the police, who should only remove children if crimes have been committed by parents that could adversely affect their capacity to care for the children. The family courts should adopt the rules of evidence that govern procedures in the criminal courts where fair and just rules of evidence now prevail. That is how it used to be before the Children Act 1948 when police and criminal courts (not social workers and family courts) dealt with removal of children from cruel or neglectful parents, and it worked much better! Parents would have the right to question their "accusers", demand final hearings by juries, and would no longer be gagged. Parents should no longer be threatened with jail if they complain publicly when their children are taken and should no longer be threatened with having their contact sessions with their children in care stopped if they dare to discuss their case with them. The Children Act 1989 should be amended to remove all gagging of parents wishing to discuss publicly matters concerning their children or to talk about their case with those children. There would then at last be an excellent chance that most of these injustices would be eliminated.

Yes, family courts should be criminal courts and children should only be taken from parents, if they have committed or been charged with a crime. At the moment, however, babies are snatched at birth from perfectly inoffensive and law abiding parents for "risk of emotional abuse". This accusation is the social worker's "favourite" as it is quite impossible for parents to prove their innocence when so called "experts" predict what they might or might not do at some time in the future ! Incredibly, mothers lose their children to forced adoption not for anything they HAVE done but for what some overpaid charlatans (reading tea leaves or tarot cards?) predict they might do! No you couldn't make it up!

Yes it's punishment without crime!!!

Even the actual family court proceedings are fatally flawed. Only too often parents resisting a local authority application for an interim care order are faced with reports from social workers and "experts" who do not come to court and so cannot be

questioned. Barristers read these reports as though they are themselves witnesses and present these reports made by absent officials and experts as though they are "gospel truth". When the parents contradict them with live evidence in court the hearsay evidence coming from the local authority barristers is nearly always preferred! Furthermore, when the local authority employs an "expert" to rule on parents' mental state, non accidental injury to a child or parents' general parenting skills those parents are routinely refused by a judge the opportunity to call experts of their own to counter those "expert opinions". The result is that parents are then faced with reports by these experts who rarely turn up in court to be questioned. The parents are then informed that they have no qualifications so when the local authority's expert says they are not fit parents, then that is the evidence that must be believed!

The theory is that "adoption targets"(still very much in force via Ofsted PAF C23) are set to encourage social workers to find children languishing in care for years new permanent homes. The reality, however, is that adopters want babies not older children so social workers seize babies and toddlers to be put into care and from there into forced adoption with the agreement of compliant judges so that targets can be met !

Disgracefully in our family courts all the rules of evidence are casually "thrown out of the window". SHAME on our family court legal system and all those who support it!

EXAMPLES OF HOW RULES OF EVIDENCE HAVE BEEN DISCARDED IN THE FAMILY COURTS WHEN GRANTING INTERIM CARE ORDERS.

1:- Statements from the local authority are shown to the judge but rarely to parents. Family and friends of parents are routinely excluded from the court but groups of social workers are allowed to stay in the court to listen to their colleague's testimony whether they are witnesses or not.

2:- Parents representing themselves are denied the opportunity to cross examine witnesses appearing against them. Judgements, reports from experts and position statements are either withheld or given to parents at the last minute (too late to read and analyse them properly).

3:- Parents are routinely refused permission to call for a second opinion when "experts" and Doctors have testified against them. If parents record contacts with their children, or interviews with experts or social workers judges routinely refuse permission for these recordings to be heard yet they always allow recordings and video evidence to be heard if produced by police or social workers.

4:-Parents whose children have been taken are routinely and wrongly told that they may not talk to ANYONE about their case.

5:-Parents are jailed if they protest publicly when their children are taken. They are also jailed for "breach of the peace" or "harassment" if they dare to trace and then contact their own children after adoption. Parents are therefore "twice gagged" contrary to the Human Rights Act ,Article 10 entitling all persons "freedom of expression", i.e. freedom of speech.

6:-Local authority barristers in court often read out statements from absent persons as though they are themselves witnesses but they cannot be questioned.

7:- Most solicitors refuse to let their clients speak and then agree to all care orders demanded by social services.

8:-Judges routinely castigate parents who wish to speak or who represent themselves even though they have the right to do so. Their evidence and their arguments are usually ignored in the judgements.

9:-Parents representing themselves are often given an hour or two's notice to appear in court but solicitors are given weeks!

10:-Parents are punished for "risk" i.e. not what they have done but for what they might do in the future! "Risk of emotional abuse" is favourite because there is no legal definition of this and it is usually impossible for parents to defend themselves against "predictions" by so called "experts".

11:-Judges give social workers the power to withhold parent's contact with their children "in care" as a punishment for saying they love them and miss them or that they are fighting to get them back .They use this power to gag parents and force them into complete submission !

12:-Parents are in effect condemned for offences against their children on "probabilities" 51% instead of beyond reasonable doubt.

13:-Parents who were themselves in care or who were abused in childhood are often judged unfit to be parents as a result.

14:-Parents often forfeit their children for "failing to engage with professionals"

15:-Parents faced with forced adoption lose their children for life, without being allowed a hearing by jury.

16:-Under the UN Convention on children's rights children have a RIGHT to be heard in court but are usually denied that right.

17:-Solicitors routinely tell client parents to agree to interim care orders or they risk never seeing their children again .A lie!

18:-Social workers are legally obliged to place children with relatives if possible but either ignore this or find pretexts to fail them on assessments.

19:-Human rights to free speech and freedom of movement are breached by gagging orders and confiscating parents' passports.

20:-Parents are routinely forbidden to call witnesses on their behalf contrary to human rights. Family and friends are wrongly prevented from entering the court.

The "SS" and family court judges often accuse PARENTS of being paranoid and of believing that there is an absurd conspiracy to take their children. The reply, should always be that in common with so many government employees social workers and experts never like to admit that they were wrong .They therefore are willing to do anything and say anything just to COVER UP the mistakes they have made in nearly every case !Their behaviour is only too often, both dictatorial and shocking as three senior judges confirm !

Extract from "The Times" April 13th 2010!

"Lord Justice Wall (The Senior family court judge) said that the determination of some social workers to place children in an "unsatisfactory care system" away from their families was "quite shocking". In a separate case on which Sir Nicholas Wall also sat, Lord Justice Aikens described the actions of social workers in Devon as "more like **Stalin's Russia or Mao's China** than the West of England"!

<http://business.timesonline.co.uk/tol/business/law/article7095791.ece>

[Family torn apart in 15-minute court case by Judge James Orrell ...](#)

Lord Justice Thorpe said on Appeal "I am completely aghast at this case. There is nothing more serious than a removal hearing, **because the parents are so prejudiced in proceedings thereafter**. Once you have lost a child it is very difficult to get a child back." The hearing above lasted only 15 minutes after a doctor "expressed the opinion" that bruising in the ear of one of the three children looked as though it was caused by pinching. **The parents were not allowed to give any evidence!** Their three children had all been forcibly removed until they were ordered to be returned by Lord Justice Thorpe on appeal.

Some will criticise this site for my so called "extreme views". If the three family judges above describe the family courts respectively as "shocking", "more like Mao's China and Stalin's Russia and "prejudiced against parents" who am I to contradict them?!!!

1:- The UK is the ONLY State in the WORLD that gags parents whose children have been taken by social services

2:- The UK is the ONLY State in Europe (except Croatia and possibly Portugal) to permit the horror of "forced adoption".

3:-The UK is the ONLY State in Europe to allow "Punishment without crime" ie the taking of children by social services from parents who have not committed any criminal offence.

4:- The UK is the ONLY State in Europe taking children for "emotional abuse" and worse still "risk of emotional abuse" (on the basis of predictions from overpaid charlatans that one day parents just might harm their children)

5:- The UK is the ONLY State in Europe to censor conversation between parents and children in care. Children are left wondering what they have done wrong as parents are forbidden to explain the situation, or discuss the court case in any way. Phrases such as "I love you and I miss you" are also

forbidden under the threat of contact being stopped immediately if the parents "transgress." Children naturally begin to think their parents might not love them or want them back anymore.

All this is a disgrace to democracy and a disgrace to freedom that could be instantly rectified by legislation to make all the above five practices illegal and to allow parents threatened with permanent separation from their children to demand a hearing by a jury.

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