



Consent to Enable Ireland Children Services (for CSU Over 16)

Part 1 Services Consent

Note:

Please complete and return this form as quickly as possible. Any delay in returning this form will result in a delay with the service beginning.

Service User Completing Form: _____

DOB: _____

Address: _____

Name of Parent/Legal Guardian (1) _____

Name of Parent/Legal Guardian (2) _____

I (Service User) _____

Please indicate your consent preference below (mark with an x):				
a. Data Processing:				
1. Enable Ireland's legal bases for processing personal data includes tasks carried out in public interest/official authority vested in the controller (GDPR Article 6(1)(e) and 9(2)(h)(i.e. the provision of health or social care or treatment or the management of health) and occasionally vital interests (if applicable). We do not use consent as the legal basis to process personal or special category data when it relates to providing healthcare services. The above also applies to the referral process. Consent for data processing is not required to share necessary and appropriate data with other clinical services for the purposes of referrals. In accordance with good clinical practice staff are required to discuss this with and inform service users/owners that a referral is being made and that their clinical information will be shared for that purpose. I have read and understood the above.	Yes		No	
2. I/We understand I/We can access Enable Ireland's Privacy Policy Enable Ireland to understand how Enable Ireland will process your personal data, what your data protection rights are and and contact information for Enable Ireland's Data Protection Officer.				
b. Guardianship				
3. I will ask my parents to complete the legal guardian section of this form.				

c. <u>My Consent</u>				
4. I consent to relevant assessments being carried out.				
5. I consent to the relevant intervention to commence, where appropriate.	Yes		No	
6. I consent for Enable Ireland to access relevant information/reports from the HSE and other relevant Service Providers, where necessary.	Yes		No	
7. I consent for Enable Ireland to access relevant information/reports, where there is a need for a referral to another service provider (e.g. Education, Social Welfare, HSE).	Yes		No	
8. I consent to the sharing of the assessment findings and reports with these service providers. <i>Note, any such referral will only be made with your permission.</i>	Yes		No	
9. I consent to Enable Ireland informing myGP of our child's referral to Enable Ireland.				
d. <u>Communications Consent: Research/Mailing</u>				
10. I consent to being contacted about relevant research projects that have been approved by Enable Ireland's Research Ethics & Quality Committee.	Yes		No	
11. I consent to being added to a local email mailing list (if applicable to the service) in order to receive generic service updates, newsletters, links to resources both internally on the team/externally regarding events in the community if relevant e.g. talks/webinar/courses or feedback forms.	Yes		No	
<u>Photography/Videography:</u>				
<p>12. Enable Ireland Disability Services (Enable Ireland) would like to take photographs / make a video recording of your child / you. These photographic images will be used for:</p> <ul style="list-style-type: none"> • Assessment • Record of progress • For use in home programmes • Educational purposes within Enable Ireland (e.g. training day, information booklets) • Promotional purposes within Enable Ireland (e.g. local newsletter, notice board) <p>These images will be used for the purposes outlined above and may be shared with e.g. HSE, orthotic specialists, seating service providers, other partners or service providers as required.</p> <p>For all other videos/photographs e.g. special events/projects, you will be contacted for specified consent.</p> <p>I have read and understand the above information regarding photography/videos and I consent.</p>	Yes		No	

<p><u>Please insert GP name, address, phone and email address:</u></p>
<p><u>Please list any special conditions or exceptions to consent:</u></p>

Service User Signature: _____

Print Name: _____

Date: _____

<u>Legal Guardian Information (to be completed by Guardian(s)):</u>				
1. I/We are the legal guardians (see Appendix 1 Definition Legal Guardian).	Yes		No	
2. I/We agree to provide Enable Ireland with Court Orders/Statutory Declaration, if in place demonstrating who the Legal Guardian the child named above.	Yes		No	
3. I/We agree to notify Enable Ireland where any changes to Legal Guardianship occur and will forward any updated court orders/Statutory Declarations/other supporting material to demonstrate legal guardianship.	Yes		No	

Please note: the consent of both guardians is required when there are two:

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1) Guardian 1 Signature: _____

Relationship to child: _____

Date: _____

Email address: _____

Phone Number: _____

2) Guardian 2 (If applicable) Signature: _____

Relationship to child: _____

Date: _____

Email address: _____

Phone Number: _____

Part 2: Friends of Enable Ireland Consent Form

FRIENDS OF ENABLE IRELAND

We want to stay in touch and keep you informed with the most relevant information to you about (1) Enable Ireland's services and (2) all the wonderful events happening throughout your community. Friends of Enable Ireland network is a simple and free way for families and people using our services to keep connected to us. Therefore, if you join our network, we will send you a regular newsletter to keep you up-to-date with news and information:

- About Events and volunteering in your local area,
- About Enable Ireland's fundraising initiatives,
- To pass on cost saving offers and
- Provide opportunities to add your voice and play an important role in your community. It's easy and it's free it's free!

**Sign up
TODAY!**

LEARN MORE.
Regular newsletter.

SAVE MORE.
Cost-saving offers.

SHARE MORE.

The Friends of Enable Ireland will also send **your own unique 'Friends Savings Card'** which will allow you to share in special offers from our corporate and community partners. **If you wish** to be contacted to sign up for the Friends of Enable Ireland Network please tick here ☐ and provide details below:

Print name: _____

Address: _____

Email: _____

Telephone number: _____

Signature: _____

If you would like to receive information on events, activities and volunteering in your local area, please tick here

Connection to Enable Ireland (Please circle):

Parent / Guardian EI Staff Relation Supporter Other

Please **circle** below indicating your preferred method of contact to receive **Friends of Enable Ireland information as outlined above:**

Post Email Phone SMS

- If you **do not wish** to receive such information, please tick here ☐

Contact friends@enableireland.ie for further information on the benefits of joining this network or ring our fundraising team at 01 872 7155. Your information will only be made available to relevant Enable Ireland staff in order to share information, updates, offers, local events, fundraising and volunteering opportunities with you. Please note that you may **withdraw your consent** at any time and we have provided details in our data protection notice in this regard available at <https://www.enableireland.ie/privacy-policy>

Internal Use Only: PLEASE ensure all forms are scanned and sent to friends@enableireland.ie, or post to Enable Ireland, 31a Rosemount Park Drive, Rosemount Business Park, Ballycoolin, Dublin

Part 1 Appendix 1 Legal Guardianship

Legal Guardian Definition

A legal guardian is defined as a person with formal rights and responsibilities in respect of someone who lacks legal capacity. Only a person who is a legal guardian may give consent in respect of their child.

Who are Legal Guardians?

This is a summary of a complex legal position: the relevant provisions are set out in the Guardianship of Children Act 1964 as amended by the Child and Family Relationships Act 2015:

- 1) Where parents are married, **the child's mother and father are the legal guardians.**
 - Enable Ireland requires the consent of one parent/guardian if the parents are married.
- 2) If a child's mother and father marry after the child's birth, **the father automatically becomes the child's legal guardian.**
- 3) Where a child has been jointly adopted, **the adoptive parents are the child's legal guardians.**
 - Enable Ireland requires the consent of one adoptive parent/guardian.
- 4) Where the child's parents are not married, the:
 - Child's mother is an automatic legal guardian;
 - Child's father is an automatic legal guardian if he has lived with the child's mother for 12 consecutive months including at least 3 months with the mother and child following the child's birth. This provision is not retrospective, so guardianship will only be acquired automatically where the parents live together for at least 12 months after 18 January 2016; or
 - If the child's father has not become a guardian by satisfying the cohabitation requirement, he may become a guardian if the mother and father of the child may make a statutory declaration to the effect that they agree to the appointment of the father as legal guardian; or
 - Father may apply to court to be appointed legal guardian.
 - Where the parents are not married, Enable Ireland requires the consent of either parent/guardian if the father is a legal guardian of the child.
 - If the father is not a legal guardian, Enable Ireland must explain that, for legal reasons, the requirement is to seek the consent of the legal guardian, i.e. the mother.
- 5) In respect of same-sex couples, **the child's biological parent is a legal guardian.**
 - The biological parent's partner or spouse **may apply to the Court become a legal guardian in accordance with the requirements set out below.**
 - Where a same-sex couple has a child through Donor Assisted Human Reproduction (not including surrogacy) after 4 May 2020 and has complied with the provisions of Part 2 of the Children and Family Relationships Act 2015 (i.e. they have used a recognised fertility clinic and have signed all the relevant consents and declarations), **the spouse, civil partner or cohabitant of the mother will be the legal parent of the child. In this situation, the spouse or civil partner of the biological parent will automatically be a legal guardian.** A cohabitant will be a legal guardian if they fulfil the residence requirement (i.e. have lived with the child's mother for 12 consecutive months including at least 3 months with the mother and child following the child's birth).

- 6) Where a child is born through surrogacy, **the surrogate mother is the legal guardian at birth**. If the commissioning father's sperm was used in the surrogacy procedure, **he may apply to the Court for a declaration of parentage; once granted, this would immediately entitle him to apply to the Court for guardianship**. The commissioning mother, or a commissioning father whose sperm was not used in the procedure, may apply to the Court for legal guardianship once she/they have fulfilled the legal requirements set out in the next bullet point.
- 7) **Any adult may apply to court for legal guardianship, if they:**
- Are married to or in a civil partnership with, or have been cohabiting for at least 3 years, with the child's parent and have shared parental responsibility for the child's day-to-day care for at least 2 years.
 - Have provided for the child's day-to-day care for a continuous period of more than 12 months and the child has no parent or guardian who is able or willing to act as guardian.
- 8) Following a separation or divorce, **both parents remain the child's legal guardian even if the child is not living with them and they have not been awarded custody of the child**.
- Enable Ireland requires the consent of one parent/guardian, unless there is a court instruction to the contrary.
- 9) A guardian may nominate another person to act as temporary guardian in the event of the guardian's incapacity. This is subject to court approval.
- 10) A guardian may appoint a person to act as the child's guardian in the event of the guardian's death.

For more information on Legal Guardianship see:

- For information, see Citizens Information, [Guardianship and cohabiting couples \(citizensinformation.ie\)](https://www.citizensinformation.ie/en/birth-family-relationships/cohabiting-couples/guardianship-and-cohabiting-couples/)¹ This link provides examples of the types of court orders with links to the relevant statutory instrument/link.
- [20240524_HSE_Consent_Policy_2022_v1.2.pdf](#)

¹ <https://www.citizensinformation.ie/en/birth-family-relationships/cohabiting-couples/guardianship-and-cohabiting-couples/>