

FORM DV1

Domestic and Family Violence Protection Act 2012 (s.32)

Application for a Protection Order

Please note: A copy of this application will be given to the respondent

1. Aggrieved's details

If the aggrieved does not want the respondent to know their home address please either:

- Give an address where court documents can be sent e.g. post office box or
- Complete an "Aggrieved Details Form" which will not be provided to the respondent

Given Name/s

Family Name

Date of birth

Address

Gender

Home Number

Mobile Number

Work Phone

Email

SPI # (QPS Only)

Does the aggrieved require an interpreter? No Yes Language/Dialect:

Does the aggrieved identify as: Aboriginal Torres Strait Islander Aboriginal and Torres Strait Islander

Does the aggrieved have a disability, illness or impairment where support and/or special arrangements are required? No Yes

Is the aggrieved under 18 years of age? No Yes

Please supply the details of a parent as all documents must be given to a parent of the aggrieved unless the court orders otherwise.

Parent's Name

Parent's Address

Proceed to Question 2

2. Respondent's Details

Given Name/s

Family Name

Date of birth

Address

Gender

Home Number

Mobile Number

Work Phone

Email

SPI # (QPS Only)

Does the respondent require an interpreter? No Yes Language/Dialect:

Does the respondent identify as: Aboriginal Torres Strait Islander Aboriginal and Torres Strait Islander

Does the respondent have a disability, illness or impairment where support and/or special arrangements are required? No Yes

Current place of employment

Vehicle Model:

Vehicle Registration

Is the respondent under 18 years of age? No Yes

Please supply the details of a parent as all documents must be given to a parent of the respondent unless the court orders otherwise.

Parent's Name

Parent's Address

If you are the aggrieved, proceed to Question 4
If you are not the aggrieved proceed to Question 3

3. Applicant's Details

This section only applies if a person other than the aggrieved is making the application. Please complete either Part A, B, C or D.

PART A – A person being authorised by the Aggrieved

Given Name/s

Family Name

Gender

Address

Is the authorisation of the aggrieved in writing? No Yes

If the authorisation is not in writing, how is authorisation communicated from the aggrieved?

PART B – A person acting under another Act for the Aggrieved

Name

Gender

Address

Who is the application being made by? A guardian Adult Guardian Enduring power of attorney

Other, please specify:

PART C – A Police Officer

Full Name including Rank:

Registration #

Station

Police Occurrence #

Has the aggrieved been advised of this application? No Yes

Has the application resulted from the detention of the respondent? No Yes

Is this an application for an urgent temporary protection order under section 130? No Yes

If yes, has an application for a domestic violence order already been made? No Yes Court File Number:

PART D – A party to a child protection proceeding

Given Name/s

Family Name

Gender

Address

What type of party to a child protection proceeding are you?

A child for whom an order is sought in a child protection proceeding

A separate legal representative for a child for whom an order is sought in a child protection proceeding

An applicant or respondent in a child protection proceeding

Proceed to Question 4

4. Temporary Protection Order

Do you wish the court to make a temporary protection order? No Yes

If you request a temporary protection order before the respondent has been served with a copy of the application, you will have to show the court that there are reasons why it is necessary or desirable for you or a named person to be protected by a temporary protection order before the respondent is served with a copy of the application.

Please state reasons below:

Proceed to Question 5

5. Relationships between the aggrieved and the respondent

What is the relationship of the aggrieved to the respondent?

Intimate Personal Relationship – Please tick one
a) *Spousal Relationship*: Married Former Spouse De Facto Registered Relationship
Parent/Former Parent of a Child

b) Engaged Were Engaged

c) Couple State the nature of the relationship including the level of dependency on each other whether financial or otherwise; length of time of the relationship; frequency of contact and degree of intimacy, if any.

Family Relationship

Relation to respondent (for example parent, sibling, aunt, cousin, stepchild, a person is regarded as a relative)

Do you wish this child to be named on the order? No Yes

SPI # (QPS Only)

Full Name of **Child 3**

Gender

Date of birth

Address

Do you wish this child to be named on the order? No Yes

SPI # (QPS Only)

State grounds as to why the child/children are to be named on the order

Proceed to Question 8

8. Relatives or associates you would like to be named on the order

Full Name of **Relative**

Gender

Date of birth

Address

SPI # (QPS only)

Full Name of **Relative**

Gender

Date of birth

Address

SPI # (QPS only)

Full Name of **Associate**

Gender

Date of birth

Address

SPI # (QPS only)

Full Name of **Associate**

Gender

Date of birth

Address

SPI # (QPS only)

State grounds as to why it is necessary or desirable to protect the relative/associate.

Proceed to Question 9

9. Weapons

Does the respondent have access to any weapons? No Yes

State the number, type of weapon/s and all possible locations of the weapon

Did the respondent use, or threaten to use, a weapon or another thing used as a weapon, during any incident of domestic violence?

No Yes Provide details

Has the respondent been issued with a weapons or firearms licence? No Yes

If the respondent has access to any weapons at their place of residence, please provide details

Proceed to Question 10

10. Details of any other orders

Has a court made any other order or are there other court proceedings that involve the aggrieved and the respondent? *Please attach copies*

Childrens Court orders	Current <input type="checkbox"/>	Not Current <input type="checkbox"/>
Queensland Domestic Violence Order	Current <input type="checkbox"/>	Not Current <input type="checkbox"/>
Police Protection Notice	Current <input type="checkbox"/>	Not Current <input type="checkbox"/>
Voluntary Intervention Order	Current <input type="checkbox"/>	Not Current <input type="checkbox"/>
Interstate Domestic Violence Order (including New Zealand)	Current <input type="checkbox"/>	Not Current <input type="checkbox"/>
Family Court Orders	Current <input type="checkbox"/>	Not Current <input type="checkbox"/>
Other relevant court order <input style="width: 200px;" type="text"/>	Current <input type="checkbox"/>	Not Current <input type="checkbox"/>

Is there a current Protection Order application that has not been decided by the court? No Yes Attach a copy of the application

Proceed to Question 11

11. Conditions sought in the order

A court making a domestic violence order must impose a condition that the respondent –
Be of good behaviour towards the aggrieved and not commit domestic violence against the aggrieved.

If the order includes a named person who is an adult-
Be of good behaviour towards the named person and not commit associated domestic violence against the named person.

If the order includes a named person who is a child -
Be of good behaviour towards the child and not commit associated domestic violence against the child and not expose the child to domestic violence.

A court may also impose any other condition that the court considers necessary in the circumstances and desirable in the interests of the aggrieved, any named person or the respondent.

Do you want the court to consider any other conditions for inclusion in the protection order?

No Go to Q12 Yes Please indicate below

A) Do you want the respondent to leave specified premises? No Yes

If yes, state address of premises and provide reasons:

B) Do you want to prohibit the respondent from remaining at; entering or attempting to enter or approaching premises? No Yes

If yes, the premises to which the respondent is not to come or approach are:

The aggrieved's place of residence The aggrieved's place of employment The place the aggrieved is currently staying

Places where the aggrieved frequents, namely

Associates/relatives place of residence (if there is a named person at Question 8)

Give reasons

C) Do you want to prohibit the respondent approaching the aggrieved? No Yes

Does this include any associates or relatives (if there is a named person at Question 8)?

Give reasons

D) Do you want to prohibit the respondent from contacting the aggrieved or asking someone else to contact the aggrieved? No Yes

Does this include any associates or relatives (if there is a named person at Question 8)? No Yes

Give reasons

E) Do you want to prohibit the respondent's presence at or in a place associated with any child (e.g. school, day care etc) No Yes

Give reasons

F) If the respondent does not know the aggrieved's whereabouts, do you want to prohibit the respondent from trying to locate them or asking someone else to locate them? No Yes

Give reasons

G) Does the aggrieved wish to recover essential property? No Yes

Describe the property and state address where this property can be located.

H) Do you want the court to consider prohibiting any other conduct or behaviour on the part of the respondent? No Yes
Specify that conduct or behaviour complain of and give reasons

 ----- -----

12. Statutory Declaration

The applicant, except if a member of the Queensland Police Service, must sign this application in the presence of a Justice of the Peace, Commissioner for Declarations, or a Solicitor

I, the applicant in this application, do solemnly and sincerely declare:

The information set out in this application, and any other attached statement, is true and correct to the best of my knowledge and belief. I make this solemn declaration conscientiously believing the same to be true and by virtue of the provisions of the *Oaths Act 1867*.

Declared by on / / at in the

presence of

(Signature of Applicant)

.....

(Full name of Applicant)

.....

(Signature of person taking statement)

.....

(Full name and Qualification of Witness)

.....

Queensland Police Service Applicant

The applicant, if a member of the Queensland Police Service, must sign this application and provide the details below:

Full Name and Rank:	<input type="text"/>
Registration No:	<input type="text"/>
Signature:	<input type="text"/>
Date:	<input type="text"/>

Notes to the respondent

If you do not appear in court a domestic violence order may be made in your absence.
The court may issue a warrant for you to be taken into custody by a police officer and brought before the court if the court believes that it is necessary for you to be heard.

Office Use Only

Court file number (if known) :

YOU ARE NOTIFIED that this application will be heard at the time and place as follows:

Court:	<input type="text"/>
Place:	<input type="text"/>
Date:	<input type="text"/>
Time:	<input type="text"/>

Signature
Clerk of the Court/Queensland Police Service