

To be inserted by Court

Case Number:

Date Filed:

FDN:

ORDER FOR REVOCATION OF INTERIM VARIATION OF FINAL INTERVENTION ORDER AND SUMMONS

[NATIONALLY RECOGNISED DOMESTIC VIOLENCE ORDER]

[MAGISTRATES/YOUTH] Select one COURT OF SOUTH AUSTRALIA
SPECIAL STATUTORY JURISDICTION

Order Identifier:

[FULL NAME]
Applicant

[FULL NAME]
Respondent

Person against whom intervention order made ('the Respondent')		
	Full name	Date of birth

Protected Person(s)		
	Full name	Date of birth

Introduction
Hearing
[Hearing date]
[Presiding Officer]
Appearances

[Applicant Appearance Information]

Remarks

The Court is satisfied that:

- ☐ (a) [any remarks]
- ☐ (b)

Order

Date of Order: [date]

Terms of Order

It is ordered that:

Orders in separately numbered paragraphs.

- ☐ 1. The interim variation made on [date] of the Final Intervention Order made on [date] be revoked pursuant to section 26 of the *Intervention Orders (Prevention of Abuse) Act 2009* with the result that the conditions of the final intervention order from the date of this order revert to those set out below.
- ☐ 2.
- ☐ 3. [other orders].

Intervention Order

[This order is declared to address a domestic violence concern]

General

- ☐ 1. The Respondent must not assault, threaten, harass or intimidate the protected person[s].
- ☐ 2. The Respondent must not damage or interfere with property belonging to the protected person or the premises where the protected person[s] stay[s], reside[s] or work[s].
- ☐ 3. The Respondent must not take possession of personal property belonging to the protected person[s] or the following specified property reasonably needed by the protected person: [specified property].
- ☐ 4. The Respondent must not be in possession of the following weapon[s] or article[s]: [weapon/article].

Firearms

☐ 5.

default selected Any firearm (e.g. guns), ammunition or part of a firearm in the possession of the Respondent and any licence or permit held by the Respondent authorising possession of a firearm, ammunition or part of a firearm must be surrendered (handed in) immediately to the Registrar of Firearms.

☐ 6.

default selected For so long as this Order remains in force, any licence or permit held by the Respondent authorising possession of a firearm (e.g. guns), ammunition or part of a firearm is suspended and the Respondent is disqualified from holding or obtaining a licence or permit authorising possession of a firearm, ammunition or part of a firearm. The Respondent is prohibited from possessing a firearm, ammunition or part of a firearm in the course of his or her employment.

Contact

☐ 7.

The Respondent must not contact or communicate with the protected person[s] either directly or in any way (including telephone, SMS messages, in writing, email or any other social media etc)

BUT contact is permitted:

- a. at any court or tribunal hearing where the Respondent is a party to the proceeding or a witness;
- b. through a solicitor or police;
- c. in accordance with an order of a court exercising jurisdiction under the *Family Law Act 1975*
- d. at a family dispute resolution conference or family counselling under the *Family Law Act 1975*, a family conference under the *Young Offenders Act 1993*, a family group conference convened under section 22 of the *Children and Young People (Safety) Act 2017* or at a mediation;
- e. in accordance with a Parenting Plan under section 63C of the *Family Law Act 1975* consented to by the protected person after this Order;
- f. by SMS [*and email*] [*and other means of communication*] to facilitate access to child[ren] and to exchange information as to the welfare of the child[ren];
- g. [*other*].

☐ 8.

The Respondent must vacate the premises at [*address*] forthwith upon service of this Order and not return to those premises unless this term is varied or removed by the Court.

☐ 9.

The Respondent is permitted to attend at the protected person[s] residence once in the presence of and at a time organised by a police officer to collect personal property not affected by this Order.

☐ 10.

The Respondent must not publish on the internet or by any electronic means any material about the protected person[s].

Vicinity

- ☐ 11. The Respondent must not follow or keep the protected person[s] under surveillance including tracking by GPS or otherwise.
- ☐ 12. The Respondent must not go or stay within *[number]* metres of the protected person[s] unless permitted by other conditions of this Order.
- ☐ 13. The Respondent must not go or stay within *[number]* metres of any boundary of where the protected person[s] stay[s], reside[s] or work[s].
- ☐ 14. The Respondent must not go or stay within *[number]* metres of the boundary of the following location[s]: *[address]* provision for multiple
- ☐ 15. The Respondent must not go or stay within *[number]* metres of the boundary of any education or care facility attended by the protected person[s] including specifically the following: *[address]* provision for multiple

Other conditions

- ☐ 16. The Respondent must not cause, allow or encourage another person to do anything forbidden by this Order.
- ☐ 17. only available if jurisdiction 'Magistrates Court' The Respondent must contact the Intervention Program Manager at 8204 8815 within 2 business days and make and attend an appointment for assessment, and if assessed as suitable undertake any intervention program as ordered by the Court.
- ☐ 18. The Respondent must surrender *[description of weapons or articles]* to *[person or authority]* by *[date]*.
- ☐ 19. The Respondent must return *[description of personal property]* to *[name of protected person]* by *[date]*.
- ☐ 20. The Respondent must allow *[name of protected person]* to *[recover/have access to/make use of]* personal property, namely *[description of personal property]* and allow the person to be accompanied by *[a police officer/other specified person]* while doing so.
- ☐ 21. provision for multiple *[other conditions]*

Service of this Order

Service of this order on the respondent is

- ☐ deemed to have been made because the respondent was present when this order was made (section 26(7a)(c)).
- ☐ required to be made.

To the Respondent: WARNING

This interim order will operate until further order.

If you disobey this order:

- you will be liable to **[imprisonment/detention]** not exceeding 2 years and/or a fine not exceeding \$10,000.
- you may be liable to **imprisonment and/or a fine** and any other person who knows of this order and does anything that helps or permits you to disobey this order may be similarly punished.

To the Respondent: WARNING

Contravention of an intervention order is a criminal offence which can be punished by a term of imprisonment or detention.

If this is a Nationally Recognised Domestic Violence Order it applies and is enforceable in all Australian States and Territories.

If this is not a Nationally Recognised Domestic Violence Order, upon registration, this order is enforceable in other Australian States and Territories.

Authentication

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Signature of Court Officer

[title and name]