

# 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 provided to the Aggrieved, Applicant, Respondent and Police

### 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 *\*Leave blank if you do not want this information to be given to the other party*

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

Neither

☐

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

☐

Neither

☐

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 *\*leave blank if you do not want this information to be given to the other party*

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 given 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 given a copy of the application.

Please state reasons below (*attach extra pages if necessary*):

**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 ☐ Civil Partnership ☐  
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)

☐

**Informal Care Relationship**

Nature of relationship

**6. Grounds for a protection order** \_\_\_\_\_

State grounds as to why a protection order is necessary or desirable to protect the aggrieved. It must be shown that domestic violence has occurred. Include specific example of behaviour by the respondent. *Attach extra pages if necessary*

This image shows a blank sheet of white paper with horizontal ruling lines. The lines are evenly spaced and extend across the width of the page. There is no handwriting or other markings on the paper.

**7. Children of the aggrieved or children who usually live with the aggrieved** \_\_\_\_\_

Full Name of **Child 1**

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/	/
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☐ Yes ☐

\_\_\_\_\_

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/	/
---	---

☐ Yes ☐

\_\_\_\_\_

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/	/
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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 and explosives

Does the respondent have access to any weapons or explosives? No ☐ Yes ☐

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

Did the respondent use, or threaten to use an explosive, 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 or explosives licence? No ☐ Yes ☐

If the respondent has access to any weapons, ammunition or explosives 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	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Queensland Domestic Violence Order	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Police Protection Notice	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Voluntary Intervention Order	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Interstate Domestic Violence Order (including New Zealand)	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Family Court Orders	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Other relevant court order <input type="text"/>	Yes <input type="checkbox"/>	No <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 -

(a) must be of good behaviour towards the aggrieved and not commit domestic violence against the aggrieved; and

(b) must not organise, encourage, ask, tell, force or engage another person to do something that, if done by the respondent, would be domestic violence against the aggrieved.

If the order includes a named person who is an adult -

(a) must be of good behaviour towards the named person/s and not commit associated domestic violence against the named person/s; and

(b) must not organise, encourage, ask, tell, force or engage another person to do something that, if done by the respondent, would be associated domestic violence against the named person/s.

If the order includes a named person who is a child -

(a) must be of good behaviour towards the named child/ren, and must not commit associated domestic violence against the child/ren and must not expose the named child/ren to domestic violence; and

(b) must not organise, encourage, ask, tell, force or engage another person to do something that, if done by the respondent, would be associated domestic violence against the child, or would 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





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

Court:

Place:

Date:

Time:

Signature  
Clerk of the Court/Queensland Police Service

*The footnotes are to assist in the completion of the form and can be deleted once complete.*

Explanatory guides relating to making a statutory declaration in Queensland are available  
at [Statutory Declaration Forms - Datasets | Publications | Queensland Government](#).

<sup>1</sup> Insert the witness's capacity that makes them eligible to witness the statutory declaration, including as a special witness under section 16C or part 6A of the *Oaths Act 1867*. For example, Australian legal practitioner, lawyer, justice of the peace, commissioner for declarations, notary public, a justice of the peace or commissioner for declarations approved by the Chief Executive under section 12(2) of the *Oaths Act 1867*, government legal officer, etc.

<sup>2</sup> For example, the name of the law practice for the Australian legal practitioner, the name of the government department of the government legal officer, the name of the law practice for a justice of the peace who witnesses documents for a law practice, etc.