



Magistrates'
Court of Victoria

APPLICATION FOR REHEARING

Family Violence Protection Act 2008 Section 122

In the Magistrates' Court at	Case No
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Applicant	_____
Current address	_____
Do you wish to disclose your address?	<input type="checkbox"/> Yes <input type="checkbox"/> No
Protected person	_____
Current address	_____
Additional protected person(s)	_____
Respondent	_____
Current address	_____
Additional respondent	_____
Current address	_____

I _____

the respondent to the application made at _____

on _____ *Date* apply to the court for a rehearing of the:

Court location

application for a family violence intervention order

application for variation/revocation/extension of a family violence intervention order

vexatious litigant declaration application

The grounds for the application are as follows:

- I was not personally served with the application for the order
- The application was not brought to my attention under an order for substituted service
- There are exceptional circumstances in my case and a rehearing is fair and just

Explanation for failure to appear:

Is leave to apply required?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
<i>Note – Leave is required if previous application was struck out pursuant to s99(4)</i>		
Has leave to apply been granted?	<input type="checkbox"/> Yes	<input type="checkbox"/> No

The application for rehearing will be heard at:			
The Magistrates' Court at			
on		at	
	<i>Date of Hearing</i>		<i>Time Application Listed</i>
Issued at		on	
	<i>Court Location</i>		<i>Date</i>
Issued by			
	<i>Name</i>		
	<i>Title</i>		
	<i>Address</i>		

Please Note: The filing of this application for rehearing does not operate as a stay of the final order or an order declaring a person to be a vexatious litigant.

Affidavit	Certification*
<p>I _____</p> <p>make oath / *affirm and say that the contents of my application are true and correct to the best of my knowledge.</p> <p><i>(Under section 141 of The Evidence (Miscellaneous Provisions) Act 1958 a person who makes an affidavit knowing the contents of the affidavit to be false may be punished for the offence of perjury)</i></p> <p>Sworn/Affirmed at:</p> <p>_____</p> <p>on _____ (date)</p> <p>_____</p> <p>Signature of person making the affidavit</p> <p>Before me</p> <p>_____</p> <p>Name _____</p> <p>Title _____</p> <p>Address _____</p> <p>_____</p> <p><small>(A person authorised under section 123C(1) of the Evidence (Miscellaneous Provisions) Act 1958 to take an affidavit.)</small></p>	<p>I _____</p> <p>certify that the information contained in this application is true and correct to the best of my knowledge.</p> <p>I understand that making a certification knowing the document to be false in any particular constitutes an offence punishable by 120 penalty points</p> <p>Certified at</p> <p>_____</p> <p>on _____ (date)</p> <p>_____</p> <p>Signature of person making certification</p> <p>Name _____</p> <p>Title/Rank _____</p> <p>Court/ _____</p> <p>Police Station _____</p> <p><i>*For use by police and registrars only</i></p>

For further information contact your local Magistrates' Court of Victoria or visit
www.magistratescourt.vic.gov.au