Your Personal Safety Intervention Order
Court Hearing

important information for court users

Issued June 2021

**What do I need to do?**

You must contact us **3 business days** before your hearing to help us prepare your case for court. The information you provide will ensure that we have your current contact details and that we can connect you with legal and support services to help you prepare for court.

If you do not contact us before your hearing day, the court can hear your matter in your absence.

**How can I contact the court?**

To contact the court, you can:

* Complete the attached pre-court information form and provide it to the court where your matter is listed.
* Call or email the court where your matter is listed. You can find the contact details for your local court on our website [www.mcv.vic.gov.au.](https://vicgov-my.sharepoint.com/personal/rachel_findlay_courts_vic_gov_au/Documents/Projects/COVID-19%20Operational%20Guidance/www.mcv.vic.gov.au.)

**What changes to court hearing process will affect me?**

The court will decide how you participate in your court hearing. In most cases, the **respondent** (the person the applicant is against) must take part in the court hearing in person. **The protected person** (the person protected by the order) can choose how they want to take part in the court hearing.

The court must comply with public health directions issued by the Chief Health Officer, and this may affect how you participate in your hearing. Check the [Magistrates’ Court of Victoria website](https://www.mcv.vic.gov.au/going-court/find-court) for the latest advice on attending court.

The court can organise a telephone interpreter to assist you.

Please advise the court if you need an interpreter.

**Should I get legal advice?**

We encourage you to get legal advice before your court hearing. You can contact a private lawyer or you may be eligible for free legal advice. Please refer to the Victoria Legal Aid website for further information: [www.legalaid.vic.gov.au](http://www.legalaid.vic.gov.au) or call 1300 792 387.

**Other support**

We encouraged you to contact the the Dispute Settlement Centre of Victoria (DSCV) before you attend court. The DSCV provides free mediation services to people involved in a PSIO application, and can help you to try to resolve your matter before going to court. For more information please visit the DSCV website [www.disputes.vic.gov.au](http://www.disputes.vic.gov.au).

**If you are in immediate danger, call ‘000’.**

PSIO Pre-court information

**SENSITIVE INFORMATION – COURT USE ONLY\***

Please complete this form and return it to your localMagistrates’ Court by email or mail no later than 3 business days before your court hearing, otherwise contact your closest court.

**About your hearing**

Please provide your hearing details if you know them. If you don’t know your hearing details, we will use your contact details to locate your hearing information.

|  |  |  |  |
| --- | --- | --- | --- |
| **Case Number** **(if known)** |  | **Court Date****(Date of hearing)** |  |
| **Court Location** |  |
| **I am the: [ ]  Affected Person** (the person protected by the order) **[ ]  Respondent** (the person the order has been made against) |
| **Please provide the name of the other party involved in this case: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_***This information will help the court find your hearing details if you have not provided a case number.* |

**Your Contact Details**

|  |  |  |  |
| --- | --- | --- | --- |
| **Name:** |  | **DOB:** |  |
| **Preferred Name:** |  |  |
| **Phone** |  | **[ ]  My number is confidential** |
| **Email** |  | **[ ]  My email is confidential** |
| **Address** |  | **[ ]  My address is confidential** |
|  | **Suburb**       | **Postcode**       |  |
| **The safest way to contact me is by:** [ ]  Phone [ ]  Email [ ]  Mail *If the court is contacting you by phone, this will occur between 9am and 5pm Monday to Friday* |

**Victoria Police**

Did the police apply for the personal safety intervention order?[ ]  Yes [ ]  No [ ]  Unsure

If yes, have you spoken to the police about your upcoming hearing?[ ]  Yes [ ]  No [ ]  Unsure

**Representation**

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| Is a lawyer helping you with this matter? | [ ]  | Yes | [ ]  | No |
| If yes, please provide their details:  | Name:  |  |
|  | Law firm:  |  |

**Dispute Settlement of Victoria**

**Have you spoken to the Dispute Settlement Centre of Victoria about this issue?** [ ]  Yes [ ]  No [ ]  Unsure

*You are strongly encouraged to contact* [*Dispute Settlement Centre of Victoria*](http://www.disputes.vic.gov.au/) *before your court hearing.*

**Support**

**Do you need an interpreter at the hearing?** [ ]  Yes [ ]  No

If yes, what type of interpreter do you need? (e.g. Vietnamese, AUSLAN) ­­­­­­­­ ­\_\_­­­­­­­­\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

*The court can give you an interpreter if you ask for one. This is a free service. If the other person involved also needs an interpreter, the court will make sure their interpreter is different to yours*.

**Are you, or someone involved in your court hearing lesbian, gay, bisexual, trans and gender diverse, intersex, queer or questioning (LGBTIQ+)?**

[ ]  Yes [ ]  No [ ]  Unsure [ ]  I don’t want to say

*We may be able to connect LGBTIQ+ clients with services that meet the needs of LGBTIQ+ communities.*

**If yes, unsure or I don’t want to say:**If available, would you like to speak with an LGBTIQ+ family violence practitioners [ ]  Yes [ ]  No

Do you agree to the court sharing your details with selected support services? [ ]  Yes [ ]  No

**Going to your court hearing**

**Will you be taking part in the court hearing?** [ ]  Yes [ ]  No [ ]  Unsure

(The magistrate may cancel or hear the intervention order application if you don’t take part in the hearing)

**How would you like to take part in your hearing?**(The court will decide how you take part in your court hearing)

[ ]  In Person [ ]  Online [ ]  Phone [ ]  Unsure

If **Online or Unsure**, do you have the technology you need to take part in court online? [ ]  Yes [ ]  No

What technology do you have, for example, a computer, stable internet connection?

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**Are you applying move your hearing to a later date?** [ ]  Yes [ ]  No [ ]  Unsure

**If yes, why do you need to move your hearing date?**

*Reasons for moving your hearing date can include waiting for legal advice or medical reasons.*

*The court will decide if it can move your hearing - we cannot guarantee that we can move your hearing. If there is a temporary intervention order in place, this will continue until the next hearing date*

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

*Please* [email your local court](https://www.mcv.vic.gov.au/going-court/find-court) *to provide evidence for the reason you are requesting an adjournment. Evidence can include a medical certificate or flight details.*

|  |
| --- |
| If the matter cannot be finalised on this date it will be adjourned to a later date |
| **I am the affected person and I want an intervention order** | **[ ]** Yes [ ]  No |
| **I am the respondent and I want the court to know:**  |  |
| I want my hearing adjourned. I understand any orders in place will continue to the new date  |  [ ]  Yes [ ]  No |
| If yes, are you contesting the order? [ ]  Yes [ ]  No [ ]  Other reason for adjournment:       |
| I accept a Final Intervention Order being made with the same conditions as the Interim Order and will not be attending the court hearing |  [ ]  Yes [ ]  No |