family violence intervention order

mention & directions hearing checklist

For use in applications made under the *Family Violence protection act 2008*

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| **For completion by legal representatives, police representative or the judiciary** |

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| **In the Magistrates’ Court at** | **Case No**  |
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| **Applicant** |       |
| **Applicant’s lawyer or police representative** |       |
| Duty lawyer provided: | [ ]  Legal advice/ representation [ ]  Procedural advice [ ]  N/A  |
| **Affected Family Member** |  |
| **Affected Family Member’s lawyer** |  |
| Duty lawyer provided: | [ ]  Legal advice/ representation [ ]  Procedural advice [ ]  N/A  |
| **Respondent** |  |
| **Respondent’s lawyer** |  |
| Duty lawyer provided: | [ ]  Legal advice/ representation [ ]  Procedural advice [ ]  N/A  |
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| **Application adjourned from:** | [ ]  Mention to Mention | [ ]  Mention to Directions Hearing  | [ ]  Directions Hearing to Contest |
| **Unsuitable dates:** |       |

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| **Issues in dispute** |  | **Hearing requirements** |
| **[ ]**  | Factual argument |  | **Duration:** |       |
| **[ ]**  | Conditions of the order |  | **Interpreter for:** | [ ]  AFM |  **Language:** |       |
| **[ ]**  | Inclusion of children on the order |  |  | [ ]  Respondent |  **Language:** |       |
| **[ ]**  | Effect of the order on firearms licence |  | **Remote witness facility required:** | [ ]  Yes [ ]  No |

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| **Witnesses proposed to be called at next hearing** |
| **Number of witnesses to be called by:** | **Applicant:** |       | **Respondent:** |       |
| **[ ]  Children present at incident (Note prohibition s.67 FVPA)**  |  **Ages:** |       |
| **Names of witnesses:** |  |       |
|       |  |       |

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| **Other proceedings** |
| **Other relevant proceedings:** | [ ]  Criminal [ ]  Child Protection [ ]  Family Law [ ]  Other:       |
| **Provide particulars (including next date):** |       |

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| **Procedural orders sought** |
| **[ ]**  | Summary of allegations (x3) to be filed by: |       |
| **[ ]**  | Respondent’s reply to summary of allegations (x3) to be filed by: |       |
| **[ ]**  | Applicant witness summaries/ statements/ copy exhibits (x3) to be filed by: |       |
| **[ ]**  | Respondent witness summaries/ statements/ copy exhibits (x3) to be filed by: |       |
| **Section 71/ 72 FVPA (orders usually only made at Directions Hearing)** |
| **[ ]**  | s71.4 Warning to respondent that if refuses legal representation, cannot cross-examine etc. |
| **[ ]**  | s71 Order for VLA to offer respondent legal representation for cross-examination of protected witness |
| **[ ]**  | s72 Order for VLA to offer protected witness legal representation for cross-examination by respondent’s legal representative |

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| **Notes** |
| **Other relevant issues including reason for adjournment:** |       |

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| **Signed by or on behalf of the parties:** |
| **Applicant, lawyer or police representative** |       | **Date** |       |
| **Affected Family Member or lawyer** |       | **Date** |       |
| **Respondent or lawyer** |       | **Date** |       |