



EXISTING FAMILY VIOLENCE INTERVENTION ORDER

A

Are the affected person and respondent subject to an existing family violence intervention order? (ss36, 62)

If interim family violence intervention order, court may make an interim personal safety order if satisfied of grounds in s35. **Go to B.**

If final family violence intervention order, court may not make a final personal safety order unless it revokes the family violence intervention order. **Go to B**

If no, go to B

CONSIDER POSSIBILITY OF MEDIATION

B

Has the court considered whether it is appropriate to give a mediation direction? (s26)

If the court has given a mediation direction, court must consider including conditions in the personal safety order that will not prevent mediation occurring (s66). **Go to C**

If no, go to C

FIREARMS OR WEAPONS

C

Does the respondent have a firearms authority or weapons exemption or approval? (s68)

If yes, may include condition suspending it. **Go to D**

If no, go to D

EXCLUSION FROM RESIDENCE

D

Is the respondent an adult or a child?

If adult, go to E

If child, go to F

E

If respondent excluded from person's residence, court must ask respondent for address (s70)

Go to G

F

Consider all circumstances, including criteria in s71(2)

- Can only exclude child if the child will have appropriate accommodation, care and supervision (s71(3))
- If exclusion order made:
 - Inform registrar (registrar must notify DHS) (s71(5))
 - Ask respondent for address (s70)

Go to G



STUDENTS

G

Is the respondent a student?

If yes, go to H

If no, go to I

H

Consider whether conditions in order may prevent the respondent attending the school at which the respondent is a student, or wishes to become a student (s74(1))

- Court may request report from Dept of Education and Early Childhood Development (s75)
- Court may order registrar to serve copy of order on principal of the school (s175)

ADDRESSING INCONSISTENCIES WITH OTHER ORDERS

I

Might the order be inconsistent with a **child protection order**?

If yes, inform registrar to notify Secretary to the Dept of Human Services (s130)