

SCHEDULES

SCHEDULE 7

DOMESTIC VIOLENCE PROTECTION NOTICES AND ORDERS

Application for a domestic violence protection order

- 4.—(1) If a DVPN has been issued, a constable must apply for a DVPO.
- (2) The application must be made by complaint to a court of summary jurisdiction.
- (3) The application must be heard by the court not later than 48 hours after the DVPN was served pursuant to paragraph 2(2).
- (4) A notice of the hearing of the application must be given to P.
- (5) The notice is deemed given if it has been left at the address given by P under paragraph 2(3).
- (6) But if the notice has not been given because no address was given by P under paragraph 2(3), the court may hear the application for the DVPO if the court is satisfied that the constable applying for the DVPO has made reasonable efforts to give P the notice.
- (7) The court may adjourn the hearing of the application.
- (8) If the court adjourns the hearing, the DVPN continues in effect until the application has been determined.
- (9) On the hearing of an application for a DVPO, Article 118 of the Magistrates' Courts (Northern Ireland) Order 1981 (summons to witness and warrant for arrest) does not apply in relation to a person for whose protection the DVPO would be made, except where the person has given oral or written evidence at the hearing.