

*These notes refer to the Domestic Abuse and Civil Proceedings Act
(Northern Ireland) 2021 (c.2) which received Royal Assent on 1 March 2021*

Domestic Abuse and Civil Proceedings Act (Northern Ireland) 2021

EXPLANATORY NOTES

COMMENTARY ON SECTIONS

Part 2 – Provision for Civil Proceedings

Section 35: Factors relevant to residence and contact orders

Section 35 amends Article 12A of the Children (Northern Ireland) Order 1995 to require a court considering whether to make a residence or contact order to consider any conviction of the person applying for the order for a domestic abuse offence involving the child. A domestic abuse offence involving the child is defined as meaning the new domestic abuse offence under section 1, if the offence is aggravated as provided for in section 9 and the aggravation relates to the child, or any other offence, which is aggravated as provided for in section 15 and the child is not the person against whom the offence was committed but the aggravation of the offence relates to the child.