



Domestic Abuse Act 2021

2021 CHAPTER 17

PART 3

POWERS FOR DEALING WITH DOMESTIC ABUSE

Domestic abuse protection orders

33 Matters to be considered before making an order

- (1) Before making a domestic abuse protection order against a person (“P”), the court must, among other things, consider the following—
 - (a) the welfare of any person under the age of 18 whose interests the court considers relevant to the making of the order (whether or not that person and P are personally connected);
 - (b) any opinion of the person for whose protection the order would be made—
 - (i) which relates to the making of the order, and
 - (ii) of which the court is made aware;
 - (c) in a case where the order includes provision relating to premises lived in by the person for whose protection the order would be made, any opinion of a relevant occupant—
 - (i) which relates to the making of the order, and
 - (ii) of which the court is made aware.
- (2) In subsection (1)(c) “relevant occupant” means a person other than P or the person for whose protection the order would be made—
 - (a) who lives in the premises, and
 - (b) who is personally connected to—
 - (i) the person for whose protection the order would be made, or
 - (ii) if P also lives in the premises, P.
- (3) It is not necessary for the person for whose protection a domestic abuse protection order is made to consent to the making of the order.