

Form 1 Application for apprehended personal violence order

Crimes (Domestic and Personal Violence) Act 2007

Details of the applicant (the person making the application)

Name— Didier Hasan
Police application number (if application made by police)—
Contact details— 04XX XXX XXX

Details of the protected person or persons (the persons to be protected by the order)

Name of first person— Didier Hasan
Date of birth/Age— 10 March 1981
Address— 321 Pitt Street MERRYLANDS NSW 2160
Name of any other person— Saabeah Hasan
Date of birth/Age— 1 September 1983
Address— 321 Pitt Street MERRYLANDS NSW 2160

Note— The address at which a protected health care provider resides must not be stated in this application unless the protected health care provider consents to the address being included or, if the application is made by a police officer, the police officer is satisfied that the defendant knows the address. See the [Crimes \(Domestic and Personal Violence\) Act 2007](#), section 44.

Details of the defendant (the person against whom the order is sought)

Name— Mark Howard
Date of birth/Age—
Telephone number—
Address— 319 Pitt Street MERRYLANDS NSW 2160
Central Name Index (if known)—

NOTICE TO APPLICANT

It is an offence under the [Crimes \(Domestic and Personal Violence\) Act 2007](#), section 49A to make a statement in this application that you know is false or misleading in a significant respect.

The maximum penalty for that offence is imprisonment for 12 months or a fine of \$1,100, or both.

NOTICE TO DEFENDANT

You are directed to attend the Local Court or Children's Court of NSW on—

Date—

Time—

at

Place—

If you fail to attend, the court may make orders against you or issue a warrant for your arrest to bring you before the court.

Reasons for making this application

The applicant is making an application for an apprehended personal violence order for the following reasons—

The applicant has recently migrated from Africa and moved into a house located at 321 Pith Street, Merrylands with his wife.

The defendant, Mr. Mark Howard resides at 319 Pith Street, Merrylands.

The defendant has been extensively renovating his house.

The applicant has found building rubble and garbage his yard that has been thrown over the fence separating his property from the defendants.

The applicant has approached the defendant on numerous occasions and asked him to keep his rubbish on his property. Most recently, the applicant spoke to the defendant on

Following this conversation on 3 November 20XX, the applicant received an anonymous letter containing numerous threats to him, his wife and their property. The applicant believes it was the defendant who placed this letter in his letterbox.

Now, every time the applicant leaves his home the defendant comes out of his house and yells at him and threatens him.

The defendant has continued to throw building rubble and rubbish over the fence into the applicant's property.

The applicant feels threatened by the defendant and is fearful for his safety and the safety of his family.

The applicant would like the court to make an apprehended personal violence order.

Further information about the relationship between the applicant and the defendant

Note— In this section, references to "you" refer to the persons to be protected by the order. This section is not required to be completed if this application is made by the police.

- | | | |
|---|--|---|
| 1 | Is there an existing commercial relationship between you and the defendant? | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |
| | If the answer is "Yes", give details— | |
| 2 | Do you owe the defendant any money? | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |
| | If the answer is "Yes", give details— | |
| 3 | Do you owe any other financial debt to the defendant? | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |
| | If the answer is "Yes", give details— | |
| 4 | Does the defendant owe you any money? | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |
| | If the answer is "Yes", give details— | |
| 5 | Does the defendant owe any other financial debt to you? | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |
| | If the answer is "Yes", give details— | |
| 6 | Has there ever been a court case or legal proceedings involving you and the defendant? | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |
| | If the answer is "Yes", give details— | |

The applicant asks that the court make the following orders against the defendant for a period of 12 months—

The standard orders that the applicant asks the court to make

Orders about behaviour

- | | |
|-----|---|
| 1 | The defendant must not do any of the following to the protected person(s) or anyone the protected person(s) has a domestic relationship with— |
| (a) | assault or threaten them, |
| (b) | stalk, harass or intimidate them, |
| (c) | intentionally or recklessly destroy or damage any property or harm an animal that belongs to them or is in their possession. |

Additional orders that the applicant asks the court to make (tick if required)

Orders about contact

- ☐ 2 The defendant must not approach or contact the protected person(s) in any way, unless contact is through a lawyer.
- ☐ 3 The defendant must not approach—
- ☐ (a) the school or any other place the protected person(s) might go to for study, or
 - ☐ (b) any place the protected person(s) might go to for childcare, or
 - ☐ (c) any other place listed here—
- ☐ 4 The defendant must not approach or be in the company of the protected person(s) within 12 hours after drinking alcohol or taking illicit drugs.
- ☐ 5 The defendant must not try to find the protected person(s), except as ordered by a court.

Orders about family law and parenting

6 *This order is not applicable to apprehended personal violence orders.*

Orders about where defendant cannot go

- ☐ 7 The defendant must not live at—
- ☐ (a) the same address as the protected person(s), or
 - ☐ (b) any place listed here—
- ☐ 8 The defendant must not go into—
- ☒ (a) any place where the protected person(s) lives, or
 - ☒ (b) any place where the protected person(s) works, or
 - ☒ (c) any place listed here—
- ☐ 9 The defendant must not go within [*insert number*] metres of—
- ☐ (a) any place where the protected person(s) lives, or
 - ☐ (b) any place where the protected person(s) works, or
 - ☐ (c) any place listed here—

Order about weapons

- ☐ 10 The defendant must not possess any firearms or prohibited weapons.

Other orders

- ☐ 11 [*List other orders*].

Signature of the applicant—

D Hasan

Date—

15 November 20XX