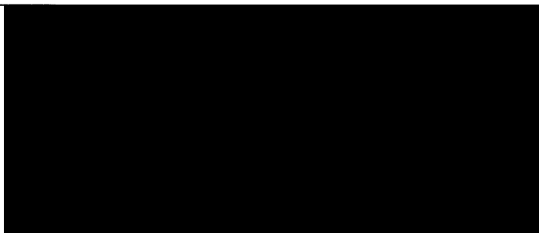


**IN THE MATTER OF THE ROYAL COMMISSION
INTO FAMILY VIOLENCE**

ATTACHMENT FC-5 TO STATEMENT OF FIONA CALKIN

Date of document: 24 July 2015
Filed on behalf of: State of Victoria
Prepared by:
Victorian Government Solicitor's Office
Level 33
80 Collins Street
Melbourne VIC 3000



This is the attachment marked '**FC-5**' produced and shown to **FIONA CALKIN** at the time of signing her Statement on 24 July 2015.



Before me:



An Australian legal practitioner
within the meaning of the
Legal Profession Uniform Law (Victoria)

INFORMATION FOR AFM'S ATTENDING RINGWOOD MAGISTRATE'S COURT

INTERVENTION ORDERS - APPLICATIONS BY POLICE

Police have applied for an Intervention Order to prevent you and/or your children from being exposed to further family violence.

When you arrive at court, attend at the Intervention Order counter located on the ground floor where the Court Co-ordinator will mark your appearance on the court list. The time you have been given to attend is the time to arrive at court, not the time the matter will be heard in court.

There is a **separate waiting area** if you are not comfortable being in the same area as the other party. Notify the court staff of this when you arrive.

A police member will speak with you prior to the matter being heard in court to discuss what conditions you support on an intervention order. There are support workers at court available to speak with and can also provide other referral information.

If you don't support an order excluding the other party from your home, it is possible to have a limited order prohibiting family violence but still allowing the other party to remain within the home. Police will discuss the options available to you regarding conditions.

Once the police have spoken with you, they will liaise with the other party or their legal representative to determine if they consent to the order being made.

If the other party agrees to an order, the order is granted by consent in court. The police prosecutor will be in court and address the Magistrate on your behalf.

If the other party doesn't consent to a final order, police may apply for an INTERIM order with conditions and the matter will be adjourned to another day. This may be for a directions hearing to determine what the issues are and what evidence police have to support the application. The Magistrate may or may not require evidence on oath before granting an INTERIM order.

If the other party doesn't attend court, the application can still be heard and finalised as long as the court has a record that the other party was served with the application. The Magistrate may require you to give brief evidence on oath to support the application. The police prosecutor will be in court to assist.

If you do not agree to an Intervention order being made, the court **may** still make a limited order for the other party not to commit family violence.

How long you will be at court will depend on a number of different factors such as how many applications are listed, whether or not the other party is on the list to see the duty solicitor and whether or not the order is going to be made by consent.

Court usually sits until 4:00pm but will continue to sit until all the applications have been heard.

If you are unable to attend court, please notify the police officer who took out the application or notify the Ringwood Magistrates Court on 9871 4455.

Fiona Calkin.
Leading Senior Constable 31000
Ringwood Family Violence Court Liaison officer