



# Want to stay at home and have the **Violence** leave?

## APPREHENDED DOMESTIC VIOLENCE ORDER

### What is an exclusion order?

An exclusion order allows you to remain at home as part of an Apprehended Domestic Violence Order (ADVO), and excludes, or removes, the violent person.

An exclusion order is one of the conditions which may be applied for in an ADVO.

It can prohibit the violent person from living in the home of the protected person.

### Is this something for me?

Before applying for an exclusion order, there are a number of questions you should be asking yourself:

1. Will you be, and feel, safe if you stay at home?
2. Will you be fearful because your partner knows where you are living?
3. Would you prefer to stay at home and have the violent person leave?
4. Do you have children, and would they be better off remaining at home with you?
5. Can you afford to pay the housing costs?

### How do I get an exclusion order?

A Magistrate can make an exclusion order if it is requested in the application for an ADVO.

It's important to discuss this option with a lawyer, court support worker or police officer when applying for an ADVO.

Sometimes it's best to get an exclusion order as part of a Provisional Order, which police can apply for following a violent incident.

### What's relevant to the Court in making an exclusion order?

The Court considers a number of things in deciding whether or not to make an exclusion order. These are:

1. The safety and protection of the protected person and any children living at home, if such an order is not made.
2. Any hardship that may be caused by making or not making the order, particularly to the protected person and any children.
3. The accommodation needs of all relevant parties, particularly the protected person and any children.
4. Any other relevant matter.

Remember to report any breaches of the exclusion order to the police.

# Always consider YOUR safety

### Who can I contact for help?

Police/Ambulance	(triple zero) 000
Domestic Violence Line	1800 656 463
NSW Rape Crisis Centre	1800 424 017
FACS Child Protection Helpline	13 21 11
Indigenous Women's Legal Contact Line	1800 639 784
Women's Legal Services NSW Sydney	(02) 9749 5533
Outside Sydney	1800 801 501

Wirringa Baiya Aboriginal Women's Legal Centre	1800 686 587
Domestic Violence Advocacy Service Sydney	(02) 8745 6999
Outside Sydney	1800 810 784
Immigrant Women's Speakout	(02) 9635 8022
Kids Helpline	1800 551 800
Financial Assistance Centrelink	13 61 50

Translating and Interpreting Service (TIS)	13 14 50
Your nearest police station or Local Court can be found in the front of the White Pages phonebook	



Family & Community Services  
Community Services

December 2011