

In the Family Court at BOURNEMOUTH AND POOLE

BETWEEN:

[REDACTED]

Applicant

-and-

Andrzej Majewski

Respondent

Final Hearing on 23 January 2024

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PRELIMINARY DOCUMENTS

APPLICATIONS AND ORDERS

Apply for a non-molestation or occupation order

Family Law Act 1996 (Part 4)

You can use this form to apply for a:

- **Non-molestation order:** Protects you and any relevant child from abuse or harassment. This order can also prevent someone coming to or near your home.
- **Occupation order:** The court decides who should live in, or return to, the home or any part of it.

There are no court fees for applying. You can apply for either order or both, depending on your situation.

To be completed by the court

Court name

BOURNEMOUTH

Date issued

Day

Month

Year

Case number

BH23F00255

CourtNav can help you apply for an order

CourtNav is an online tool (provided by RCJ Citizens Advice) that will help you in putting together your application. The tool will also put you in touch with legal advisors to discuss your options.

Visit <https://injunction.courtnav.org.uk> to register and apply. If you choose to use **CourtNav**, you will not need to complete this FL401 form or a supporting statement – **CourtNav** will complete both for you.

Support if you are experiencing domestic abuse

Visit www.gov.uk/report-domestic-abuse for a list of organisations that can provide help and advice about domestic abuse. Call 999 if it's an emergency or you're in immediate danger

Applications without the respondent being told

In exceptional circumstances, such as your safety is immediately threatened, the court may make an order without telling the 'respondent' (the person the order is against). This is called an 'ex parte' or 'without notice' order. It means the court can consider your application without the respondent present. A hearing will be held later and the respondent will be given notice to attend. You can request this in section 1 of this form. You must tell the court why you are applying for a without notice order and what you think might happen if the court does not grant it.

If you want to keep your information confidential

If you do not want your or your child's contact details to be shared with the respondent, do not put these in at any point on the form, even when asked. Instead complete a confidential contact details (C8) form and send it with this application. Visit GOV.UK and search form '**C8**'.

Do not include your contact details on any other documents sent to the court, such as supporting evidence.

If you are living in a refuge, it is very important that you keep your address details confidential and only include the address details on a form C8.

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Before you start

How old are you?

- 18 years old or older.** You can continue to apply using this form.
- 16 to 18 years old.** Someone over 18 must help you apply, such as a parent. They will also need to complete form 'FP9' to include with your application.
- Under 16 years old.** You will need permission from the court to apply. With the help of someone over 18, you must also complete form 'FP2' and they will need to complete form 'FP9' and include these with your application. Visit GOV.UK and search form 'FP2' and form 'FP9'.

CourtNav - If you choose to use **CourtNav**, you will not need to complete this FL401 form or a supporting statement – **CourtNav** will complete both for you. Visit <https://injunction.courtnav.org.uk> to register and apply.

1. Your situation

1.1 Which order(s) are you applying for?

- Non-molestation order** – to stop abusive behaviour
- Occupation order** – to decide who lives in or can return to a property

Note 1.1: 'Molestation' is a word used in law and by the court to cover all kinds of unwanted, harassing and abusive behaviours.

Without notice orders

The court may, in any case where it considers that it is just and convenient to do so, make an occupation order or a non-molestation order even though the respondent has not been given prior notice of the proceedings, as would otherwise be required by rules of court.

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Please see the guidance on the right to help work out if this may be an option for you.

1.2 Do you want to apply for the order without giving notice to the respondent?

Yes

No. **Go to question 1.5**

1.3 Why do you want to apply without giving notice to the respondent? You can select more than one reason – see guidance note for help.

a) there is risk of significant harm to me or a relevant child, attributable to conduct of the respondent, if the order is not made immediately

b) it is likely that I will be deterred or prevented from pursuing the application if an order is not made immediately

c) I believe that the respondent is aware of the proceedings but is deliberately evading service and that I or a relevant child will be seriously prejudiced by the delay in effecting substituted service

Note 1.2 and 1.3: This is sometimes called ‘ex parte’ and means the order can be made without the respondent knowing in advance. This is only an option if:

- you think there’s a risk that the respondent may try to harm you or your child **(a)**
- you feel like you may be prevented or put off from applying if an order is not made immediately **(b)**
- you think the respondent will try to avoid court proceedings, including being served with the order* – and any delay caused by this could affect your application or the health, safety or wellbeing of you or your child **(c)**

Notifying the respondent of the application and order

You must not serve the application or order yourself. If you do not have a legal representative you can apply for a court official to serve these for you for free. Visit [GOV.UK](https://www.gov.uk) and search for ‘D89’ to apply. Include this form with your application.

* Usually the respondent will be given the order by hand. In some cases, the court may decide that the order should be served in another way, such as by email or text message. This is called ‘substituted’ or ‘alternative’ service.

The court or police cannot act if the respondent does something the order says they aren’t allowed to until they have been served with the order.

1.4 Why do you think one or more of the reasons you have chosen for question 1.3 may happen?

ON 24/06/2023, I ASKED THE RESPONDENT TO LEAVE MY PROPERTY. HE PUSHED ME AGAINST THE WALL AND SAID, "I AM GOING TO DECIDE WHERE TO LIVE. IT'S ALL MINE. YOUR PLACE IS DOWN HERE". HE WAS ARRESTED AND RELEASED ON BAIL, WHICH HE BREACHED BY JUMPING OVER MY FENCE AND ATTEMPTING TO ENTER THROUGH MY GATE.

Note 1.4: Please describe as best as you can why these things may happen. This could include things the respondent has said or done in the past.

1.5 As far as you know, are there any bail conditions stopping the respondent from contacting or coming near you?

Yes

No. **Go to question 1.7**

1.6 When do the bail conditions end?

Day

--	--

Month

--	--

Year

N	/	A	
---	---	---	--

1.7 Is there anything else about your situation that you would like the court to know about or consider?

I BELIEVE THE RESPONDENT HAS A HISTORY OF DOMESTIC VIOLENCE.

I HAVE BEEN DIAGNOSED WITH ANXIETY AND DEPRESSION. I TAKE PROPRANOLOL AS MEDICATION.

PLEASE SEE MY SUPPORTING WITNESS STATEMENT.

Note 1.7: It is important for the court to know about any special characteristics relating to you, the respondent or a child of the family. This could include whether there are any illnesses or disabilities suffered by anybody, or if you are pregnant.

You can provide more details about your situation in your supporting witness statement.

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2. Your details

2.1 Your full name

First name(s)

Last name

2.2 Any other names you have been known by

2.3 Your date of birth

Day

Month

Year

2.4 Can your contact details be shared with the respondent?



Yes



No. Complete the separate **C8** form with your details.

2.5 Your full current address

Building and street

Second line of address

Town or city

BOURNEMOUTH

County (optional)

DORSET

Postcode

Note 2.4: If you do not wish to disclose your contact details you should leave those details blank and complete form C8 Confidential contact details.

Note 2.5: The address you provide will be where the court will send your documents.

If you think the respondent may open your post or hide it from you, give us a different address to send the documents. Write the request on a separate sheet and include it with this application.

If you do provide a different address, make sure that it is of someone you trust and they can contact you.

If you are keeping your contact details confidential you should include both your address and the different address on the **B.5** form. [Go to index](#)

2.6 Your phone number

2.8 How do you prefer to be contacted?

Phone

Email

2.9 Contact instructions, including safe call times

Note 2.8: Do not select phone for contact preference if it is not safe for you to take calls. If there is a safe time to call, please let us know when that is by providing a contact instruction (question 2.9). If you are worried that the respondent has access to your email account, please create a new email account and use that address here. This will be the email address used on your application to the court.

2.10 Do you have a legal representative?

Yes

No. **Go to Section 3**

Note 2.9: Your safe call times will be when you are not going to be with the respondent. Please provide hours between 9am and 5pm.

2.11 Your legal representative's name

Jagjit Seera Parmar

2.12 Name of your legal representative's firm

2.13 Address of your legal representative's firm

Building and street

122 MILE END

Second line of address

STEPNEY GREEN

Town or city

LONDON

County (optional)

Postcode

E 1 4 U N

DX number (if known)

155252

2.14 Your legal representative's phone number

020 7247 1159

2.15 Your legal representative's address email address

js@copperstonesolicitors.com

2.16 Your legal representative's reference

JS/

3. Respondent's details

3.1 Their name

First name(s)

ANDRZEJ

Last name

MAJEWSKI

3.2 Any other names the respondent has been known by

3.3 Their date of birth

Day

Month

Year

1	9	7	9
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3.4 Does the respondent live with you?

Yes

No

3.5 Their full current address

Building and street

UNKNOWN

Second line of address

Town or city

County (optional)

Postcode

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Note 3: The 'respondent' is the person you are asking the court to make the order against. In any court papers or hearings this person will be called 'the respondent'. You will be called 'the applicant'.

Note 3.5: An address for the respondent is needed so any order can be 'personally served' on them. The order is usually handed directly to the respondent. See the first page of this form for more information and guidance.

If you don't know their address, include an alternative address, such as a family member of the respondent or workplace where you know they are likely to be.

It is very important to include an address for the respondent as the order cannot be enforced until it has been served on them or they are aware of it. This means the police or court may not be able to take any action if the respondent does something the order says they aren't allowed to.

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3.6 Their phone number (if you know it)

07404958756

3.7 Their email address (if you know it)

ANDRE@PHONESRESCUE.CO.UK

4. Your relationship with the respondent

4.1 If your relationship with the respondent is one of the following, select the one which best describes your relationship and go to question 4.2.

- Married or in a civil partnership
- Formerly married or in a civil partnership
- Engaged or proposed civil partnership
- Formerly engaged or proposed civil partnership
- Live together as a couple
- Formerly lived together as a couple
- Boyfriend, girlfriend or partner who does not live with me
- Former boyfriend, girlfriend or partner who did not live with me

- None of the above. **Go to question 4.4**

4.2 When did your relationship start and when did it end?

Start

Day

--	--

Month

0	8
---	---

Year

2	0	2	0
---	---	---	---

End (if applicable)

Day

2	4
---	---

Month

0	6
---	---

Year

2	0	2	3
---	---	---	---

4.3 If you are or were previously married or in a civil partnership with the respondent, what date was your wedding or civil ceremony?

Day

--	--

Month

--	--

Year

--	--	--	--

Note 4: To get an injunction against the respondent, you will need to show the court that you have a connection to them. The courts call this being an 'associated person'.

The questions in this section are used to decide if you are an associated person for this application

Note 4.2: If you don't know the exact date your relationship started or ended, give your best guess of the month and year.

4.4 What is the respondent's relationship to you (if not answered in question 4.1)?

My

- | | | | |
|---|---------------------------------|--------------------------------------|--------------------------------------|
| <input type="checkbox"/> Father | <input type="checkbox"/> Mother | <input type="checkbox"/> Son | <input type="checkbox"/> Daughter |
| <input type="checkbox"/> Brother | <input type="checkbox"/> Sister | <input type="checkbox"/> Grandfather | <input type="checkbox"/> Grandmother |
| <input type="checkbox"/> Uncle | <input type="checkbox"/> Aunt | <input type="checkbox"/> Nephew | <input type="checkbox"/> Niece |
| <input type="checkbox"/> Cousin | | | |
| <input type="checkbox"/> Other – please specify | | | |

4.5 Do you have any children, have parental responsibility for any children or need to protect other children with this application?

- Yes. Go to Section 5 – Your family**
- No. Go to Section 6 – Respondent's behaviour**

Note 4.4: If the respondent is your relative by birth, please check the appropriate box.

If the respondent is your relative by marriage or other association, please select other and specify. This includes in-laws and step relatives of you or your partner.

The respondent must be, or have been, someone listed in question 4.1, **or** a relative by birth, marriage or other association. If they are not, then you cannot apply for a non-molestation or occupation order and should seek legal advice.

5. Your family

5.1 Who is this application for?

You only. **Go to question 5.3**

You and your child/children

Note 5.2: Parental responsibility means all the responsibilities and rights that a parent has towards their child. A mother automatically has parental responsibility for her child from birth. A father usually has parental responsibility if he's either married to the child's mother or listed on the birth certificate.

For more information visit www.gov.uk/parental-rights-responsibilities

5.2 Details of the child or children to be protected by this order:

Child's full name	Child's date of birth	Your relationship to the child	Do you and the respondent both have parental responsibility for this child?	Respondent's relationship to the child

5.3 Are there any ongoing family court proceedings involving both of you?

Yes

No. **Go to Section 6 – Respondent's behaviour**

Note 5.3: Such as a case about child arrangements or one where the respondent has asked for an injunction against you. This could also include divorce proceedings.

5.4 Family court proceedings

Name of court	Case number	Type of case and any other details

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6. Respondent's behaviour

6.1 Are you applying for a non-molestation order?

Yes

No. **Go to Section 7 – The home**

6.2 What do you want to stop the respondent from doing?

Being violent towards me or threatening me

Harassing or intimidating me

Posting or publishing about me either in print or digitally

Contacting me directly

Causing damage to my possessions

Causing damage to my home

Coming into my home

Coming near my home

Coming near my place of work

6.3 What do you want to stop the respondent from doing to your child or children (if applicable)?

Being violent towards my children or threatening my children

Harassing or intimidating my children

Posting or publishing anything about my children in print, or digitally

Contacting my children directly without my consent

Going to or near my children's school or nursery

6.4 Is there anything else you want the respondent to stop doing that is not mentioned in question 6.1 or 6.2?

Note 6: This section is to capture a summary of the type of behaviours from the respondent that you want to stop.

Note 6.2 and 6.3: You can choose more than one option for questions 6.2 and 6.3.

You will be asked to provide more detail in your supporting witness statement, including information about specific incidents.

Note 6.4: The kinds of abusive behaviour you might want to stop could for example be sexual, psychological, physical, emotional, financial.

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7. The home

7.1 Are you applying for an occupation order?

Yes

No. **Go to Section 8 – Going to court**

7.2 To what address do you want the occupation order to apply?

Building and street

Second line of address

Town or city

BOURNEMOUTH

County (optional)

DORSET

Postcode

7.3 Who currently lives at the address?

Please select all that apply.

Me

The respondent

My child or children

Someone else – please specify

7.4 Have you or the respondent ever lived at the address but don't live there currently?

Yes, both of us

Yes, myself

Yes, the respondent

No

Note 7: Please only complete this section if you are applying for an occupation order. This is where a court decides who lives or stays in a property, or who should be excluded from a property.

If you are not applying for an occupation order, please go the next section, 'Going to court' (Section 8).

Note 7.3: If selecting 'someone else', please provide their name and why they live there. For example, they rent a room, they are a lodger, they are a relative, they are a dependent parent.

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7.5 If you answered 'No' to question 7.4, did you or the respondent ever intend to live at the address?

- Yes, both of us
- Yes, myself
- Yes, the respondent
- No

7.6 If any children live at the address, please provide their name(s) and age(s).

a) Any children that both you and the respondent are parents of or responsible for:

Child's name	Child's age

b) Other children that you are the parent of or are responsible for that the respondent is not:

Do not complete this question if you want to keep your child or children's information confidential from the respondent. See notes on the first page for more information and instructions.

Child's name	Child's age
██████████	██████████

7.7 Is the property specially adapted in any way for you, your children or anyone else living there?

- Yes
- No. **Go to question 7.9**

Note 7.7: For example, changes made to a property to support someone with a physical or mental health disability.

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7.8 Please provide details of how the property is specially adapted.

7.9 Is there a mortgage on the property?

Yes

No. **Go to question 7.13**

Note 7.9: Please do not select 'Yes' if thinking of a mortgage your landlord may have. See question 7.13 for landlord information.

7.10 Who is named on the mortgage? Please select all that apply

Me

The respondent

Someone else – please specify

Note 7.10: If selecting 'someone else', please provide their name and their relationship to you and/or the respondent.

7.11 Please provide your mortgage number, if you know it

7.12 What is the name and address of the mortgage lender?

Name

Note 7.12: The mortgage lender is usually a bank, building society or savings and loans association.

Building and street

You must serve your mortgage company or landlord with the application. They will be given the opportunity to provide information to the court about the mortgage or tenancy.

Second line of address

Town or city

County (optional)

Postcode

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7.13 Is the property rented?

Yes

No. **Go to question 7.16**

7.14 Who is named on the rental agreement? Please select all that apply

Me

The respondent

Someone else – please specify

Note 7.14: If selecting someone else, please provide their name and their relationship to you and/or the respondent.

7.15 What is the name and address of the landlord?

Name

ABRI HOUSING ASSOCIATION

Building and street

COLLINS HOUSE

Second line of address

BISHOPSTOKE ROAD

Town or city

EASTLEIGH

County (optional)

HAMPSHIRE

Postcode

S	O	5	0	6	A	D
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7.16 Do you have any home rights?

Yes

No

Note 7.16: Home rights mean you have a right to live in the property whether or not your name is on a legal agreement. This could be, for example, where you are married to the respondent but your name is not on the mortgage or rental agreement. You may wish to seek legal advice.

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7.17 What exactly do you want to happen with your living situation?

- I want to be able to stay in my home
- I want to be able to return to my home
- I don't want the respondent to be able to enter my home
- I want to keep the respondent away from the area surrounding my home
- I want to limit where in the home the respondent can go

7.18 Is there anything else you want to happen with the family home?

- I need the respondent to pay for or contribute to repairs or maintenance to the home
- I need the respondent to pay for or contribute to the rent or mortgage
- I need the use of the furniture or other household contents

7.19 Is there anything else you want to be considered by the court?

Note 7.17: There are several options available to you when you apply for an occupation order, for example removing the respondent from the property altogether or limiting areas of the property they can live in, for example that they cannot go into a specific room, such as a bedroom.

Note 7.19: This should include information about where you and your children will be able to live if unable to stay in your home or return to it.

Please also include details of any hardship you might face if you are not able to stay in your home or return to it. For example, you may not be able to attend your workplace or your child may not be able to attend their school or nursery.

If you can also demonstrate that the respondent is able to live elsewhere and is not entirely dependent upon the home, this may support your application.

8. Going to court

8.1 Do you need an interpreter at court?

Yes

No. **Go to question 8.3**

8.2 Please tell us what language and/or dialect.

Language

Dialect

8.3 Do we need to provide something different in court or when we contact you, because of a disability?

Yes

No

8.4 Explain how your disability affects you, giving as much information as you can.

8.5 Special measures can be put in place to keep you separate from the respondent when you attend court. Please select any of the following measures you would like to request.

a separate waiting room in the court building

a separate entrance and exit from the court building

to be shielded by a privacy screen in the courtroom

to join the hearing by video link rather than in person

Note 8: The court will try to provide you and any witnesses with the special assistance that you ask for. However, this is not always possible and can depend on the facilities available at your local court.

It is a good idea to contact the court before your court hearing to find out whether they can supply the special assistance that you have requested.

Note 8.3: We know that people with disabilities sometimes need our help and support to use our services. This can mean that we need to provide something different so you can access and use our services in the same way as a person without a disability.

Explaining how your disability affects you will help court staff or the judge to consider any help we can provide.

Note 8.5: A privacy screen would mean the respondent would not be able to see you while in the courtroom.

Domestic Abuse Act 2021

Provisions in the Domestic Abuse Act 2021 have the effect of preventing an individual accused of abuse from questioning in person a party or witness in the case who is the victim of the abuse, and also prevents a victim of abuse from questioning in person the accused individual in specified circumstances

If the court directs that the proceedings be listed for a hearing where oral evidence may be given, form **EX740** (person making the abuse accusation) or form **EX741** (person accused of abuse) 'Application and information needed by the court to consider whether to prevent (prohibit) questioning (cross-examination) in person' may need to be completed so that the court can consider whether questioning in person should be prevented. The court will send the appropriate form with the court order.

Statement of truth

I understand that proceedings for contempt of court may be brought against anyone who makes, or causes to be made, a false statement in a document verified by a statement of truth without an honest belief in its truth.

I believe that the facts stated in this form and any continuation sheets are true.

The applicant believes that the facts stated in this form and any continuation sheets are true. I am authorised by the applicant to sign this statement.

Signature

J. Seera Parmar

Applicant

Applicant's legal representative

Date

Day	Month	Year
3 0	0 6	2 0 2 3

Full name

Jagjit Seera Parmar

Name of applicant's legal representative's firm

Copperstone Solicitors

If signing on behalf of firm or company give position or office held

Solicitor

You can sign the application by hand or type your name in if completing electronically.

This application is to be served on the respondent.

You must not serve the documents yourself on the person you are seeking the order against. See the first page of this form for more information and instructions about serving the documents.

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What to do next

You will need to include a supporting witness statement with your application. You can find a template statement and guidance for how to complete it alongside this form. Visit GOV.UK and search '**FL401T**'.

If you have completed your form and statement electronically, please email them with any supporting documents to your local family court. If you are asking the court to keep your contact details confidential, please attach the **C8** confidential contact details form as a separate attachment.

If you have completed the form and statement by hand, we will need 3 copies of each for a non-molestation order application or 4 copies for an occupation order application. If you have legal representation (a solicitor) you can ask them to make copies. If you do not have legal representation, you only need to provide one copy of each document. You can take your application to your local family court or send it there by post.

Visit www.gov.uk/find-court-tribunal to find your local family court's postal and email addresses.

Notifying the respondent of the application and order

After the court has received and accepted your application, a copy must then be given to the respondent. This is called 'serving the application'. However, if the court has agreed to hear your case without the respondent being told, then they must not be served with the application. If the court grants an order, this must be served on the respondent in all cases.

You must not serve the application or order yourself. If you do not have a legal representative you can apply for a court official to serve these for you for free. Visit GOV.UK and search form '**D89**' to apply. Include this form with your application.

Non - Molestation Order

(Under section 42 of the Family Law Act 1996)

To **Andrzej Majewski**
of Address Unknown

In the Family Court at BOURNEMOUTH AND POOLE	
Case No.	BH23F00255
Applicant	██████████ ██████████
Ref	js/██████████
Respondent	Andrzej Majewski, date of birth 30/11/1979
Ref	

Important Notice to the Respondent Andrzej Majewski, date of birth 30/11/1979

You must obey this order. You should read it carefully. If you do not understand anything in this order you should go to a solicitor, Legal Advice Centre or Citizens Advice Bureau. You have a right to apply to the court to change or cancel the order.



If, without reasonable excuse, you do anything which you are forbidden from doing by this order, you will be committing a criminal offence and liable on conviction to a term of imprisonment not exceeding five years or to a fine or to both.

Alternatively, if you do not obey this order, you will be guilty of contempt of court and may be sent to prison, be fined, or have your assets seized.

On 3rd July 2023, District Judge Veal,

sitting at the Family Court at Bournemouth and Poole, Courts of Justice, Deansleigh Road, Bournemouth, BH7 7DS

Recitals

1. The judge read the signed witness statement of the Applicant dated 30 June 2023.
2. This order was made at a hearing without notice to the respondent. The reason why the order was made without notice to the respondent was because the Court was concerned that if the Respondent had notice of the hearing, the Applicant would be at further risk of harm and/or deterred from making this application.
3. The court has made no findings of fact.
4. The respondent has the right to apply to the court to vary or discharge the order – see paragraph 14 below

THE COURT ORDERED:

Non-Molestation Order – Applicant

5. The respondent, ANDRZEJ MAJEWSKI, must not use or threaten violence against the applicant, ██████████ and must not instruct, encourage or in any way suggest that any other person should do so.

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6. The respondent, ANDRZEJ MAJEWSKI, must not intimidate, harass or pester the applicant, [REDACTED] and must not instruct, encourage or in any way suggest that any other person should do so.
7. The respondent, ANDRZEJ MAJEWSKI, must not telephone, text, email or otherwise contact or attempt to contact the applicant, [REDACTED] (including via social networking websites or other forms of electronic messaging) except through an appointed third party or a legal representative.
8. The Respondent, ANDRZEJ MAJEWSKI, must not post or publish any material about these proceedings or about the Applicant, [REDACTED] in print or on Facebook or on any other social media or in any electronic way and must not instruct, or encourage any other person to do so.
9. The respondent, ANDRZEJ MAJEWSKI, must not damage, attempt to damage or threaten to damage any property owned by or in the possession or control of the applicant, [REDACTED] and must not instruct, encourage or in any way suggest that any other person should do so.
10. The respondent, ANDRZEJ MAJEWSKI, must not damage, attempt to damage or threaten to damage the property or contents of [REDACTED] and must not instruct, encourage or in any way suggest that any other person should do so.

Non-Molestation Order - Zonal

11. The respondent, ANDRZEJ MAJEWSKI, must not go to, enter or attempt to enter any part of [REDACTED] any property where he knows or believes the applicant, [REDACTED] to be living.

Duration of Non-Molestation Order

12. Paragraphs 5-11 of this order shall be effective against the respondent, ANDRZEJ MAJEWSKI, once it is personally served on him and/or once he is made aware of the terms of this order whether by personal service or otherwise.
13. **Paragraphs 5-11 of this order shall last until 4pm on 3 January 2024 unless it is set aside or varied before then by an order of the court.**
14. The respondent has the right to apply to the court at any time, and without waiting until the return date, to set aside, vary or revoke this order. The respondent must give 2 clear days written notice of the application to the applicant's solicitors. If the respondent intends to rely on any evidence in support of his application to set aside, or vary this order, or intends to rely on any evidence to oppose the continuation of the order at the return date, the substance of it must be provided in writing to the applicant's solicitors in advance.

Hearings

15. **The application is listed for a return hearing in the Family Court sitting at Bournemouth on 21st July 2023 at 11:00 am (the return date) as an attended hearing the court will reconsider the application and the application for an Occupation order and decide whether the order should continue. The time estimate: 15 minutes. If the respondent does not attend on the date and at the time shown the court may make an order in his absence.**

Service of this order

16. As soon reasonably practicable and in any event within 7 calendar days of the date of this order, the applicant's solicitors shall use their best endeavours to personally serve upon the respondent:

- a) this order and any notice of the next hearing;
- b) a copy of the application, supporting witness statements and any exhibits containing the evidence relied upon by the applicant and any other documents provided to the court on making the application.

17. In the event the applicant's solicitors are not able to personally serve the respondent then the order and documents set out above shall be effectively served on the respondent by sending it to the respondent by any of the following means:

- a) emailing it to the respondent and the respondent shall be deemed served 12 hours after service;
- b) WhatsApp to the respondent and the respondent shall be deemed served when the two blue ticks (received and read) are marked on the senders WhatsApp;
- c) any other form of electronic message and the respondent shall be deemed served 12 hours after service;
- d) post to ADDRESS and the respondent shall be deemed served 2 days after posting;

and the requirement for personal service of this order is dispensed with pursuant to rule 6.19 of the Family Procedure Rules.

18. In the event this order is served on the respondent a statement of service must be emailed to the Court (family.bournemouth.countycourt@justice.gov.uk) within 48 hours of such service. It shall be on form FL415 and in any event:

- a. Identify the person making the statement;
- b. Refer to this order;
- c. Confirm the date and time of any personal service;
- d. Confirm the date and time of any electronic transmission or when it was posted;
- e. Contain or exhibit a transcript of the message sent in any electronic transmission;
- f. Confirm that no message has been received indicating that message has not or cannot be sent;
- g. Be verified by a Statement of Truth as follows: "This statement is true to the best of my knowledge and belief and I make it knowing that, if it were tendered in evidence, I would be liable to prosecution if I wilfully stated in it anything which I know to be false or did not believe to be true."

19. Permission is given for this order, any notice of the next hearing, the application, supporting witness statements and any exhibits containing the evidence relied upon by the applicant and any other documents provided to the court on making the application to be disclosed to the Chief Constable of Dorset Police.

Domestic Abuse Act 2021

20. By 4pm 3 clear days before the hearing listed above:

- a. The applicant must send to the court a completed court form EX740 (Application and information needed by the court to consider whether to prevent questioning (cross examination) in person):

https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/1092836/EX740_0722_save.pdf

- b. The respondent must send to the court a completed court form EX741 (Application and information needed by the court to consider whether to prevent (prohibit) questioning (cross-examination) in person):

https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/1092840/EX741_0722_save.pdf

- c. At the next hearing the court may consider whether an automatic or discretionary prohibition on cross examination may apply and as such both parties must be ready to state (i) whether, in their view, there are suitable alternative means of cross-examination and (ii) should the court determine

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that there are no suitable alternative means of cross-examination, whether they intend to appoint their own qualified legal representative for the purpose of cross examination (and if so, the name and contact details of that person).

Costs

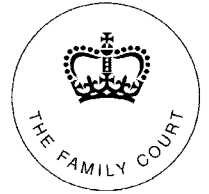
21. Costs reserved.

Note to the Arresting Officer

Under section 42A of Family Law Act 1996 breach of a non-molestation order is a criminal offence punishable by up to five years imprisonment. It is an arrestable offence and it is not necessary to obtain a warrant.

"A person who without reasonable excuse does anything that he is prohibited from doing by a non-molestation order is guilty of an offence."

Family Law Act 1996, Section 42A(1)



Notice of Proceedings
This will be an attended hearing
Directions Appointment

■■■■■ ■■■■■ has applied to the court for an order.

About the Directions Appointment

You should attend when the court hears the application

at the Family Court at Bournemouth and Poole, Courts of Justice, Deansleigh Road, Bournemouth, BH7 7DS

on 21st July 2023 at 11:00am

The hearing is estimated to last for 15 minutes.

PLEASE NOTE THIS IS AN ATTENDED HEARING *

IMPORTANT – you must bring your hearing letter with you. The case number on the letter helps you find where you need to go in the building.

TAKE NOTICE that in order to maximise use of judicial time this case has been listed in a list with other cases and therefore the fixture is not guaranteed and may be at risk - until you hear otherwise please work to the final hearing date.

NB: Every effort is made to ensure that hearings start either at the time specified or as soon as possible thereafter. However, sometimes delays are unavoidable. Also, in some instances, and sometimes at very short notice, it may be necessary to release a case to another Judge, possibly at a different Court or at a later date.

To find out more

Find out more at www.gov.uk/guidance/what-to-expect-coming-to-a-court-or-tribunal .

You need to ensure the Court has your up-to-date contact details.

family.bournemouth.countycourt@justice.gov.uk

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Please email the Court Office as soon as you are aware of any special factors that may affect the time estimate or if there are any early indications of settlement.
When sending in statements or any correspondence to the Court (either by email or post) please ensure you state the case number.

PLEASE NOTE:

TRIAL BUNDLES WILL ONLY BE RETAINED BY THE COURT OFFICE FOR A PERIOD OF 5 DAYS FOLLOWING A HEARING. ANY THAT ARE NOT RE-CLAIMED AND COLLECTED AFTER THAT DATE WILL BE DESTROYED WITHOUT FURTHER NOTIFICATION.

If you need to request any hearing date to be adjourned or changed

- You must submit a request to adjourn in writing, by post or email to family.bournemouth.countycourt@justice.gov.uk .
- If the request is agreed by all parties, you must ask the other parties to write to the court as soon as possible (within 48 hours) to confirm their consent.
- If your request is received less than 14 days before the hearing you will be required to pay a court fee.
- Once all parties' requests or consent have been received and the fee has been paid (if applicable) the matter will then be referred to the Judge for their approval or directions.
- Until the process is complete and you have received the Judge's directions, you should proceed as though the hearing is still taking place.

Service by email of this order/notice is approved by the Designated Family Judge for Dorset.

What to do next

There is a copy of the application with this Notice. You have been named as a party in the application. Read the application now, and the notes overleaf.

When you go to court please take this Notice with you and show it to a court official.

About this Notice

- Note 1 It is your own interest to attend the court on the date shown on this form. You should be ready to give any evidence which you think will help you to put your side of the case.
- Note 2 For legal advice go to a solicitor or advice agency.
- You can obtain the address of a solicitor from <http://solicitors.lawsociety.org.uk>.
- A solicitor or advice agency will be able to tell you whether you may be eligible for legal aid.
- Note 3 **If you require an interpreter** because you do not speak English, please notify the court so that one can be arranged.
- because of a disability, please contact the court to ask what help is available.
- Note 4 **To the respondent** the following information only applies if the applicant has applied for occupation order.
- If the applicant has home rights**, the court will need any available evidence of:
- * the housing needs and resource of you, and the applicant and any relevant child
 - * the financial resources of you and the applicant
 - * the likely effect of any order, or of any decision not to make an order, on the health, safety and well being of you, the applicant and any relevant child
 - * the conduct of you and the applicant in relation to each other and otherwise.
- If the applicant does not have home rights**, the court will need any available evidence of:
- * the housing needs and resource of you, and the applicant and any relevant child
 - * the financial resources of you and the applicant
 - * the likely effect of any order, or of any decision not to make an order, on the health, safety and well being of you, the applicant and any relevant child
 - * the conduct of you and the applicant in relation to each other and otherwise.
 - * the length of the time that has elapsed since you and the applicant ceased to live together
 - * the length of the time that has elapsed since the marriage was dissolved or annulled
 - * the existence of any pending proceedings between you and the applicant:

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under section 23A of the Matrimonial Causes Act 1973
(property adjustment orders in connection with divorce
proceedings etc.)

or

under Schedule 1 para 1(2)(d) or (e) of the Children Act
1989 (orders for financial relief against parents)

or

relating to the legal or beneficial ownership of the
dwelling-house

- * the nature of your and the applicant's relationship
- * the length of time during which you have lived together as
husband and wife
- * whether you and the applicant have any children, or both
have parental responsibility for any children
- * the existence of any pending proceeding between you
and the applicant under Schedule 1 para 1(2)(d) or (e) of
the Children Act 1989, or relating to the legal or beneficial
ownership of the dwelling-house

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Order
Family Law Act 1996

■■■■■■ ■■■■■■

Applicant

Ref js/■■■■■■

Andrzej Majewski, date of birth 30/11/1979 Respondent

Ref

Before District Judge Lacey sitting in private on 21st July 2023 at the Family Court at Bournemouth and Poole, Courts of Justice, Deansleigh Road, Bournemouth, BH7 7DS

The Parties and their representation

1. The Applicant is ■■■■■■ ■■■■■■ represented by John Reynolds, counsel (john.reynolds@kingsbench.co.uk / 01202 250 025).

The Respondent is Andrzej Majewski, unrepresented (andre@phonesrescue.co.uk / 07404 958 756).

Confidentiality warning

The names of the Parties must not be publicly disclosed without the Court's permission.

RECITALS

2. UPON hearing from counsel for the Applicant and from the Respondent in person,
3. AND UPON the Respondent denying all the allegations made against him by the Applicant,
4. AND UPON counsel for the Applicant telling the Respondent immediately after this hearing that the Applicant is represented by Coppertone solicitors (telephone 020 7247 1159),
5. AND UPON it being recorded that:
 - a) this was an attended directions hearing before a District Judge,
 - b) the Parties and their legal representatives were required to attend Court by 11am,
 - c) the hearing started at 12.45pm and ended at 1.15pm,
 - d) counsel was allowed an additional hour to draft and perfect today's order, and
 - e) the total length of this hearing for legal aid purposes was therefore 3 hours and 15 minutes,

THE COURT ORDERS

6. The non-molestation order made in this matter on 3.7.23 shall continue in full force and effect.

Statements

7. The Applicant must by 4pm on 4.8.23 file with the Court and serve on the Respondent:

- a) a schedule of up to 6 allegations on which she wishes to rely, and
- b) a statement in support of those allegations of up to 8 A4 pages (using size 12 font, 1½ spaced).

8. The Respondent must by 4pm on 18.8.23 file with the Court and serve on the Applicant's solicitors (the name and telephone number of which are given in paragraph 4 above),

- a) his response to each allegation made against him (using the same document), and
- b) a statement in support of his said responses of up to 8 A4 pages (using size 12 font, 1½ spaced).

9. The Applicant may by 4pm on 1.9.23 file with the Court and serve on the Respondent a statement in response of up to 4 A4 pages (using size 12 font, 1½ spaced).

Police disclosure

10. An order for police disclosure has also been made today, directed at Dorset Police, the date for filing and service of the said disclosure being 1.9.23.

Other orders

11. The Respondent must not surrender the tenancy to 9 Kingfisher Close, Bournemouth, Dorset BH6 5BB without the Applicant's written agreement.

12. The Applicant has permission to serve an approved but not yet sealed copy of this Order on Abri Housing Association, Eastleigh.

13. The Applicant must do everything she reasonably can to transfer as soon as possible the Respondent's mobile phone number 07404 958 756 from its current contract with EE to a Pay As You Go contract with EE.

14. Personal service of this Order is dispensed with, the Respondent having been present at this hearing and made aware of its terms.

Next hearing

15. This application for a non-molestation order and occupation order shall be listed for an attended pre-trial review on the first available date after 8.9.23, time estimate 30 minutes, namely listed on 22.09.2023 at 10.00am both Parties and their legal representatives to be available at least one hour before the hearing for discussions.

16. The Applicant shall be provided with screens at this and all future hearings of this matter.

Documents/Bundles

17. No document other than a document specified in an order or filed in accordance with the Rules or any Practice Direction shall be filed without the Court's permission.

18. The bundle for the next hearing shall be prepared by the Applicant's solicitors and must comply with Practice Direction 27A concerning the preparation and presentation of bundles. It must also be filed and served not less than 2 days before the hearing provided for by paragraph 14 above.

19. No order for costs, save assessment of the Applicant's public funding certificate.

Ordered by District Judge Lacey

on 24th July 2023

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Order
Family Law Act 1996

██████████ ██████████

Applicant

Ref js/██████████

Andrzej Majewski, date of birth 30/11/1979 Respondent

Ref

Before District Judge Lacey sitting in private on 21st July 2023 at the Family Court at Bournemouth and Poole, Courts of Justice, Deansleigh Road, Bournemouth, BH7 7DS

After hearing from counsel for the Applicant and from the Respondent in person.

The Parties

1. The Applicant is ██████████ ██████████ (born ██████████

The Respondent is Andrzej Majewski born ██████████

Recitals

2. This is an Order for information to be provided to this Court by the Chief Constable of Dorset Police.

3. This Order was made at a hearing without notice to Dorset Police. Dorset Police has the right to apply to the Court to vary or discharge this Order (see "The right to seek variation or discharge of this order" below).

IT IS ORDERED (BY CONSENT)

4. The Chief Constable of Dorset Police Force shall by 4pm on 1.9.23 disclose to the solicitor for the Applicant all evidence and documentation in his possession arising from any incident involving the Applicant or Respondent as victim or complainant from 1.6.23 to the present date, including, but not be limited to:

- a) incident reports/ logs,
- b) witness statements,
- c) police interviews, including video and audio recording of such interviews, together with transcripts of the interviews
- d) DASH reports/Niche reports/ Storm logs,
- e) PPNs

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- f) incident summaries, and
- g) any notices served upon the parties.

The Parties' names and dates of birth are at the top of this Order and the relevant address for the period in question is [REDACTED]

5. All costs of obtaining the said disclosure shall be a proper charge on the Applicant's legal aid certificate, being a necessary expenditure in the determination of the issues before the Court

6. The solicitor for the Applicant shall:

- a) serve a copy of this Order on Dorset Police, and
- b) file and serve the above disclosure upon receipt.

7. The disclosure made under this Order may only be used for the purposes of these proceedings and must not be disclosed to any third party without the express permission of this Court.

The right to seek variation or discharge of this order

8. The Chief Constable of Dorset Police may apply within 7 days of service of this Order for it to be varied or discharged.

9. This Order has been approved by the Court and the police should act on its contents immediately and not await a sealed copy.

Ordered by District Judge Lacey

on 21st July 2023

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Notice of Proceedings
Directions Appointment

██████████ ██████████ has applied to the court for an order.

About the Directions Appointment

You should attend when the court hears the application

at the Family Court at Bournemouth and Poole, Courts of Justice, Deansleigh Road, Bournemouth, BH7 7DS

on 22nd September 2023 at 10:00am - ATTENDED HEARING

The hearing is estimated to last for 30 minutes.

***PLEASE NOTE THIS IS AN ATTENDED HEARING ***

IMPORTANT – you must bring your hearing letter with you. The case number on the letter helps you find where you need to go in the building.

TAKE NOTICE that in order to maximise use of judicial time this case has been listed in a list with other cases and therefore the fixture is not guaranteed and may be at risk - until you hear otherwise please work to the final hearing date.

NB: Every effort is made to ensure that hearings start either at the time specified or as soon as possible thereafter. However, sometimes delays are unavoidable. Also, in some instances, and sometimes at very short notice, it may be necessary to release a case to another Judge, possibly at a different Court or at a later date.

To find out more

Find out more at www.gov.uk/guidance/what-to-expect-coming-to-a-court-or-tribunal.

You need to ensure the Court has your up-to-date contact details.

family.bournemouth.countycourt@justice.gov.uk

Please email the Court Office as soon as you are aware of any special factors that may affect the time estimate or if there are any early indications of settlement.

When sending in statements or any correspondence to the Court (either by email or post) please ensure you state the case number.

PLEASE NOTE:

TRIAL BUNDLES WILL ONLY BE RETAINED BY THE COURT OFFICE FOR A PERIOD OF 5 DAYS FOLLOWING A HEARING. ANY THAT ARE NOT RE-CLAIMED AND COLLECTED AFTER THAT DATE WILL BE DESTROYED WITHOUT FURTHER NOTIFICATION.

If you need to request any hearing date to be adjourned or changed

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- You must submit a request to adjourn in writing, by post or email to family.bournemouth.countycourt@justice.gov.uk.
- If the request is agreed by all parties, you must ask the other parties to write to the court as soon as possible (within 48 hours) to confirm their consent.
- If your request is received less than 14 days before the hearing you will be required to pay a court fee.
- Once all parties' requests or consent have been received and the fee has been paid (if applicable) the matter will then be referred to the Judge for their approval or directions.
- Until the process is complete and you have received the Judge's directions, you should proceed as though the hearing is still taking place.

Service by email of this order/notice is approved by the Designated Family Judge for Dorset.

What to do next

There is a copy of the application with this Notice. You have been named as a party in the application. Read the application now, and the notes overleaf.

When you go to court please take this Notice with you and show it to a court official.

About this Notice

Note 1 It is your own interest to attend the court on the date shown on this form. You should be ready to give any evidence which you think will help you to put your side of the case.

Note 2 For legal advice go to a solicitor or advice agency.

You can obtain the address of a solicitor from <http://solicitors.lawsociety.org.uk>.

A solicitor or advice agency will be able to tell you whether you may be eligible for legal aid.

Note 3 **If you require an interpreter** because you do not speak English, please notify the court so that one can be arranged.

because of a disability, please contact the court to ask what help is available.

Note 4 **To the respondent**

the following information only applies if the applicant has applied for occupation order.

If the applicant has home rights, the court will need any available evidence of:

- * the housing needs and resource of you, and the applicant and any relevant child
- * the financial resources of you and the applicant
- * the likely effect of any order, or of any decision not to make an order, on the health, safety and well being of you, the applicant and any relevant child
- * the conduct of you and the applicant in relation to each other and otherwise.

If the applicant does not have home rights, the court will need any available evidence of:

- * the housing needs and resource of you, and the applicant and any relevant child
- * the financial resources of you and the applicant
- * the likely effect of any order, or of any decision not to make an order, on the health, safety and well being of you, the applicant and any relevant child
- * the conduct of you and the applicant in relation to each other and otherwise.
- * the length of the time that has elapsed since you and the applicant ceased to live together
- * the length of the time that has elapsed since the marriage was dissolved or annulled
- * the existence of any pending proceedings between you and the applicant:

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under section 23A of the Matrimonial Causes Act 1973
(property adjustment orders in connection with divorce
proceedings etc.)

or

under Schedule 1 para 1(2)(d) or (e) of the Children Act
1989 (orders for financial relief against parents)

or

relating to the legal or beneficial ownership of the
dwelling-house

- * the nature of your and the applicant's relationship
- * the length of time during which you have lived together as
husband and wife
- * whether you and the applicant have any children, or both
have parental responsibility for any children
- * the existence of any pending proceeding between you
and the applicant under Schedule 1 para 1(2)(d) or (e) of
the Children Act 1989, or relating to the legal or beneficial
ownership of the dwelling-house

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Order
Family Law Act 1996

■■■■■■■■■■ ■■■■■■■■■■ Applicant
■■■■■■■■■■ ■■■■■■■■■■ Ref js/■■■■■■■■■■
Andrzej Majewski, date of birth ■■■■■■■■■■ Respondent
■■■■■■■■■■ Ref

Before District Judge Lowe sitting in private at the Family Court at Bournemouth and Poole, Courts of Justice, Deansleigh Road, Bournemouth, BH7 7DS on 22nd September 2023.

The Parties and their representation

1. The Applicant is ■■■■■■■■■■ ■■■■■■■■■■ represented by John Reynolds, counsel, instructed by Jagjit Seera Parmar of Copperstone solicitors (js@copperstonesolicitors.com / 0207 2471159).

The Respondent is Andrzej Majewski, unrepresented (andre@phonesrescue.co.uk / 07404 958 756).

Confidentiality warning

The names of the Parties must not be publicly disclosed without the Court's permission.

RECITALS

2. UPON hearing from counsel for the Applicant and from the Respondent in person,

3. AND UPON the Respondent telling the Court,

- a) he has now responded in full the Applicant's allegations and does not need to make an additional statement, and
- b) the issue concerning the transfer of his mobile phone number has now been fully resolved,

4. AND UPON the Court confirming the Respondent,

- a) he has the right to ask the police for disclosure of anything previously ordered by the court he feels is missing from the police disclosure so far provided and/ or for clarification of anything contained within the disclosure;
- b) any individual police officer is neither necessary or required to give evidence at the hearing of this matter,
- c) the Court will provide the name and contact details of any QLR appointed on his behalf, and that he may, if he wishes, contact the said QLR as soon as he or she is appointed,

5. AND UPON it being recorded that:

- a) this was an attended directions hearing before a District Judge,
- b) the Parties and their legal representatives were required to attend Court by 9am,
- c) the hearing ended at 11am,

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- d) counsel was allowed an additional hour to draft and perfect this Order, and
- e) the total length of this hearing for legal aid purposes was therefore 3 hours

THE COURT ORDERS

6. The non-molestation order made in this matter on 3.7.23 shall continue in full force and effect.

Statements

7. The Applicant may by 4pm on 29.9.23 file with the Court and serve on the Respondent a statement in response to the Respondent's statement of 18.8.23.

Police disclosure

8. The Applicant's solicitor must by 4pm on 29.9.23 file and serve a list of all the information Dorset Police has available for disclosure in this matter.

Qualified Legal Representative ("QLR") Domestic Abuse Act 2021

The Court dispensing with the requirement for either party to complete EX740 and EX741

The Court having determined that, in accordance with Section 31U of the Matrimonial and Family Proceedings Act 1984 (MFPA), it appears that the quality of the party's evidence on cross-examination is likely to be diminished if the cross-examination is conducted in person, or if the conduct of cross-examination in person would cause significant distress to a party, and it would not be contrary to the interests of justice to make the direction

The Court having had regard to, amongst other things, the factors outlined in Section 31U(5) MFPA in determining that both the quality condition and the significant distress condition were met. In particular, the Court noting that:

(a) The Respondent has requested that a QLR is appointed

(b) The Respondent has indicated that he is content for a QLR to be appointed to assist him with cross-examination

(c) The proceedings are Non-Molestation proceedings that involve issues of mental health, obsessive behaviours, domestic abuse and the well-being of both parties

AND the Court further determining that there are no other suitable alternative means of cross-examination AND upon the Respondent informing the Court that he does not intend to appoint his own QLR for the purpose of cross-examination and inviting the Court to appoint a suitable person on his behalf

1. Domestic Abuse Act 2021 – Appointment of a Qualified Legal Representative (QLR)

2. The Court is to appoint a qualified legal representative on behalf of the Respondent for the final hearing listed on 23.01.2024 at 10.00am with a time estimate of 1 hour at the Family Court sitting at Bournemouth

3. The qualified legal representative is to conduct cross-examination at the final hearing on behalf of the prohibited party, namely the Respondent, and any other witnesses identified at the Pre-Trial review.

4. The court-appointed qualified legal representative must notify the Court as soon as possible if they are subsequently unable to accept the Court appointment.

5. The Court bundle or such parts of the bundle as the Court directs will be sent to the qualified legal representative 7 days before the next hearing by the Applicant's legal representatives. If the bundle or such

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parts of the bundle as the Court directs have not been received by the qualified legal representative, the latter should notify the Court in good time.

6. Should the contested hearing be adjourned or vacated by the Court, the Court will notify the court-appointed qualified legal representative of the date and time of the rescheduled hearing.

Next hearing

9. This application for a non-molestation order and occupation order shall be listed for a 1 day final hearing on the first available date after 22.10.23, namely listed on 23.01.2024 at 10.00am. The Parties, their legal representatives and (if one is appointed) the QLR must attend this hearing at 9am. No-one other than the Applicant and the Respondent shall give evidence at this hearing.

Service of this Order

10. Personal service of this Order is dispensed with, the Respondent having been present at this hearing and made aware of its terms.

Documents/Bundles

11. No document other than a document specified in an order or filed in accordance with the Rules or any Practice Direction shall be filed without the Court's permission.

12. The bundle for the next hearing shall be prepared by the Applicant's solicitors and must comply with Practice Direction 27A concerning the preparation and presentation of bundles. It must also be filed and served not less than 2 days before the hearing provided for by paragraph 14 above.

Costs

13. No order for costs, save assessment of the Applicant's public funding certificate.

Ordered by _____
District Judge Lowe

on _____
22nd September 2023



Notice of Proceedings
Directions Appointment

██████████ ██████████ has applied to the court for an order.

About the final hearing

You should attend when the court hears the application

at the Family Court at Bournemouth and Poole, Courts of Justice, Deansleigh Road, Bournemouth, BH7 7DS

on 23rd January 2024 at 10:00am- ATTENDED HEARING

The hearing is estimated to last for 1 day.

PARTIES , LEGAL REPRESENTATIVES & QLR MUST ATTEND COURT AT 9.00am

***PLEASE NOTE THIS IS AN ATTENDED HEARING ***

IMPORTANT – you must bring your hearing letter with you. The case number on the letter helps you find where you need to go in the building.

TAKE NOTICE that in order to maximise use of judicial time this case has been listed in a list with other cases and therefore the fixture is not guaranteed and may be at risk - until you hear otherwise please work to the final hearing date.

NB: Every effort is made to ensure that hearings start either at the time specified or as soon as possible thereafter. However, sometimes delays are unavoidable. Also, in some instances, and sometimes at very short notice, it may be necessary to release a case to another Judge, possibly at a different Court or at a later date.

To find out more

Find out more at www.gov.uk/guidance/what-to-expect-coming-to-a-court-or-tribunal.

You need to ensure the Court has your up-to-date contact details.

family.bournemouth.countycourt@justice.gov.uk

Please email the Court Office as soon as you are aware of any special factors that may affect the time estimate or if there are any early indications of settlement.

When sending in statements or any correspondence to the Court (either by email or post) please ensure you state the case number.

PLEASE NOTE:

TRIAL BUNDLES WILL ONLY BE RETAINED BY THE COURT OFFICE FOR A PERIOD OF 5 DAYS FOLLOWING A HEARING. ANY THAT ARE NOT RE-CLAIMED AND COLLECTED AFTER THAT DATE WILL BE DESTROYED WITHOUT FURTHER NOTIFICATION.

If you need to request any hearing date to be adjourned or changed

- You must submit a request to adjourn in writing, by post or email to family.bournemouth.countycourt@justice.gov.uk.
- If the request is agreed by all parties, you must ask the other parties to write to the court as soon as possible (within 48 hours) to confirm their consent.
- If your request is received less than 14 days before the hearing you will be required to pay a court fee.
- Once all parties' requests or consent have been received and the fee has been paid (if applicable) the matter will then be referred to the Judge for their approval or directions.
- Until the process is complete and you have received the Judge's directions, you should proceed as though the hearing is still taking place.

Service by email of this order/notice is approved by the Designated Family Judge for Dorset.

What to do next

There is a copy of the application with this Notice. You have been named as a party in the application. Read the application now, and the notes overleaf.

When you go to court please take this Notice with you and show it to a court official.

About this Notice

Note 1 It is your own interest to attend the court on the date shown on this form. You should be ready to give any evidence which you think will help you to put your side of the case.

Note 2 For legal advice go to a solicitor or advice agency.

You can obtain the address of a solicitor from <http://solicitors.lawsociety.org.uk>.

A solicitor or advice agency will be able to tell you whether you may be eligible for legal aid.

Note 3 **If you require an interpreter** because you do not speak English, please notify the court so that one can be arranged.

because of a disability, please contact the court to ask what help is available.

Note 4 **To the respondent**

the following information only applies if the applicant has applied for occupation order.

If the applicant has home rights, the court will need any available evidence of:

- * the housing needs and resource of you, and the applicant and any relevant child
- * the financial resources of you and the applicant
- * the likely effect of any order, or of any decision not to make an order, on the health, safety and well being of you, the applicant and any relevant child
- * the conduct of you and the applicant in relation to each other and otherwise.

If the applicant does not have home rights, the court will need any available evidence of:

- * the housing needs and resource of you, and the applicant and any relevant child
- * the financial resources of you and the applicant
- * the likely effect of any order, or of any decision not to make an order, on the health, safety and well being of you, the applicant and any relevant child
- * the conduct of you and the applicant in relation to each other and otherwise.
- * the length of the time that has elapsed since you and the applicant ceased to live together
- * the length of the time that has elapsed since the marriage was dissolved or annulled
- * the existence of any pending proceedings between you and the applicant:

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under section 23A of the Matrimonial Causes Act 1973
(property adjustment orders in connection with divorce
proceedings etc.)

or

under Schedule 1 para 1(2)(d) or (e) of the Children Act
1989 (orders for financial relief against parents)

or

relating to the legal or beneficial ownership of the
dwelling-house

- * the nature of your and the applicant's relationship
- * the length of time during which you have lived together as
husband and wife
- * whether you and the applicant have any children, or both
have parental responsibility for any children
- * the existence of any pending proceeding between you
and the applicant under Schedule 1 para 1(2)(d) or (e) of
the Children Act 1989, or relating to the legal or beneficial
ownership of the dwelling-house

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