

# Affidavit in support of a restraining order

**This affidavit explains why you think a restraining order should be granted.**

You should list the specified acts with dates and times (be as specific as possible). This should show at least two separate examples where harassment has occurred within a twelve-month period.

**Your supporting affidavit must contain the following information:**

- The grounds upon which the application is based
- The facts upon which the applicant relies
- The nature and history of the harassment the applicant alleges the respondent has engaged in
- An outline of the current situation or most recent incident
- Details of contact with the police about the behaviour from which protection is sought
- The reasons why any special conditions in the restraining order are necessary
- The way in which the respondent has encouraged the associated respondent (where an associated respondent has been named in the application)
- The nature and history of the harassment the applicant alleges the associated respondent has engaged in.

## **Deponent**

If you are not the applicant but are making an affidavit in support of their restraining order, you are referred to as the deponent.

## **Advice**

If you need help with filling in this form, consult a lawyer or contact your local District Court office.

## **Office hours**

The office of the District Court is open from 9am–5pm on Mondays to Fridays.

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In the District Court (*specify Court*) \_\_\_\_\_ CIV NO 20\_\_\_\_ - \_\_\_\_ -  
\_\_\_\_\_ (Registrar will complete this reference)

at (*specify place*) \_\_\_\_\_

**BETWEEN**

\_\_\_\_\_ Applicant

\_\_\_\_\_

\_\_\_\_\_

(*Give full name, address\*, and occupation*)

**AND**

\_\_\_\_\_ Respondent

\_\_\_\_\_

\_\_\_\_\_

(*Give full name, address, and occupation*)

## **AFFIDAVIT IN SUPPORT OF APPLICATION FOR RESTRAINING ORDER**

\_\_\_\_\_  
***Section 9, Harassment Act 1997***  
\_\_\_\_\_

I, \_\_\_\_\_ (*Full name*)

of, \_\_\_\_\_ (*Address*)

\_\_\_\_\_

\_\_\_\_\_ (*Occupation*)

make oath and say as follows:

(1) \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(2)

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(3)

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**Sworn at \_\_\_\_\_ this \_\_\_\_\_ day of \_\_\_\_\_ in the year**

\_\_\_\_\_

before me \_\_\_\_\_

Deputy Registrar/ Solicitor of the High Court/ Justice of the Peace

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\* The applicant can leave the address blank. Rule 461N of the District Courts Rules 1992 permits the residential address of an applicant for a restraining order or of a protected person to be omitted from this heading if he or she wants the address to be kept confidential from the other parties.