

Barring and Safety Orders

What steps to take



WHAT IS DOMESTIC VIOLENCE?

Domestic violence is about one person using abuse to control their partner, ex-partner, or family member. It is about coercive control - a pattern of abuse, threats and violence - that is used to harm or scare the victim. This can include one or more forms of domestic violence.

Domestic violence can be:



PHYSICAL ABUSE

- Being choked
- Being hit/beaten
- Being kicked or stabbed



EMOTIONAL & MENTAL ABUSE

- Being called names
- Being put down or belittled
- Being blamed for everything
- Being kept away from your family and friends



SEXUAL ABUSE

- Being raped
- Being forced or pressured to take part in sexual acts
- Not being allowed to make decisions around family planning
- Being forced to watch porn or take or share intimate photos



FINANCIAL ABUSE

- Your money being controlled or spent by the abuser
- Being told what you can and cannot buy
- Being refused money for food and clothing for you and the children



Domestic violence and coercive control are against the law. One way to get protection from domestic violence is by applying for a court order.

If you ever feel you are in danger, phone the Gardaí 999/112. You do not need to have a court order to phone the Gardaí for support.

WHAT ORDERS CAN I APPLY FOR?

BARRING ORDER

A Barring Order is a court order which means the abuser must leave and stay away from the family home. The abuser must stop using or threatening to use violence against you and/or your children. The court might also order the abuser to stop watching or being close to your home, or stop them from following or contacting you and/or your children through social media, phone or other technology.

A Barring Order can last up to 3 years. Before the 3 years are up, you can apply for another Barring Order. The abuser can be arrested and charged if they break the order.

SAFETY ORDER

A Safety Order is a court order which means the abuser doesn't have to leave the family home. The abuser must stop using or threatening to use violence against you and/or your children. If the abuser is not living with you, the court might order the abuser to stop watching or being close to your home, or stop them from following or contacting you and/or your children through social media, phone or other technology.

A Safety Order can last up to 5 years. Before the 5 years are up, you can apply for another Safety Order. The abuser can be arrested and charged if they break the order.

TEMPORARY ORDERS

While you are waiting for the court date for your hearing, you can ask for a temporary order to protect you:

A Protection Order acts like a Safety Order but is temporary. It lasts only until your court hearing.

An Interim Barring Order acts like a Barring Order but it only lasts up to 8 (working) days.

An Emergency Barring Order acts like an Interim Barring Order. If the abuser owns the home you live in, but you are not married or in a legal partnership, you may be able to apply for an Emergency Barring Order. The abuser must leave and stay away from the home for 8 (working) days.

You can contact the Gardaí and ask for a special sitting of the District Court if you need protection during times when the District Court is closed (evenings, weekends, bank holidays).

Local domestic violence services and Women's Aid provide support with applying for court orders and preparing for court hearings.



BARRING and SAFETY ORDERS

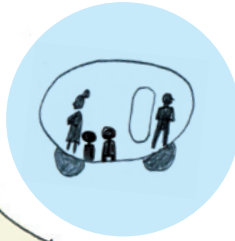
What steps to take





Safety order?

Barring order?



or



Passport

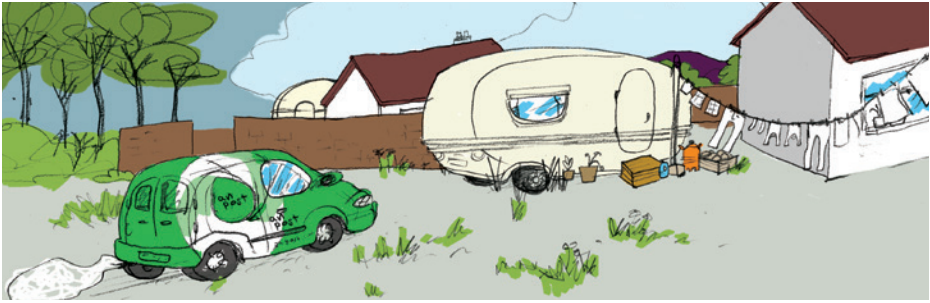
or



Driving license







Local domestic violence service

OR



An Bord Um Chúnamh Dílthiúil
Legal Aid Board
Providing access to justice since 1979





Barring Order granted



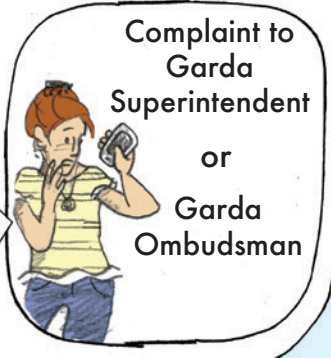
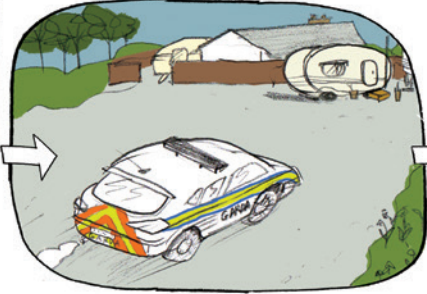
Barring Order refused



↓ Appeal



IF Barring Order granted





SERVICES AND SUPPORTS

An Garda Síochána – if in immediate danger or if the abuser breaks an order, call **999/112**. To make a complaint about a member of An Garda Síochána, contact the Superintendent in your local Garda station

Local Domestic Violence Services – can support you with the court process. To find your nearest domestic violence service, visit **www.safeireland.ie** or call **Women's Aid 1800 341 900**

Women's Aid National 24/7 Helpline – **1800 341 900** can support you with Barring and Safety Orders and the court process

National 24-Hour Rape Crisis Helpline – **1800 77 8888** provides free and confidential support and information, also helps with reporting sexual violence to Gardaí and the court process

Free Legal Advice Centres – **01 874 5690** offers basic legal information for free and in confidence

Legal Aid Board – **066 947 1000 / 01 675 5566** offers legal aid and advice

Garda Ombudsman – deals with complaints about the Gardaí from members of the public. For more information about how to make a complaint, visit **www.gardaombudsman.ie** or call **1890 600 800**

Court Service Ireland – to find your local District Court, go to **www.courts.ie**



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um Chearta an Duine
agus Comhionannas**
Irish Human Rights and
Equality Commission

