|  |  |  |  |
| --- | --- | --- | --- |
| **About the family violence intervention order application** | | | |
| **In the Children’s Court at** |  | **Case no** |  |
| **Your name** |  | | |
| **You are the** | Applicant for the intervention order (non-police) | Police Applicant for the intervention order | |
| **Respondent’s name** |  | | |

## 

**Form FVIO9**

**NOTICE – APPLICATION FOR LEAVE TO WITHDRAW AN APPLICATION**

***Children’s Court (Family Violence Protection) Rules 2018 Order 4.07* Children’s Court of Victoria**

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| **Please tell the Court if your email or home address has changed** | | |
|  | | |
| **About the application for leave to withdraw** | | |
| I **want to withdraw the application for a Family Violence Intervention Order.** | | |
| **Why do you want to withdraw the application** *(please state reason/s)* | | |
|  | | |
|  | | |
| **I understand the Court must give leave (permission) to withdraw the application for an intervention order** | | |
| I understand the Respondent\* will be served with (given) a copy of this notice in accordance with Order 4.07(2)(a) of the *Children’s Court (Family Violence Protection) Rules 2018*. *\* Where the Police are the Applicant, the Affected Family Member will also be served with this Notice.* | | |
| **I understand if the Court grants leave and withdraws the application, the protection of any interim family violence intervention order in place will end** | | |
| **Signed:** | | **Date:** |
|  | | |
| **The application for leave to withdraw the application will be heard:** | | |
| **In the Children’s Court at:** |  | |
| **Date of Hearing:** |  | **Time:** |
|  | | |
| **You can ask to talk to a family violence practitioner if you want non-legal support. Contact your local Court for help.** | | |

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| Information for the Recipient |
| **Understanding this Notice**  You have received this notice because the applicant wants to withdraw the application for family violence intervention order.  This notice tells you:   * the applicant is seeking permission from the Court to withdraw the application for intervention order * why they want to withdraw the application * when the Court will consider the request to withdraw the application (the hearing date)  This notice does not mean the application for intervention order has been withdrawn. A magistrate must give permission (grant leave) for a person to withdraw an application. They will consider the application at a hearing – details are on page 1 of this notice.  The Court recommends you appear at the hearing – this is where the magistrate will decide if the application can be withdrawn and will explain their decision. Any interim intervention order will continue while the Court considers this application. You can contact the Court if you have questions about this notice or the hearing. If you need non-legal support, you can ask to speak with a family violence practitioner.  For more information on family violence intervention order applications, visit <https://www.childrenscourt.vic.gov.au/family-division/intervention-orders> |
| adfdr |
| Getting legal advice |
| You are encouraged to get legal advice before the hearing.  If you are under 18 years of age you are entitled to a **free** lawyer.  If you are over 18 years of age you can hire a private lawyer, or you may be eligible for free legal advice from the following services.  Victoria Legal Aid [www.legalaid.vic.gov.au](http://www.legalaid.vic.gov.au) 1300 792 387  Youthlaw www.youthlaw.asn.au 03 9113 9500  Community Legal Centre [www.fclc.org.au](http://www.fclc.org.au) 1300 792 387  Victorian Aboriginal Legal Service [www.vals.org.au](http://www.vals.org.au) 1800 064 865  Djirra Legal Services [www.djirra.org.au](http://www.djirra.org.au) 1800 105 303  Q+Law [www.fls.org.au](http://www.lgbtiqlegal.org.au) 03 9968 1002  InTouch Legal Centre www.intouch.org.au 1800 755 988  Refugee Legal www.refugeelegal.org.au 03 9413 0100  Seniors Rights Victoria www.seniorsrights.org.au 1300 368 821  Villamanta Disability Rights Legal Centre www.villamanta.org.au 1800 014 111  Women’s Legal Service www.womenslegal.org.au 03 8622 0600 |