

Application for a Forced Marriage Protection Order

Part 4A Family Law Act 1996

To be completed by the court

Date issued

Case number

Name of court

Fee Charged/
Remission ID

Please read the accompanying notes on page 6 as you complete this form

Note: If you are an individual applicant, you **MUST NOT** serve the documents yourself on the person you are seeking the order against.

1 About you (the applicant)

Are you (tick only one box)

the person who is to be protected by this order (see page 6)

a relevant third party (see page 6)

any other person (see page 6)

Mr. Mrs. Ms. Miss Other _____

Full name

If you do not wish your address to be made known to the respondent, leave this space blank and complete Confidential contact details Form C8. You can get a copy of this form from any family court office or from our website at hmctsformfinder.justice.gov.uk. See notes for guidance on page 6.

Address

Postcode

Telephone no. (optional)

Date of birth (if under 18)

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For relevant third parties and any other person

Name of organisation (if applicable)

Position held in the organisation

Your solicitor's details (leave blank if you are representing yourself)

Full name

Name of firm

Address

	Postcode						
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Reference no.

Telephone no.

Fax no.

DX no.

Fee account no.

2 About the person to be protected (see notes on page 6)

Mr. Mrs. Ms. Miss Other _____

Full name

If you do not wish the following address to be made known to the respondent, leave this space blank and complete Confidential contact details Form C8 (if you have not already done so). See notes for guidance on page 6.

Address

	Postcode						
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Date of birth (if known)

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Tick this box if you do not know the date of birth but believe the person to be protected is under 18 years.

3 Your reasons for applying on behalf of the person to be protected

(for Relevant Third Party applications only e.g. local authority applicants)

State briefly your reasons including:

- what you know of the circumstances of the person to be protected;
- the wishes and feelings of the person to be protected so far as you know them.

4 About the respondent(s)

If there are more than two respondents please continue on a separate sheet of paper.

Mr. Mrs. Ms. Miss Other _____

Full name

Address

Postcode

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Date of birth (if known)

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Mr. Mrs. Ms. Miss Other _____

Full name

Address

Postcode

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Date of birth (if known)

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5 The Order(s) for which you are applying

State what you want the order to say (for examples see page 6). Give full details in support of your application below (continue on a separate sheet if necessary) or in a separate statement. Include details of any violence that the respondent has used or threatened.

Tick this box if you wish the court to hear your application without notice being given to the respondent. The reasons relied on for an application being heard without notice must be stated in the sworn statement in support. (See notes for guidance on page 6.)

6 At the court

If you or the person to be protected requires an interpreter, you must notify the court now so that one can be arranged.

Will you or the person to be protected need an interpreter at court?

Yes No

If Yes, specify the language and dialect:

If you or the person to be protected has a disability for which you require special assistance or special facilities, please state what is needed. Court staff may get in touch with you if necessary.

Please say whether the court needs to make any special arrangements for you or the person to be protected, to attend court (e.g. providing you with a separate waiting room from the respondent or other security provisions).

7 Other information

This could include name and address of any other persons who may become involved as a respondent.

8 Other Proceedings and Orders

If there are any other current family proceedings or orders in force involving you, the respondent(s) or the person to be protected, then where known, state the type of proceedings or orders, the court and the case number. Please attach a copy of the order if available.

This application is to be served upon the respondent and the person to be protected by the order

Note: If you are an individual applicant, you **MUST NOT** serve the documents yourself on the person you are seeking the order against.

Signed:

Date:

Notes for guidance

Please read these notes with the leaflet FL701 'Forced Marriage Protection Orders'

Section 1 - Applicants

There are three types of applicant. The person to be protected, someone on their behalf and a relevant third party.

If you are the person to be protected and are applying yourself for an order, with or without legal representation, you are also the applicant. Fill in section 1 only, and then go to section 4.

A relevant third party applicant is a person or organisation that is allowed to make an application on behalf of another without the leave of the court. Only the Lord Chancellor can make a person or organisation a relevant third party. Local authorities, for example, have been specified as relevant third parties.

If you are not a relevant third party and you are not the person who is to be protected by the order you can still make the application, but you need the court's permission. The court can give you the form (FL430) to apply for permission.

Address details

If you **do not** wish your address, or the address of any person named in the application form to be made known to the respondent, leave the space(s) on the form blank and complete Confidential contact details Form C8. You can get a copy of this form from any family court office or from our website at hmctsformfinder.justice.gov.uk.

Section 2 - Person to be protected

This section only needs to be completed if you are applying on behalf of someone. If you are the person to be protected by the order, leave this section blank.

Address details

If you do not wish the address of the person to be protected to be made known to the respondent, leave the space blank and complete Confidential contact details Form C8. The court can give you this form.

Section 4 - Respondents

A person who you want the court to make an order against is called the respondent. There may be more than one respondent.

If you know of other people who may become involved as a respondent include their details in section 6.

Section 5 - The Order

A forced marriage protection order protects a person from being forced into marriage or a person who has been forced into marriage. Each Forced Marriage Protection Order is specific to each case and contains terms that change the behaviour of the respondent and other people.

Examples of what you might want the court to order are:

- that the respondent does not take you abroad to be forced into marriage
- that the respondent behave in a different way
- that the respondent hands over your passport and travel documents to the court.

In section 5 or in a separate statement say why you are applying and give full details. Include details of violence the respondent has used or threatened.

Urgent orders

An urgent order made by the court before the notice of the application is served on the respondent is called a without notice order. In deciding whether to make a without notice order the court will consider all the circumstances of the case, including:

- any risk of significant harm to the person to be protected or another person, if the order is not made immediately
- whether it is likely that the applicant will be deterred or prevented from pursuing the application if an order is not made immediately
- whether there is reason to believe that the respondent is aware of the proceedings but is deliberately evading service and the person to be protected or the applicant will be seriously prejudiced by the delay.

If you are applying for a 'without notice' order you must include the reasons why the court should deal with the application without notifying the respondent first. You must make a sworn statement. The court can tell you how to do this.

If the court makes a 'without notice' order, it must give the respondent or other person an opportunity to make representations about the order as soon as just and convenient at a full hearing.

Further details

Further information on making an application is contained in the leaflet FL701 'Forced Marriage Protection Orders'. The leaflet contains information on coming to court, and what happens if a respondent or other person fails to obey a court order.

You can download this leaflet and details of your local court from our website
<http://hmctsformfinder.justice.gov.uk>

