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Information on

Domestic Abuse

Although there is no standard legal definition of domestic abuse the Home Office has defined this as 'any incident or pattern of incidents of controlling, coercive, threatening behaviour, violence or abuse between those aged 16 or over who are, or have been, intimate partners or family members regardless of gender or sexuality'.

Forms of Domestic Abuse

Domestic abuse can take many forms, including behaviour that is psychological, physical, sexual, financial and emotional. It can also include digital abuse through social networking.

Children

Domestic abuse can also have a serious impact on the welfare of children in families where abuse is taking place even if you think you are protecting your children and shielding from it,

Support

You can access support form a number of local organisations. You can also report domestic violence to the police as it may involve criminal offences.

Court Proceedings

If you have been a victim of domestic abuse then we can help you apply to the family courts for an injunction. Under the Family Law Act 1996 two types of injunction are available:

- non-molestation orders and
- occupation orders.

To apply for one of these orders you must be within the class of "associated persons" which can include certain types of relatives, spouses and ex-partners including same sex relationships.

Non-molestation orders

Where there has been violence or threats of violence (including intimidation and harassment) an application can be made for a non-molestation order which will prohibit the respondent from using or threatening violence or other distressing behaviour towards the applicant or a child.

Occupation orders

Occupation orders regulate the occupation of a property. It can mean that someone is excluded from their own home. This means an order can be granted which would prevent the respondent from entering the property or requiring the respondent to leave the property.

Our family team here at Chafes Hague Lambert can guide you through what requirements you will need, to discuss your situation, please contact us on:

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