

# Notice of child abuse, family violence or risk

Family Law Act 1975

Sections 67Z, 67ZBA, 69ZQ(1)(aa)

Please type or print clearly and mark [X] all boxes that apply. Attach extra pages if you need more space to answer any questions.

You must file this form if you:

- file an Initiating Application or Response seeking parenting orders, including an Application for Consent Orders, or
- make new allegations of child abuse or family violence in parenting proceedings **after** filing an Initiating Application or Response.
- your case has been transferred to the Federal Circuit and Family Court of Australia, and you have not previously filed this form.

To be completed by the court

Filed in:

- ☐ Federal Circuit and Family Court of Australia
- ☐ Family Court of Western Australia
- ☐ Other (specify) \_\_\_\_\_

Client ID \_\_\_\_\_

File number \_\_\_\_\_

Date filed \_\_\_\_\_

## Statement of truth

\*[I believe] that the facts contained in this Notice are true. I understand that a Judge or Judicial Registrar of the Court and the other parties stated in this application will rely on the facts that I have provided in this Notice as being true.

Your signature

Date

## Part A

### About you (the person completing this form)

1 Your given names

::= Jack

Your surname

Sparrow

2 Your date of birth

01/08/1987

Your gender

Male

3 Are you the applicant or respondent?

Applicant

What is your relationship to the children?

Father

4 Name of person who prepared this form

::= Captain Jack Sparrow

Name of law firm (if applicable)

Address for service (number and street name)

Sailing for Calmer Waters

City, state and postcode

The Black Pearl

Lawyer code (if applicable)

Email

Sparrow@TheBlackPearl.com

**Part B****Children named in the application****5 Child 1**

| Given names | Surname | Date of birth | Gender |
|-------------|---------|---------------|--------|
| Unknown     | Unknown | 25/08/2021    | Male   |

| Aboriginal                   | Torres Strait Islander       | What is the child's current residential address? |
|------------------------------|------------------------------|--------------------------------------------------|
| Yes <input type="checkbox"/> | Yes <input type="checkbox"/> | Unknown                                          |

**Child 2**

| Given names | Surname | Date of birth | Gender |
|-------------|---------|---------------|--------|
|             |         |               |        |

| Aboriginal                   | Torres Strait Islander       | What is the child's current residential address? |
|------------------------------|------------------------------|--------------------------------------------------|
| Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                                                  |

**Child 3**

| Given names | Surname | Date of birth | Gender |
|-------------|---------|---------------|--------|
|             |         |               |        |

| Aboriginal                   | Torres Strait Islander       | What is the child's current residential address? |
|------------------------------|------------------------------|--------------------------------------------------|
| Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                                                  |

**Child 4**

| Given names | Surname | Date of birth | Gender |
|-------------|---------|---------------|--------|
|             |         |               |        |

| Aboriginal                   | Torres Strait Islander       | What is the child's current residential address? |
|------------------------------|------------------------------|--------------------------------------------------|
| Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                                                  |

## Part C

## Child abuse or neglect or risk of child abuse or neglect

- 6 Has a child to whom proceedings relate been abused (or are they at risk of abuse) by a party to proceedings or any other person relevant to these proceedings?

No

IF YOU ANSWERED YES TO QUESTION 6, the registry manager must report the allegation to the relevant child welfare authority pursuant to section 67Z(3) and section 67ZA of the *Family Law Act 1975*. In that case, the registry manager may provide such other information as he or she reasonably believes is necessary to enable the child welfare authority to manage the allegations properly.

- 7 Name the person you allege has subjected or exposed the child to abuse or neglect or who poses a risk to the child.

What is the relationship of this person (named in 7) to the child?

- 8 Have the allegations been reported to an outside authority (such as police, child welfare authority, school, hospital, a medical practitioner)?

- 9 If you reported the allegations to an outside authority, identify to which authority the allegations were reported.

Date you made the report

- 10 If you did not report the allegations to an outside authority, is there a reason?

Provide details

- 11 Identify the kind of abuse or neglect the child has experienced (or is at risk of experiencing).

|         | Child's name | Physical abuse           | Emotional/<br>Psychological abuse | Sexual abuse             | Neglect                  | Exposure to family violence |
|---------|--------------|--------------------------|-----------------------------------|--------------------------|--------------------------|-----------------------------|
| Child 1 | Unknown      | <input type="checkbox"/> | <input type="checkbox"/>          | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>    |
| Child 2 |              | <input type="checkbox"/> | <input type="checkbox"/>          | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>    |
| Child 3 |              | <input type="checkbox"/> | <input type="checkbox"/>          | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>    |
| Child 4 |              | <input type="checkbox"/> | <input type="checkbox"/>          | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>    |

- 12 Have any orders or agreements been made, or formal undertakings given, related to child abuse or neglect?

If 'yes', provide details.

Child Protection order, undertaking or agreement:

| Date | Type of Order | Name of Court | Current? |
|------|---------------|---------------|----------|
|      |               |               |          |
|      |               |               |          |
|      |               |               |          |
|      |               |               |          |
|      |               |               |          |

A copy of the above-mentioned order/s should be provided to the Court. Indicate which document the copy is attached to:

- ☐ Initiating application
- ☐ Response
- ☐ Application for consent orders
- ☐ Affidavit
- ☐ Other (please specify):

Provide details of the alleged abuse or neglect, or alleged risk of abuse or neglect in Part I

## Part D

### Family violence or risk of family violence

- 13 a. Do you allege that you, or another party to the proceedings, have experienced family violence? Yes
- b. Do you allege that you, or another party to the proceedings, are at risk of experiencing family violence? Yes
- c. Do you allege that a child to whom the proceedings relate has experienced family violence? No
- d. Do you allege that a child to whom the proceedings relate is at risk of experiencing family violence? No
- e. Do you allege that a child to whom the proceedings relate has suffered (or is at risk of suffering) serious psychological harm from experiencing family violence directly or indirectly? No

IF YOU ANSWERED YES TO QUESTION 13e. the registry manager must report the information to the relevant child welfare authority pursuant to section 67Z(3) and section 67ZA of the Family Law Act 1975. In that case, the registry manager may provide such other information as he or she reasonably believes is necessary to enable the child welfare authority to manage the allegations properly.

- 14 Name the person you allege has subjected or exposed you or the child to family violence

The Sea

What is the relationship of this person (named in 14) to the child?

Other

- 15 Have the allegations been reported to an outside authority (such as police, child welfare authority, school, hospital, a medical practitioner)? Yes

- 16 If you reported the allegations to an outside authority, identify to which authority the allegations were reported.

Department of Families, Fairness and Housing (DFFH).

Date you made the report

22/08/2022

- 17 Identify the kind of family violence that you allege that you, or the child have experienced:

|         | Name                    | Physical                            | Emotional/<br>Psychological         | Sexual                   | Financial                | Property<br>damage                  | Threatening<br>comments             | Exposure<br>to family<br>violence |
|---------|-------------------------|-------------------------------------|-------------------------------------|--------------------------|--------------------------|-------------------------------------|-------------------------------------|-----------------------------------|
| You     | := Captain Jack Sparrow | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/>          |
| Child 1 | Unknown                 | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>          |
| Child 2 |                         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>          |
| Child 3 |                         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>          |
| Child 4 |                         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>          |

- 18 Have you had or do you have any of the following types of orders and are they current?

No

Family Violence Order, Personal Protection Injunction, undertaking or agreement in place of order:

| Date | Type of Order | Name of Court | Current? |
|------|---------------|---------------|----------|
|      |               |               |          |
|      |               |               |          |
|      |               |               |          |
|      |               |               |          |
|      |               |               |          |

A copy of the above-mentioned order/s should be provided to the Court. Indicate which document the copy is attached to:

- ☐ Initiating application  
☐ Response  
☐ Application for consent orders  
☐ Affidavit  
☐ Other (please specify):

Provide details of the family violence experienced by you or the child, or risk of family violence in Part I

- 19 Have you, or the other parent, or a party to the proceedings, been charged with, or convicted of, a criminal offence related to family violence, or been the subject of those charges?

No

- 20 Name the person you allege has been charged or convicted

What is the relationship of this person (named in 20) to the child?

Alleged charge/s or conviction/s:

| Date | Court | Charge or conviction | Penalty |
|------|-------|----------------------|---------|
|      |       |                      |         |
|      |       |                      |         |
|      |       |                      |         |
|      |       |                      |         |

## Part E

### Drug, alcohol or substance misuse

- 21 Do you allege that drug, alcohol or substance misuse by you, or the other parent or a party to the proceedings, has caused harm or poses a risk of harm to the child?

No

- 22 Provide the name of the person you allege has caused harm or poses a risk of harm

What is the relationship of this person (named in 22) to the child?

- 23 Provide details of the alleged harm or risk of harm to the child arising from drug, alcohol or substance misuse

24 Have you, or the other parent or a party to the proceedings, been charged with, or convicted of, a criminal offence or traffic offence related to drug, alcohol or substance misuse?

25 Name the person you allege has been charged or convicted

What is the relationship of this person (named in 25) to the child?

Alleged charge/s or conviction/s:

| Date | Court | Charge or conviction | Penalty |
|------|-------|----------------------|---------|
|      |       |                      |         |
|      |       |                      |         |
|      |       |                      |         |
|      |       |                      |         |

## Part F

### Mental health issues

26 Do you allege that the mental health issues of the other parent, or a party to the proceedings have caused harm or pose a serious risk of harm to the child?

No

27 Provide the name of the person you allege has caused harm or poses a serious risk of harm to the child arising from mental health issues

What is the relationship of this person (named in 27) to the child?

28 Provide details of the alleged harm or risk of harm to the child arising from the mental health issues

## Part G

### Abduction or threats of harm

29 Do you believe that the child is at risk of being abducted?

No

If 'yes', why do you believe the child may be abducted? Provide details

30 Have there been any recent attempts to abduct the child?

No

If 'yes', provide details

31 Have there been any recent threats to harm the child or another person relevant to the proceedings?

No

If 'yes', provide details

32 Name the person you allege has recently threatened to abduct or harm the child or another person

What is the relationship of this person (named in 32) to the child?

33 Does the child have a valid passport?

Country of issue

Describe the threats of abduction of the child or threats to harm the child or another person in Part I

- 34 Do you have any other significant concerns about the safety and wellbeing of the child?

No

If 'yes', provide details.

- 35 If you have provided information related to abuse, neglect or family violence, or risks posed by substance misuse, mental health issues or abduction in this form, provide details of what caused you to become concerned about those matters.

1. Briefly describe what happened and when What action (if any) was taken and by whom?

|                                                                                                                                                                                                       |                                                                                                                                 |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------|
| <p>1.1 Briefly describe what happened and when</p> <p>On 16 December 2020 The Sea caused domestic violence against := Captain jack Sparrow. That night ..The Sea threatened to kill him.</p> <p>.</p> | <p>1.2 What action (if any) was taken and by whom?</p> <p>The Sea screamed threats of both physical and property damage.. .</p> |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------|

2. Briefly describe what happened and when What action (if any) was taken and by whom?

|  |  |
|--|--|
|  |  |
|--|--|

3. Briefly describe what happened and when What action (if any) was taken and by whom?

|  |  |
|--|--|
|  |  |
|--|--|

36 Which orders do you want the court to make to protect the safety of the child?

Provide details

37 Which orders do you want the court to make to protect your safety?

Provide details

## Part K

### How the proposed orders deal with the matters raised

- 38 If you are filing an Application for Consent Orders, and you have provided information related to abuse, neglect or family violence, or risks posed by substance misuse, mental health issues or abduction, state briefly how the proposed orders attempt to deal with those matters.

Provide details

== Captain Jack Sparrow has been ordered to sail for calmer waters...

## Part L

### Attending court

In most cases, you are required to attend court in person, unless the court has given permission for you to be excused. If you do not attend court, the court may make orders in your absence on the information available. If you have concerns for your safety, the court can make a safety plan and, in some circumstances, may be able to make special arrangements for the hearing.

- 34 Do you feel unsafe being in the same room as the other parent or a party to the proceedings?

Yes

If 'yes', provide details of any special arrangements you would like to be made for your safety.

Example special arrangements include:

- a secure room in the court building;
- a support person at court; and
- attending the hearing via video conference or telephone.

## Where to file

This form should be filed with your Initiating Application, Response to Initiating Application or Application for Consent Orders online via [www.comcourts.gov.au](http://www.comcourts.gov.au) by post, or in person at any one of the family law registries below.

[www.fcfcoa.gov.au](http://www.fcfcoa.gov.au)

1300 352 000

NOTE: For filing a family law application in **Western Australia** visit [www.familycourt.wa.gov.au](http://www.familycourt.wa.gov.au)

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|            |                      |                                                                                                                |
|------------|----------------------|----------------------------------------------------------------------------------------------------------------|
| <b>ACT</b> | Canberra Registry    | Cnr University Ave and Childers St, Canberra, ACT 2600<br>(GPO Box 9991 Canberra ACT 2601)                     |
| <b>NSW</b> | Albury Registry      | Level 1, 463 Kiewa St, Albury, NSW, 2640<br>(PO Box 914 Albury NSW 2640)                                       |
|            | Dubbo Registry       | Cnr Macquarie and Wingewarra Sts Dubbo, NSW 2830<br>(PO Box 1567 Dubbo NSW 2830)                               |
|            | Lismore Registry     | Level 2, 29–31 Molesworth St, Lismore, NSW 2480<br>(PO Box 9 Lismore NSW 2480)                                 |
|            | Newcastle Registry   | 61 Bolton St, Newcastle, NSW 2300<br>(PO Box 9991 Newcastle NSW 2300)                                          |
|            | Parramatta Registry  | 1–3 George St, Parramatta, NSW 2123<br>(PO Box 9991 Parramatta NSW 2123)                                       |
|            | Sydney Registry      | 97–99 Goulburn St, Sydney, NSW 2000<br>(GPO Box 9991 Sydney NSW 2001)                                          |
|            | Wollongong Registry  | Level 1, 43 Burelli St, Wollongong, NSW 2500<br>(PO Box 825 Wollongong NSW 2500)                               |
| <b>NT</b>  | Darwin Registry      | Supreme Court Building, State Square, Darwin NT 0800<br>(GPO Box 9991 Darwin NT 0801)                          |
| <b>QLD</b> | Brisbane Registry    | 119 North Quay, Brisbane, QLD 4000<br>(GPO Box 9991 Brisbane QLD 4001)                                         |
|            | Cairns Registry      | Level 3 and 4, 104 Grafton St Cairns QLD 4870<br>(PO Box 9991 Cairns QLD 4870)                                 |
|            | Rockhampton Registry | 48 East St Rockhampton, QLD 4700<br>(PO Box 9991 Rockhampton QLD 4700)                                         |
|            | Townsville Registry  | Level 2, 143 Walker St Townsville QLD 4810<br>(PO Box 9991 Townsville QLD 4810)                                |
| <b>SA</b>  | Adelaide Registry    | 3 Angas St, Adelaide, SA 5000<br>(GPO Box 9991 Adelaide SA 5001)                                               |
| <b>TAS</b> | Hobart Registry      | 39–41 Davey St, Hobart, TAS 7000<br>(GPO Box 9991 Hobart TAS 7001)                                             |
|            | Launceston Registry  | Level 3, ANZ Building, Cnr Brisbane and George Sts<br>Launceston TAS 7250<br>(PO Box 9991 Launceston TAS 7250) |
| <b>VIC</b> | Dandenong Registry   | 53–55 Robinson St, Dandenong, VIC 3175<br>(PO Box 9991 Dandenong VIC 3175)                                     |
|            | Melbourne Registry   | 305 William St, Melbourne, VIC 3000<br>(GPO Box 9991 Melbourne VIC 3001)                                       |