**In the Family Court Case No: [*Case number*]**

**sitting at [*Court name*]**

|  |  |  |  |
| --- | --- | --- | --- |
|  | **Order**  **The Forced Marriage (Civil Protection) Act 2007**  **The Family Law Act 1996**  **The Senior Courts Act 1981** | | |
|  |  |  |  |
|  | The full name(s) of the children | Boy or Girl | Date(s) of Birth |
|  |  |  |  |
|  | [*insert*] | [*insert*] | [*insert*] |
|  | [*insert*] | [*insert*] | [*insert*] |
|  |  |  |  |

Before [*name of judge*] in private on [*date*] without a hearing.

**The parties:** The applicant is [*name*]

The 1st respondent is [*name*], the [*relationship to child*]

The 2nd respondent is [*name*], the [*relationship to child*]

**IMPORTANT NOTICE TO THE RESPONDENT [*RESPONDENT NAME*]** **OF [*RESPONDENT ADDRESS*]**

**YOU MUST OBEY THIS ORDER. You should read it carefully. If you do not understand anything in this order you should go to a solicitor, Legal Advice Centre or Citizens Advice Bureau. You have the right to apply to the court to change or cancel the order.**

**WARNING: IF, WITHOUT REASONABLE EXCUSE, YOU DO ANYTHING WHICH YOU ARE FORBIDDEN FROM DOING BY THIS ORDER YOU WILL BE COMMITTING A CRIMINAL OFFENCE AND LIABLE ON CONVICTION TO A TERM OF IMPRISONMENT NOT EXCEEDING FIVE YEARS OR TO A FINE OR BOTH.**

**ALTERNATIVELY, IF YOU DISOBEY OBEY THIS ORDER, YOU MAY BE HELD TO BE CONTEMPT OF COURT AND MAY BE IMPRISONED, FINED, OR HAVE YOUR ASSETS SEIZED.**

You have the following legal rights:

* 1. to seek legal advice. This right does not entitle you to disobey any part of this order until you have sought legal advice;
  2. if you do not speak or understand English adequately, to have an interpreter present in court at public expense in order to assist you at the hearing of any application relating to this order.

**Recitals**

1. **(Note these details should be included as an exception to the house rules)** The judge read the following documents:
   1. [*Insert details*]
2. The judge heard the following oral evidence:
   1. [*Insert details*]
3. **(In the event that any evidence and/or submission are to be withheld from the respondent(s))** The court considered that the criteria within Rule 11.7(2) of the Family Procedure Rules 2010 are met in this case, and as such has directed that certain evidence and/or submissions placed before the court for the purposes of this hearing may be withheld from the respondent herein until further order. [Accordingly the respondent was not present in court for the part of the hearing at which this evidence and/or submission was considered.] The continued need for this direction will be considered at each further hearing of this matter.

**IT IS ORDERED THAT:**

1. The respondent, or each of them, are prohibited from:
   1. Forcing, attempting to force or otherwise instructing or encouraging any other person to force the person to be protected [*name*] to undergo any ceremony (or purported ceremony) of marriage, civil partnership, betrothal or engagement;
   2. Instructing or otherwise encouraging the person to be protected [*name*] to undergo any ceremony (or purported ceremony) of marriage, civil partnership, betrothal or engagement;
   3. **(If appropriate)** Facilitating, allowing or otherwise permitting the person to be protected [*name*] to undergo any ceremony (or purported ceremony) of marriage, civil partnership, betrothal or engagement;
   4. **(If appropriate)** Using or threatening violence against the person to be protected [*name*] or otherwise instructing or encouraging any other person to do so;
   5. **(If appropriate)** Intimidating, harassing or pestering the person to be protected [*name*] or otherwise instructing or encouraging any other person to do so;
   6. Removing, seeking to remove or instructing or encouraging any other person to remove the person to be protected [*name*] from the jurisdiction of England and Wales.
   7. Leaving the jurisdiction of England and Wales.
2. The injunctions as made at paragraph [*para number*] (above) shall continue until [*date*] unless previously varied or otherwise discharged by further order of the court.
3. The respondent, or each of them, shall:
   1. Cause the person to be protected [*name*] to be made available for a safe and well check to be undertaken by the consular staff of the [British High Commission] / [British Embassy] in [*city/country*] for the purposes of an interview with the consular staff of the said [High Commission] / [Embassy] on such date and at such time as they are notified of by the solicitors for the applicant in correspondence;
   2. Ensure that the person to be protected [*name*] is presented at the said safe and well check, the details of which will be provided pursuant to sub-paragraph a. (above) together with any and all passports and other travel documents as [he] / [she] currently holds and has available to them;
   3. Allow the person to be protected [*name*] to be spoken to by the consular staff at the said [High Commission] / [Embassy] alone.
4. The matter shall be adjourned and for [Final Hearing] / [further directions] / [review] before a [High Court Judge of the Family Division] / [Judge of the Family Court] sitting in chambers at [*place*] on [*date*] at [*time*], with a time estimate of [*time estimate*].
5. The respondent shall attend the hearing listed pursuant to paragraph [*para number*] (above) together with solicitors and/or counsel if so instructed. A penal notice is attached to this paragraph.
6. The respondent may, if so advised, file and serve a statement of evidence by no later than [*time and date*].
7. The [applicant] / [person to be protected] may, if so advised, file and serve a statement of evidence by no later than [*time and date*].
8. Costs reserved.

Dated [*date*]

**Note to Arresting Officer:**

Under section 63CA of the Family Law Act 1996, breach of a forced marriage protection order is a criminal offence punishable by up to five years’ imprisonment. It is an arrestable offence and it is not necessary to obtain a warrant.

“A person who without reasonable excuse does anything that the person is prohibited from doing by a forced marriage protection order is guilty of an offence.”

Family Law Act 1996, section 63CA (1)