

BARRING ORDER

What is a Barring Order?

A Barring Order is an order which requires the violent person to leave the family home. The order also prohibits the person from further violence or threats of violence, and from watching or being near where you and your dependants (e.g. your children) live. It also prohibits the violent person from entering the home until further order of the court. A Barring Order can last up to 3 years.

Who can apply for a Barring Order?

- A person who is married or in a civil partnership regardless of how long they have lived together
- A person who has more property rights than the abusive person, e.g. if you own more than half of the house, or if the house you rent is in your name only, i.e. the rental agreement is *not* in both of your names
- Parents against their own child if he/she is over 18 years of age but they must not own all of or most of the house

It is best to apply as soon as possible after an abusive incident.

How do you apply for a Barring Order?

You must go to your local District Court Office to make this application (see list of District Court offices).

When in the District Court you can ask a staff member where to go to make a Domestic Violence Order Application

What do I need to bring?

- Proof of identity i.e. passport, driver's licence
- The abusive person's address if they are not currently living with you
- If it is not your first application against this person, any reference numbers from previous cases

Possible Outcomes



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- If the application is accepted, you will be given a date for a court hearing. A temporary order may be put in place to protect you (see **Protection Order** or **Temporary Barring Order** factsheet)
- You will be given your summons for the court hearing. A summons will be sent to the violent person by post
- If the order is granted it can last anything up to 3 years
- Barring Order takes effect from when the violent person is notified of it by the court or Gardaí

You do not need legal representation for an initial application; however, it is recommended that you have legal representation for the full court hearing.