

FORM F2
APPLICATION FOR A NON-MOLESTATION ORDER/
AN OCCUPATION ORDER

*FAMILY HOMES AND DOMESTIC VIOLENCE (NORTHERN IRELAND) ORDER
1998*

[In the High Court of Justice in Northern Ireland]

[In the Designated County Court for the Division of]

[In the Family Care Centre at]

Please read the accompanying notes as you complete this form

1. About you (the Applicant)

State your title (Mr, Mrs etc), full name, address, telephone number and date of birth (if under 18):

State your solicitor's name, address, reference, telephone, FAX and DX numbers:

2. About the respondent

State the respondent's name, address and date of birth (if known):

3. The Order(s) for which you are applying

This application is for:

- a non-molestation order
- an occupation order
- 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 statement in support.

4. Your relationship to the respondent (the person to be served with this application)

Your relationship to the respondent is:

Please tick only one of the following.

1. Married
2. Civil Partners
3. Were Married
4. Former Civil Partners
5. Cohabiting
6. Were cohabiting
7. Both of you live or have lived in the same household
8. Relative
State how related
9. Agreed to marry.
Give date the agreement was made.
If the agreement has ended, state when.
10. Agreed to form a civil partnership.
Give the date the agreement was made.
If the agreement had ended, state when.
11. Both of you are parents of or have parental responsibility for a child.
12. One of you is a parent of a child and the other has parental responsibility for that child.
13. One of you is the natural parent or grandparent of a child adopted or freed for adoption, and the other is:
 - (i) the adoptive parent or
 - (ii) a person who has applied for an adoption order for the child or
 - (iii) a person with whom the child has been placed for adoption or
 - (iv) the child who has been adopted or freed for adoption.

State whether (i), (ii), (iii) or (iv):

14. Both of you are parties to the same family proceedings (see also Section 11 below).

5. Application for a non-molestation order

If you wish to apply for a non-molestation order, state briefly in this section the order you want. Give full details in support of your application in your supporting evidence.

6. Application for an occupation order

If you do not wish to apply for an occupation order, please go to Section 9 of this form.

(A) State the address of the dwelling-house to which your application relates:

(B) State whether it is occupied by you or the respondent now or in the past, or whether it was intended to be occupied by you or the respondent:

(C) State whether you are entitled to occupy the dwelling house:

Yes No

If yes, explain why:

(D) State whether the respondent is entitled to occupy the dwelling-house:

Yes No

If yes, explain why:

On the basis of your answer to (C) and (D) above, tick one of the boxes 1 to 5 below to show the category into which you fit.

1. a spouse or civil partner who has home rights in the dwelling-house, or a person who is entitled to occupy it by virtue of a beneficial estate or interest or contract or by virtue of any enactment giving him or her the right to remain in occupation.

If you tick box 1 state whether there is a dispute or pending proceedings between you and the respondent about your right to occupy the dwelling house.

2. a former spouse with no existing right to occupy, where the respondent spouse is entitled.
3. a cohabitee or former cohabitee with no existing right to occupy, where the respondent cohabitee or former cohabitee is so entitled.
4. a spouse or former spouse who is not entitled to occupy, where the respondent spouse or former spouse is also not entitled.
5. a civil partner or former civil partner who is not entitled to occupy, where the respondent civil partner is also not entitled.
6. a cohabitee or former cohabitee who is not entitled to occupy, where the respondent cohabitee or former cohabitee is also not entitled.

Home Rights

If you do have home rights please:

State whether the title to the land is registered or unregistered (if known):

If registered, state the Land Registry Folio number (if known):

If you wish to apply for an occupational order, state briefly here the order you want. Give full details in support of your application in your supporting evidence.

7. Application for additional order(s) about the dwelling-house

If you want to apply for any of the orders listed in the notes to this section, state what order you would like the court to make:

8. Mortgage and rent

Is the dwelling-house subject to a mortgage?

Yes No

If yes, please provide the name and address of the mortgagee:

Is the dwelling-house rented?

Yes No

If yes, please provide the name and address of the landlord:

9. At the court

Will you need an interpreter at court?

Yes No

If 'Yes', specify the language:

If you need an interpreter because you do not speak English, you are responsible for providing your own.

If you need an interpreter or other facilities because of a disability please contact the court to ask what help is available.

10. Other information

State the name and date of birth of any child living with or staying with or likely to live with or stay with you or the respondent.

State the name of any person living in the same household as you and the respondent, and say why they live there:

11. Other Proceedings and Orders

If there are any other current family proceedings or orders in force involving you and the respondent, state the type of proceedings or orders, the court and the case number. This includes any application for an occupation order or non-molestation order against you by the respondent.

Signed

Date

This application is to be served upon the respondent