







## 5. The order(s) for which you are applying

State what you want the order to say (see examples on page 7). Give full details in support of your application below (continue on a separate sheet if necessary) or in a separate statement. Include details of any encouragement or enticement that the respondent has used.

- 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 witness statement (verified by a statement of truth) in support. See notes for guidance on page 7.

## 6. At the court

If you or the person to be protected requires an interpreter, you must tell the court now so that one can be arranged.

Will you or the person to be protected need an interpreter at court?

- No
- Yes, please specify the language and dialect

If you or the person to be protected has a disability for which you require special assistance or facilities, please state what is needed. The court staff will then get in touch with you if necessary.

Please say whether the court needs to make any special arrangements for you or the person to be protected, to attend court (e.g. providing you with a separate waiting room from the respondent or other security provision).

## 7. Other information

## 8. Other proceedings and orders

If you are aware of any family proceedings or orders in force involving you, the respondent(s) or the person to be protected, then where known, state the type of proceedings.

## 9. Statement of truth

\*[I believe] \*[The applicant believes] that the facts stated in this application are true.

\*I am duly authorised by the applicant to sign this statement.

Print full name

Name of applicant solicitors firm

Signed

(Applicant) (Applicant's solicitor)

Dated

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**Proceedings for contempt of court may be brought against a person who makes or causes to be made, a false statement in a document verified by a statement of truth**

\*delete as appropriate

**This application is to be served upon the respondents and the person to be protected by the order.**

**Note:** If you are an individual applicant, you **MUST NOT** serve the documents yourself on the person you are seeking the order against.

# Application for a FGM Protection Order

## Notes for guidance

Please read these notes with the leaflet **FGM700 - FGM Protection Orders**

### Section 1 – Applicants

There are three types of applicant. The person to be protected, someone on their behalf and a relevant third party.

If you are the person to be protected and are applying yourself for an order, with or without legal representation, you are also the applicant. Fill in section 1 only, and then go to section 4.

A relevant third party applicant is a person or organisation that is allowed to make an application on behalf of another without the leave of the court. Only the Lord Chancellor can make a person or organisation a relevant third party, for example a local authority.

If you are not a relevant third party and you are not the person who is to be protected by the order you can still make the application, but you need the court's permission. The court can give you the form (FGM006) to apply for permission.

#### Address details

If you do not wish your address, or the address of any person named in the application form to be made known to the respondent, leave the space(s) on the form blank and complete Confidential contact details Form C8. The court can give you this form.

### Section 2 – Person to be protected

This section only needs to be completed if you are applying on behalf of someone. If you are the person to be protected by the order, leave this section blank.

#### Address details

If you do not wish the address of the person to be protected to be made known to the respondent, leave the space blank and complete Confidential contact details Form C8. The court can give you this form.

### Section 4 – Respondents

A person who you want the court to make an order against is called the respondent. There may be more than one respondent.

If you know of other people who may become involved as a respondent include their details in section 6.

### Section 5 – The Order

A FGM Protection Order provides protection to victims of or potential victims of FGM. Each FGM Protection Order is specific to each case and contains terms that change the behaviour of the respondent and other people.

Examples of what you might want the court to order are:

- that the respondent does not take you or the person to be protected abroad with the purpose of committing or attempting to commit FGM
- that the respondent does not enter into any arrangements in the UK or abroad for FGM to be performed on you or the person to be protected
- that the respondent surrenders their passport or any other travel documents and/or the passport of the person named in the application.

In section 5 or in a separate statement say why you are applying and give full details.

### Urgent orders

An urgent order made by the court before the notice of the application is served on the respondent is called a without notice order. In deciding whether to make a without notice order the court will consider all the circumstances of the case, including:

- any risk of a FGM procedure being carried out on the person to be protected or another person, if the order is not made immediately

- whether it is likely that the applicant will be deterred or prevented from pursuing the application if an order is not made immediately
- whether there is reason to believe that the respondent is aware of the proceedings but is deliberately evading service and the person to be protected or the applicant will be seriously prejudiced by the delay.

If you are applying for a 'without notice' order you must include the reasons why the court should deal with the application without notifying the respondent first. You must provide a witness statement verified by a statement of truth. The court can tell you how to do this.

If the court makes a 'without notice' order, it must give the respondent or other person an opportunity to make representations about the order as soon as just and convenient at a full hearing.

### **Further details**

Further information on making an application is contained in the leaflet FGM700 Female Genital Mutilation Protection Orders. The leaflet contains information on coming to court, and what happens if a respondent or other person fails to obey a court order. You can download this leaflet and details of your local court from our website <http://hmctsformfinder.justice.gov.uk>