Interim Protection Orders



violence?

Physical Abuse if you are being physically injured



if a specific person enters your home or property without your consent



Sexual Abuse

if you are being forced to perform a sexual act What can be considered as domestic



Property Damage if your property is being willfully damaged or destroyed



Emotional/psychological

if you are being verbally insulted or humiliated



if your money is being spent without your consent/if someone is purposely withholding money from you in an effort to cause you undue hardship.



Intimidation, Harrasment or Stalking

if you are being repeatedly followed and watches or where a specific person makes unwanted telephone calls or sends unwanted e-mails and text messages to you.

Who can apply for a protection order?

Complainant

(Person being abused)

Child - Assisted or unassisted

If the complainant is a child, s/he can apply for a protection order on his/her own and does not have to be assisted by a parent or a guardian

Any person

who has an interest in the wellbeing and safety of the complainant can make an application on behalf of the complainant. If the complainant is older than 18 years of age, the written consent of the complainant is required to make an application on his/her behalf.



Application Procedure

Download and complete Form 2

Application for a Protection Order.

Set out the facts

Complete an affidavit setting out the alleged abuse committed by the respondent. The affidavit must address the facts on which your application is based, the type of order is sought and any supporting documentation such as photos or medical certificates (in the case of physical violence).

Submit Application

Approach your nearest Magistrates Court. Once you have compiled the necessary documentation, take your application and supporting affidavit to the Magistrates Court nearest to where you live and work.

Take order to SAPS

If successful, an interim protection order will be granted. A warrant of arrest will automatically be issued with the interim protection order.

The court will hand you the warrant and interim protection order to take to your nearest police station. The police will then serve the order on the respondent personally.



Consulting from: 7 Weltevreden Street, Gardens, Cape Town

