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Categories: domestic violence; undertakings

Applications for safety orders struck out following undertaking given

In a District Court in a rural town an application for a safety order by a woman against her ex-partner was struck out when he gave an undertaking to abide by its terms. Both parties appeared in court, and both were represented by solicitors.

The respondent's solicitor told the judge that his client had agreed with the applicant to give an undertaking for three years in the same terms as a safety order. The man gave an undertaking to the Court that he would not use, or threaten to use, violence against the woman. He also undertook not to follow, watch, beset, or communicate with her.

The man was asked by his solicitor if he understood that a breach of the undertaking was a contempt of court, and that he could be brought back before the Court. The man said that he understood.

The judge advised the man that she took a breach of a domestic violence undertaking very seriously and struck out the safety order application. This was one of a number of domestic violence application struck out when the respondent gave an undertaking to the Court to abide by the terms of the order sought.