

SCHEDULE

Commencement Information

- II** Sch. in operation at 19.10.2023, see [rule 1\(1\)](#)

Form 1

Rule 2(1)

PROTECTION FROM STALKING ACT (NORTHERN
IRELAND) 2022
(Sections 7, 11)

MAGISTRATES' COURTS (STALKING PROTECTION
ORDERS) RULES (NORTHERN IRELAND) 2023
(Rule 2(1))

**Summons on foot of complaint for [stalking protection order] [and]
[interim stalking protection order]**

of

Complainant

of

Defendant

Whereas a complaint has been made before me in respect of an application for [a stalking protection order] [and] [an interim stalking protection order] to the following effect, viz—

The grounds on which this application is made are as follows—

That:

- (a) you have carried out acts associated with stalking;
- (b) you pose a risk associated with stalking to another person, and
- (c) there is reasonable cause to believe that the proposed order is necessary to protect another person from such risk

(Give reasons in support of the application)

Accordingly, application is made for [a stalking protection order] [and] [an interim stalking protection order] containing the following requirements and prohibitions, namely:

(insert)

THIS IS TO COMMAND YOU to appear as a defendant at the hearing of the said application (place) on (date) at (time) before a court of summary jurisdiction.

This day of 20

[Lay Magistrate] [District Judge (Magistrates' Court)]

To the said defendant

Note:

Where the court is satisfied that this summons was served on you within what appears to the court to be reasonable time before the hearing or adjourned hearing, it may proceed in your absence.

Should a stalking protection order / interim stalking protection order be made against you, you would be subject to the prohibitions and/or requirements made in it. You would be subject to the notification requirements of sections 14 and 15 of the Protection from Stalking Act (Northern Ireland) 2022. This would mean that:

- within 3 days beginning on the date on which the order comes into force, you must notify the police your name(s) and home address;
- within 3 days of using a name which has not been notified to police, you must notify the police that name; and
- within 3 days of a change of address, you must notify to the police the new home address.

Police Service of Northern Ireland Headquarters will be able to explain these requirements to you in more detail (in particular the information which you must bring with you when you make your initial notification) and tell you at which police station you should attend.

If, without reasonable excuse you do anything you are prohibited from doing or fail to do anything you are required to do by a stalking protection order or interim stalking protection order, or if you fail to comply with the notification requirements of sections 14 and 15 of the Protection from Stalking Act (Northern Ireland) 2022, you will be liable to imprisonment for a term not exceeding 6 months on summary conviction or 5 years on indictment. In some cases, a fine may be imposed in addition, or as an alternative, to imprisonment.

Form 2

Rule

PROTECTION FROM STALKING ACT (NORTHERN IRELAND)
2022
(Section 7)

MAGISTRATES' COURTS (STALKING PROTECTION ORDER
RULES (NORTHERN IRELAND) 2023
(Rule 2(2))

Stalking Protection Order

of

Complainant

of

Defendant

It is adjudged that—

- (a) the defendant has carried out acts associated with stalking;
- (b) the defendant poses a risk associated with stalking to another person; and
- (c) a stalking protection order is necessary to protect another person from such a risk (whether or not the other person was a victim of the acts mentioned in paragraph (a)).

Short description of acts, including dates(s) and further comments:

IT IS ORDERED that the defendant (specify details of prohibitions and/or requirements imposed)

Until [date not less than 2 years beginning with the date of the order] or further order:

And while this order (as renewed from time to time) has effect, the defendant shall be subject to the notification requirements of sections 14 and 15 of the Protection from Stalking Act (Northern Ireland) 2022.

To the said defendant

Note:

You are subject to the prohibitions and/or requirements in this stalking protection order. You are also subject to the notification requirements of sections 14 and 15 of the Protection from Stalking Act (Northern Ireland) 2022. This means that:

- within 3 days of the date of this order, you must notify to the police your name(s) and home address;
- within 3 days of using a name which has not been notified to police, you must notify the police that name; and
- within 3 days of a change of address, you must notify to the police the new home address.

Police Service of Northern Ireland Headquarters will be able to explain these requirements to you in more detail (in particular the information which you must bring with you when you make your initial notification) and tell you at which police station you should attend.

If, without reasonable excuse you do anything you are prohibited from doing or fail to do anything you are required to do by a stalking protection order or if you fail to comply with the notification requirements of sections 14 and 15 of the Protection from Stalking Act (Northern Ireland) 2022, you will be liable to imprisonment for a term not exceeding 6 months on summary conviction or 5 years on indictment. In both cases, a fine may be imposed in addition, or as an alternative, to imprisonment.

Form 3

Rule

PROTECTION FROM STALKING ACT (NORTHERN IRELAND)
2022
(Section 11)

MAGISTRATES' COURTS (STALKING PROTECTION ORDER)
RULES (NORTHERN IRELAND) 2023
(Rule 2(3))

Interim Stalking Protection Order

of

Complainant

of

Defendant

An application for a stalking protection order has been made by the complainant and application has not yet been determined.

The Court considers it is appropriate to make an interim stalking protection order.

Short description of acts, including date(s) and further comments:

IT IS ORDERED that the defendant (specify details of prohibitions and/or requirements imposed)

From the date of service of this order until (insert date):

And while this order has effect, the defendant shall be subject to the notification requirements in sections 14 and 15 of the Protection from Stalking Act (Northern Ireland) 2022.

This day of 20

[Lay Magistrate] [District Judge (Magistrates' Court)]

To the said defendant

Note:

You are subject to the prohibitions and/or requirements in this interim stalking protection order. You are subject also to the notification requirements of sections 14 and 15 of the Protection of Stalking Act (Northern Ireland) 2022. This means that:

- within 3 days of the date of this order, you must notify to the police your name(s) and home address;
- within 3 days of using a name which has not been notified to police you must notify the police that name; and
- within 3 days of a change of address, you must notify to the police the new home address.

Police Service of Northern Ireland Headquarters will be able to explain these requirements to you in more detail (in particular the information which you must bring with you when you make your initial notification) and tell you at which police station you should attend.

If, without reasonable excuse you do anything you are prohibited from doing or fail to do anything you are required to do by this interim stalking protection order, or if you fail to comply with the notification requirements of sections 14 and 15 of the Protection of Stalking Act (Northern Ireland) 2022, you will be liable to imprisonment for a term not exceeding 6 months on summary conviction or 5 years on indictment. In both cases, a fine may be imposed in addition, or as an alternative, to imprisonment.

Form 4

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PROTECTION FROM STALKING ACT (NORTHERN IRELAND)
2022
(Sections 10, 11(7))

MAGISTRATES' COURTS (STALKING PROTECTION ORDER
RULES (NORTHERN IRELAND) 2023
(Rule 3)

Summons on foot of complaint for [variation][renewal][discharge] of [stalking protection order] [interim stalking protection order]

[Name]

Complainant

[Address]

[Name]

Defendant

[Address]

Whereas [a stalking protection order] [an interim stalking protection order] (a copy of which is attached to this summons) was made against the defendant mentioned in that order on the day of 20

And the complainant who was the [complainant] [defendant] in those proceedings now applying for a complaint for the [variation] [renewal] [discharge] of the said order on the grounds that (specify grounds)

THIS IS TO COMMAND YOU to appear as a defendant at the hearing of the said application at (place) on (date) at (time) before a court of summary jurisdiction.

This day of 20

To the said defendant

Changes to legislation:

There are currently no known outstanding effects for the The Magistrates' Courts (Stalking Protection Orders) Rules (Northern Ireland) 2023.