

Status: This version of this provision is prospective.

Changes to legislation: Domestic Abuse Act 2021, Section 31 is up to date with all changes known to be in force on or before 20 August 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes



Domestic Abuse Act 2021

2021 CHAPTER 17

PART 3

POWERS FOR DEALING WITH DOMESTIC ABUSE

Domestic abuse protection orders

PROSPECTIVE

31 Domestic abuse protection orders otherwise than on application

- (1) A court may make a domestic abuse protection order under this section in any of the cases set out below.

Family proceedings

- (2) The High Court or the family court may make a domestic abuse protection order against a person (“P”) in any family proceedings to which both P and the person for whose protection the order would be made are parties.

Criminal proceedings

- (3) Where a person (“P”) has been convicted of an offence, the court dealing with P for that offence may (as well as sentencing P or dealing with P in any other way) make a domestic abuse protection order against P.
- (4) But subsection (3) does not apply where the Court of Appeal is dealing with a person for an offence.
- (5) A court by or before which a person is acquitted of an offence may make a domestic abuse protection order against the person.
- (6) Where the Crown Court allows a person's appeal against a conviction for an offence, the Crown Court may make a domestic abuse protection order against the person.

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Civil proceedings

- (7) The county court may make a domestic abuse protection order against a person (“P”) in any relevant proceedings to which both P and the person for whose protection the order would be made are parties.
- (8) In subsection (7) “relevant proceedings” means proceedings of a description specified in regulations made by the Secretary of State.

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 49A49B and cross-heading inserted by [2024 c. 21 s. 20\(2\)](#)
- s. 56(4)(c) inserted by [2024 c. 21 s. 20\(4\)](#)
- s. 87(6)(aa) inserted by [2024 c. 21 s. 20\(5\)](#)