

Warrant of Arrest

Family Law Act 1975 ~ Section 65Q(2),
Family Law Rules ~ Rules 15.36, 21.04(2)(b), 21.07(b), 21.16, 21.17, 21.18

Please type or print clearly and mark [X] all boxes that apply.

Filed in:

- Family Court of Australia
- Federal Circuit Court of Australia
- Family Court of Western Australia
- Other (specify) _____

File number _____

Filed at _____

Filed on _____

Court location _____

Court date _____

This warrant is issued under:

- Section 65Q(2) of the Family Law Act
- Other (specify) _____

Part A About the parties

1 APPLICANT 1

Family name as used now

Given names

RESPONDENT 1

Family name as used now

Given names

APPLICANT 2

Family name as used now

Given names

RESPONDENT 2

Family name as used now

Given names

2 Independent children's lawyer family name

Given names

Part B About the Order

3

An order was made by the Court at:

on

to issue a warrant for the arrest of

of Address

Address	
State	Postcode

Male Female

Date of birth / /

Occupation

Part C Executing the warrant

4

To:

- The Marshal
 All Officers of the Australian Federal Police
 All Officers of the State and Territory police forces

5

You are ordered to arrest

Full name

and bring that person before the Court, or any other court exercising jurisdiction under the Act, on the first day on which the Court next sits after the person's arrest, or as soon as practicable after that date.

6

This warrant ceases to be in force on

/ /

Dated

/ /

Registrar's signature

Notes:

1. If no date is specified in Item 6, this warrant ceases to be in force:
 - (a) if it is issued under section 65Q(2) of the Family Law Act – 6 months after the date it is issued; or
 - (b) in any other case – 12 months after it is issued.
2. Unless this Warrant is issued under Section 65Q(2) of the Family Law Act, it must have attached to it a copy of the application, subpoena or order mentioned in Rule 21.16(1)(a).
3. For the procedure after arrest:
 - (a) When a person is arrested under a warrant issued under Section 65Q(2) of the Act, see Section 65S of the Act;
 - (b) For all other arrests, see Rule 21.19.
4. A person arrested in accordance with a warrant may apply for the warrant to be set aside or to be released from custody.
5. Section 122AA authorises powers of entry and search for the purpose of arresting a person under a warrant.
6. Section 122A of the Family Law Act authorises the use of reasonable force in making an arrest or to prevent the escape of a person after arrest.