188.

PDF UPLOAD

Rule 7(3) FJ(PH)R 2024

**Affidavit in Support of Application for Protection Order / Expedited Order / Mandatory Treatment Order**

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| **IN THE FAMILY JUSTICE COURTS OF THE REPUBLIC OF SINGAPORE** | | | | |
| Originating Application  No. | | |  |  |
| [Title as in Form 187] | | | | |
| **AFFIDAVIT** | | | | |
| I, (*name of applicant*), the applicant, do make oath (or affirm) and say that the statements contained in the document exhibited and marked “A” are true. | | | | |
| Sworn (or affirmed) on [*date*] at [*location*] (through the interpretation of [*name of interpreter*])\*. | | | | |
|  | | | | |
| *Before me*  *Commissioner of Oaths / Notary Public\** | | | | |
|  | | | | |
| EXHIBIT “A”  INFORMATION IN SUPPORT OF APPLICATION | | | | |
| **Part A — Applicant’s Particulars** | | | | |
| |  |  |  | | --- | --- | --- | | |  |  | | --- | --- | | 1. | My particulars are as follows: | | | | | | |
|  | *(a)* | Name: | | |
| *(b)* | NRIC No. (for Singapore citizen) or No., type and country of issue of foreign identification document (for foreign citizen): | | |
| *(c)* | Address for service: | | |
| |  |  |  | | --- | --- | --- | | |  |  | | --- | --- | | 2. | I am deposing this affidavit in my [own capacity/capacity as (*state* *capacity*)]\*. | | | | | | |
| **Part B — Application for protection order against Respondent** | | | | |
| |  |  |  | | --- | --- | --- | | |  |  | | --- | --- | | 3. | To the best of my knowledge, information and belief, the Respondent’s particulars are as follows: | | | | | | |
|  | *(a)* | Name or, if the name is unknown, Unique Identifier (e.g. Internet location address, website, username or account or email address): | | |
| *(b)* | NRIC No. (for Singapore citizen) or No., type and country of issue of foreign identification document (for foreign citizen): | | |
| *(c)* | Address for service: | | |
| *(d)* | Other electronic means of contacting the Respondent: | | |
| *(e)* | Relationship to me: | | |
| |  |  |  | | --- | --- | --- | | |  |  | | --- | --- | | 4. | To the best of my knowledge, information and belief, the Respondent has the following presence on the Internet: | | | | | | |
|  | *(a)* | Internet website address(es): | | |
| *(b)* | Blog (or weblog) address(es): | | |
| *(c)* | Account(s) on social media or social networking website(s): | | |
| *(d)* | Page(s) on social media or social networking website(s): | | |
| |  |  |  | | --- | --- | --- | | |  |  | | --- | --- | | 5. | I believe that the Respondent [is/is not]\* in Singapore because [*state reasons for the belief*]. | | | | | | |
| |  |  |  | | --- | --- | --- | | |  |  | | --- | --- | | 6. | The Respondent has contravened section(s) [3/4/5/6/7]\* of the Protection from Harassment Act 2014. | | | | | | |
| |  |  |  | | --- | --- | --- | | |  |  | | --- | --- | | 7. | The Respondent contravened the provision(s) of the Protection from Harassment Act 2014 mentioned in paragraph 6 by doing the following things: | | | | | | |
| |  |  | | --- | --- | |  | [*specify how the Respondent has contravened the provisions mentioned in paragraph 6*; *specify* *whether the contravention involves an offending communication; specify* *whether the Respondent has been convicted of any offence under section 3, 4, 5, 6 or 7 of the Protection from Harassment Act 2014 or section 323, 324, 325, 326, 327, 329, 330, 331 or 333 of the Penal Code 1871, in respect of the applicant*] | | | | | |
| |  |  |  | | --- | --- | --- | | |  |  | | --- | --- | | 8. | The things which the Respondent did (as mentioned in paragraph 7) have the following effects on me or a related person: | | | | | | |
| |  |  | | --- | --- | |  | [*specify the effects, in particular, any harassment, alarm, distress, injury or other harm caused*] | | | | | |
| |  |  |  | | --- | --- | --- | | |  |  | | --- | --- | | 9. | \*The particulars of the offending communication(s) are as follows: | | | | | | |
| |  |  | | --- | --- | |  | [*specify particulars of the alleged offending communication(s)*] | | | | | |
| |  |  |  | | --- | --- | --- | | |  |  | | --- | --- | | 10. | \*The particulars of each publication by the Respondent of the offending communication (including the Internet location address of each publication on the Internet, if any) are as follows: | | | | | | |
| |  |  | | --- | --- | |  | [*specify the particulars*] | | | | | |
| |  |  |  | | --- | --- | --- | | |  |  | | --- | --- | | 11. | \*I attach the following evidence in support of my statements at paragraphs [6/7/8/9/10]\*: | | | | | | |
|  | *(a)* | Document(s): | | |
| *(b)* | Photograph(s): | | |
| *(c)* | Other evidence (including electronic documents or records): | | |
| |  |  |  | | --- | --- | --- | | |  |  | | --- | --- | | 12. | I [have/have not]\* approached the Respondent to remove the offending communication(s) mentioned in paragraph 9. | | | | | | |
|  | *(a)* | \*The Respondent’s response to my approach was [*describe Respondent’s response*]. | | |
| *(b)* | \*I did not approach the Respondent because [*state reasons*]. | | |
| |  |  |  | | --- | --- | --- | | |  |  | | --- | --- | | 13. | I believe that the Respondent — | | | | | | |
|  | *(a)* | \*is likely to continue contravening the provision(s) of the Protection from Harassment Act 2014 mentioned in paragraph 6. | | |
| *(b)* | \*is likely to commit a new contravention of section(s) [3/4/5/6/7]\* of the Protection from Harassment Act 2014. | | |
| |  |  |  | | --- | --- | --- | | |  |  | | --- | --- | | 14. | I attach the following evidence in support of my statement(s) at paragraph 13: | | | | | | |
|  | *(a)* | Document(s): | | |
|  | *(b)* | Photograph(s): | | |
|  | *(c)* | Other evidence (including electronic documents or records): | | |
| |  |  |  | | --- | --- | --- | | |  |  | | --- | --- | | 15. | I [have lodged a police report on [*date*] at [*time*]/have not lodged a police report]\* in respect of the Respondent’s contravention of the provision(s) of the Protection from Harassment Act 2014 mentioned in paragraph 6. | | | | | | |
| |  |  |  | | --- | --- | --- | | |  |  | | --- | --- | | 16. | Medical attention [has/has not]\* been sought in respect of any injury or harm specified in paragraph 8. [The particulars of the medical attention sought are as follows: | | | | | | |
|  | *(a)* | Date and time: | | |
| *(b)* | Receipt No. or Registration No.: | | |
| *(c)* | Diagnosis or Treatment: ]\* | | |
| +**Part C — Application for expedited protection order against Respondent** | | | | |
| |  |  |  | | --- | --- | --- | | |  |  | | --- | --- | | 17. | I believe that the Respondent is likely to continue or to commit the contraventions mentioned in paragraph 13 imminently. | | | | | | |
| |  |  |  | | --- | --- | --- | | |  |  | | --- | --- | | 18. | I believe that the continuation or commission of the contraventions mentioned in paragraph 13 is likely to have a substantial adverse effect on me or my day‑to‑day activities. | | | | | | |
| +**Part D — Application for mandatory treatment order against Respondent** | | | | |
| |  |  |  | | --- | --- | --- | | |  |  | | --- | --- | | 19. | I am applying for a mandatory treatment order to be made against the Respondent under section 13B of the Protection from Harassment Act 2014 upon the Court granting my application for an order under section 12(2) of the Protection from Harassment Act 2014 against the Respondent. | | | | | | |
| |  |  |  | | --- | --- | --- | | |  |  | | --- | --- | | 20. | I believe the Respondent is suffering from a psychiatric condition which is likely to be a contributing factor for the Respondent’s conduct in paragraph 7 because [*state reasons for the belief, identifying the psychiatric condition if possible*]. | | | | | | |
| |  |  |  | | --- | --- | --- | | |  |  | | --- | --- | | 21. | I attach the following evidence in support of my statement at paragraph 20: | | | | | | |
|  | (a) | Document(s): | | |
| (b) | Photograph(s): | | |
| (c) | Other evidence (including electronic documents or records): | | |
| +**Part E — Order under section [12(2E)/12(2F)]\* of the Protection from Harassment Act 2014** | | | | |
| |  |  |  | | --- | --- | --- | | |  |  | | --- | --- | | 22. | I am applying for an order under section [12(2E)/12(2F)]\* of the Protection from Harassment Act 2014 against a [third party/internet intermediary]\*. | | | | | | |
| |  |  |  | | --- | --- | --- | | |  |  | | --- | --- | | 23. | To the best of my knowledge, information and belief, the [third party’s/internet intermediary’s]\* particulars are as follows: | | | | | | |
|  | *(a)* | Name or, if the name is unknown, Unique Identifier (e.g. Internet location address, website, username or account or email address): | | |
| *(b)* | NRIC No. (for Singapore citizen), UEN or No., type and country of issue of foreign identification document (for foreign citizen): | | |
| *(c)* | Address for service: | | |
| *(d)* | \*Other electronic means of contacting the [third party/internet intermediary]\*: | | |
| *(e)* | Relationship to me: | | |
| |  |  |  | | --- | --- | --- | | |  |  | | --- | --- | | 24. | \*To the best of my knowledge, information and belief, the third party has the following presence on the Internet: | | | | | | |
|  | *(a)* | \*Internet website address(es): | | |
| *(b)* | \*Blog (or weblog) address(es): | | |
| *(c)* | \*Account(s) on social media or social networking website(s): | | |
| *(d)* | \*Page(s) on social media or social networking website(s): | | |
| |  |  |  | | --- | --- | --- | | |  |  | | --- | --- | | 25. | \*I believe that the [third party/internet intermediary]\* [is/is not]\* in Singapore because [*state reasons for the belief*]. | | | | | | |
| |  |  |  | | --- | --- | --- | | |  |  | | --- | --- | | 26. | The particulars of each publication by the [third party/internet intermediary]\* of the offending communication (including the Internet location address of each publication on the Internet, if any) are as follows: | | | | | | |
| |  |  | | --- | --- | |  | [*specify the particulars*] | | | | | |
| |  |  |  | | --- | --- | --- | | |  |  | | --- | --- | | 27. | \*I [have/have not]\* approached the [third party/internet intermediary]\* to remove the offending communication(s): | | | | | | |
|  | *(a)* | \*The third party’s response to my approach was [*describe third party’s response*]. | | |
| *(b)* | \*I did not approach the third party because [*state reasons*]. | | |
| |  |  |  | | --- | --- | --- | | |  |  | | --- | --- | | 28. | I believe that the third party is likely to publish, or continue to publish, the offending communication(s) or communication(s) that is substantially similar to the offending communication(s). | | | | | | |
| |  |  |  | | --- | --- | --- | | |  |  | | --- | --- | | 29. | I attach the following evidence in support of my statement at paragraph 28: | | | | | | |
|  | *(a)* | Document(s): | | |
| *(b)* | Photograph(s): | | |
| *(c)* | Other evidence (including electronic documents or records): | | |
| **+Part F — Application for expedited protection order against third party/internet intermediary** | | | | |
| |  |  |  | | --- | --- | --- | | |  |  | | --- | --- | | 30. | \*I believe that the publication of the offending communication(s) [or communication(s) that is substantially similar to the offending communication(s)]\* by the third party is imminent or is likely to continue. | | | | | | |
| |  |  |  | | --- | --- | --- | | |  |  | | --- | --- | | 31. | \*I believe that the publication of the offending communication(s) [or communication(s) that is substantially similar to the offending communication(s)]\* by the third party is likely to have a substantial adverse effect on me or my day‑to‑day activities. | | | | | | |
| |  |  |  | | --- | --- | --- | | |  |  | | --- | --- | | 32. | \*I attach the following evidence in support of my statement(s) at paragraphs 30 and 31: | | | | | | |
| **Part G — Confirmation of Contents** | | | | |
| |  |  |  | | --- | --- | --- | | |  |  | | --- | --- | | 33. | I confirm that to the best of my knowledge, information and belief, the information contained in this document is true. | | | | | | |
| **Part H — Undertaking** | | | | |
| |  |  |  | | --- | --- | --- | | |  |  | | --- | --- | | 34. | \*I undertake to abide by any order the Court may make against me for the payment of damages to any person who sustains loss or damage by reason of my application for an expedited protection order or a mandatory treatment order in this matter. | | | | | | |
| |  |  |  | | --- | --- | --- | | |  |  | | --- | --- | | 35. | If I obtain any relevant information (that is, any document or information in the course of these proceedings which is subject to privilege or a duty of confidentiality, or any statement made or material disclosed to the party in the course of these proceedings or any record of these proceedings obtained under rule 73 of the Supreme Court of Judicature (Protection from Harassment) Rules 2021 or Part 26, Rule 3 of the Family Justice (General) Rules 2024, as the case may be), I undertake — | | | | | | |
|  | *(a)* | to use the relevant information only in the conduct of those proceedings; and | | |
| *(b)* | to use the relevant information for any other purpose only with the permission of every party to the proceedings likely to be affected by the use of that material or with the permission of the court. | | |
|  | | | | |
| [*Signature of Applicant*] | | | | |
| Name of Applicant: | | | | |
| Date: | | | | |
| \*Delete where inapplicable. Paragraphs 30, 31 and 32 are only applicable to an application for an expedited protection order. | | | | |
| +Delete this Part if it is not required. Repeat this Part if there is more than one Respondent/third party/internet intermediary to whom the protection order is to apply. | | | | |