



QUEENSLAND POLICE SERVICE
STATEMENT OF WITNESS



Occurrence #: QP2400087274

Statement no.: 01

Date: 05/03/2024

Statement of

Name of witness: BRAR Anmolpreet Kaur

Date of birth: 18/08/1993 Age: 30 Occupation: Uber driver

Police officer taking statement

Name: VAN BUUREN David

Rank: Detective Senior Constable Reg. no.: 4026708

Region/Command/Division: North Coast Station: Redcliffe

Statement:

Anmolpreet Kaur BRAR states:

1. My name is Anmolpreet Kaur BRAR, and I am a 30-year-old woman currently living at an address known to the police.
2. I know Harjinder Singh BRAR ('Harry'). Harry is my husband, but we are now separated. We have on daughter together; Harseerat Kaur BRAR ('Harseerat'). Harseerat was born in Australia on 25 September 2019 and is now 4 years old.
3. Harry and I had an arranged marriage in India on 14 February 2018. In May 2018 we moved to Australia. It was my first time to Australia, but Harry had lived in Australia since 2014. Harry had a student visa, and I had a tourist visa. In Australia we changed my visa so that I was a dependant of Harry. We therefore had a shared account with the Department of Immigration which Harry had access to.
4. Since moving to Australia Harry regularly threatened to cancel my visa to get me to do what he wanted. He would use the visa to cohesively control me into providing him with money, having sex with him and cooking for him. He also threatened to cancel my visa if I ever reported him to the police.
5. Harry used the threat of cancelling my visa to make me pay for everything. Even though he was also working, the money I made from my jobs went to everything from the bills, rent, groceries, purchasing of vehicles and buying things for Harseerat. Harry's pay went into his own personal account which he would spend for himself or send back to his family in India.

I certify this to be a true and exact copy.

[Handwritten signature]

31/3/24

JUSTICE OF THE PEACE (QUALIFIED)
DEPT. OF JUSTICE & ATTORNEY GENERAL
Reg. No. 8359

[Handwritten signature]
(Witness's signature)

(Justice of the Peace (Qual.)/
Commissioner for Declarations' signature)

[Handwritten signature]
(Signature of police officer preparing statement)

CONTINUED STATEMENT OF: **BRAR, Anmolpreet Kaur**

6. Harry has personal CBA and ANZ accounts that I know of which all his pay goes into. We have one shared account which is also with CBA. Since moving to Australia, I have had personal accounts with ANZ, CBA, QLD Country Bank and NAB, who I use now.
7. Harry also hit and assaulted me often. He also often verbally abused me and called me names such as 'mental', 'duffer', 'stupid' and 'pagl' (means 'mad' in Hindi).
8. On 18 August 2019 we were living at 1/7 Hillary Street, Mount Isa, when we had an argument after he came home late from a party and told me to make him food. I refused as I was heavily pregnant, and my finger was injured. Harry then grabbed me by the waist and moved me into the kitchen. He then slapped me hitting me on the left ear.
9. The next morning at about 6am, I woke up to Harry grabbing my arm, then then dragged me towards the kitchen to make him food. I told him that there was no water in the house to make chappati, but Harry kept telling me to make some food so I said I would cook some curry. Harry then slapped me on both sides of the face. At that time, I did not know about calling triple zero.
10. Harry then called the police on his phone, he wanted me them to kick me out of the house, his father was always telling him that I was dependant on his visa and I could not do anything.
11. Harry then started hitting me with a belt. I tried to run from the house, as I went to run through front door I collided with the police as they were coming in.
12. The police officers name was Bianca. I told police about what had happened, they took me to the hospital, and they applied for a Domestic Violence Protection Order (DVO). On 22 August 2019 a DVO was made at the Mount Isa Magistrates Court. It said that Harry had to be of good behaviour to me.
13. On 23 August 2019 Harry and I had an argument about chores. He was shouting at me calling me a bitch lady. I was lying down in my bedroom when Harry came in and grabbed me by the wrist. He then dragged me into the kitchen, and I ended up on the floor.
14. On 6 or 7 September Harry and I had another argument. Harry started hitting me with a pillow and he also put his hand on the right side of my neck and started choking me, it made it difficult to breath but I could still breath using short breaths. This caused me to have a red mark on my neck.
15. On 8 September 2019 I went to the Mount Isa Hospital for a check-up as I was 36 weeks pregnant. I met Jane METCALFE ('Jane') who was a support worker for 'Save the Children'. I showed the red mark on my neck

I certify this to be a true and exact copy.

Anmolpreet Kaur
31/3/24



Anmolpreet Kaur

(Witness's signature)

(Justice of the Peace (Qual.)/
Commissioner for Declarations' signature)

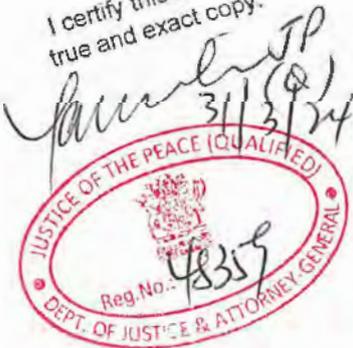
(Signature of police officer
preparing statement)

CONTINUED STATEMENT OF: **BRAR, Anmolpreet Kaur**

to Jane. I believe she has a photograph. We called the police, and I reported it but didn't give a statement.

16. Sometime after that Harry found a diary, I was keeping that I had been keeping and ripped it up.
17. On 10 September 2019, Harry's parents came to visit and stayed at our house.
18. On 23 September 2019 I was at the Mount Isa hospital when I reported more domestic violence to the police again. I showed police a burn to my lower middle stomach and a scratch from Harry. I still did not want to provide a statement because I was afraid that Harry would cancel my visa.
19. During my pregnancy Harry just used me for sex, I never wanted to have sex during pregnancy, so he raped me multiple times. One time I remember was on 24 September 2019. After dinner we were sitting in the front room when Harry started making fun of me. I went to my room to sleep but lay there crying instead. Harry then came in and told me to remove my clothes because he wanted sex. I refused but he forcefully removed my clothing and started having sexual intercourse with me. I told him I didn't want to have sex and tried pushing him away even during sex, but he just went on. Always he finished inside me.
20. Afterwards I felt pain in my lower belly. I told Harry and he told me to shut up and said I was drama. Harry told his mother, Kuldeep Kaur BRAR, but no body took me to the hospital even though the pain got very bad. The next day Harry and his parents all told me to shut up and cook.
21. I then had Harseerat at the Mount Isa hospital on 25 September 2019. I had to drive myself to the hospital after dropping Harry off at work.
22. About 6 to 7 weeks later Harry told me I had to get an implant in my arm for contraception. I refused but he told me that I needed to do as I was told because he wanted sex and to use me for fun and didn't want to get me pregnant. He then grabbed me by the wrist and put me into the car and drove me to Sonic Health. When we got there Harry continued to verbally abuse me in public.
23. In January 2020 Harry and his parents wanted Harseerat to go to India without me. I didn't want her to go, and I was still breast feeding her at the time. Harry wanted me to sign a piece of paper giving consent for Harseerat to go to India and I refused to sign it, but then Harry started threatening my visa again, so I signed it.
24. On 29 February 2020 I was cleaning the toilet when Harry started filming me with his phone. I told him to stop filming me or I would throw the bleach over his phone. Harry then hit me on the right side of my head causing by right ear to bleed. I called the police but did not provide a statement for the same reasons.

I certify this to be a true and exact copy.



Anmolpreet Kaur

(Witness's signature)

(Justice of the Peace (Qual.)
Commissioner for Declarations' signature)

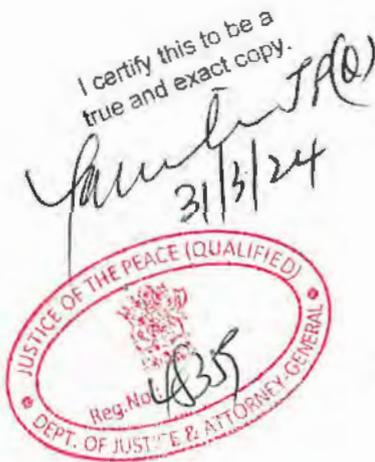
[Signature]
(Signature of police officer
preparing statement)

CONTINUED STATEMENT OF: BRAR, Anmolpreet Kaur

- 25. Harry and I moved to 7/82 Hilary Street Mount Isa on 6 August 2020.
- 26. In November 2020 Harry left me. Harry's dad, Sukhmander Singh BRAR, called me and told me that Harry was going to cancel my visa. Harry's father told me that if I called the police Harry can kill me.
- 27. I found out that Harry had sent a Form 1022 to Department of Immigration on 21 November asking for my visa to be cancelled.
- 28. I was so stressed during this time I was contemplating suicide.
- 29. Harry came back to me on 22 December 2020. He was afraid that if I called the police and reported the breaches of DV, he would lose his visa. He made me sign an affidavit to say that it was all a misunderstanding between us.

I can now provide a copy of the affidavit marked exhibit # ___ which I refer to in my evidence

- 30. On 15 December Harry and I moved to 2/83 Edith Street Miles in February 2021.
- 31. Domestic violence happened consistently at these addresses, physical assaults, coercive control, and verbal abuse. Once he scratched the side of my face with his nails, but mostly he would slap me in the face.
- 32. Harry and I moved to 12/33-35 Daisy Street, Miles August 2021.
- 33. On 13 September 2021 Harry threw a jug at the television and smashed it after an argument. I went to the Miles Police Station a few weeks later and told them about it.
- 34. On 12 November 2021 I had dental surgery on both sides of my lower jaw. In the car I asked Harry to pay the rent so I could pay for my surgery, and he abused me and slapped me. After the surgery he slapped me in the face again, he was upset because I couldn't work, he said that if I can't work, then I can't live in the house. At the time I was working both at Dominoes and Caltex.
- 35. Around 28 January 2022 I moved to 23 Gumnut Street, Taigum. Harry stayed in Miles. When Harry visited for 2 to 3 weeks he raped me again, telling me that if I didn't have sex with him that he would withdraw my visa.
- 36. On 9 April 2022 I went to Kuraby Station Surgery and requested that my implant be removed. The implant was making me sick, and it just made it easier for Harry to abuse me.



Anmolpreet Kaur

(Witness's signature)

(Justice of the Peace (Qual.)
Commissioner for Declarations' signature)

[Signature]
(Signature of police officer
preparing statement)

CONTINUED STATEMENT OF: **BRAR, Anmolpreet Kaur**

37. On 8 August 2022, Harry and Harseerat were in India when he called me and told me to send him \$4000 for flights for himself, Harseerat and his mother all to all fly back to Australia. When I asked him why he couldn't pay himself, he said that if I didn't pay Harseerat wouldn't come home. I then put the money into his personal CBA account.
38. After so much abuse from Harry, I left him. He went to live at 76/1 Lavender Drive, Griffin and I moved to 6 Bidmead Circuit, Pimpama.
39. On 13 January 2024 at 7am I received WhatsApp call from Harry's father telling me that Harseerat is arrived back in Australia from India, and that I can come and see her at Harry's place. This had been Harseerat's second trip to India.
40. I found out that Harseerat had arrived the previous day. I was then told by Harry's father I had to wait till the following day to see Harseerat now. The following day, I picked Harseerat up and was able to spend some time with her.
41. I was really scared because I knew that Harseerat had to be back before 20 January 2024, or her visa would be cancelled, and I believed that this was the only reason Harry and his father sent Harseerat back to Australia. I was ready to apply for an urgent recovery order so that they couldn't take her back to India, but I had to wait until Monday.
42. Then on the Monday 15 January 2024 I went to Harry's house to see Harseerat. Harseerat wasn't there, I spoke to the sister of Harry's sister-in-law, Parmjit, who lived with Harry, who told me something: *She said that that Harseerat had flown back to India at 3am this morning.*
43. Because Harry destroyed my journals, I kept another diary on a word document which I saved on my laptop which I kept at work. I started the diary about three years ago and have added to it ever since. On 16 January 2024 I attended Boondall Police Station and provided them with a copy of the diary as I was now prepared to use it as a statement.
- I can now provide the word document marked exhibit # ___ which I refer to in my evidence**
44. Taking Harseerat from me is the worst thing that Harry could do to me. This is what has made me ready to make statements to police of Harry's sexual abuse, assaults, and breaches of his DVO.
45. I have also made complaints against Harry regarding false declarations he made to the Department of Immigration. I am also trying to get help from the Australian Federal Police to get Harseerat back, but I have been told that Harseerat needs to be onshore in order to apply for a recovery order.
46. I am too afraid to travel back to India to try and get Harseerat as I know that Harry and his family will kill me there. This is because of where Harry



I certify this to be a true and exact copy.

Anmolpreet Kaur
31/3/24

Anmolpreet Kaur

(Witness's signature)

(Justice of the Peace (Qual.)/
Commissioner for Declarations' signature)

(Signature of police officer
preparing statement)

CONTINUED STATEMENT OF: BRAR, Anmolpreet Kaur

is from and the culture in that part of India. Also, Harrys family have a criminal record for murders.

47. I have told Jane the stories about Harry raping me whilst I was in Mount Isa.

48. On 5 March 2024 I attended Redcliffe Police Station and provided this statement.


Anmolpreet Kaur BRAR

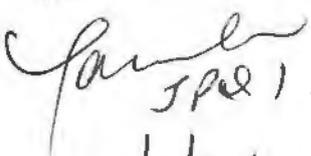
Justices Act 1886

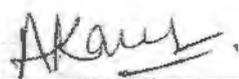
I acknowledge by virtue of section 110A(6C)(c) of the *Justices Act 1886* that:

- (1) This written statement by me dated **05/03/2024** and contained in the pages numbered 1 to 6 is true to the best of my knowledge and belief; and
- (2) I make this statement knowing that I may be liable to prosecution for stating in it anything that I know is false

 Signature
Signed at Redcliffe this 5th day of March, 2024
(place) (day) (month) (year)



I certify this to be a true and exact copy.

JPE 1.
31/3/24


(Witness's signature)

(Justice of the Peace (Qual.)
Commissioner for Declarations' signature)

(Signature of police officer
preparing statement)

Form DV3
QUEENSLAND
DOMESTIC AND FAMILY VIOLENCE
PROTECTION ACT 2012
Section 37



File Number: MAG-00156296/19(8)

LFR: MTIS-MAG-00001867/19

Order Number: 0016097947

PROTECTION ORDER

Court: MAGISTRATES COURT
Place: MOUNT ISA
Date Order Made: 22/08/2019

Applicant (Police): Bianca Leigh CARLOSS
Respondent: Harjinder Singh BRAR
Aggrieved: Anmolpreet Kaur BRAR

Named Person/s Protected by this Order:

CHILD OF THE AGGRIEVED : UNBORN CHILD

Nationally Recognised DVO

It is ordered by consent without admissions that:

- (1) The respondent must be of good behaviour towards the aggrieved and not commit domestic violence against the aggrieved.
- (2) The respondent must be of good behaviour towards the child, must not commit associated domestic violence against the child and must not expose the child to domestic violence.

The respondent was present in Court when this order was made.

UNLESS OTHERWISE ORDERED THIS ORDER CONTINUES IN FORCE TO AND INCLUDING 21/08/2024.

S.G.
STC



Magistrate/Judicial Registrar/Clerk of the Court/Proper Officer

Date: 22/08/2019

EXPLANATION OF DOMESTIC VIOLENCE ORDER - FOR RESPONDENT

ENFORCEABILITY:

NATIONALLY RECOGNISED DVO: This domestic violence order (DVO) is recognised in all States and Territories of Australia. This DVO may be enforced in other States and Territories of Australia and New Zealand without further notice. All interstate orders will be automatically recognised nationally when made, and the manual registration process is no longer necessary.

This order may be registered in New Zealand without further notice.

WEAPONS ACT 1990: If you have a weapons licence or you are a body's representative as mentioned in section 10(3) of the Weapons Act, the licence or endorsement as the body's representative is dealt with by the Weapons Act section 27A or 28a. These sections suspend (for temporary protection orders) or revoke (for protection orders) a licence.

You are required to surrender all weapons licences and weapons possessed to a police officer as soon as practicable, but no later than one day after the court makes the order, or the order is served on you. If you fail to surrender licences or weapons in the time specified, you may commit an offence against the Weapons Act and will be liable for a penalty of up to 10 penalty units.

You cannot apply for a weapons licence for a period of 5 years from the date of the protection order made against you.

You are not exempt from the Weapons Act, despite section 2 of the Act. This means that you cannot have a weapon or a weapon's licence for the duration of this order, even if you are:

- a) a person who is a police officer, special constable or trainee member of the Queensland Police Service, or any other member of the Queensland Police Service authorised by the commissioner in respect of your possession or use of a weapon; or
- b) a person who is undergoing an approved training course in respect of your possession or use of a weapon as part of the training course; or
- c) a person who is actually engaged in the manufacture, assembly or handling of any weapon for or on behalf of the Government of the Commonwealth or any State or Territory; or
- d) a person who is engaged in scientific or experimental work with any weapon under an authority in that behalf granted by the Minister; or
- e) a person who is actually engaged in the warehousing or transport under consignment of merchandise for or on behalf of a licensed dealer; or the armed forces of the Commonwealth; or any authority of the Commonwealth or State; in respect of possession of merchandise consigned thereto or therefrom; or
- f) a person to whom the commissioner of the police service has granted an exemption from provisions of the Weapons Act; or
- g) a person who is an employee of a government service entity in relation to the acquisition, possession or use of a weapon as part of the performance of the functions of the entity or employee; or if the functions of the entity or employee are prescribed under a regulation - those functions of the entity or employee that are prescribed.

Government service entity means

- a) a department of Government of the State; or
- b) a museum under the control of the Government of the State or the Commonwealth; or
- c) another entity prescribed under a regulation that -
 - i) is established under an Act or under State authorisation for a public or State purpose; or
 - ii) is engaged by the State or an entity mentioned in subparagraph (i) to provide a service for the State or entity; but does not include the Queensland Police Service.

You can only avoid these consequences of a domestic violence order if you successfully appeal the domestic violence order.

EXPLANATION OF DOMESTIC VIOLENCE ORDER - FOR RESPONDENT

WHAT IS DOMESTIC VIOLENCE: Domestic violence means behaviour by a person (the first person) towards another person (the second person) that -

a) Is physically or sexually abusive; or

b) Is emotionally or psychologically abusive;

Examples:

- following a person when the person is out in public, including by vehicle or on foot;
- remaining outside a person's residence or place of work;
- repeatedly contacting a person by telephone, SMS message, email or social networking site without the person's consent;
- repeated derogatory taunts, including racial taunts;
- threatening to disclose a person's sexual orientation to the person's friends or family without the person's consent;
- threatening to withhold a person's medication;
- preventing a person from making or keeping connections with the person's family, friends or culture, including cultural or spiritual ceremonies or practices, or preventing the person from expressing the person's cultural identity.

c) Is economically abusive;

Economic abuse means behaviour by a person (the first person) that is coercive, deceptive and unreasonably controls another person (the second person), without the second person's consent -

a) in a way that denies the second person the economic or financial autonomy the second person would have had but for that behaviour; or

b) by withholding or threatening to withhold the financial support necessary for meeting the reasonable living expenses of the second person or a child, if the second person or the child is entirely or predominantly dependent on the first person for financial support to meet those living expenses.

Examples:

- coercing a person to relinquish control over assets and income;
- removing or keeping a person's property without the person's consent, or threatening to do so;
- disposing of property owned by a person, or owned jointly with a person, against the person's wishes and without lawful excuse;
- without lawful excuse, preventing a person from having access to joint financial assets for the purposes of meeting normal household expenses;
- preventing a person from seeking or keeping employment;
- coercing a person to claim social security payments;
- coercing a person to sign a power of attorney that would enable the person's finances to be managed by another person;
- coercing a person to sign a contract for the purchase of goods or services;
- coercing a person to sign a contract for the provision of finance, a loan or credit;
- coercing a person to sign a contract of guarantee;
- coercing a person to sign any legal document for the establishment or operation of a business; or

d) Is threatening; or

e) Is coercive; or

f) In any other way controls or dominates the second person and causes the second person to fear for the second person's safety or wellbeing or that of someone else.

Domestic violence includes the following behaviour;

a) causing personal injury to a person or threatening to do so;

b) coercing a person to engage in sexual activity or attempting to do so;

c) damaging a person's property or threatening to do so;

d) depriving a person of the person's liberty or threatening to do so;

e) threatening a person with the death or injury of the person, a child of the person, or someone else;

EXPLANATION OF DOMESTIC VIOLENCE ORDER - FOR RESPONDENT

- f) threatening to commit suicide or self-harm so as to torment, intimidate or frighten the person to whom the behaviour is directed;
- g) causing or threatening to cause the death of, or injury to, an animal, whether or not the animal belongs to the person to whom the behaviour is directed, so as to control, dominate or coerce the person;
- h) unauthorised surveillance of a person;
- i) unlawfully stalking a person.

Unauthorised surveillance, of a person, means the unreasonable monitoring or tracking of the person's movements, activities or interpersonal associations without the person's consent, including, for example, by using technology.

Examples of surveillance by using technology include:

- reading a person's SMS messages;
- monitoring a person's email account or internet browser history;
- monitoring a person's account with a social networking internet site;
- using a GPS device to track a person's movements;
- checking the recorded history in a person's GPS device.

CONTRAVENTION OF ORDER: If you contravene any conditions of this order, you commit an offence against the Act, and you may receive a penalty of up to 3 years imprisonment for the first offence in a 5 year period and 5 years imprisonment for subsequent offences within a 5 year period.

NOTE: If this order is contravened in another State or Territory of Australia, you may be subject to penalties imposed in that State or Territory.

VARIATION: As this DVO is automatically recognised in each State and Territory of Australia, you may apply to a court in any State or Territory for a variation of the order.

EXPLANATION OF DOMESTIC VIOLENCE ORDER - FOR AGGRIEVED

ENFORCEABILITY OF ORDER:

NATIONALLY RECOGNISED DVO: This domestic violence order (DVO) is recognised in all States and Territories of Australia. This DVO may be enforced in other States and Territories of Australia and New Zealand without further notice. All interstate orders will be automatically recognised nationally when made, and the manual registration process is no longer necessary.

If you move to New Zealand, you should obtain legal advice about registering this order in that location. Alternatively contact your local court house in your new location about registering this order. The respondent will not be notified about the registration.

WHAT IS DOMESTIC VIOLENCE: Domestic violence means behaviour by a person (the first person) towards another person (the second person) that -

- a) Is physically or sexually abusive; or
- b) Is emotionally or psychologically abusive;

Examples:

- following a person when the person is out in public, including by vehicle or on foot;
- remaining outside a person's residence or place of work;
- repeatedly contacting a person by telephone, SMS message, email or social networking site without the person's consent;
- repeated derogatory taunts, including racial taunts;
- threatening to disclose a person's sexual orientation to the person's friends or family without the person's consent;
- threatening to withhold a person's medication;
- preventing a person from making or keeping connections with the person's family, friends or culture, including cultural or spiritual ceremonies or practices, or preventing the person from expressing the person's cultural identity.

- c) Is economically abusive;

Economic abuse means behaviour by a person (the first person) that is coercive, deceptive and unreasonably controls another person (the second person), without the second person's consent -

- a) in a way that denies the second person the economic or financial autonomy the second person would have had but for that behaviour; or
- b) by withholding or threatening to withhold the financial support necessary for meeting the reasonable living expenses of the second person or a child, if the second person or the child is entirely or predominantly dependent on the first person for financial support to meet those living expenses.

Examples:

- coercing a person to relinquish control over assets and income;
- removing or keeping a person's property without the person's consent, or threatening to do so;
- disposing of property owned by a person, or owned jointly with a person, against the person's wishes and without lawful excuse;
- without lawful excuse, preventing a person from having access to joint financial assets for the purposes of meeting normal household expenses;
- preventing a person from seeking or keeping employment;
- coercing a person to claim social security payments;
- coercing a person to sign a power of attorney that would enable the person's finances to be managed by another person;
- coercing a person to sign a contract for the purchase of goods or services;
- coercing a person to sign a contract for the provision of finance, a loan or credit;
- coercing a person to sign a contract of guarantee;
- coercing a person to sign any legal document for the establishment or operation of a business; or

- d) Is threatening; or

- e) Is coercive; or

- f) In any other way controls or dominates the second person and causes the second person to fear for the second person's safety or wellbeing or that of someone else.

EXPLANATION OF DOMESTIC VIOLENCE ORDER - FOR AGGRIEVED

Domestic violence includes the following behaviour;

- a) causing personal injury to a person or threatening to do so;
- b) coercing a person to engage in sexual activity or attempting to do so;
- c) damaging a person's property or threatening to do so;
- d) depriving a person of the person's liberty or threatening to do so;
- e) threatening a person with the death or injury of the person, a child of the person, or someone else;
- f) threatening to commit suicide or self-harm so as to torment, intimidate or frighten the person to whom the behaviour is directed;
- g) causing or threatening to cause the death of, or injury to, an animal, whether or not the animal belongs to the person to whom the behaviour is directed, so as to control, dominate or coerce the person;
- h) unauthorised surveillance of a person;
- i) unlawfully stalking a person.

Unauthorised surveillance, of a person, means the unreasonable monitoring or tracking of the person's movements, activities or interpersonal associations without the person's consent, including, for example, by using technology.

Examples of surveillance by using technology include:

- reading a person's SMS messages;
- monitoring a person's email account or internet browser history;
- monitoring a person's account with a social networking internet site;
- using a GPS device to track a person's movements;
- checking the recorded history in a person's GPS device.

CONTRAVENTION OF ORDER: If the respondent contravenes any conditions of this order, the respondent commits an offence against the Act. You may contact the police who may then charge the respondent with the offence. If convicted, the respondent may receive a penalty of up to 3 years imprisonment for the first offence in a 5 year period and 5 years imprisonment for subsequent offences within a 5 year period.

NOTE: If this order is contravened in another State or Territory of Australia, the respondent may be subject to penalties imposed in that State or Territory.

VARIATION: As this DVO is automatically recognised in each State and Territory of Australia, you may apply to a court in any State or Territory for a variation of the order.

Amended **PROTECTION ORDER VARIED ORDER**

Court: MAGISTRATES COURT
Place: REDCLIFFE
Date Order Made: 02/04/2024

Applicant (Police): Senior Constable David Michael VAN BUUREN
Respondent: Harjinder Singh BRAR
Aggrieved: Anmolpreet Kaur BRAR

Named Person/s Protected by this Order:

CHILD OF THE AGGRIEVED : Harseerat KAUR BRAR

Nationally Recognised DVO

It is ordered by consent without admissions that the Protection Order made at Magistrates Court Mount Isa on 22/08/2019 be varied to read as follows:

- (1) The respondent must be of good behaviour towards the aggrieved and not commit domestic violence against the aggrieved.
- (2) That the respondent must be of good behaviour towards the named person and must not commit associated domestic violence against the named person and where a child must not expose the child to domestic violence.
- (3) The respondent is prohibited from entering, attempting to enter, or approaching to within 100 metres of premises where the aggrieved lives or works.
- (4) The respondent is prohibited from locating, attempting to locate or asking someone else to locate the aggrieved.
- (5) The respondent is prohibited from contacting or attempting to contact or asking someone else to contact the aggrieved by any means whatsoever including telephone, text, or internet.
 - Except when attending an agreed conference, counselling, or mediation
 - Except communication in writing however only in relation to Parenting Issues.
- (6) The respondent is prohibited from following or remaining or approaching to within 100 metres of the aggrieved when the aggrieved is at any place.
 - Except when attending an agreed conference, counselling, or mediation

The respondent was present in Court when this order was made.

UNLESS OTHERWISE ORDERED THIS ORDER CONTINUES IN FORCE TO AND INCLUDING 02/04/2029.


JENNIFER M BATTIS
MAGISTRATE

Magistrate/Judicial Registrar/Clerk of the Court/Proper Officer

Date: 02/04/2024



EXPLANATION OF DOMESTIC VIOLENCE ORDER - FOR RESPONDENT

ENFORCEABILITY OF ORDER:

NATIONALLY RECOGNISED DVO:

This domestic violence order (DVO) is recognised in all States and Territories of Australia. This DVO may be enforced in other States and Territories of Australia and New Zealand without further notice. All interstate orders will be automatically recognised nationally when made, and the manual registration process is no longer necessary.

This order may be registered in New Zealand without further notice.

WEAPONS ACT 1990:

If you have a weapons licence or you are a body's representative as mentioned in section 10(3) of the Weapons Act, the licence or endorsement as the body's representative is dealt with by the Weapons Act section 27A or 28a. These sections suspend (for temporary protection orders) or revoke (for protection orders) a licence.

You are required to surrender all weapons licences and weapons possessed to a police officer as soon as practicable, but no later than one day after the court makes the order, or the order is served on you. If you fail to surrender licences or weapons in the time specified, you may commit an offence against the Weapons Act and will be liable for a penalty of up to 10 penalty units.

You cannot apply for a weapons licence for a period of 5 years from the date of the protection order made against you.

You are not exempt from the Weapons Act, despite section 2 of the Act. This means that you cannot have a weapon or a weapon's licence for the duration of this order, even if you are:

- a) a person who is a police officer, special constable or trainee member of the Queensland Police Service, or any other member of the Queensland Police Service authorised by the commissioner in respect of your possession or use of a weapon; or
- b) a person who is undergoing an approved training course in respect of your possession or use of a weapon as part of the training course; or
- c) a person who is actually engaged in the manufacture, assembly or handling of any weapon for or on behalf of the Government of the Commonwealth or any State or Territory; or
- d) a person who is engaged in scientific or experimental work with any weapon under an authority in that behalf granted by the Minister; or
- e) a person who is actually engaged in the warehousing or transport under consignment of merchandise for or on behalf of a licensed dealer; or the armed forces of the Commonwealth; or any authority of the Commonwealth or State; in respect of possession of merchandise consigned thereto or therefrom; or
- f) a person to whom the Commissioner of the Police Service has granted an exemption from provisions of the Weapons Act; or
- g) a person who is an employee of a government service entity in relation to the acquisition, possession or use of a weapon as part of the performance of the functions of the entity or employee; or if the functions of the entity or employee are prescribed under a regulation - those functions of the entity or employee that are prescribed.

Government service entity means;

- a) a department of Government of the State; or
- b) a museum under the control of the Government of the State or the Commonwealth; or
- c) another entity prescribed under a regulation that -
 - i) is established under an Act or under State authorisation for a public or State purpose; or
 - ii) is engaged by the State or an entity mentioned in subparagraph (i) to provide a service for the State or entity but does not include the Queensland Police Service.

You can only avoid these consequences of a domestic violence order if you successfully appeal the domestic violence order.

WHAT IS DOMESTIC VIOLENCE:

Domestic violence means behaviour, or pattern of behaviour, by a person (the first person) towards another person (the second person) who are in a relevant relationship, that -

EXPLANATION OF DOMESTIC VIOLENCE ORDER - FOR RESPONDENT

- a) Is physically or sexually abusive; or
b) Is emotionally or psychologically abusive;

A relevant relationship is an intimate personal relationship, a family relationship or an informal care relationship.

Examples of domestic violence:

- Following a person when the person is out in public, including by vehicle or on foot.
- Remaining outside a person's residence or place of work.
- Repeatedly contacting a person by telephone, SMS message, email or social networking site without the person's consent.
- Repeated derogatory taunts, including racial taunts.
- Threatening to disclose a person's sexual orientation to the person's friends or family without the person's consent.
- Threatening to withhold a person's medication.
- Preventing a person from making or keeping connections with the person's family, friends or culture, including cultural or spiritual ceremonies or practices, or preventing the person from expressing the person's cultural identity.

- c) Is economically abusive;

Economic abuse means behaviour by a person (the first person) that is coercive, deceptive and unreasonably controls another person (the second person), without the second person's consent -

- i) in a way that denies the second person the economic or financial autonomy the second person would have had but for that behaviour; or
- ii) by withholding or threatening to withhold the financial support necessary for meeting the reasonable living expenses of the second person or a child, if the second person or the child is entirely or predominantly dependent on the first person for financial support to meet those living expenses.

Examples:

- Coercing a person to relinquish control over assets and income.
- Removing or keeping a person's property without the person's consent, or threatening to do so.
- Disposing of property owned by a person, or owned jointly with a person, against the person's wishes and without lawful excuse.
- Preventing a person from having access to joint financial assets for the purposes of meeting normal household expenses without lawful excuse.
- Preventing a person from seeking or keeping employment.
- Coercing a person to claim social security payments.
- Coercing a person to sign a Power of Attorney that would enable the person's finances to be managed by another person.
- Coercing a person to sign a contract for the purchase of goods or services.
- Coercing a person to sign a contract for the provision of finance, a loan or credit.
- Coercing a person to sign a contract of guarantee.

- d) Is threatening; or

- e) Is coercive; or

- f) In any other way controls or dominates the second person and causes the second person to fear for the second person's safety or wellbeing or that of someone else.

The behaviour, or pattern of behaviour, mentioned above;

- a) may occur over a period of time;

- b) may be more than one act, or a series of acts, that when considered cumulatively is abusive, threatening, coercive or causes the person to fear for their safety and wellbeing or that of someone else; and

- c) is to be considered in the context of the whole relationship.

Domestic violence includes the following behaviour;

- a) Causing personal injury to a person or threatening to do so.
- b) Coercing a person to engage in sexual activity or attempting to do so.
- c) Damaging a person's property or threatening to do so.
- d) Depriving a person of the person's liberty or threatening to do so.
- e) Threatening a person with the death or injury of the person, a child of the person, or someone else.
- f) Threatening to commit suicide or self-harm so as to torment, intimidate or frighten the person to whom the behaviour is directed.

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- g) Causing or threatening to cause the death of, or injury to, an animal, whether or not the animal belongs to the person to whom the behaviour is directed, so as to control, dominate or coerce the person.
- h) Unauthorised surveillance of a person.

Unauthorised surveillance, of a person, means the unreasonable monitoring or tracking of the person's movements, activities or interpersonal associations without the person's consent, including, for example, by using technology.

Examples of surveillance by using technology include:

- Reading a person's SMS messages.
- Monitoring a person's email account or internet browser history.
- Monitoring a person's account with a social networking internet site.
- Using a GPS device to track a person's movements.
- Checking the recorded history in a person's GPS device.

- i) unlawfully stalking, intimidating, harassing or abusing a person.

CONTRAVENTION OF ORDER:

If you contravene any conditions of this order, you commit an offence against the Act, and you may receive a penalty of up to 3 years imprisonment for the first offence in a 5 year period and 5 years imprisonment for subsequent offences within a 5 year period.

NOTE: If this order is contravened in another State or Territory of Australia, you may be subject to penalties imposed in that State or Territory.

VARIATION:

As this DVO is automatically recognised in each State and Territory of Australia, you may apply to a court in any State or Territory for a variation of the order while the DVO is still in force.