



frontline
2020

Reporting Family and Domestic Violence Part 2

“Act of Family and Domestic Violence”

Submission of DVIR 1-9 Incident Reports

The submission of an Incident Report, inclusive of the DVIR 1-9 is *only* mandatory for incidents involving persons in the **refined police definition of a family relationship** and where one or more of the following also apply:

- An act of family and domestic violence has occurred as defined in Section 6 of the *Restraining Orders Act (1997)*.
- The involved parties are subject to Recidivist/Red File Case Management.
- Reporting of Child Abuse where a relationship exists between the parties as per Section 4 of the *Restraining Orders Act (1997)*.

Act of Family and Domestic Violence

An act of family and domestic violence is defined in Section 6 of the *Restraining Orders Act (1997)* and includes;

- (a) assaulting or causing personal injury to the person;
- (b) kidnapping or depriving the person of his or her liberty;
- (c) damaging the person's property, including the injury or death of an animal that is the person's property;
- (d) behaving in an ongoing manner that is intimidating, offensive or emotionally abusive towards the person;**
- (e) pursuing the person or a third person, or causing the person or a third person to be pursued —
 - (i) with intent to intimidate the person; or
 - (ii) in a manner that could reasonably be expected to intimidate, and that does in fact intimidate, the person;
- (f) threatening to commit any act described in paragraphs (a) to (c) against the person.

Identifying Patterns of Behaviour

Section 6(d) of the *Restraining Orders Act (1997)* refers to,

“behaving in an ongoing manner that is intimidating, offensive or emotionally abusive towards the person”

This may mean no offence is evident. Our goal is to establish if there are patterns of behaviour indicative of domestic abuse. If so, or when in doubt, submit a DVIR 1-9 to enable assessment and intervention.

Identifying Patterns of Behaviour

- The DVIR 1-9 contains Risk factors (Point 7) and Behavioural factors (Point 8).
- Points 7 and 8 are used to establish the relationship history and patterns, not just the current incident being investigated in isolation.
- Asking open questions and exploring relevant issues with any involved party (witnesses, informants, children, victims and POI's) will assist in identifying if there are underlying and ongoing patterns of behaviour, as per Section 6(d) of the *ROA*.
- You are not expected to ask every single question of every person however the matter must be thoroughly investigated.

Identifying Patterns of Behaviour

- For example, your checks may show no previous CAD tasks at an address or FDV related IMS history. If, after asking some relevant questions, you can not identify any risk or ongoing behaviour that is *intimidating, offensive or emotionally abusive*, you do not need to submit a DVIR and can record the relevant information in CAD as required.
- If you identify previous CAD tasks at an address that are related to “arguments” between parties, there may be some ongoing issues and a DVIR 1-9 is likely to be warranted. There may be underlying issue that the parties don’t want to tell you about and we can refer them externally via the DVIR. However, you have the discretion and must record your actions in CAD.

Identifying Patterns of Behaviour

If you identify any of the following between intimate partners and immediate family members, a DVIR 1-9 will be required;

- Any offence reported or suspected,
- Previous CAD tasks with suspected or actual violent behaviour by any involved person,
- IMS history of FDV between the parties,
- Children (present and not present at any incident) being exposed to anything described in Section 6 of the *ROA*,
- No previous CAD tasks, no previous IMS history of FDV, but ongoing *intimidating, offensive or emotionally abusive* behaviour identified through questioning.

In Summary

- Use the 1-9 questions to assist you to establish if there is a FDV history. Have there been other calls to the premises? Ask the caller, ask the involved parties, check with POC for alerts, search TADIS, CAD and IMS if you need to.
- Are there underlying issues that we need to intervene in?
- Are there Recidivist or Red File alerts?
- Are there any children present or not present in danger of being exposed to violence?
- Do other agencies need to be involved?

If in doubt, submit a DVIR 1-9

CAD Information where no DVIR is required

- Full details of the incident,
- Parties involved in the incident,
- Relationship of involved parties,
- Actions taken at the scene,
- Police Order number must be recorded on CAD if one is issued. (Other relationships)

Checking CAD lite and TADIS for previous FDV at an address

For CAD lite, if there are previous tasks at the address, the **Prev. Incidents** flag will alert you. Press **Shift F9** and a list of tasks at that address for the last 18 months will appear. Search the tasks for previous incidents of FDV.

Incident Displayed

2306 - HELD Report: Modifying Circumstance: Type: 329

Source: ** 1 Console: 9Q Time: 09:57 Priority: 3 Assoc: WP/MAIN

City: Bldg: Apt #: Route: WP/MAIN

Name: Printer:

Premise: Primary: Inc Phn:

Team: OR Area: PEE

UNIT: OFF: OPER: **More Comments**
See Complainant
Prev. Incidents

MAIN OPENED: 13/08/28 09:59

EU UNIT: OFF: OPER:

Active Windows = 4 Q=0 C=0 P=0 T=0 13:28:08 H3 Prod

Previous Incidents - Request Completed

Incident Number	Status	Time	Type	Caller Name	Caller
LWP130	Closed	09:40	229		0405E
LWP12	Closed	15:52	307		04291
LWP120	Closed	16:57	307		04291
LWP1	Closed	11:05	328		04291
LWP130	Closed	15:31	329		0405E
LWP13	Closed	17:24	329		04151
LWP120	Closed	19:22	329		0499E
LWP12	Closed	20:20	349J		0457E

For TADIS, the Previous Incidents flag on the bottom of the screen will show the number of incidents at that address. Click on this button and a panel will show you the same information as above.

Subject: No Results - 2 2 THE PASS

Caller Detail

See Caller **Yes**

Name

1 - Previous Incidents

Data received...

Police Manual Reference

Police Manual 1.1.4.3,
Incident Management System

For Assistance

- Discuss the matter with your supervisor
- Contact your local Family Protection Unit
- Contact the Family Violence State Coordination Unit on 94281590