

Domestic Violence & Advocacy

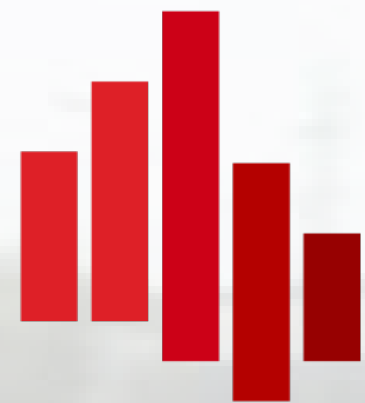


Rowan King



WARNING


**SENSITIVE
CONTENT**



RK LAW

Queensland



What we do? →



Criminal Defence

FAMILY LAW

Domestic Violence



Cairns Office





HELP

Developing case theory:

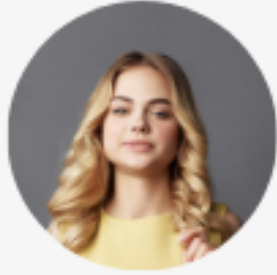
- Evaluate all factual material (your case and opponent's)
- Assess strengths and weaknesses
- Identify available case theories for both sides
- Select the theory that provides the easiest, most consistent path through the issues

Methodology:

- Use tables to classify facts as “good”, “bad”, or “neutral” for your case.
- Re-evaluate and select the best theory, often the simplest one
- Use mind maps to create element sheets

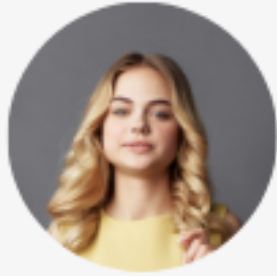
He Says	She Says	Independent Evidence
<p>Did not sexually assault The drink spike thing was an inside joke.</p>	<p>Husband spikes drinks and sexually assault her Admission to sexual assault in text message</p>	<p>Exhibit to Wife's Affidavit</p> <p>M: We should just go to sleep D: Like sleep or sleep sleep M: No just sleep I only sleep sleep when you spike my drinks And you know it D: Want a drink?</p> <p>M: Think I have a UTI D: Bugger M: What did you do last night? D: Yeah yeah M: I'm serious - What did you do D: Dry hump. No hands, nothing else.</p>

12.12.2021



**No just sleep - I only sleep sleep when you
spike my drinks and you know it**

Want a drink?



Sure - I will see you upstairs soon

Hahahahaha

Preliminary Issues

"Personal Statement"

- Directions Provide they must appear
- Cannot be cross examined on the evidence.
- Evidence should be excluded
 - 2015 - Received a Facebook Message - Not Produced
 - 2019 - Received a text message - Prejudicial
 - 2023 - Attending in 2023 and observations - Not Produced
- Not signed or sworn
- Evidence in RF-1

Contradicts - first communication with her "How dare you" which appears to show they have initiated the communication

Personal Statement

Same Objection

Relationship

Met November 2014

Have one child together

HER JOB

Cross Check her blogs

Says because of my husband

Separation

Purchase house with payout

DV Application

Steamrolled ahead with commuting to a mortgage for a new house
Doing her best to ensure the mortgage does't go through.

DV Application

House purchase was abandoned

Spoke to Police in December 2023

Did not take action -

RECORDINGS

You knew you were being recorded

didn't know you were recording him,

On your best behavior in the recording

Number 1

Para 9 - Affidavit of

July 2015

Attending Friends Wedding

"I looked a mess".

9. I remember in July of 2015, we attended one of his friend's weddings. We were taking photos before the ceremony, and he made a nasty comment about my appearance and told me that "I looked a mess". It made me feel really insecure because we had gone dress shopping together and had put effort in for the occasion. We returned home before the wedding dinner, so that I could fix my hair and look more "presentable" for him.

Unlikely to attend a function like this again.

Number 2

Para 10

Going to the gym

10. I remember around this same time, started making negative comments about my fitness and wanted me to go to his gym with him. Knowing this was a ploy of his, I wanted to build more of a connection with him by spending time doing something that he enjoyed. I wanted to please him because I felt uncomfortable with his verbal opinions of me. When I went to his gym with him, he would find issues with what I was doing, or what equipment I was using, and storm out in an argument. When sitting in the car outside of the gym, he would continue to belittle me and chip away at my confidence.

Unlikely to be in the gym again.

Regularly throw things at walls like groceries

Act of DV



37 When court may make protection order

- (1) A court may make a protection order against a person (the *respondent*) for the benefit of another person (the *aggrieved*) if the court is satisfied that—
- (a) a **relevant relationship exists** between the aggrieved and the respondent; and
 - (b) the respondent has **committed domestic violence** against the aggrieved; and

Note—

See the examples of the type of behaviour that constitutes domestic violence in [sections 8, 11 and 12](#), which define the terms *domestic violence*, *emotional or psychological abuse* and *economic abuse*.

- (c) the protection order is **necessary or desirable** to protect the aggrieved from domestic violence.

SMITH -V- SMITH

RELATIONSHIP

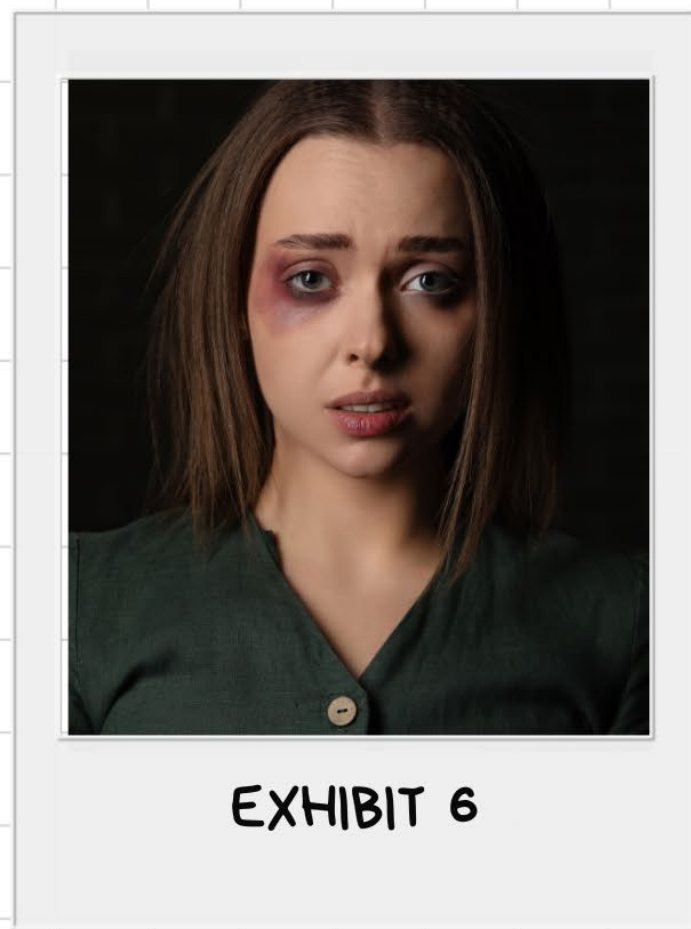
“
[8] We were married for 10 years and have 3 kids
”

DOMESTIC VIOLENCE

“
[15] On 9 September he punched me
”

NECESSARY

“
[21] I am scared as I will have to do hand over with him every weekend until the kids are 18.
”



Affidavit 1 – Of a Lady – Application for a Protection Order

In 2010, the Father cooked chicken burgers on the Webber BBQ. I sliced the chicken burger in half and the burger was raw, like super raw in the middle. I told everyone to stop eating so I could cook it a little more. He was fuming and cut his open and I could see that it was also raw. He proceeded to eat it raw to prove his point that it was fine. This is proof he cannot accept when he is wrong.

Affidavit 2: Of a Woman seeking a Protection Order

I found him sitting on a table with a large bottle of alcohol in his hands. I asked him what he was doing. He told me was going to kill himself. When I asked what he had planned to do with himself, he told me his plan was to smash the bottle and slit his wrists. He told me that he was asking God for confirmation of whether he should kill himself, and if he wasn't meant to could God send him a sign. He told me that sign was when I called him and he thought that it might be all okay. This was distressing and I felt emotionally abused

for which
relation or from
point of view.

Change

become different
transformation

WHEN CAN A POLICE PROTECTION DIRECTION (PPD) BE MADE?

A police officer may issue a PPD if they **reasonably believe**:

- The respondent has committed domestic violence;
- A PPD is necessary or desirable to protect the aggrieved from domestic violence;
and
- It would not be more appropriate to take action that involves an application for a protection order (i.e., court involvement is not required in the circumstances).

Before issuing a PPD, the officer must also:

- Consider the principles of the Act (safety, protection, and wellbeing of those experiencing domestic violence are paramount);
- Consider the criminal and domestic violence history of both parties;
- Take into account any views or wishes expressed by the aggrieved (including if they would prefer to go to court);
- Make a reasonable attempt to locate and talk to the respondent (if not present), to afford natural justice;
- Seek approval from a supervising officer (sergeant or senior sergeant, depending on the conditions imposed);

REASONS WHY A PPD CANNOT BE MADE

A police officer **must not** issue a PPD if any of the following apply:

- **The respondent or aggrieved is a child**
- **The respondent or aggrieved is a police officer** (ensuring matters involving police are heard by a court).
- **The respondent should be taken into custody** in relation to the relevant domestic violence (seriousness requires court oversight).
- **A Domestic Violence Order (DVO) or recognised interstate order** relating to the parties is in force or has previously been in force (the court should consider the relationship as a whole).
- **A PPD against the respondent is in force or has previously been in force** (including cross-directions).
- **The respondent has been convicted of a domestic violence offence within the previous two years.**
- **A proceeding for a domestic violence offence against the respondent has started but not been finally disposed of** (unless the PPD relates to the same incident and is issued at the same time as the proceeding is commenced).



MOORES CREEK

POLICE

342-YTV

ROAD POLICING COMMAND
Road Safety Everybody Everyday

The Hon Jarrod Bleijie MP
Deputy Premier
Minister for State Development,
Infrastructure and Planning
Minister for Industrial Relations

DELIVERING
FOR QUEENSLAND



Queensland
Government

Our ref: MC25/5606

22 SEP 2025

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ABN 65 959 415 158

Dear Mr King

A handwritten signature in blue ink, appearing to be 'Jarrod', written over the text 'Dear Mr King'.

Thank you for your email of 5 September 2025 relating to a potential gap or challenge to the legislative intent of the *Domestic and Family Violence Protection Act 2012* (DFVP Act).

The Crisafulli Government is committed to making Queensland safer, with major domestic and family violence reforms passed by Parliament in August 2025. The reforms aim to protect more

151 Restriction on cross-examination in person

(1) This section applies if—

(a) a protected witness gives evidence in a proceeding under this Act; and

(b) **a respondent** in the proceeding wishes to cross-examine the protected witness; and

(c) **the respondent is not represented by a lawyer.**

(2) The court, on its own initiative or on the application of a party to the proceeding, may order **that the respondent may not cross-examine the protected witness in person** if the court is satisfied that the cross-examination is likely to cause the protected witness to—

(a) suffer emotional harm or distress; or





How will you use your law degree to give someone hope?



How will you use your skills and talents to change the trajectory of someone's life?



QUESTIONS