

How can I change Parenting Orders?



FAMILY VIOLENCE LAW HELP

www.familyviolencelaw.gov.au

If you and the other parent both agree to change the Parenting Orders, you should get legal advice about the next steps.

If you can't agree about changing the Parenting Orders, you may need to go to the Family Courts. Unless an exception applies, usually you must try Family Dispute Resolution before you can go to the Family Courts about your children.

Domestic and family violence is an exception to having to try Family Dispute Resolution, but you might still want to try Family Dispute Resolution before going to court.

When will the court change a Parenting Order?

For the Family Courts to consider changing a Parenting Order, you need to prove that:

- there has been a significant change in circumstances since the orders were made, and
- changing the orders is in the best interests of the child.

If a Domestic Violence Order is made after Parenting Orders - sometimes the Magistrate in the Domestic Violence Order case can change the Parenting Orders. You should get legal advice about this.

What is a significant change of circumstances?

This depends on each case, so you should get legal advice about your situation.



While we have tried to make the information here as up-to-date and accurate as possible, the law is complex and always changing. All legal problems are different. You should see a lawyer to get advice about your problem. Legal Aid NSW, National Legal Aid and the Commonwealth Attorney-General's Department are not liable for any errors or omissions, or for any loss or damage that arises from any person who relies on any information on this factsheet. This factsheet was developed in 2019.

