



AUSTRALIAN CAPITAL TERRITORY

Protection Orders (Reciprocal Arrangements) (Amendment) Act 1998

No. 40 of 1998

An Act to amend the *Protection Orders (Reciprocal Arrangements) Act 1992*

[Notified in ACT Gazette No. 41: 14 October 1998]

The Legislative Assembly for the Australian Capital Territory enacts as follows:

1. Short title

This Act may be cited as the *Protection Orders (Reciprocal Arrangements) (Amendment) Act 1998*.

2. Commencement

This Act commences on the day on which it is notified in the *Gazette*.

3. Principal Act

In this Act, “Principal Act” means the *Protection Orders (Reciprocal Arrangements) Act 1992*.¹

4. Interpretation

Section 3 of the Principal Act is amended—

- (a) by omitting the definitions of “interstate court” and “interstate order”; and

(b) by inserting the following definitions:

“ ‘recognised court’ means—

- (a) when used with the indefinite article—a court in a State, another Territory or New Zealand that may make a recognised order; and
- (b) in relation to a recognised order—the court that made the order;

‘recognised order’ means an order, made under a law of a State, another Territory or New Zealand, that has substantially the same effect as a protection order;”.

5. Consequential amendments

The Principal Act is further amended as set out in the Schedule.

SCHEDULE

Section 6

FURTHER AMENDMENTS TO PRINCIPAL ACT

1. The following provisions are amended by omitting “interstate court” and substituting “recognised court”:

Paragraphs 5 (2) (b) and 7 (b), section 8 and paragraphs 10 (a), (c) and (d).

2. The following provisions are amended by omitting “interstate order” (wherever occurring) and substituting “recognised order”:

Section 3 (definition of “registered order”), subsection 4 (1), paragraph 4 (2) (b), subsections 4 (3), 5 (1) and (2) and 6 (3) (definition of “original party”), section 8, paragraph 8 (b) and subsection 9 (1).

NOTE

Principal Act

1. Act No. 36, 1992.

Section headings

On the day on which the *Protection Orders (Reciprocal Arrangements) Act 1992* is amended by this Act, headings to sections of the Principal Act are altered as set out in the following table:

Section	Alteration
4	Omit “ interstate order ”, substitute “ recognised order ”.
8	Omit “ interstate order ”, substitute “ recognised order ”.
9	Omit “ interstate order ”, substitute “ recognised order ”.

[Presentation speech made in Assembly on 28 May 1998]