

Australian Capital Territory

Domestic Violence Agencies Act 1986

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About this republication

The republished law

This is a republication of the *Domestic Violence Agencies Act 1986* (including any amendment made under the *Legislation Act 2001*, part 11.3 (Editorial changes)) as in force on 18 September 2024. It also includes any commencement, amendment, repeal or expiry affecting this republished law to 18 September 2024.

The legislation history and amendment history of the republished law are set out in endnotes 3 and 4.

Kinds of republications

The Parliamentary Counsel's Office prepares 2 kinds of republications of ACT laws (see the ACT legislation register at www.legislation.act.gov.au):

- authorised republications to which the *Legislation Act 2001* applies
- unauthorised republications.

The status of this republication appears on the bottom of each page.

Editorial changes

The *Legislation Act 2001*, part 11.3 authorises the Parliamentary Counsel to make editorial amendments and other changes of a formal nature when preparing a law for republication. Editorial changes do not change the effect of the law, but have effect as if they had been made by an Act commencing on the republication date (see *Legislation Act 2001*, s 115 and s 117). The changes are made if the Parliamentary Counsel considers they are desirable to bring the law into line, or more closely into line, with current legislative drafting practice.

This republication does not include amendments made under part 11.3 (see endnote 1).

Uncommenced provisions and amendments

If a provision of the republished law has not commenced, the symbol **U** appears immediately before the provision heading. Any uncommenced amendments that affect this republished law are accessible on the ACT legislation register (www.legislation.act.gov.au). For more information, see the home page for this law on the register.

Modifications

If a provision of the republished law is affected by a current modification, the symbol **M** appears immediately before the provision heading. The text of the modifying provision appears in the endnotes. For the legal status of modifications, see the *Legislation Act 2001*, section 95.

Penalties

At the republication date, the value of a penalty unit for an offence against this law is $160 for an individual and $810 for a corporation (see *Legislation Act 2001*, s 133).



Australian Capital Territory

Domestic Violence Agencies Act 1986

Contents

Page

Part 1 Preliminary

1 Name of Act 2
2 Dictionary 2
3 Notes 2

Part 2 Domestic Violence Prevention Council

4 Establishment of council 3
5 Functions of council 3
6 Membership of council 3
7 Appointment of council members 4
8 Ending of appointed member appointments 5
9 Meetings of council 5
10 Procedure at meetings 6

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Page

Part 3A Domestic and family violence incident review

Division 3A.1 Preliminary

16A Purpose—pt 3A 7
16B Definitions—pt 3A 7
16C Meaning of *domestic or family violence incident*—pt 3A 8

Division 3A.2 Domestic and family violence review coordinator

16D DFVR coordinator—appointment 10
16E DFVR coordinator—functions 10
16F DFVR coordinator—independence 11
16G Delegation by DFVR coordinator 11

Division 3A.3 Advisory committees and independent advisers

16H Advisory committees 11
16I Independent advisers 12
16J Conflict of interest 12

Division 3A.4 Register of domestic and family violence incidents

16K Register of domestic and family violence incidents 12
16L Register of domestic and family violence incidents—content 13
16M Register of domestic and family violence incidents—access 14
16N Information kept on register—admissibility of evidence 14

Division 3A.5 Information gathering and sharing

16O Power to ask for information—relevant entities 15
16P Power to require information, document or other thing 16
16Q Sharing information—corresponding interstate entities 17
16R Sharing information with Coroner's Court 17
16S Providing information etc—other circumstances 17
16T Information sharing guidelines 18
16U Use and disclosure of protected information 18

Division 3A.6 Reports about domestic and family violence incidents

16V Biennial report 20
16W Other reports 22

Division 3A.7 Miscellaneous

16X Protection of DFVR coordinator etc from liability 23
16Y Review of part 23

Authorised by the ACT Parliamentary Counsel—also accessible at www.legislation.act.gov.au

Page

Part 4 Miscellaneous

17 Approval of crisis support organisations 24
18 Disclosure of information to an approved crisis support organisation 24
19 Regulation-making power 24

Dictionary 25

Endnotes

1 About the endnotes 27
2 Abbreviation key 27
3 Legislation history 28
4 Amendment history 34
5 Earlier republications 46
6 Renumbered provisions 48

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Australian Capital Territory

Domestic Violence Agencies Act 1986

An Act relating to family violence, and for other purposes

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Part 1 Preliminary

1 Name of Act

This Act is the *Domestic Violence Agencies Act 1986*.

2 Dictionary

The dictionary at the end of this Act is part of this Act.

Note 1 The dictionary at the end of this Act defines certain terms used in this Act, and includes references (***signpost definitions***) to other terms defined elsewhere.

For example the signpost definitions '***family violence***—see the *Family Violence Act 2016*, section 8.' means that the term 'family violence' is defined in that section of that Act and the definition applies to this Act.

Note 2 A definition in the dictionary (including a signpost definition) applies to the entire Act unless the definition, or another provision of the Act, provides otherwise or the contrary intention otherwise appears (see *Legislation Act 2001,* s 155 and s 156 (1)).

3 Notes

A note included in this Act is explanatory and is not part of this Act.

Note See *Legislation Act 2001*, s 127 (1), (4) and (5) for the legal status of notes.

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Part 2 Domestic Violence Prevention Council

4 Establishment of council

The Domestic Violence Prevention Council is established.

5 Functions of council

(1) The council has the following functions:

(a) advising the Minister on the Territory's response to domestic violence and family violence, including ways to continually improve the Territory's response;

(b) identifying gaps and opportunities for the Territory to make the improvements mentioned in paragraph (a);

(c) facilitating the exchange of information and collaboration and integration between the public service, police, the courts and community-based organisations providing services in relation to domestic violence and family violence.

(2) In exercising its functions, the council may—

(a) allow a person who is not a member of the council to participate in a meeting of the council for the purpose of providing expert information or opinion to members; or

(b) establish an expert reference group to assist the council in the exercise of its functions.

(3) Subsection (2) does not limit anything else that the council may do in exercising its functions under this Act.

6 Membership of council

The council consists of—

(a) the victims of crime commissioner; and

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(b) the public servant in charge of the business unit responsible for coordinating the Territory's response to domestic violence and family violence; and

(c) the chief executive officer of the Domestic Violence Crisis Service Inc ABN 54 658 714 235; and

(d) the police officer who has command of operations relating to domestic violence and family violence; and

(e) the public servant responsible for the administration of corrective services; and

(f) the members appointed by the Minister under section 7.

7 Appointment of council members

(1) The Minister must appoint the following as members of the council:

(a) 4 people who are the chief executive officer or equivalent of a community-based organisation that provides support services or undertakes advocacy, research or policy development in relation to domestic violence and family violence;

(b) at least 2 people who, in the Minister's opinion, represent the interests of an Aboriginal or Torres Strait Islander community;

(c) at least 1 person who, in the Minister's opinion, represents the interests of people of culturally and linguistically diverse backgrounds.

(2) The Minister may also appoint 1 or more people as members of the council who, in the Minister's opinion, have skills or experience relevant to the functions of the council.

(3) An appointment of a member under this section must be for a term of not longer than 3 years.

Note For laws about appointments, see the Legislation Act, pt 19.3.

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8 Ending of appointed member appointments

The Minister must end the appointment of a member appointed under section 7—

(a) for misbehaviour; or

(b) for physical or mental incapacity, if the incapacity substantially affects the exercise of the member's functions; or

(c) if the member becomes bankrupt or personally insolvent; or

(d) if the member is absent, without the permission of the presiding member, from—

(i) 3 consecutive meetings of the council; or

(ii) 4 out of 6 consecutive meetings of the council; or

(e) if the member is convicted, in the ACT, of an offence punishable by imprisonment for at least 1 year; or

(f) if the member is convicted outside the ACT, in Australia or elsewhere, of an offence that, if it had been committed in the ACT, would have been punishable by imprisonment for at least 1 year.

9 Meetings of council

(1) The chair must call a meeting of the council—

(a) whenever the chair considers it necessary for the effective exercise of the council's functions; or

(b) if requested, in writing, by the Minister; or

(c) if requested, in writing, by at least 3 other members of the council.

(2) The council must hold a meeting in accordance with any resolution of the council.

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10 Procedure at meetings

(1) The members must elect a member as chair of the council.

(2) The chair presides at meetings of the council.

(3) However, if the chair is absent from a meeting or part of a meeting, the members present must elect 1 of their number to preside at the meeting or part of the meeting.

(4) At a meeting of the council a quorum consists of the majority of members.

(5) Questions arising at a meeting must be decided by a majority of votes of members present and voting but, if the votes are equal, the member presiding has the deciding vote.

(6) The council must keep written minutes of its proceedings.

(7) The council may decide its own procedure in relation to anything for which a procedure is not provided under this Act.

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Part 3A Domestic and family violence incident review

Division 3A.1 Preliminary

16A Purpose—pt 3A

The purpose of this part is to establish the role of the Domestic and Family Violence Review Coordinator to—

(a) identify preventative measures to reduce family violence; and

(b) increase recognition of the impact of, and circumstances surrounding, family violence and gain a greater understanding of the context in which family violence occurs; and

(c) make recommendations to the Minister for implementation by government and the private-sector to prevent or reduce the likelihood of family violence.

16B Definitions—pt 3A

In this part:

advisory committee means an advisory committee established under section 16G.

DFVR coordinator—see section 16D (1).

independent adviser means an independent adviser appointed under section 16I.

register means the register of domestic or family violence incidents kept under section 16K.

serious harm—see the Criminal Code, dictionary.

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16C Meaning of *domestic or family violence incident*—pt 3A

(1) In this part:

domestic or family violence incident means an incident resulting in the death of, or serious harm to, a person that occurs—

(a) in circumstances involving family violence; and

(b) either—

(i) in the ACT; or

(ii) if the incident involves a person who lived in the ACT at the time of the incident—outside of the ACT.

(2) For this section, an incident occurs in ***circumstances involving family violence*** if—

(a) if the death of, or serious harm to, a person (an ***affected person***) resulting from the incident was caused by another person (the ***perpetrator***)—

(i) the affected person was, or had been, in a relevant relationship with the perpetrator that involved family violence; or

(ii) at the time of the incident, the affected person was in a relevant relationship with a person who was, or had been, in a relevant relationship with the perpetrator that involved family violence; or

(iii) at the time of the incident, the perpetrator mistakenly believed the affected person was in a relevant relationship with a person who was, or had been, in a relevant relationship with the perpetrator that involved family violence; or

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(iv) at the time of the incident, the affected person was a witness to, present at, or attempted to intervene in, an incident of family violence between the perpetrator and a person who was, or had been, in a relevant relationship with the second person; or

(v) at the time of the incident, the affected person was a witness to, present at, or attempted to intervene in violence between the perpetrator and a person who the perpetrator mistakenly believed was in a relevant relationship with a person who was, or had been, in a relevant relationship with the perpetrator that involved family violence; or

(b) if the incident results in a person dying by suicide—the person was, or had been, in a relevant relationship with another person that involved family violence; or

(c) if the incident results in a person seriously harming themself—the person was, or had been, in a relevant relationship with another person that involved family violence; or

(d) if the incident results in a person dying or being seriously harmed in another way—the incident occurred in other circumstances for which family violence was a contributing factor.

(3) In this section:

family member—see the *Family Violence Act 2016*, section 9.

relevant relationship, of a person with another person, means the person was, or has been, a family member of the other person.

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Division 3A.2 Domestic and family violence review coordinator

16D DFVR coordinator—appointment

(1) The Minister must appoint a public servant as the Domestic and Family Violence Review Coordinator (the ***DFVR coordinator***).

Note For laws about appointments, see the Legislation Act, pt 19.3.

(2) However, the Minister may only appoint the person as the DFVR coordinator if satisfied that the person has suitable qualifications and experience to exercise the functions of the DFVR coordinator.

16E DFVR coordinator—functions

The DFVR coordinator's main functions are as follows:

(a) to keep a register of domestic and family violence incidents;

(b) to collect information about suspected domestic and family violence incidents;

(c) to identify patterns and trends in relation to family violence;

(d) to undertake research that aims to help prevent or reduce the likelihood of family violence;

(e) to identify areas requiring further research by the coordinator or another entity that arise from the identified patterns and trends in relation to family violence;

(f) to make recommendations about legislation, policies, practices and services for implementation by the Territory and non-government bodies to help prevent or reduce the likelihood of family violence;

(g) to contribute to national research and review of domestic and family violence policy and undertake associated research;

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(h) to monitor the implementation of the coordinator's recommendations;

(i) to report to the Minister;

(j) any other function given to the coordinator under this Act or another territory law.

16F DFVR coordinator—independence

The DFVR coordinator is not subject to the direction of the director-general in the exercise of the coordinator's functions.

16G Delegation by DFVR coordinator

The DFVR coordinator may delegate the coordinator's functions under this Act to another public servant.

Note For laws about delegations, see the Legislation Act, pt 19.4.

Division 3A.3 Advisory committees and independent advisers

16H Advisory committees

(1) The DFVR coordinator may establish advisory committees to assist the coordinator in the exercise of the coordinator's functions.

(2) An advisory committee must, on request of the DFVR coordinator, provide advice to the coordinator on the exercise of the coordinator's functions.

(3) In exercising its functions, an advisory committee may consult with independent advisers appointed under section 16I.

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16I Independent advisers

(1) The DFVR coordinator may appoint a person as an independent adviser—

(a) on the request of an advisory committee, to assist the committee in the exercise of its functions; or

(b) on the coordinator's own initiative, to assist the coordinator in the exercise of the coordinator's functions.

Note For laws about appointments, see the Legislation Act, pt 19.3.

(2) An appointment may be subject to conditions stated in the appointment.

16J Conflict of interest

A member of an advisory committee or independent adviser must take all reasonable steps to avoid being placed in a position where a conflict of interest arises when advising the DFVR coordinator.

Division 3A.4 Register of domestic and family violence incidents

16K Register of domestic and family violence incidents

(1) The DFVR coordinator may keep a register of domestic or family violence incidents.

(2) The register may include—

(a) incidents that the DFVR coordinator suspects are domestic or family violence incidents; and

(b) domestic or family violence incidents (or suspected domestic or family violence incidents) occurring before the commencement of this part.

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(3) The register may be kept—

(a) in any form the coordinator considers appropriate, including electronically; or

(b) in the form of 1 or more registers, or 1 or more parts.

16L Register of domestic and family violence incidents—content

The register may include—

(a) any of the following information in relation to a person involved in a domestic or family violence incident the DFVR coordinator considers relevant to the exercise of the coordinator's functions:

(i) personal identifying information;

(ii) personal circumstances;

(iii) health information relevant to family violence;

(iv) criminal history;

(v) history of family violence;

(vi) interaction with a community-based service; and

(b) any other demographic data available to the DFVR coordinator; and

(c) any other information about a domestic or family violence incident, or a person involved in an incident, that the DFVR coordinator considers relevant to the exercise of the coordinator's functions.

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16M Register of domestic and family violence incidents—access

(1) The DFVR coordinator must ensure—

(a) that the register is accessed only by the following:

(i) a delegate of the coordinator;

(ii) a person authorised, in writing, by the coordinator to access the register or part of it; and

(b) that personal information on the register is disclosed only to a person with access to the register—

(i) for the purpose of exercising a function under this part; or

(ii) as otherwise required or authorised under this part.

(2) The DFVR coordinator must notify a person with access to the register of the person's obligations to deal with information on the register in accordance with the requirements under this Act or another territory or Commonwealth law.

16N Information kept on register—admissibility of evidence

(1) The following are not admissible as evidence in a proceeding before a court:

(a) a record of information on the register;

(b) an oral statement made to a person exercising a function of the DFVR coordinator;

(c) a document given to a person exercising a function of the DFVR coordinator, but only to the extent that it was prepared only for the person;

(d) a document prepared by a person exercising a function of the DFVR coordinator.

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(2) This section is subject to section 16R (Sharing information with Coroner's Court).

(3) In this section:

court includes a tribunal, authority or person with power to require the production of documents or the answering of questions.

Division 3A.5 Information gathering and sharing

16O Power to ask for information—relevant entities

(1) The DFVR coordinator may, in writing, ask a relevant entity to give the coordinator information held by the entity that the coordinator considers reasonably necessary to—

(a) determine whether an incident is a domestic or family violence incident; or

(b) otherwise exercise the coordinator's functions.

(2) However, the DFVR coordinator must not ask for information in relation to a domestic or family violence incident resulting in serious harm to a person without the consent of the harmed person.

(3) The relevant entity must comply with the request within a reasonable time, being not more than 15 working days after receiving the request.

(4) However, the relevant entity need not comply with the request if the entity gives the DFVR coordinator a reasonable excuse for not complying.

(5) In this section:

relevant entity means each of the following:

(a) the chief police officer;

(b) a director-general of an administrative unit;

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(c) a community-based service;

(d) an entity prescribed by regulation.

16P Power to require information, document or other thing

(1) This section applies if the DFVR coordinator believes on reasonable grounds that a person can give information or produce a document or other thing that the coordinator considers necessary to exercise their functions.

(2) The DFVR coordinator may, by written notice given to the person, require the person to give the information in writing or produce the document or other thing.

(3) However, the DFVR coordinator must not give a notice—

(a) to a family member of a person who has died or is seriously harmed in a domestic or family violence incident; or

(b) in relation to a domestic or family violence incident resulting in serious harm to a person without the consent of the harmed person.

(4) The notice must state how, and the time within which, the person must comply with the requirement.

(5) A person commits an offence if—

(a) the person is required by a notice under this section to give information or produce a document or other thing; and

(b) the person fails to give the information or produce the document or other thing.

Maximum penalty: 50 penalty units.

Note 1 The Legislation Act, s 170 and s 171 deal with the application of the privilege against self-incrimination and client legal privilege.

Note 2 Giving false information is an offence against the Criminal Code, s 338.

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(6) Subsection (5) does not apply if the person has a reasonable excuse for failing to give the information or produce the document or other thing to the DFVR coordinator as required.

16Q Sharing information—corresponding interstate entities

(1) The DFVR coordinator may enter into an agreement with an entity that exercises a function under a law of a State, corresponding or substantially corresponding to a function of the coordinator, to share information relevant to the function.

(2) Also, the DFVR coordinator may enter into an agreement with a State to share information for the purpose of contributing to national research or review of domestic and family violence policy.

(3) The DFVR coordinator must ensure an agreement provides that information shared with the entity is protected to the extent it is protected under this part and any other territory law.

16R Sharing information with Coroner's Court

(1) This section applies if the DFVR coordinator is satisfied that giving information kept on the register would assist the Coroner's Court in an inquest concerning the death of a person relating to a domestic or family violence incident or suspected incident.

(2) The DFVR coordinator may give the information to the Coroner's Court.

(3) The Coroner's Court may use the information in relation to the inquest.

16S Providing information etc—other circumstances

Nothing in this division prevents a person sharing information with, or producing a document or other thing to, the DFVR coordinator, or the coordinator using any information given, or document or other thing produced, for the exercise of the coordinator's functions.

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16T Information sharing guidelines

(1) A relevant entity may make guidelines (***information sharing guidelines***) for how the entity is to share information with the DFVR coordinator under this division.

(2) Before making a guideline, the entity—

(a) must consult the DFVR coordinator; and

(b) may consult anyone else the entity considers appropriate.

(3) A guideline is a notifiable instrument.

(4) In this section:

relevant entity—see section 16O (5).

16U Use and disclosure of protected information

(1) An information holder commits an offence if—

(a) the information holder uses information; and

(b) the information is protected information about someone else; and

(c) the information holder is reckless about whether the information is protected information about someone else.

Maximum penalty: 50 penalty units, imprisonment for 6 months or both.

(2) An information holder commits an offence if—

(a) the information holder does something that discloses information; and

(b) the information is protected information about someone else; and

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(c) the information holder is reckless about whether—

(i) the information is protected information about someone else; and

(ii) doing the thing would result in the information being disclosed to someone else.

Maximum penalty: 50 penalty units, imprisonment for 6 months or both.

(3) Subsections (1) and (2) do not apply if the information holder uses or discloses protected information about someone else (the ***protected person***)—

(a) under this Act or another law applying in the ACT; or

(b) to the chief police officer in connection with a possible offence; or

(c) in relation to the exercise of a function, as an information holder, under this Act or another law applying in the ACT; or

(d) in a court proceeding; or

(e) with the protected person's consent.

Note The defendant has an evidential burden in relation to the matters mentioned in s (3) (see Criminal Code, s 58).

(4) An information holder need not disclose protected information to a court, or produce a document containing protected information to a court, unless it is necessary to do so for this Act or another law applying in the ACT.

(5) In this section:

court includes a tribunal, authority or person having power to require the production of documents or the answering of questions.

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disclose includes—

(a) communicate; or

(b) publish.

information means information, whether true or not, in any form and includes an opinion and advice.

information holder means—

(a) a person who is, or has been—

(i) the DFVR coordinator; or

(ii) a person exercising a function of the DFVR coordinator; or

(iii) a member of an advisory committee; or

(iv) an independent adviser; or

(b) anyone else who exercises or has exercised a function under this Act.

produce includes allow access to.

protected information means information about a person that is disclosed to, or obtained by, an information holder because of the exercise of a function under this Act by the information holder or someone else.

use, in relation to information, includes make a record of the information.

Division 3A.6 Reports about domestic and family violence incidents

16V Biennial report

(1) The DFVR coordinator must report to the Minister about domestic or family violence incidents included on the register (***registered incidents***) during the reporting period.

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(2) The report must include the following:

(a) the number of registered incidents;

(b) the incidence of interactions between people involved in registered incidents and police, the courts or community-based services.

(3) The DFVR coordinator may include in the report—

(a) demographic information about people involved in domestic or family violence incidents; and

(b) any patterns or trends identified in relation to registered incidents; and

(c) any recommendations about legislation, policies, practices or services for implementation by the Territory and non-government bodies to help prevent or reduce the likelihood of family violence; and

(b) information about the implementation of any previous recommendations of the DFVR coordinator; and

(c) any other matter the DFVR coordinator considers relevant.

(4) However the DFVR coordinator must not include in the report any information that, in the opinion of the coordinator, would—

(a) disclose the identity of people involved in a registered incident; or

(b) allow the identity of a person involved in a registered incident to be easily worked out.

(5) The DFVR coordinator must give the Minister the report within 4 months after the end of the review period.

(6) The Minister must present the report to the Legislative Assembly within 6 sitting days after the day the report is given to the Minister.

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(7) Within 3 months after receiving a report under subsection (1), the Minister must give information to the DFVR coordinator about any action the Minister has taken, or will take, in relation to the matters raised in the report.

(8) In this section:

reporting period means a period of 2 years, beginning on 1 July 2021.

16W Other reports

(1) The DFVR coordinator may, at any time, prepare a report for the Minister on any matter arising in connection with the exercise of the coordinator's functions.

(2) However, the DFVR coordinator must not include in the report any information that, in the opinion of the coordinator, would—

(a) disclose the identity of people involved in a registered incident; or

(b) allow the identity of a person involved in a registered incident to be easily worked out.

(3) The Minister must present the report to the Legislative Assembly within 6 sitting days after the day the report is given to the Minister.

(4) Within 3 months after receiving a report under subsection (1), the Minister must give information to the DFVR coordinator about any action the Minister has taken, or will take, in relation to the matters raised in the report.

(5) In this section:

registered incident—see section 16V (1).

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Division 3A.7 Miscellaneous

16X Protection of DFVR coordinator etc from liability

(1) The DFVR coordinator, or a person acting under the direction of the coordinator, is not civilly liable for conduct engaged in honestly and without recklessness—

(a) in the exercise of a function under this Act; or

(b) in the reasonable belief that the conduct was in the exercise of a function under this Act.

(2) Any liability that would, apart from this section, attach to the DFVR coordinator, or a person acting under the direction of the coordinator, attaches instead to the Territory.

(3) In this section:

conduct means an act or omission to do an act.

16Y Review of part

(1) The Minister must review the operation of this part as soon as practicable after 31 March 2026.

(2) The Minister must present a report of the review to the Legislative Assembly within 3 months after the day the review is started.

(3) This section expires on 31 March 2027.

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Part 4 Miscellaneous

17 Approval of crisis support organisations

(1) The Minister may approve an organisation to be a crisis support organisation for this Act.

(2) An approval is a disallowable instrument.

Note A disallowable instrument must be notified, and presented to the Legislative Assembly, under the *Legislation Act 2001*.

18 Disclosure of information to an approved crisis support organisation

If a police officer or a staff member of the Australian Federal Police suspects on reasonable grounds that a family violence offence has been, is being or is likely to be committed in relation to a person, a police officer or staff member may disclose to an approved crisis support organisation any information that is likely to aid the organisation in rendering assistance to the person or to any children of the person.

19 Regulation-making power

The Executive may make regulations for this Act.

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Dictionary

(see s 3)

Note 1 The Legislation Act contains definitions and other provisions relevant to this Act.

Note 2 For example, the Legislation Act, dict, pt 1 defines the following terms:

- administrative unit
- bankrupt or personally insolvent
- chief police officer
- director-general (see s 163)
- police officer
- public servant
- territory law.

advisory committee, for part 3A (Domestic and family violence incident review)—see section 16B.

approved crisis support organisation means an organisation approved under section 17.

child, of a person, includes—

(a) a child who normally lives with the person; and

(b) a child for whom the person is a guardian.

council means the Domestic Violence Prevention Council established by section 4.

DFVR coordinator, for part 3A (Domestic and family violence incident review)—see section 16B.

domestic or family violence incident, for part 3A (Domestic and family violence incident review)—see section 16C.

family violence—see the *Family Violence Act 2016*, section 8.

family violence offence—see the *Family Violence Act 2016*, dictionary.

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independent adviser, for part 3A (Domestic and family violence incident review)—see section 16B.

member means a member of the council.

register, for part 3A (Domestic and family violence incident review)—see section 16B.

serious harm, for part 3A (Domestic and family violence incident review)—see section 16B.

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Endnotes

1 About the endnotes

Amending and modifying laws are annotated in the legislation history and the amendment history. Current modifications are not included in the republished law but are set out in the endnotes.

Not all editorial amendments made under the *Legislation Act 2001*, part 11.3 are annotated in the amendment history. Full details of any amendments can be obtained from the Parliamentary Counsel's Office.

Uncommenced amending laws are not included in the republished law. The details of these laws are underlined in the legislation history. Uncommenced expiries are underlined in the legislation history and amendment history.

If all the provisions of the law have been renumbered, a table of renumbered provisions gives details of previous and current numbering.

The endnotes also include a table of earlier republications.

2 Abbreviation key

A = Act
AF = Approved form
am = amended
amdt = amendment
AR = Assembly resolution
ch = chapter
CN = Commencement notice
def = definition
DI = Disallowable instrument
dict = dictionary
disallowed = disallowed by the Legislative Assembly
div = division
exp = expires/expired
Gaz = gazette
hdg = heading
IA = Interpretation Act 1967
ins = inserted/added
LA = Legislation Act 2001
LR = legislation register
LRA = Legislation (Republication) Act 1996
mod = modified/modification
NI = Notifiable instrument
o = order
om = omitted/repealed
ord = ordinance
orig = original
par = paragraph/subparagraph
pres = present
prev = previous
(prev...) = previously
pt = part
r = rule/subrule
reloc = relocated
renum = renumbered
R[X] = Republication No
RI = reissue
s = section/subsection
sch = schedule
sdiv = subdivision
SL = Subordinate law
sub = substituted
underlining = whole or part not commenced or to be expired

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3 Legislation history

The *Domestic Violence Agencies Act 1986* was originally the *Domestic Violence Ordinance 1986*. It became an ACT Act on self-government (11 May 1989) and was later renamed by the *Protection Orders (Consequential Amendments) Act 2001* (see amdt 1.41).

After 11 May 1989 and before 10 November 1999, Acts commenced on their notification day unless otherwise stated (see *Australian Capital Territory (Self-Government) Act 1988* (Cwlth) s 25).

Legislation before self-government

Domestic Violence Agencies Act 1986 A1986-52
notified 4 September 1986
commenced 1 October 1986 (s 2 and Cwlth Gaz 1986 No S484)

as amended by

Drug Laws (Consequential Amendments) Ordinance 1989 Ord1989-14 s 3
notified 15 March 1989
commenced 1 April 1989 (s 2 and Cwlth Gaz 1989 No S109)

Self-Government (Consequential Amendments) Ordinance 1989 Ord1989-38 sch 1
notified 10 May 1989 (Cwlth Gaz 1989 No S160)
s 1, s 2 commenced 10 May 1989 (s 2 (1))
sch 1 commenced 11 May 1989 (s 2 (2) and see Cwlth Gaz 1989 No S164)

Legislation after self-government

Domestic Violence (Amendment) Act 1990 A1990-30
notified 28 September 1990 (Gaz 1990 No S67)
commenced 28 September 1990

Domestic Violence (Amendment) Act (No 2) 1990 A1990-36
notified 7 November 1990 (Gaz 1990 No S76)
commenced 7 November 1990

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Magistrates Court (Amendment) Act 1990 A1990-65 s 8
notified 24 December 1990 (Gaz 1990 No S98)
commenced 24 December 1990

Weapons (Consequential Amendments) Act 1991 A1991-9 sch
notified 3 April 1991 (Gaz 1991 No S19)
s 1, s 2 commenced 3 April 1991 (s 2 (1))
sch commenced 3 October 1991 (s 2 (2))

Magistrates and Coroner's Courts (Registrar) Act 1991 A1991-44 sch 1
notified 20 September 1991 (Gaz 1991 No S95)
s 1, s 2 commenced 20 September 1991 (s 2 (1))
sch 1 commenced 25 September 1991 (s 2 (2) and Gaz 1991 No S103)

Bail (Consequential Amendments) Act 1992 A1992-9 sch
notified 28 May 1992 (Gaz 1992 No S59)
s 1, s 2 commenced 28 May 1992 (s 2 (1))
sch commenced 28 November 1992 (s 2 (3))

Domestic Violence (Amendment) Act 1992 A1992-34
notified 8 July 1992 (Gaz 1992 No S103)
commenced 8 July 1992

Protection Orders (Reciprocal Arrangements) (Consequential Amendments) Act 1992 A1992-37 pt 2 (ss 3-7)
notified 8 July 1992 (Gaz 1992 No S103)
ss 1-6 and 8-11 commenced 8 July 1992 (s 2 (1))
s 7, s 12 commenced 3 August 1992 (s 2 (2) and Gaz 1992 No S130)

Statute Law Revision Act 1994 A1994-26 sch
notified 31 May 1994 (Gaz 1994 No S93)
commenced 31 May 1994 (s 2)

Statute Law Revision (Penalties) Act 1994 A1994-81 sch
notified 29 November 1994 (Gaz 1994 No S253)
s 1, s 2 commenced 29 November 1994 (s 2 (1))
sch commenced 29 November 1994 (s 2 (2) and Gaz 1994 No S269)

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Statute Law Revision Act 1995 A1995-46 sch
notified 18 December 1995 (Gaz 1995 No S306)
commenced 18 December 1995 (s 2)

Domestic Violence (Amendment) Act 1996 A1996-3
notified 12 March 1996 (Gaz 1996 No S35)
ss 1-3 commenced 12 March 1996 (s 2 (1))
remainder commenced 11 June 1996 (s 2 (2) and see Cwlth Gaz 1996 No GN5)

Domestic Violence (Amendment) Act (No 2) 1996 A1996-37
notified 10 July 1996 (Gaz 1996 No S160)
commenced 10 July 1996 (s 2)

Firearms Act 1996 A1996-74 sch 3
notified 20 December 1996 (Gaz 1996 No S328)
s 1, s 2 commenced 20 December 1996 (s 2 (1))
sch 3 commenced 17 May 1997 (s 2 (2) and Gaz 1997 No S135)

Domestic Violence (Amendment) Act 1997 A1997-24
notified 29 May 1997 (Gaz 1997 No S136)
ss 1-3 commenced 29 May 1997 (s 2 (1))
remainder commenced 30 May 1997 (s 2 (2) and see Gaz 1997 No S149)

Domestic Violence (Amendment) Act (No 2) 1997 A1997-37
notified 16 July 1997 (Gaz 1997 No S185)
ss 1-3 commenced 16 July 1997 (s 2 (1))
remainder commenced 17 October 1997 (s 2 (2) and Gaz 1997 No S310)

Domestic Violence (Amendment) Act (No 3) 1997 A1997-65
notified 9 October 1997 (Gaz 1997 No S300)
ss 1-3 commenced 9 October 1997 (s 2 (1))
remainder commenced 1 November 1997 (s 2 (2) and Gaz 1997 No S332)

Legal Practitioners (Consequential Amendments) Act 1997 A1997-96 sch 1
notified 1 December 1997 (Gaz 1997 No S380)
s 1, s 2 commenced 1 December 1997 (s 2 (1))
sch 1 commenced 1 June 1998 (s 2 (2))

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Domestic Violence (Amendment) Act 1998 A1998-37
notified 14 October 1998 (Gaz 1998 No S41)
ss 1-3 commenced 14 October 1998 (s 2 (1))
remainder commenced 19 October 1998 (s 2 (2) and Gaz 1998 No 41)

Domestic Violence (Amendment) Act (No 2) 1998 A1998-68
notified 23 December 1998 (Gaz 1998 No S212)
ss 1-3 commenced 23 December 1998 (s 2 (1))
remainder commenced 23 December 1998 (s 2 (2) and Gaz 1998 No 51)

Children and Young People (Consequential Amendments) Act 1999 A1999-64 sch 2
notified 10 November 1999 (Gaz 1999 No 45)
s 1, s 2 commenced 10 November 1999 (s 2 (1))
sch 2 commenced 10 May 2000 (s 2 (2))

Road Transport Legislation Amendment Act 1999 A1999-79 sch 3
notified 23 December 1999 (Gaz 1999 No S65)
s 1, s 2 commenced 23 December 1999 (IA s 10B)
sch 3 commenced 1 March 2000 (s 2 and see Gaz 2000 No S5)

Legislation (Consequential Amendments) Act 2001 A2001-44 pt 109
notified 26 July 2001 (Gaz 2001 No 30)
s 1, s 2 commenced 26 July 2001 (IA s 10B)
pt 109 commenced 12 September 2001 (s 2 and see Gaz 2001 No S65)

Protection Orders (Consequential Amendments) Act 2001 A2001-90 sch 1 pt 4
notified LR 27 September 2001
s 1, s 2 commenced 27 September 2001 (LA s 75)
sch 1 pt 4 commenced 27 March 2002 (s 2, see Protection Orders Act 2001 s 3 and LA s 79)

Domestic Violence and Protection Orders Amendment Act 2005 A2005-13 sch 1 pt 1.7
notified LR 24 March 2005
s 1, s 2 commenced 24 March 2005 (LA s 75 (1))
sch 1 pt 1.7 commenced 25 March 2005 (s 2)

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Justice and Community Safety Legislation Amendment Act 2007 A2007-22 sch 1 pt 1.9

notified LR 5 September 2007
s 1, s 2 commenced 5 September 2007 (LA s 75 (1))
sch 1 pt 1.9 commenced 6 September 2007 (s 2)

Statute Law Amendment Act 2007 (No 3) A2007-39 sch 3 pt 3.10

notified LR 6 December 2007
s 1, s 2 commenced 6 December 2007 (LA s 75 (1))
sch 3 pt 3.10 commenced 27 December 2007 (s 2)

Domestic Violence and Protection Orders Act 2008 A2008-46 sch 3 pt 3.8

notified LR 10 September 2008
s 1, s 2 commenced 10 September 2008 (LA s 75 (1))
sch 3 pt 3.8 commenced 30 March 2009 (s 2)

Justice and Community Safety Legislation Amendment Act 2010 (No 2) A2010-30 sch 1 pt 1.8

notified LR 31 August 2010
s 1, s 2 commenced 31 August 2010 (LA s 75 (1))
s 3 commenced 1 September 2010 (s 2 (1))
sch 1 pt 1.8 commenced 28 September 2010 (s 2 (2))

Protection of Rights (Services) Legislation Amendment Act 2016 A2016-1 sch 1 pt 1.1

notified LR 23 February 2016
s 1, s 2 commenced 23 February 2016 (LA s 75 (1))
sch 1 pt 1.1 commenced 1 April 2016 (s 2)

Family Violence Act 2016 A2016-42 sch 3 pt 3.12 (as am by A2017-10 s 7)

notified LR 18 August 2016
s 1, s 2 commenced 18 August 2016 (LA s 75 (1))
sch 3 pt 3.12 commenced 1 May 2017 (s 2 (2) as am by A2017-10 s 7)

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Family and Personal Violence Legislation Amendment Act 2017 A2017-10 s 7

notified LR 6 April 2017
s 1, s 2 commenced 6 April 2017 (LA s 75 (1))
s 7 commenced 30 April 2017 (s 2 (1))

Note This Act only amends the Family Violence Act 2016 A2016-42.

Domestic Violence Agencies Amendment Act 2021 A2021-21

notified LR 21 September 2021
s 1, s 2 commenced 21 September 2021 (LA s 75 (1))
remainder commenced 22 September 2021 (s 2)

Domestic Violence Agencies Amendment Act 2022 A2022-11

notified LR 17 June 2022
s 1, s 2 commenced 17 June 2022 (LA s 75 (1))
remainder commenced 17 December 2022 (s 2 and LA s 79)

Justice and Community Safety Legislation Amendment Act 2023 (No 3) A2023-57 pt 7

notified LR 11 December 2023
s 1, s 2 commenced 11 December 2023 (LA s 75 (1))
pt 7 commenced 12 December 2023 (s 2 (1))

Domestic Violence Agencies (Information Sharing) Amendment Act 2024 A2024-17

notified LR 24 May 2024
s 1, s 2 commenced 24 May 2024 (LA s 75 (1))
remainder awaiting commencement

Justice and Community Safety Legislation Amendment Act 2024 A2024-49 pt 7

notified LR 17 September 2024
s 1, s 2 taken to have commenced 11 June 2024 (LA s 75 (2))
pt 7 commenced 18 September 2024 (s 2 (4))

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4 Amendment history

Name of Act

s 1 sub A2001-90 amdt 1.41

Long title

long title am A2016-42 amdt 3.54

Dictionary

s 2 orig s 2 om A2001-44 amdt 1.1163
(prev s 3) am A1998-68 s 4
sub A2001-90 amdt 1.42
renum R7 LA (see A2001-90 amdt 1.58)
am A2005-13 amdt 1.30; A2008-46 amdt 3.18; A2016-42 amdt 3.55
def ***aggrieved person*** ins A1990-30 s 3
om A2001-90 amdt 1.42
def ***approved crisis support organisation*** ins A1992-34 s 3
om A2001-90 amdt 1.42
def ***authorised police officer*** om A2001-90 amdt 1.42
def ***child*** sub A1990-30 s 3
om A2001-90 amdt 1.42
def ***clerk*** om A1991-44 sch 1
def ***Community Advocate*** ins A1998-37 s 4
om A2001-90 amdt 1.42
def ***court*** om A2001-90 amdt 1.42
def ***Crimes Act*** om R6 LRA
def ***de facto spouse*** om A2001-90 amdt 1.42
def ***domestic violence*** ins A1998-37 s 4
om A2001-90 amdt 1.42
def ***domestic violence offence*** sub A1990-30 s 3; A1997-24 s 4; A1998-37 s 4
om A2001-90 amdt 1.42
def ***drug*** am A1989-14 s 3; A1994-26 sch
om A2001-90 amdt 1.42
def ***emergency protection order*** ins A1998-68 s 4
om A2001-90 amdt 1.42
def ***extension request*** ins A1997-65 s 4
om A2001-90 amdt 1.42
def ***household member*** ins A1990-30 s 3
om A1998-37 s 4
def ***interim protection order*** om A2001-90 amdt 1.42
def ***judicial officer*** ins A1998-68 s 4
om A2001-90 amdt 1.42
def ***legal practitioner*** om A1997-96 sch
def ***MC (CJ) Act*** ins A1998-37 s 4
om A2001-90 amdt 1.42

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def ***original order*** ins A1997-65 s 4
om A2001-90 amdt 1.42
def ***prescribed offence*** am A1990-30 s 3
om A1997-24 s 4
def ***protection order*** am A1998-37 s 4
om A2001-90 amdt 1.42
def ***registrar*** ins A1991-44 sch 1
om A2001-90 amdt 1.42
def ***relative*** ins A1990-30 s 3
am A1992-37 s 4
om A2001-90 amdt 1.42
def ***relevant family contact order*** ins A1996-3 s 4
om A2001-90 amdt 1.42
def ***relevant period*** ins A1997-65 s 4
om A2001-90 amdt 1.42
def ***relevant person*** ins A1998-37 s 4
om A2001-90 amdt 1.42
def ***respondent*** am A1998-68 s 4
om A2001-90 amdt 1.42
def ***sitting hours of the Court*** ins A1998-68 s 4
om A2001-90 amdt 1.42
def ***spouse*** om A2001-90 amdt 1.42
def ***vary*** ins A1992-37 s 4
om A2001-90 amdt 1.42

Notes

s 3
orig s 3 renum as s 2
(prev s 4) am A1990-30 s 4; A1997-65 s 5
sub A1998-37 s 5; A2001-90 amdt 1.42
renum R7 LA (see A2001-90 amdt 1.58)

Domestic Violence Prevention Council

pt 2 hdg
orig pt 2 hdg om A2001-90 amdt 1.43
(prev pt 3 hdg) om A1992-9 sch
ins A1997-37 s 4
renum R7 LA (see A2001-90 amdt 1.58)

Emergency protection orders

pt 2A hdg
ins A1998-68 s 6
om A2001-90 amdt 1.43

Establishment of council

s 4
orig s 4 renum as s 3
(prev s 21) om A1992-9 sch
ins A1997-37 s 4
renum R7 LA (see A2001-90 amdt 1.58)
sub A2007-39 amdt 3.24

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Nature of domestic violence

s 4A ins A1998-37 s 5
am A1999-79 sch 3
om A2001-90 amdt 1.43

Functions of council

s 5 orig s 5 am A1990-30 s 5
sub A1998-37 s 5
am A1999-64 sch 2
om A2001-90 amdt 1.43
(prev s 22) om A1992-9 sch
ins A1997-37 s 4
renum R7 LA (see A2001-90 amdt 1.58)
am A2007-39 amdt 3.25; A2016-42 amdt 3.56
sub A2022-11 s 4

Membership of council

s 6 orig s 6 am A1991-44 sch 1
sub A1998-37 s 5
om A2001-90 amdt 1.43
(prev s 23) om A1992-9 sch
ins A1997-37 s 4
am A2001-90 amdts 1.45-1.47
renum R7 LA (see A2001-90 amdt 1.58)
sub A2007-22 amdt 1.28
am A2016-42 amdt 3.56
sub A2022-11 s 4

Chairperson of council

s 6A ins A2007-22 amdt 1.28
om A2022-11 s 4

Appointment of council members

s 7 orig s 7 am A1990-30 sch; A1991-44; A1998-37 s 6; A1999-64 sch 2
om A2001-90 amdt 1.43
(prev s 24) am Ord1989-38 sch 1
om A1992-9 sch
ins A1997-37 s 4
sub A2001-90 amdt 1.48
renum R7 LA (see A2001-90 amdt 1.58)
sub A2007-22 amdt 1.28; A2022-11 s 4

Representation of children

s 7A ins A1990-30 s 6
am A1998-37 s 7
om A2001-90 amdt 1.43

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Ending of appointed member appointments

s 8	orig s 8 am A1995-46 sch; A1998-37 sch om A2001-90 amdt 1.43 (prev s 25A) ins A1997-37 s 4 renum R7 LA (see A2001-90 amdt 1.58) sub A2007-22 amdt 1.28 am A2010-30 amdt 1.25 sub A2022-11 s 4

Court to be informed of relevant contact orders

s 8A	ins A1996-3 s 5 am A1998-37 s 8 om A2001-90 amdt 1.43

Evidence

s 8B	ins A1998-37 s 9 om A2001-90 amdt 1.43

Meetings of council

s 9	orig s 9 am A1990-30 sch; A1998-37 s 10 om A2001-90 amdt 1.43 (prev s 26) am A1990-30 sch om A1992-9 sch ins A1997-37 s 4 renum R7 LA (see A2001-90 amdt 1.58) sub A2022-11 s 4

Procedure at meetings

s 10	orig s 10 am A1990-30 sch; A1996-3 s 6; A1997-65 s 6; A1998-37 s 11 om A2001-90 amdt 1.43 (prev s 26A) ins A1997-37 s 4 renum R7 LA (see A2001-90 amdt 1.58) sub A2022-11 s 4

Office of Domestic Violence Project Coordinator

pt 3 hdg	orig pt 3 hdg renum as pt 2 hdg (prev pt 3A hdg) ins A1997-37 s 4 renum R7 LA (see A2001-90 amdt 1.58) om A2022-11 s 5

Consent orders

s 10A	ins A1990-30 s 8 am A1998-37 s 12 om A2001-90 amdt 1.43

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Domestic violence project coordinator

s 11 orig s 11 am A1990-30 s 9
sub A1998-37 s 13
om A2001-90 amdt 1.43
(prev s 26C) ins A1997-37 s 4
renum R7 LA (see A2001-90 amdt 1.58)
sub A2007-39 amdt 3.26; A2016-1 amdt 1.1
om A2022-11 s 5

Functions

s 12 orig s 12 am A1990-30 sch; A1991-44 sch 1; A1998-37 s 14; A2001-44 amdt 1.1164
om A2001-90 amdt 1.43
(prev s 26D) ins A1997-37 s 4
renum R7 LA (see A2001-90 amdt 1.58)
am A2007-39 amdt 3.27; A2016-42 amdt 3.57
om A2022-11 s 5

Term and conditions of office

s 13 orig s 13 am A1998-37 s 15
om A2001-90 amdt 1.43
(prev s 26F) ins A1997-37 s 4
am A2001-90 amdt 1.51, amdt 1.52
renum R7 LA (see A2001-90 amdt 1.58)
sub A2007-39 amdt 3.28
om A2022-11 s 5

Termination of appointment

s 14 orig s 14 am A1990-30 sch; A1996-3 s 7; A1998-37 s 16
om A2001-90 amdt 1.43
(prev s 26H) ins A1997-37 s 4
renum R7 LA (see A2001-90 amdt 1.58)
am A2007-39 amdt 3.29
om A2022-11 s 5

Protection orders, interim protection orders—firearms

s 14A ins A1990-36 s 3
am A1990-65 s 8; A1991-9 sch; A1996-74 sch 3; A1997-24 s 5
om A2001-90 amdt 1.43

Acting coordinator

s 15 orig s 15 am A1990-30 s 10; A1992-37 s 5; A1998-37 s 17, sch
om A2001-90 amdt 1.43
(prev s 26I) ins A1997-37 s 4
sub A2001-90 amdt 1.54
renum R7 LA (see A2001-90 amdt 1.58)
om A2007-39 amdt 3.30

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Protection of coordinators etc from liability
s 16 (prev s 26J) ins A1997-37 s 4
renum R7 LA (see A2001-90 amdt 1.58)
sub A2007-39 amdt 3.31
om A2022-11 s 5

Domestic and family violence incident review
pt 3A hdg ins A2021-21 s 4

Preliminary
div 3A.1 hdg ins A2021-21 s 4

Purpose—pt 3A
s 16A ins A2021-21 s 4

Definitions—pt 3A
s16B ins A2021-21 s 4
def ***advisory committee*** ins A2021-21 s 4
def ***DFVR coordinator*** ins A2021-21 s 4
def ***independent adviser*** ins A2021-21 s 4
def ***register*** ins A2021-21 s 4
def ***serious harm*** ins A2021-21 s 4

Meaning of *domestic or family violence incident*—pt 3A
s 16C ins A2021-21 s 4

Domestic and family violence review coordinator
div 3A.2 hdg ins A2021-21 s 4

DFVR coordinator—appointment
s 16D ins A2021-21 s 4

DFVR coordinator—functions
s 16E ins A2021-21 s 4

DFVR coordinator—independence
s 16F ins A2021-21 s 4

Delegation by DFVR coordinator
s 16G ins A2021-21 s 4

Advisory committees and independent advisers
div 3A.3 hdg ins A2021-21 s 4

Advisory committees
s 16H ins A2021-21 s 4

Independent advisers
s 16I ins A2021-21 s 4

Conflict of interest
s 16J ins A2021-21 s 4

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Register of domestic and family violence incidents
div 3A.4 hdg ins A2021-21 s 4

Register of domestic and family violence incidents
s 16K ins A2021-21 s 4

Register of domestic and family violence incidents—content
s 16L ins A2021-21 s 4

Register of domestic and family violence incidents—access
s 16M ins A2021-21 s 4

Information kept on register—admissibility of evidence
s 16N ins A2021-21 s 4

Information gathering and sharing
div 3A.5 hdg ins A2021-21 s 4

Power to ask for information—relevant entities
s 16O ins A2021-21 s 4

Power to require information, document or other thing
s 16P ins A2021-21 s 4

Sharing information—corresponding interstate entities
s 16Q ins A2021-21 s 4

Sharing information with Coroner's Court
s 16R ins A2021-21 s 4

Providing information etc—other circumstances
s 16S ins A2021-21 s 4

Information sharing guidelines
s 16T ins A2021-21 s 4

Use and disclosure of protected information
s 16U ins A2021-21 s 4

Reports about domestic and family violence incidents
div 3A.6 hdg ins A2021-21 s 4

Biennial report
s 16V ins A2021-21 s 4

Other reports
s 16W ins A2021-21 s 4

Miscellaneous
div 3A.7 hdg ins A2021-21 s 4

Protection of DFVR coordinator etc from liability
s 16X ins A2021-21 s 4

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Review of part

s 16Y ins A2021-21 s 4
am A2024-49 s 15, s 16
exp 31 March 2027 (s 16Y (3))

Approval of crisis support organisations

s 17 orig s 17 am A1997-65 s 7; A1998-37 s 18
om A2001-90 amdt 1.43
(prev s 33) ins A1992-34 s 4
am A2001-44 amdt 1.1172, amdt 1.1173
renum R7 LA (see A2001-90 amdt 1.58)
am A2007-39 amdt 3.32

Application for extension of order

s 17A ins A1997-65 s 8
am A2001-44 amdt 1.1165, amdt 1.1166
om A2001-90 amdt 1.43

Court action on extension request

s 17B ins A1997-65 s 8
am A2001-44 amdt 1.1167
om A2001-90 amdt 1.43

Application for cancellation of extended order

s 17C ins A1997-65 s 8
om A2001-90 amdt 1.43

Disclosure of information to an approved crisis support organisation

s 18 orig s 18 am A1991-44 sch 1; A1996-3 s 8
om A1998-37 s 19
(prev s 34) ins A1992-34 s 4
renum R7 LA (see A2001-90 amdt 1.58)
am A2016-42 amdt 3.57

Regulation-making power

s 19 am A1990-36 s 4; A1991-9 sch; A1991-44 sch 1; A1996-74 sch 3; A2001-44 amdts 1.1168-1.1170
om A2001-90 amdt 1.43
ins A2023-57 s 19

Practice directions

s 19A ins A1998-37 s 20
om A2001-90 amdt 1.43

Limitation on powers of Registrar

s 19B ins A1998-37 s 20
om A2001-90 amdt 1.43

Application not invalid only because made under wrong Act

s 19C ins A1998-37 s 20
om A2001-90 amdt 1.43

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Offence
s 19D ins A1998-37 s 20
am A1998-68 s 5
om A2001-90 amdt 1.43

Recovery of certain expenses
s 19E ins A1998-37 s 20
om A2001-90 amdt 1.43

Emergency protection orders
s 19F ins A1998-68 s 6
om A2001-90 amdt 1.43

Recording of reasons when no emergency protection order is applied for
s 19G ins A1998-68 s 6
om A2001-90 amdt 1.43

Duration of emergency protection orders
s 19H ins A1998-68 s 6
om A2001-90 amdt 1.43

Procedure for obtaining an emergency protection order
s 19I ins A1998-68 s 6
am A2001-44 amdt 1.1171
om A2001-90 amdt 1.43

Detention of person against whom an order is sought
s 19J ins A1998-68 s 6
om A2001-90 amdt 1.43

Serving an emergency protection order
s 19K ins A1998-68 s 6
om A2001-90 amdt 1.43

Revoking or varying an emergency protection order
s 19L ins A1998-68 s 6
om A2001-90 amdt 1.43

Effect of orders on licences for firearms
s 19M ins A1998-68 s 6
om A2001-90 amdt 1.43

Authorisation of judicial officers
s 19N ins A1998-68 s 6
om A2001-90 amdt 1.43

Interpretation
s 20 sub A1990-30 s 11
om A1992-9 sch
ins A1997-37 s 4
om A2001-90 amdt 1.44

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Establishment
s 21 renum as s 4

Objective and functions
s 22 renum as s 5

Membership
s 23 renum as s 6

Terms of appointment
s 24 renum as s 7

Resignation
s 25 om A1992-9 sch
ins A1997-37 s 4
om A2001-90 amdt 1.48

Termination of appointment
s 25A renum as s 8

Meetings of Council
s 26 renum as s 9

Procedure at meetings
s 26A renum as s 10

Office of Domestic Violence Project Coordinator
pt 3A hdg renum as pt 3 hdg

Interpretation
s 26B ins A1997-37 s 4
om A2001-90 amdt 1.49

Appointment
s 26C renum as s 11

Functions
s 26D renum as s 12

Powers
s 26E ins A1997-37 s 4
om A2001-90 amdt 1.50

Terms of office
s 26F renum as s 13

Resignation
s 26G ins A1997-37 s 4
om A2001-90 amdt 1.53

Termination of appointment
s 26H renum as s 14

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Acting coordinator
s 26I renum as s 15

Legal immunity
s 26J renum as s 16

Offence
s 27 am A1992-37 s 6; A1994-81 sch; A1996-37 s 4
om A1998-37 s 21

Service other than personal service
s 28 om A2001-90 amdt 1.55

Service of documents by police
s 29 am A1991-44 sch 1
om A2001-90 amdt 1.55

Restriction on publication of reports of proceedings
s 30 am Ord1989-38 sch 1; A1994-81 sch; A1998-37 s 22
om A2001-90 amdt 1.55

Limits of restriction on publication
s 30A ins A1990-30 s 12
sub A1996-3 s 9; A1998-37 s 23
om A2001-90 amdt 1.55

Appeals
s 31 am A1995-46 sch; A1998-37 sch
om A2001-90 amdt 1.55

Application of Crimes Act 1900 etc
s 32 om A2001-90 amdt 1.55

Approval of crisis support organisations
s 33 renum as s 17

Disclosure of information to an approved crisis support organisation
s 34 renum as s 18

Approved forms
s 35 ins A2001-44 amdt 1.1174
om A2001-90 amdt 1.56

Dictionary
dict ins A2001-90 amdt 1.57
am A2007-39 amdt 3.33; A2010-30 amdt 1.26; A2021-21 s 5
def ***advisory committee*** ins A2021-21 s 6
def ***appointed member*** ins A2001-90 amdt 1.57
sub A2007-22 amdt 1.29
om A2022-11 s 6
def ***approved crisis support organisation*** ins A2001-90 amdt 1.57

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def ***child*** ins A2001-90 amdt 1.57
def ***coordinator*** ins A2001-90 amdt 1.57
sub A2016-1 amdt 1.2
om A2022-11 s 7
def ***council*** ins A2001-90 amdt 1.57
def ***DFVR coordinator*** ins A2021-21 s 6
def ***domestic or family violence incident*** ins A2021-21 s 6
def ***domestic violence*** ins A2001-90 amdt 1.57
sub A2005-13 amdt 1.31
am A2008-46 amdt 3.19
om A2016-42 amdt 3.58
def ***domestic violence offence*** ins A2001-90 amdt 1.57
sub A2005-13 amdt 1.32
am A2008-46 amdt 3.20
om A2016-42 amdt 3.58
def ***family violence*** ins A2016-42 amdt 3.59
def ***family violence offence*** ins A2016-42 amdt 3.59
def ***independent adviser*** ins A2021-21 s 6
def ***member*** ins A2001-90 amdt 1.57
sub A2007-22 amdt 1.30
def ***register*** ins A2021-21 s 6
def ***serious harm*** ins A2021-21 s 6

Domestic violence offences under the Crimes Act 1900

sch 1A ins A1997-24 s 6
am A1998-37 s 24
om A2001-90 amdt 1.57

Drugs

sch 1 om A2001-90 amdt 1.57

Forms

sch 2 am A1991-44 sch; A1992-37 s 7; A1998-37 s 25
om A2001-44 amdt 1.1175

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5 Earlier republications

Some earlier republications were not numbered. The number in column 1 refers to the publication order.

Since 12 September 2001 every authorised republication has been published in electronic pdf format on the ACT legislation register. A selection of authorised republications have also been published in printed format. These republications are marked with an asterisk (*) in column 1. Electronic and printed versions of an authorised republication are identical.

Republication No and date	Effective	Last amendment made by	Republication for
R1 3 Oct 1991	3 Oct 1991– 7 July 1992	A1991-44	initial republication since self-government
R1 (RI) 6 Feb 2008	3 Oct 1991– 7 July 1992	A1991-44	reissue of printed version
R2 31 Aug 1992	3 Aug 1992– 27 Nov 1992	A1992-37	amendments by A1992-34 and A1992-37
R2 (RI) 6 Feb 2008	3 Aug 1992– 27 Nov 1992	A1992-37	reissue of printed version
R2A 6 Feb 2008	28 Nov 1992– 30 May 1994	A1992-37	amendments by A1992-9
R2B 6 Feb 2008	31 May 1994– 28 Nov 1994	A1994-26	amendments by A1994-26
R3 31 Jan 1995	29 Nov 1994– 17 Dec 1995	A1994-81	amendments by A1994-81
R3 (RI) 6 Feb 2008	29 Nov 1994– 17 Dec 1995	A1994-81	reissue of printed version
R3A 6 Feb 2008	18 Dec 1995– 10 June 1996	A1995-46	amendments by A1995-46
R4 30 Nov 1996	10 July 1996– 16 May 1997	A1996-37	amendments by A1996-3 and A1996-37
R4 (RI) 6 Feb 2008	10 July 1996– 16 May 1997	A1996-37	reissue of printed version

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Republication No and date	Effective	Last amendment made by	Republication for
R4A 6 Feb 2008	17 May 1997– 29 May 1997	A1996-74	amendments by A1996-74
R4B 6 Feb 2008	30 May 1997– 16 Oct 1997	A1997-24	amendments by A1997-24
R4C 6 Feb 2008	17 Oct 1997– 31 Oct 1997	A1997-65	amendments by A1997-37
R4D 6 Feb 2008	1 Nov 1997– 31 May 1998	A1997-65	amendments by A1997-65
R5 1 June 1998	1 June 1998– 18 Oct 1998	A1997-96	amendments by A1997-96
R5 (RI) 6 Feb 2008	1 June 1998– 18 Oct 1998	A1997-96	reissue of printed version
R6 31 Jan 1999	23 Dec 1998– 29 Feb 2000	A1998-68	amendments by A1998-37 and A1998-68
R6 (RI) 6 Feb 2008	23 Dec 1998– 29 Feb 2000	A1998-68	reissue of printed version
R6A 6 Feb 2008	10 May 2000– 11 Sept 2001	A1999-79	amendments by A1999-64 and A1999-79
R6B 6 Feb 2008	12 Sept 2001– 26 Mar 2002	A2001-44	amendments by A2001-44
R7 27 Mar 2002	27 Mar 2002– 24 Mar 2005	A2001-90	renaming and other amendments by A2001-90
R8 25 Mar 2005	25 Mar 2005– 5 Sept 2007	A2005-13	amendments by A2005-13
R9 6 Sept 2007	6 Sept 2007– 26 Dec 2007	A2007-22	amendments by A2007-22
R10 27 Dec 2007	27 Dec 2007– 29 Mar 2009	A2007-39	amendments by A2007-39
R11 30 Mar 2009	30 Mar 2009– 27 Sept 2010	A2008-46	amendments by A2008-46

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Republication No and date	Effective	Last amendment made by	Republication for
R12 28 Sept 2010	28 Sept 2010– 31 Mar 2016	A2010-30	amendments by A2010-30
R13 1 Apr 2016	1 Apr 2016– 30 Apr 2017	A2016-1	amendments by A2016-1
R14 1 May 2017	1 May 2017– 21 Sept 2021	A2017-10	amendments by A2016-42 (as amended by A2017-10)
R15 22 Sept 2021	21 Sept 2021– 16 Dec 2022	A2021-21	amendments by A2021-21
R16 17 Dec 2022	17 Dec 2022– 11 Dec 2023	A2022-11	amendments by A2022-11
R17 12 Dec 2023	12 Dec 2023– 17 Sept 2024	A2023-57	amendments by A2023-57

6 Renumbered provisions

This Act was renumbered under the *Legislation Act 2001*, in R7 (see *Protection Orders (Consequential Amendments) Act 2001* A2001-90 amdt 1.58). Details of renumbered provisions are shown in endnote 4 (Amendment history). For a table showing the renumbered provisions, see R7.

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