



## EXPLANATORY STATEMENT

### AUSTRALIAN CAPITAL TERRITORY

#### CRIMINAL INJURIES COMPENSATION (AMENDMENT) ORDINANCE 1986

No. 28, 1986

The proposed Ordinance will amend the Criminal Injuries Compensation Ordinance 1983 (the principal Ordinance) to make it clear that the maximum entitlement to compensation for a victim in respect of all injuries that he or she may sustain in respect of the criminal conduct of one or more offenders is \$20,000 as provided in the principal Ordinance. Such clarification became necessary as a consequence of a decision in the Supreme Court of the Australian Capital Territory which awarded a claimant \$20,000 for each of 2 injuries suffered in the one incident.

The amendment has been forwarded to the House of Assembly which agreed to the Criminal Injuries Compensation (Amendment) Ordinance 1986 without amendment.

#### Details of Ordinance -

Section 1 provides that the Ordinance may be cited as the Criminal Injuries Compensation (Amendment) Ordinance 1986.

Section 2 (1) provides that for the purpose of section 7 of the Criminal Injuries Compensation Ordinance 1983, where a person has sustained 2 or more prescribed injuries at the same time, as the result of the criminal conduct of 2 or more persons, or otherwise arising out of the same circumstances, the injuries shall be taken to be one prescribed injury. When this clause is read in conjunction with section 7 of the principal Ordinance, it places a limit of \$20,000 on the award of compensation.

Section 2 (2) The amendment applies in relation to awards of compensation made after the date of the commencement of this Ordinance.

Authorized by the  
Attorney-General