

# **Domestic and Family Violence Protection and Other Legislation Amendment Act 2016**

Explanatory notes for SL 2017 No. 184

made under the

*Domestic and Family Violence Protection and Other Legislation Amendment Act 2016*

## **General Outline**

### **Short title**

Proclamation made under the *Domestic and Family Violence Protection and Other Legislation Amendment Act 2016*.

### **Authorising law**

Section 2 of the *Domestic and Family Violence Protection and Other Legislation Amendment Act 2016*.

### **Policy objectives and the reasons for them**

The objective of the Proclamation is to commence the remaining provisions of the *Domestic and Family Violence Protection and Other Legislation Amendment Act 2016* (the Amendment Act). The commencement of these provisions will enable Queensland to participate in the National Domestic Violence Order Scheme (NDVOS) on 25 November 2017.

The NDVOS provides for the automatic mutual recognition of domestic violence orders (DVOs) made across Australian jurisdictions, whereby a DVO issued in one state will be recognised in all others.

In May 2017, the Law, Crime and Community Safety Council agreed that all states and territories would work towards a single national commencement date (25 November 2017) for the NDVOS. The commencement of the NDVOS provisions on 25 November 2017 ensures Queensland can commence the NDVOS at the same time as other Australian states and territories.

### **Achievement of policy objectives**

The above policy objectives are achieved by fixing a commencement date of 25 November 2017 for the NDVOS provisions of the Amendment Act as stated in the schedule to the Proclamation.

## **Consistency with policy objectives of authorising law**

The Proclamation is consistent with the objectives of the Amendment Act, namely by improving protection for victims and enhancing the justice response by providing for the automatic mutual recognition of DVOs across Australia under the NDVOS.

## **Inconsistency with policy objectives of other legislation**

There is no inconsistency with the policy objectives of other legislation.

## **Alternative ways of achieving policy objectives**

There are no alternative means of achieving the purpose of the Proclamation.

## **Benefits and costs of implementation**

As outlined in the explanatory notes to the Domestic and Family Violence Protection and Other Legislation Amendment Bill 2016 (the Bill), any costs associated with the implementation of the Bill will be met through existing resources.

## **Consistency with fundamental legislative principles**

The Proclamation is consistent with fundamental legislative principles.

## **Consultation**

Key domestic and family violence and legal stakeholders were consulted during the development of the Bill. The results of consultation are detailed in the explanatory notes to the Bill.

No consultation was undertaken on the Proclamation as it is of a machinery nature.