

# Evidence (Domestic Violence Proceedings) Amendment Regulation 2024

## Human Rights Certificate

### Prepared in accordance with Part 3 of the *Human Rights Act 2019*

In accordance with section 41 of the *Human Rights Act 2019* (HR Act), I, the Honourable Yvette D'Ath MP, Attorney-General and Minister for Justice and Minister for the Prevention of Domestic and Family Violence, provide this human rights certificate with respect to the *Evidence (Domestic Violence Proceedings) Amendment Regulation 2024* (Amendment Regulation) made under the *Evidence Act 1977* (Evidence Act).

In my opinion, the Amendment Regulation, as tabled in the Legislative Assembly, is compatible with the human rights protected by the HR Act. I base my opinion on the reasons outlined in this statement.

### Overview of the Subordinate Legislation

The Amendment Regulation supports the extension of a pilot enabling video recorded statements taken by trained police officers to be used as an adult victim's evidence-in-chief in domestic and family violence related criminal proceedings.

A pilot of the use of video recorded evidence-in-chief (VREC) in summary and committal domestic violence proceedings was undertaken from 12 September 2022 to 11 September 2023 in the Ipswich Magistrates Court and the Southport Magistrates Court.

In June 2024 the Queensland Government approved a 12-month extension of the VREC pilot in 2024-25 to enable further consideration of the use and effectiveness of VREC. The extended VREC pilot is proposed to commence on 1 September 2024. The pilot will be continued at the Ipswich Magistrates Court and the Southport Magistrates Court and will be expanded to also include the Coolangatta Magistrates Court. The Amendment Regulation supports the extended pilot by prescribing Coolangatta within the Gold Coast Magistrates Court District as place at which VREC may be used in DFV related criminal proceedings.

### Human Rights Issues

The Amendment Regulation does not engage or limit human rights protected under the HR Act.

### Conclusion

I consider that the Amendment Regulation is compatible with the HR Act because it does not raise a human rights issue.

**YVETTE D'ATH MP**  
Attorney-General and Minister for Justice and  
Minister for the Prevention of Domestic and Family Violence