



Queensland

Domestic and Family Violence Protection Amendment Rule 2024

Subordinate Legislation 2024 No. 213

made under the

Magistrates Courts Act 1921

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[s 1]

1 Short title

This rule may be cited as the *Domestic and Family Violence Protection Amendment Rule 2024*.

2 Rules amended

This rule amends the *Domestic and Family Violence Protection Rules 2014*.

3 Replacement of r 19B (Obligation to give criminal history and domestic violence history to respondent)

Rule 19B—

omit, insert—

19B Obligation to give respondent copy of criminal history and domestic violence history

- (1) This rule applies if the police commissioner is required under the DFVP Act, section 36A or 90A to ensure a copy of the respondent's criminal history and domestic violence history (the ***respondent's history***) is filed in or given to a DFVP court in relation to a DFVP application.
- (2) The police commissioner must ensure a copy of the respondent's history is given to the respondent before the first hearing of the DFVP application by the DFVP court.
- (3) However, subrule (2) does not apply if—
 - (a) the police commissioner believes the respondent has obtained a copy of the respondent's history from another person; or
 - (b) giving the respondent a copy of the respondent's history is not reasonably practicable in the circumstances.
- (4) Without limiting subrule (3)(b), giving the respondent a copy of the respondent's history is not reasonably practicable if the police

commissioner can not locate the respondent after making all reasonable inquiries.

ENDNOTES

- 1 Made by the Governor in Council on 19 September 2024.
- 2 Notified on the Queensland legislation website on 20 September 2024.
- 3 The administering agency is the Queensland Police Service.

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