

Domestic and Family Violence Protection Bill 2011

Amendments agreed to during Consideration

1 Clause 2 (Commencement)

Page 14, line 8, ‘a day to be fixed by proclamation’—
omit, insert—
‘17 September 2012’.

2 Clause 37 (When court may make protection order)

Page 35, line 5, ‘an intervention order’—
omit, insert—
‘a voluntary intervention order’.

3 Part 3, division 6, heading (Intervention orders)

Page 57, line 9, ‘Intervention’—
omit, insert—
‘Voluntary intervention’.

4 Clause 69 (Court may make intervention order)

Page 57, line 15, before ‘intervention’—
insert—
‘voluntary’.

5 Clause 69 (Court may make intervention order)

Page 57, line 17, ‘an intervention’—
omit, insert—
‘a *voluntary intervention*’.

6 Clause 69 (Court may make intervention order)

Page 57, line 22, ‘an intervention’—

omit, insert—

‘a voluntary intervention’.

7 Clause 69 (Court may make intervention order)

Page 57, line 27, before ‘intervention’—

insert—

‘voluntary’.

8 Clause 70 (Intervention order to be explained)

Page 58, line 9, ‘Intervention’—

omit, insert—

‘Voluntary intervention’.

9 Clause 70 (Intervention order to be explained)

Page 58, lines 10, 16 and 18, ‘an intervention’—

omit, insert—

‘a voluntary intervention’.

10 Clause 71 (Respondent to agree to making or amending of intervention order)

Page 58, line 23, after ‘of’—

insert—

‘voluntary’.

11 Clause 71 (Respondent to agree to making or amending of intervention order)

Page 58, line 25, ‘an intervention’—

omit, insert—

‘a voluntary intervention’.

12 Clause 72 (Assessment of suitability of respondent)

Page 59, line 2, ‘an intervention’—

omit, insert—

‘a voluntary intervention’.

13 Clause 73 (Contravention of intervention order)

Page 60, line 1, after ‘of’—

insert—

‘voluntary’.

14 Clause 73 (Contravention of intervention order)

Page 60, line 3, ‘an intervention’—

omit, insert—

‘a voluntary intervention’.

15 Clause 73 (Contravention of intervention order)

Page 60, lines 6 and 18, before ‘intervention’—

insert—

‘voluntary’.

16 Clause 91 (When court can vary domestic violence order)

Page 73, line 16, ‘an intervention’—

omit, insert—

‘a voluntary intervention’.

17 Clause 105 (Form of police protection notice)

Page 82, line 30, '(a)'—

omit, insert—

'(i)'.

18 Clause 105 (Form of police protection notice)

Page 83, line 1, '(b)'—

omit, insert—

'(ii)'.

19 Clause 105 (Form of police protection notice)

Page 83, line 4, '(c)'—

omit, insert—

'(iii)'.

20 Clause 105 (Form of police protection notice)

Page 83, line 26, '(i)'—

omit, insert—

'(a)'.

21 Clause 105 (Form of police protection notice)

Page 83, line 29, '(ii)'—

omit, insert—

'(b)'.

22 Clause 106 (Standard condition)

Page 84, line 3, after 'respondent'—

insert—

'must'.

23 Clause 106 (Standard condition)

Page 84, line 3, after ‘aggrieved and’—

insert—

‘must’.

24 Clause 116 (Police officer may take person into custody)

Page 89, line 8, after ‘if’—

insert—

‘, while conducting an investigation under section 100.’.

25 Clause 116 (Police officer may take person into custody)

Page 89, line 13, ‘another person’s’—

omit.

26 Clause 119 (Detention period limited)

Page 91, lines 3, 16 and 21, ‘the releasing’—

omit, insert—

‘a’.

27 Clause 124 (Release of person from custody)

Page 95, line 19, ‘the releasing’—

omit, insert—

‘a’.

28 Clause 160 (Prohibition on obtaining copies of documents for proceeding)

Page 121, line 11, ‘another Queensland’—

omit, insert—

‘an Australian’.

29 Clause 160 (Prohibition on obtaining copies of documents for proceeding)

Page 121, after line 12—

insert—

‘(3) In this section—

Australian court means a court of the Commonwealth or a State or Territory.’.

30 Clause 177 (Contravention of domestic violence order)

Page 128, line 27, ‘conviction for’—

omit, insert—

‘the commission of’.

31 Clause 184 (Service of order on respondent)

Page 131, line 13, ‘an intervention’—

omit, insert—

‘a voluntary intervention’.

32 Clause 184 (Service of order on respondent)

Page 132, line 2, ‘address for service’—

omit, insert—

‘last known address’.

33 Clause 184 (Service of order on respondent)

Page 132, after line 2—

insert—

‘(4A) Also, subsection (2) does not apply if—

(a) a police officer has told the respondent, as mentioned in section 177(1)(c), about the existence of a domestic violence order made or varied by the court; and

- (b) the order, or the varied order, has been served on the respondent other than by being personally served on the respondent.’.

34 Clause 184 (Service of order on respondent)

Page 132, line 4, ‘an intervention’—

omit, insert—

‘a voluntary intervention’.

35 Clause 186 (Court to give intervention order to aggrieved)

Page 133, line 11, before ‘intervention’—

insert—

‘voluntary’.

36 Clause 186 (Court to give intervention order to aggrieved)

Page 133, lines 12 and 24, ‘an intervention’—

omit, insert—

‘a voluntary intervention’.

37 Clause 186 (Court to give intervention order to aggrieved)

Page 133, line 13, before ‘intervention’—

insert—

‘voluntary’.

38 Clause 189 (Evidentiary provision)

Page 136, line 19, ‘an intervention’—

omit, insert—

‘a voluntary intervention’.

39 Clause 229 (Insertion of new s 45A)

Page 148, line 34, ‘custody.’.—

omit, insert—

‘custody;’.

40 Clause 229 (Insertion of new s 45A)

Page 148, after line 34—

insert—

‘(m) if the *Domestic and Family Violence Protection Act 2011*, section 127(1) applies—each place the person is taken for treatment, and the date and time the person is taken to each place;

(n) if the *Domestic and Family Violence Protection Act 2011*, section 127(2) applies—the date, time and place at which the person is released from custody;

(o) if the *Domestic and Family Violence Protection Act 2011*, section 128 applies—the date, time and place of safety at which the person is released from custody, and the name of the person at the place who gave a signed undertaking to provide care for the person.’.

41 Schedule 1 (Legislation amended)

Page 151, after line 17—

insert—

‘Justice and Other Information Disclosure Act 2008

‘1 Schedule, definition *domestic violence order*, ‘*Domestic and Family Violence Protection Act 1989*, schedule’—

omit, insert—

‘*Domestic and Family Violence Protection Act 2011*, schedule’.

**'2 Schedule, definition *justice proceeding*, paragraph (d),
'Domestic and Family Violence Protection Act 1989'—**

omit, insert—

'Domestic and Family Violence Protection Act 2011'.

'3 Schedule, definition *person in the criminal justice system*, paragraph (h), 'Domestic and Family Violence Protection Act 1989'—

omit, insert—

'Domestic and Family Violence Protection Act 2011'.

42 Schedule 2 (Dictionary)

Page 159, line 7—

omit.

43 Schedule 2 (Dictionary)

Page 161, after line 26—

insert—

'voluntary intervention order see section 69(1).'