

TASMANIA

FAMILY VIOLENCE AMENDMENT BILL 2005

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FAMILY VIOLENCE AMENDMENT BILL 2005

(Brought in by the Minister for Justice and Industrial Relations, the Honourable Judith Louise Jackson)

A BILL FOR

An Act to amend the *Family Violence Act 2004*

Be it enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:

1. Short title

This Act may be cited as the *Family Violence Amendment Act 2005*.

2. Commencement

This Act commences on the day on which this Act receives the Royal Assent.

3. Principal Act

In this Act, the *Family Violence Act 2004** is referred to as the Principal Act.

*No. 67 of 2004

4. Section 31 amended (Procedure in relation to hearing and determining applications)

Section 31 of the Principal Act is amended by inserting after subsection (2) the following subsection:

(2A) At the hearing of an application made by a person other than a police officer –

(a) under Part 3; or

(b) under Part 4, in respect of an FVO which was made on the application of a police officer –

the Commissioner of Police –

(c) is taken to be a party; and

(d) may make submissions for or against the application; and

(e) may examine and cross-examine witnesses.