

## CLAUSE NOTES

### *Victims of Crime Assistance Amendment Bill 2023*

- Clause 1**      **Short title**  
Specifies the name of the proposed Act.
- Clause 2**      **Commencement**  
Provides for the Act to commence upon Royal Assent.
- Clause 3**      **Principal Act**  
Provides that the *Victims of Crime Assistance Act 1976* is the 'Principal Act' referred to.
- Clause 4**      **Section 5 amended (Jurisdiction of Commissioner to make awards)**  
Amends section 5 of the Principal Act by inserting a further subsection to clarify that the total amount a person may be awarded under the Act is either the relevant prescribed maximum that applied at the time the application was lodged, or the relevant prescribed maximum that applied at the time the application was determined, whichever is greater.
- Clause 5**      **Section 40B inserted**  
Provides, firstly, that the amendments made by the Act apply to pending applications filed both before and after the amendments take effect.  
  
Clause 5, for the avoidance of doubt, clarifies that a determination is not invalid if it was made on or after 15 December 2021 and the total amount awarded does not exceed the relevant prescribed maximum that applied at the time the application was determined by the Commissioner.
- Clause 6**      **Repeal of Act**  
Provides for the repeal of the proposed Act on the first anniversary of the day on which it commences.