

TASMANIA

**FAMILY VIOLENCE AMENDMENT
(PROTECTING PEOPLE AND THEIR PETS) BILL
2024**

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**FAMILY VIOLENCE AMENDMENT
(PROTECTING PEOPLE AND THEIR PETS) BILL
2024**

This Public Bill originated in the House of Assembly, and, having this day passed, is now ready for presentation to the Legislative Council for its concurrence.

LAURA ROSS, *Clerk of the House*
20 November 2024

*(Brought in by David James O'Byrne MP, Member for
Franklin)*

A BILL FOR

An Act to amend the *Family Violence Act 2004*

Be it enacted by Her 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 (Protecting People and Their Pets) Act 2024*.

2. Commencement

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

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3. Principal Act

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

4. Section 7 amended (Family violence)

The definition of *family violence* in section 7 of the Principal Act is amended as follows:

- (a) by omitting from paragraph (c)(iii) “child.” and substituting “child; or”;
- (b) by inserting the following paragraphs after paragraph (c):
 - (d) any conduct committed by a person that causes the death or neglect of, or injury to, an animal that, directly or indirectly –
 - (i) intimidates, coerces or controls the person’s spouse or partner; or
 - (ii) causes mental harm to, or apprehension or fear in, the person’s spouse or partner; or
 - (e) any threats made by a person regarding the potential death or neglect of, or injury to, an animal that, directly or indirectly –

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- (i) intimidates, coerces or controls the person's spouse or partner; or
 - (ii) causes mental harm to, or apprehension or fear in, the person's spouse or partner; or
- (f) any conduct referred to in paragraph (d) or threats referred to in paragraph (e) by a person that the person knows, or reasonably ought to know, is likely to, directly or indirectly –
 - (i) intimidate, coerce or control the person's spouse or partner; or
 - (ii) cause mental harm to, or apprehension or fear in, the person's spouse or partner.

5. Section 7 further amended (Family violence)

Section 7 of the Principal Act is amended as follows:

- (a) by renumbering the text of the section as subsection (1);
- (b) by inserting the following subsection after subsection (1):

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(2) For the purposes of subsection (1)(d), (e) or (f), it is irrelevant whether the animal referred to in the relevant paragraph –

(a) is owned by a person referred to in the paragraph or another person; or

(b) is domesticated or not.

6. Repeal of Act

This Act is repealed on the first anniversary of the day on which this Act commences.