

c2022-217E  
OPP--OPPOSITION

LEGISLATIVE COUNCIL

Crimes Legislation Amendment (Coercive Control) Bill 2022

Second print

Proposed amendments

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No. 1 **Review of Division**

Page 7, Schedule 1[1], proposed section 54J. Insert after line 17—

- (f) the types of behaviour in relation to which prosecutions for an offence under section 54D(1) are proceeding, including whether charges are being laid in relation to non-physical forms of abusive behaviour,
- (g) the extent to which the offence under section 54D(1) is being charged on its own or in combination with other charges,
- (h) the use of the defence under section 54E, including how often and the circumstances in which the defence is being used,
- (i) whether there are variations in the use of the offence under section 54D(1) in different police regions, commands and districts,
- (j) the operation of the *Crimes (Domestic and Personal Violence Act 2007*, section 6A to assess whether the definition of domestic abuse in that section—
  - (i) has had an impact on the education of the community about domestic abuse, and
  - (ii) has improved police practice in responding to domestic and family abuse,
- (k) in relation to particular areas in the State and types of courts—
  - (i) the number of cases for which proceedings for an offence under section 54D(1) have been commenced, and
  - (ii) the number of convictions for an offence under section 54D(1), and
  - (iii) the average period between service of a complaint or an indictment for an offence under section 54D(1) and a finding or verdict as to guilt, including a plea guilty.

No. 2 **Review of Division**

Page 7, Schedule 1[1], proposed section 54J. Insert before line 18—

- (2A) In conducting a review under this section, the Minister must have regard to—
  - (a) the transcripts of criminal trials, conducted during the period to which the review relates (the *review period*), that relate to an offence under section 54D(1), and

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- (b) the training that has occurred during the review period in relation to the offence under section 54(1), including—
    - (i) the type of training, and
    - (ii) the number and kinds of persons to whom the training has been provided, including police officers, judicial officers and legal practitioners, and
    - (iii) the effectiveness of the training.