

CRIMES LEGISLATION AMENDMENT (COERCIVE CONTROL) BILL 2022

Schedule of amendments referred to in the Legislative Council's message of 15 November 2022.

No. 1 **GRNS No. 24 [c2022-191C]**

Page 7, Schedule 1[1], proposed section 54J(2), line 9. Omit "In particular". Insert "Without limiting subsection (1)".

No. 2 **OPP No. 1 [c2022-230]**

Page 7, Schedule 1[1], proposed section 54J(2)(c), line 13. Insert "culturally and linguistically diverse people and LGBTQI+ people," after "Aboriginal people,".

No. 3 **OPP No. 1 [c2022-217E]**

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. 4 **OPP No. 2 [c2022-217E]**

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
 - (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.