

LEGISLATIVE COUNCIL

Victims Rights and Support Bill 2013

First print

Proposed amendments

- No. 1 Page 25, clause 40 (1), line 16. Omit “subsections (2) and (3)”. Insert instead “subsections (2), (3) and (6)”.
- No. 2 Page 25, clause 40 (4), line 31. Omit “subsection (5)”. Insert instead “subsections (5) and (6)”.
- No. 3 Page 25, clause 40 (5), line 36. Omit “An application”. Insert instead “Except as provided by subsection (6), an application”.
- No. 4 Page 25, clause 40. Insert after line 41:
- (6) An application for financial support or a recognition payment in respect of an act of violence involving sexual assault may be made at any time if the victim was a child when the act of violence occurred.
- No. 5 Page 66, clause 2 (1) of Schedule 2, lines 25 and 26. Omit all words on those lines.
- No. 6 Page 67, clause 4 of Schedule 2, lines 19–27. Omit all words on those lines. Insert instead:

4 Continuation of statutory compensation scheme

- (1) Subject to this Schedule, the repealed Act, and the regulations and rules made under that Act, continue to apply in relation to applications for statutory compensation duly lodged, but not finally determined, under that Act before the commencement of this clause.
- (2) For that purpose:
- (a) a reference in the repealed Act, or in those regulations or rules, to the Director or a compensation assessor is taken to be a reference to the Commissioner, and
- (b) a reference in the repealed Act, or in those regulations or rules, to the Victims Compensation Tribunal is taken to be a reference to the Administrative Decisions Tribunal.
- (3) Statutory compensation that is payable (less any deductions under section 19A of the repealed Act) pursuant to any such application (or that was payable immediately before the

commencement of this clause pursuant to an application that was finally determined before that commencement) is payable (less any such deductions) from the Victims Support Fund under this Act.

- No. 7 Pages 67 and 68, clause 5 of Schedule 2, line 28 on page 67 to line 22 on page 68. Omit all words on those lines.
- No. 8 Page 69, clause 11 of Schedule 2, line 19. Omit “introduction day”. Insert instead “day on which this clause commences”.
- No. 9 Page 71, clause 16 of Schedule 2. Insert after line 34:
- (6) In this clause, a reference to the repealed Act includes a reference to that Act as continuing to apply by the operation of clause 4.
- No. 10 Page 85, clause 12 (a) of Schedule 4, line 5. Omit “\$15,000”. Insert instead “\$50,000”.
- No. 11 Page 85, clause 12 (b) of Schedule 4, line 7. Omit “\$7,500”. Insert instead “\$25,000”.
- No. 12 Page 85, clause 12 (c) of Schedule 4, line 8. Omit “\$10,000”. Insert instead “\$30,000”.
- No. 13 Page 85, clause 12 (d) of Schedule 4, line 9. Omit “\$5,000”. Insert instead “\$6,500”.
- No. 14 Page 85, clause 12 (e) of Schedule 4, line 10. Omit “\$1,500”. Insert instead “\$5,000”.