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Suggested additional Review Provisions

The Member for Sydney's amendments have improved the bill in making the reviews more frequent and recurring, and requiring reports to be regularly tabled in parliament to ensure transparency and accountability. The legislated statutory reviews also need to include a number of other issues. The following is a non-exhaustive list of further issues that must be included in the statutory review provision:

- an assessment of the effectiveness of training and examination of transcripts as was included for the sexual consent reforms;
- the use (or lack thereof) of the provision by different groups of people (as victim-survivors and accused);
- when a victim-survivor reports a course of conduct of abusive behaviour and police do not lay charges and the reasons for not laying charges;
- the types of behaviours being captured by the offence (and whether charges are being laid that concern non-physical forms of coercive control only);
- the extent to which the offence is used as a stand-alone offence or in combination with other charges;
- the use of the defence contained in s 54E;
- any variations in the use of the offence across different police areas;
- how often the new offence is used as the grounds for an AVO. If the police do not think it meets the criminal threshold when do they think the behaviour is sufficient to be the grounds for an AVO;
- victim-survivors' experience of the criminal legal process when involved in offences under s54D;
- the operation of the reasonable person test and whether it needs to be simplified;
- a review of the definition of "domestic abuse" in the *Crimes (Domestic and Personal Violence) Act* to assess its educative function and how the definition improves police practice in responding to domestic and family abuse;
- consideration of review provisions in Scotland's legislation:
 - *The number of cases for which criminal proceedings are undertaken*
 - *The number of convictions in criminal proceedings*
 - *The average length of time from service of the complaint or indictment to finding or verdict as to guilty (including plea of guilty)*
 - *Provide with respect to particular:*
 - *Areas,*
 - *Types of court*

Annual data on the use of the offence must also be published.