

JU302

Bail Act 1982  
Children's Court of Western Australia Act 1988  
Criminal Procedure Act 2004  
Cross-border Justice Act 2008  
Magistrates Court Act 2004

## **Attorney General Regulations Amendment (Family Violence Restraining Orders) Regulations 2017**

Made by the deputy of the Governor in Executive Council.

### **Part 1 — Preliminary**

#### **1. Citation**

These regulations are the *Attorney General Regulations Amendment (Family Violence Restraining Orders) Regulations 2017*.

#### **2. Commencement**

These regulations come into operation as follows —

- (a) Part 1 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on 1 July 2017.

### **Part 2 — *Bail Regulations 1988* amended**

#### **3. Regulations amended**

This Part amends the *Bail Regulations 1988*.

**4. Schedule amended**

- (1) In the Schedule Form 1 clause 3 in the sentence that begins with “Certain police officers” delete paragraph (d) and insert:

(d) where the arrest is made in an urban area (as defined) for an offence that involves breach of a family violence restraining order or violence restraining order.

- (2) In the Schedule Form 1 clause 3 in the sentence that begins with “A justice” delete paragraph (c) and insert:

(c) where the arrest is made in an urban area (as defined) for an offence that involves breach of a family violence restraining order or violence restraining order.

**Part 3 — *Children’s Court (Fees) Regulations 2005* amended****5. Regulations amended**

This Part amends the *Children’s Court (Fees) Regulations 2005*.

**6. Regulation 5 amended**

In regulation 5(a) before “violence” (each occurrence) insert:

family violence restraining order or

**Part 4 — *Criminal Procedure Regulations 2005* amended****7. Regulations amended**

This Part amends the *Criminal Procedure Regulations 2005*.

**8. Schedule 3 clause 3 amended**

In Schedule 3 clause 3(a) after “(Breaching a” insert:

family violence restraining order or

**9. Schedule 4 clause 8 amended**

In Schedule 4 clause 8(a) after “(Breaching a” insert:

family violence restraining order or

**Part 5 — *Cross-border Justice*  
Regulations 2009 amended**

**10. Regulations amended**

This Part amends the *Cross-border Justice Regulations 2009*.

**11. Regulation 77 replaced**

Delete regulation 77 and insert:

**77. Section 62F altered**

- (1) In section 62F(1)(c) after “place” (1<sup>st</sup> and 2<sup>nd</sup> occurrences) insert:

(which may be in another participating jurisdiction)

- (2) In section 62F(2)(a) after “place” (1<sup>st</sup> and 2<sup>nd</sup> occurrences) insert:

(which may be in another participating jurisdiction)

**12. Regulation 78 amended**

In regulation 78 in inserted section 73A of the *Restraining Orders Act 1997* delete “73A.” and insert:

**72AA.**

Note: The heading to amended regulation 78 is to read:

**Section 72AA inserted**

**13. Regulation 82 amended**

In regulation 82 in inserted section 79AA(5) and (6) of the *Restraining Orders Act 1997* before “violence” insert:

family violence restraining order or

**Part 6 — *Magistrates Court Regulations 2005* amended**

**14. Regulations amended**

This Part amends the *Magistrates Court Regulations 2005*.

**15. Regulation 5 amended**

In regulation 5(1) before “violence” insert:

family violence restraining order or

**16. Regulation 9 amended**

In regulation 9(1) before “violence” insert:

family violence restraining order or

**Part 7 — Magistrates Court (Fees)**  
**Regulations 2005 amended**

**17. Regulations amended**

This Part amends the *Magistrates Court (Fees) Regulations 2005*.

**18. Regulation 5 amended**

In regulation 5(1)(a) before “violence” insert:

family violence restraining order or

R. NEILSON, Clerk of the Executive Council.