Western Australia

Domestic Violence Orders (National Recognition) Act 2017

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Western Australia

Domestic Violence Orders (National Recognition) Act 2017

Domestic Violence Orders (National Recognition) Regulations 2017

##### 1. Citation

These regulations are the *Domestic Violence Orders (National Recognition) Regulations 2017*.

##### 2. Commencement

These regulations come into operation as follows —

(a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;

(b) the rest of the regulations — on the day on which the *Domestic Violence Orders (National Recognition) Act 2017* Part 2 comes into operation.

##### 3. Notes

Notes in these regulations are provided to assist understanding and do not form part of these regulations.

##### 4. Corresponding laws (Act, s. 4(1))

For the purposes of the definition of ***corresponding law*** in section 4(1) of the Act, the following laws are prescribed —

(a) the *Family Violence Act 2016* (Australian Capital Territory);

(b) the *Crimes (Domestic and Personal Violence) Act 2007* (New South Wales);

(c) the *Domestic and Family Violence Act* (Northern Territory);

(d) the *Domestic and Family Violence Protection Act 2012* (Queensland);

(e) the *Intervention Orders (Prevention of Abuse) Act 2009* (South Australia);

(f) the *National Domestic Violence Order Scheme Act 2016* (Victoria);

(g) the *Domestic Violence Orders (National Recognition) Act 2016* (Tasmania).

##### 5. Interim DVOs (Act, s. 4(1))

For the purposes of the definition of ***interim DVO*** in section 4(1) of the Act, the following DVOs are prescribed —

(a) an after‑hours order under the *Family Violence Act 2016* (Australian Capital Territory);

(b) a temporary protection order under the *Domestic and Family Violence Protection Act 2012* (Queensland).

##### 6. Interstate DVOs (Act, s. 6(1))

For the purposes of the definition of ***interstate DVO*** in section 6(1) of the Act, the following orders are prescribed —

(a) a domestic violence order in force under the *Domestic Violence and Protection Act 2008* (Australian Capital Territory) immediately before that Act was repealed;

(b) a protection order or an after‑hours order under the *Family Violence Act 2016* (Australian Capital Territory);

(c) an apprehended domestic violence order or an interim apprehended domestic violence order under the *Crimes (Domestic and Personal Violence) Act 2007* (New South Wales);

(d) a domestic violence order under the *Domestic and Family Violence Act* (Northern Territory);

(e) a domestic violence order, a police protection notice or release conditions under the *Domestic and Family Violence Protection Act 2012* (Queensland);

(f) an intervention order under the *Intervention Orders (Prevention of Abuse) Act 2009* (South Australia) that addresses a domestic violence concern;

(g) a family violence order (FVO), an interim FVO or a police family violence order (PFVO) under the *Family Violence Act 2004* (Tasmania);

(h) a family violence intervention order or a family violence safety notice under the *Family Violence Protection Act 2008* (Victoria).

##### 7. Prescribed person or body (Act, s. 31(1))

(1) In this regulation —

ACC means the Australian Crime Commission established by the *Australian Crime Commission Act 2002* (Commonwealth) section 7.

(2) For the purposes of the definition of ***prescribed person or body*** in section 31(1) of the Act, the ACC is prescribed.

Note for this regulation:

The ACC, or Australian Crime Commission, established by the *Australian Crime Commission Act 2002* (Commonwealth) is, pursuant to the *Australian Crime Commission Regulations 2002* regulation 3A, known as the Australian Criminal Intelligence Commission.

Notes

1 This is a compilation of the *Domestic Violence Orders (National Recognition) Regulations 2017*. The following table contains information about those regulations.

Compilation table

| **Citation** | **Gazettal** | **Commencement** |
| --- | --- | --- |
| *Domestic Violence Orders (National Recognition) Regulations 2017* | 24 Nov 2017 p. 5676‑7 | r. 1 and 2: 24 Nov 2017 (see r. 2(a)); Regulations other than r. 1 and 2: 25 Nov 2017 (see r. 2(b) and *Gazette* 24 Nov 2017 p. 5671) |

Defined terms

*[This is a list of terms defined and the provisions where they are defined. The list is not part of the law.]*

**Defined term Provision(s)**

ACC 7(1)