

WESTERN AUSTRALIA  
**LEGISLATIVE COUNCIL**  
**AMENDMENTS AND SCHEDULES**  
**Supplementary Notice Paper No. 160**  
**Issue No. 4**  
**WEDNESDAY, 24 JUNE 2020**

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***FAMILY VIOLENCE LEGISLATION REFORM BILL 2019 [160-2]***

When in committee on the *Family Violence Legislation Reform Bill 2019*:

**Clause 2**

**Hon Nick Goiran:** To move –

**40/2** Page 2, after line 7 — To insert:

- (aa) sections 12, 37 and 118 — on the day after that day;

**Hon Michael Mischin:** To move –

**41/2** Page 2, after line 9 — To insert:

- (2) However —
- (a) if no day is fixed under subsection (1)(b) before the end of the period of 10 years beginning on the day on which this Act receives the Royal Assent, this Act is repealed on the day after that period ends; or
  - (b) if paragraph (a) does not apply, and a provision of this Act does not come into operation before the end of the period of 10 years beginning on the day on which this Act receives the Royal Assent, the provision is repealed on the day after that period ends.

**Clause 6**

**Hon Aaron Stonehouse:** To move –

**42/6** Page 4, line 19 — To delete the line and insert:

Penalty for this subsection:

**Hon Aaron Stonehouse:** To move –

**43/6** Page 4, line 23 — To delete “penalty:” and insert:

penalty for this subsection:

**Hon Aaron Stonehouse:** To move –

**44/6** Page 4, after line 29 — To insert:

- (2) The person is not criminally responsible for the act referred to in subsection (1)(a) or (b) if the other person consents to the act.

**Clause 14**

**Leader of the House representing the Attorney General:** To move –

**1/14** Page 14, lines 7 to 11 — To delete the lines.

**Clause 16**

**Leader of the House representing the Attorney General:**

**2/16** Page 16, lines 13 to 24 — To oppose the clause.

**Clause 23**

**Leader of the House representing the Attorney General:**

**3/23** Page 20, lines 19 to 28 — To oppose the clause.

**Clause 24**

**Leader of the House representing the Attorney General:**

**4/24** Page 21, lines 1 to 10 — To oppose the clause.

**Clause 25**

**Leader of the House representing the Attorney General:**

**38/25** Page 21, line 12 to page 22, line 16 — To oppose the clause.

**New Clause 25****Leader of the House representing the Attorney General:** To move –

5/NC25 Page 22, after line 16 — To insert:

**25. Section 76A amended**

After section 76A(1) insert:

- (1A) Where an offence in respect of which an ISO may apply is a family violence offence and the offender is a serial family violence offender, the court must consider whether to require electronic monitoring under this section.

**Clause 26****Leader of the House representing the Attorney General:**

6/26 Page 22, lines 18 to 27 — To oppose the clause.

**Clause 27****Leader of the House representing the Attorney General:**

7/27 Page 23, lines 1 to 10 — To oppose the clause.

**Clause 28****Leader of the House representing the Attorney General:**

39/28 Page 23, line 12 to page 24, line 15 — To oppose the clause.

**New Clause 28****Leader of the House representing the Attorney General:** To move –

8/NC28 Page 24, after line 15 — To insert:

**28. Section 84CA amended**

After section 84CA(1) insert:

- (1A) Where an offence in respect of which CSI may apply is a family violence offence and the offender is a serial family violence offender, the court must consider whether to require electronic monitoring under this section.

**Clause 36****Leader of the House representing the Attorney General:**

9/36 Page 31, lines 9 to 22 — To oppose the clause.

**Clause 39****Leader of the House representing the Attorney General:** To move –

10/39 Page 33, lines 7 to 11 — To delete the lines.

**Clause 40**

**Leader of the House representing the Attorney General:** To move –  
**11/40** Page 34, line 27 to page 35, line 19 — To delete the lines and insert:

(1) In section 30 delete “A parole” and insert:

(1) A parole

**Clause 41**

**Leader of the House representing the Attorney General:** To move –  
**12/41** Page 36, lines 2 to 13 — To delete the lines.

**Clause 42**

**Leader of the House representing the Attorney General:** To move –  
**13/42** Page 36, line 24 to page 37, line 19 — To delete the lines and insert:

(1) In section 74G delete “A PSSO” and insert:

(1) A PSSO

**Clause 43**

**Leader of the House representing the Attorney General:**  
**14/43** Page 38, line 1 to page 39, line 28 — To oppose the clause.

**Clause 44**

**Leader of the House representing the Attorney General:**  
**15/44** Page 40, lines 1 to 4 — To oppose the clause.

**Clause 47**

**Leader of the House representing the Attorney General:** To move –  
**16/47** Page 41, lines 7 to 11 — To delete the lines.

**Clause 51**

**Leader of the House representing the Attorney General:**  
**17/51** Page 43, lines 23 and 24 — To oppose the clause.

**Clause 52**

**Leader of the House representing the Attorney General:**  
**18/52** Page 44, lines 1 to 15 — To oppose the clause.

**Clause 56**

**Leader of the House representing the Attorney General:**  
**19/56** Page 46, lines 20 and 21 — To oppose the clause.

**Clause 57****Leader of the House representing the Attorney General:**

20/57 Page 46, line 22 to page 47, line 4— To oppose the clause.

**Clause 58****Leader of the House representing the Attorney General:**

21/58 Page 47, lines 6 to 15 — To oppose the clause.

**Clause 63****Leader of the House representing the Attorney General:**

22/63 Page 50, line 5 to page 51, line 11 — To oppose the clause.

**Clause 64****Leader of the House representing the Attorney General:** To move –

23/64 Page 51, after line 15 — To insert:

(2) In Schedule 2 item 2b delete the row relating to s. 61(1) and insert:

s. 61(1)	Breach of a family violence restraining order
s. 61(1A)	Breach of a violence restraining order

**Clause 66****Leader of the House representing the Attorney General:** To move –

24/66 Page 52, lines 7 to 8 — To delete the lines.

**Leader of the House representing the Attorney General:** To move –

25/66 Page 52, lines 18 to 20 — To delete the lines.

**Clause 71****Leader of the House representing the Attorney General:**

26/71 Page 54, lines 14 to 26 — To oppose the clause.

**Clause 72****Leader of the House representing the Attorney General:**

27/72 Page 55, lines 1 to 32 — To oppose the clause.

**Clause 76****Leader of the House representing the Attorney General:**

28/76 Page 59, lines 4 to 7 — To oppose the clause.

**Clause 78****Leader of the House representing the Attorney General:**

29/78 Page 59, line 15 to page 60, line 27 — To oppose the clause.

**Clause 79**

**Leader of the House representing the Attorney General:**

**30/79** Page 60, line 29 to page 61, line 5 — To oppose the clause.

**Clause 80**

**Leader of the House representing the Attorney General:**

**31/80** Page 61, lines 7 to 18 — To oppose the clause.

**Clause 93**

**Leader of the House representing the Attorney General:** To move –

**32/93** Page 74, lines 15 to 17 — To delete the lines.

**Clause 94**

**Leader of the House representing the Attorney General:**

**33/94** Page 75, lines 1 to 16 — To oppose the clause.

**Clause 95**

**Leader of the House representing the Attorney General:**

**34/95** Page 75, line 18 to page 76, line 27 — To oppose the clause.

**Clause 96**

**Leader of the House representing the Attorney General:**

**35/96** Page 77, lines 1 to 22 — To oppose the clause.

**Clause 100**

**Leader of the House representing the Attorney General:** To move –

**36/100** Page 81, lines 9 to 22 — To delete the lines.

**Leader of the House representing the Attorney General:** To move –

**37/100** Page 81, line 27 to page 82, line 19 — To delete the lines.

