



Impact Analysis Statement

Summary IAS

Details

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| Lead department | Department of Justice and Attorney-General |
| Name of the proposal | Criminal Justice Legislation (Sexual Violence and Other Matters) Amendment Bill 2024 |
| Submission type | Summary IAS |
| Title of related legislative or regulatory instrument | Criminal Justice Legislation (Sexual Violence and Other Matters) Amendment Bill 2024 |
| Date of issue | May 2024 |

| Proposal type | Details |
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| Regulatory proposals where no RIA is required | <p>Criminal Justice Legislation (Sexual Violence and Other Matters) Amendment Bill 2024</p> <p>The proposal amends the <i>Attorney-General Act 1999</i>, <i>Criminal Code</i>, the <i>Corrective Services Act 2006</i>, the <i>Evidence Act 1977</i>, the <i>Evidence Regulation 2017</i> and the <i>Penalties and Sentences Act 1992</i>.</p> <p>The proposal will implement the third stage of legislative reform arising out of the recommendations made by the Women’s Safety and Justice Taskforce (the Taskforce) in its two reports: <i>Hear her voice – Report One – Addressing coercive control and domestic and family violence in Queensland</i> (Report One); and <i>Hear her voice – Report Two – Women and girls’ experiences across the criminal justice system</i> (Report Two).</p> <p>The Bill includes:</p> <ul style="list-style-type: none"> • amendments to introduce a position of authority offence in the Criminal Code (Recommendation 42, Report Two); • amendments to support victim-survivors and special witnesses giving evidence in criminal proceedings involving domestic and family violence and sexual offences (Recommendations 53, 54, and 57 Report Two); • amendments to increase the duration of a non-contact order from 2 years to 5 years (recommendation 60, Report Two), and to increase the maximum penalty for a contravention of a non-contact order from 40 penalty units or one year’s imprisonment, to 120 penalty units or three years imprisonment; • amendments to the admissibility of similar fact and propensity evidence and expert evidence in sexual offence proceedings (Recommendations 75 and 79, Report Two); • amendments to remove any doubt that participation in a program or engagement in a service while charged and detained on remand in custody cannot be used in evidence in any criminal, civil or |



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| | <p>administrative proceedings relating to the offence for which the person has been charged and detained on remand for in custody (Recommendation 149, Report Two);</p> <ul style="list-style-type: none"> • amendments to require statutory review of legislative reforms of relevant amendments arising from the Taskforce reports (Recommendation 84, Report One; Recommendation 186; Report Two); and • amendments to clarify the admissibility of videorecorded evidence-in-chief in relevant committal hearings. <p>The proposal relates to police powers and administration, general criminal laws, the administration of courts and tribunals and corrective services. No regulatory impact analysis is required under The Queensland Government Better Regulation Policy.</p> |
| <p>Minor and machinery in nature</p> | <p>The proposal also makes consequential and transitional amendments necessary to reflect the above changes in other legislation. These amendments are minor and do not require further impact analysis under The Queensland Government Better Regulation Policy.</p> |

Signed

Director-General
 Department of Justice and Attorney-General
 Date: 15/05/2024

Attorney-General and Minister for Justice
 Minister for the Prevention of Domestic and Family Violence
 Date: 16/05/2024