

NORTHERN TERRITORY OF AUSTRALIA

DOMESTIC AND FAMILY VIOLENCE AND VICTIMS LEGISLATION AMENDMENT ACT 2025

Act No. 12 of 2025

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NORTHERN TERRITORY OF AUSTRALIA

Act No. 12 of 2025

An Act to amend the *Domestic and Family Violence Act 2007*, the *Domestic and Family Violence Regulations 2008*, the *Victims of Crime Assistance Act 2006*, the *Victims of Crime Rights and Services Act 2006* and the *Victims of Crime Rights and Services Regulations 2010*

[Assented to 6 June 2025]
[Introduced 26 March 2025]

The Legislative Assembly of the Northern Territory enacts as follows:

Part 1 Preliminary matters

1 Short title

This Act may be cited as the *Domestic and Family Violence and Victims Legislation Amendment Act 2025*.

2 Commencement

- (1) This Act, other than section 14, commences on the day after the day on which the Administrator's assent to this Act is declared.
- (2) Section 14 commences on 1 July 2025.

Part 2 Amendment of domestic and family violence legislation

Division 1 Domestic and Family Violence Act 2007

3 Act amended

This Division amends the *Domestic and Family Violence Act 2007*.

4 Section 120 amended (Contravention of DVO by defendant)

Section 120(2)(b), after "with"

insert

or without

5 Section 122 inserted

After section 121

insert

122 Mandatory sentencing for contravention of DVO

(1) A court must sentence an offender in accordance with subsection (2) if the offender:

(a) is found guilty of an offence against section 120(1); and

(b) is liable to a maximum penalty specified in section 121(2), (4) or (5).

(2) The court must impose a term of actual imprisonment.

(3) This section applies only in relation to an offender who is being sentenced under the *Sentencing Act 1995*.

(4) In this section:

impose a term of actual imprisonment, see section 78CB of the *Sentencing Act 1995*.

6 Part 7.8 inserted

After section 150

insert

**Part 7.8 Transitional matters for Domestic and Family
Violence and Victims Legislation Amendment
Act 2025**

151 Application of section 122

- (1) Section 122 applies only in relation to the sentencing of an offender for an offence committed after the commencement.
- (2) Section 122 does not apply in relation to the sentencing of an offender liable to an aggregated maximum penalty mentioned in section 121(2) unless each offence mentioned in section 121(2)(a) is committed after the commencement.
- (3) If any of the conduct constituting the offence occurred before the commencement, the offence is taken to have been committed before the commencement.
- (4) In this section:

commencement means the commencement of section 5 of the *Domestic and Family Violence and Victims Legislation Amendment Act 2025*.

Division 2 Domestic and Family Violence Regulations 2008

7 Regulations amended

This Division amends the *Domestic and Family Violence Regulations 2008*.

8 Regulation 2 amended (Definitions)

Regulation 2, definition ***analyst***

omit, insert

analyst, for Part 3, see regulation 5(1).

9 Regulation 5 amended (Interpretation)

Regulation 5(1), definition ***analyst***

omit, insert

analyst means either of the following:

- (a) a person authorised under section 19C of the *Traffic Act 1987* to be an analyst for the analysis of saliva or blood under that Act;
- (b) a person appointed under section 3(8) of the *Misuse of Drugs Act 1990*.

10 Regulation 15 amended (Evidence by certificate)

Regulation 15(a)(ii)

omit, insert

- (ii) the person is authorised under section 19C of the *Traffic Act 1987* to be an analyst for the analysis of saliva or blood under that Act;

Part 3 Amendment of victims legislation

Division 1 Victims of Crime Assistance Act 2006

11 Act amended

This Division amends the *Victims of Crime Assistance Act 2006*.

12 Section 8 replaced

Section 8

repeal, insert

8 Form of applications

An application made to the Director under this Act must be in the approved form.

13 Section 24 amended (Assessors)

Section 24(1) to (3)

omit, insert

- (1) Each of the following persons is an assessor for the financial assistance scheme:
 - (a) the Director;
 - (b) a person who is authorised under section 8(4)(b) of the *Law Officers Act 1978* to act in the name of the Solicitor for the Northern Territory generally;
 - (c) a person appointed by the Director under subsection (2).
- (2) The Director may, in writing, appoint a person to be an assessor for the financial assistance scheme if the Director is satisfied that the person has the appropriate skills, training and experience to perform the functions of an assessor.

14 Section 61 amended (Imposition of levy)

- (1) Section 61(3)(a)(i)

omit

\$200

insert

200 revenue units

- (2) Section 61(3)(a)(ii)

omit

\$150

insert

150 revenue units

- (3) Section 61(3)(b)

omit

\$50

insert

50 revenue units

(4) Section 61(3)(c)

omit

\$1 000

insert

1 000 revenue units

(5) Section 61(6)(a)

omit

\$40

insert

40 revenue units

Division 2 Victims of Crime Rights and Services Act 2006

15 Act amended

This Division amends the *Victims of Crime Rights and Services Act 2006*.

16 Section 4 amended (Definitions)

Section 4, definition **CVSU officer**

omit

holding or occupying the office of CVSU officer

17 Section 7 amended (CVSU Officers)

Section 7(1)

omit, insert

(1) Each of the following persons is a CVSU officer:

(a) a public sector employee who is employed in the CVSU;

(b) a public sector employee appointed to be a CVSU officer under subsection (1A).

- (1A) The Chief Executive Officer may, in writing, appoint a public sector employee who is not employed in the CVSU to be a CVSU officer.

18 Section 17 amended (Application of Part)

Section 17

omit

to a term of imprisonment

19 Section 22 amended (Information to be given to registered persons)

Section 22(1)(jc)

omit

order

insert

permit

**Division 3 Victims of Crime Rights and Services
Regulations 2010**

20 Regulations amended

This Division amends the *Victims of Crime Rights and Services Regulations 2010*.

21 Regulation 5 inserted

After regulation 4

insert

5 Information to be given to registered persons

For section 22(1)(o) of the Act, the CVSU must notify a registered person if the CVSU becomes aware that a relevant offender breaches or fails to comply with, or is alleged to have breached or failed to comply with, an electronic monitoring condition in relation to the following orders:

- (a) a parole order;
- (b) a suspended sentence order;
- (c) an intensive community correction order;

(d) a supervision order.

Part 4 Repeal of Act

22 Repeal of Act

This Act is repealed on the day after it commences.