

DOMESTIC VIOLENCE: A GUIDE TO CIVIL REMEDIES AND CRIMINAL SANCTIONS

Addendum

Page 18 The Domestic Violence, Crime and Victims Act 2004

The first line should read:

The provision of the act impacting on the Family Law Act 1996 to be implemented from 1 July 2007 are sections 1 and 4.

Page 18 & 19 -Change to implementation –

The Prime Minister announced in December 2006 that s1 and s12 of the Domestic Violence, Crime and Victims Act 2004 would be commenced in mid-2007. A fixed date of 1 July was set a few days later.

s1 makes the breach of a non-molestation order a criminal offence punishable by imprisonment for up to five years and was implemented on 1 July 2007. s12 will extend the courts powers on the restraining orders on conviction or acquittal under the Protection from Harassment Act 1997 for any offence.

We acknowledged that both s1 and s12 would have implications on the prison population. While Ministers are satisfied that the implications arising from s1 of the Act can be absorbed, the introduction of s12 cannot be absorbed in the same way at this time. Therefore, until further work has been carried out, it has been decided that the implementation of s 12 of the Act should be delayed.

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Date: 13 October 2007