



New South Wales

Evidence Based AVO Amendment Bill 2025

Explanatory note

This explanatory note relates to this Bill as introduced into Parliament.

Overview of Bill

The object of this Bill is to amend the *Crimes (Domestic and Personal Violence) Act 2007* so as to introduce an evidence-based process for private apprehended violence order applications.

Outline of provisions

Clause 1 sets out the name, also called the short title, of the proposed Act.

Clause 2 provides for the commencement of the proposed Act on the date of assent to the proposed Act.

Schedule 1 **Amendment to Crimes (Domestic and Personal Violence) Act 2007 No 80**

Schedule 1 amends the *Crimes (Domestic and Personal Violence) Act 2007* to provide that a Judge of the Local Court must be able to identify evidence the NSW Police failed to consider or did not consider reasonably that justifies lodgment of a private application for an apprehended violence order, before such an application is able to be lodged.



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Contents

	Page
1 Name of Act	2
2 Commencement	2
Schedule 1	
Amendment of Crimes (Domestic and Personal Violence) Act 2007 No. 80	3



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Evidence Based AVO Amendment Bill 2025

No , 2025

A Bill for

An Act to amend the *Crimes (Domestic and Personal Violence) Act 2007*.

The Legislature of New South Wales enacts—	1
1 Name of Act	2
This Act is the <i>Evidence Based AVO Amendment Bill 2025</i> .	3
2 Commencement	4
This Act commences on the date of assent to this Act.	5

1 **Schedule 1 Amendment of Crimes (Domestic and Personal**
2 **Violence) Act 2007 No 80**

3 **Section 48 Making an application for an order**

4 Insert in Subsection (2)(a), after the words “a person for whose protection the order would be
5 made” the following additional words:

6 “whereby, they then need to receive approval for the application from a Judge of the Local
7 Court, and in granting approval for lodgement, the Judge must be able to identify evidence the
8 NSW Police failed to consider or did not consider reasonably that justifies lodgement of the
9 application”