

South Australia

# Intervention Orders (Prevention of Abuse) Regulations 2011

under the *Intervention Orders (Prevention of Abuse) Act 2009*

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### 1—Short title

These regulations may be cited as the *Intervention Orders (Prevention of Abuse) Regulations 2011*.

### 2—Commencement

These regulations will come into operation on the day on which the *Intervention Orders (Prevention of Abuse) Act 2009* comes into operation.

### 3—Interpretation

In these regulations—

*Act* means the *Intervention Orders (Prevention of Abuse) Act 2009*.

### 4—Foreign intervention order

- (1) For the purposes of the definition of *foreign intervention order* in section 3 of the Act, each of the following orders or notices under the law of another State, a Territory of the Commonwealth or New Zealand is declared to be a foreign intervention order:
  - (a) a protection order under the *Domestic Violence and Protection Orders Act 2008* of the Australian Capital Territory;
  - (b) an apprehended violence order under the *Crimes (Domestic and Personal Violence) Act 2007* of New South Wales;
  - (c) an order under section 87 of the *Children, Young Persons, and Their Families Act 1989* of New Zealand;
  - (d) a protection order under the *Domestic Violence Act 1995* of New Zealand;

- (e) a restraining order under the *Harassment Act 1997* of New Zealand;
  - (f) a domestic violence order under the *Domestic and Family Violence Act* of the Northern Territory;
  - (g) a personal violence restraining order under Part IVA of the *Justices Act* of the Northern Territory;
  - (h) a restraining order under section 359F of the *Criminal Code* of Queensland;
  - (i) a domestic violence order under the *Domestic and Family Violence Protection Act 1989* of Queensland;
  - (j) a police family violence order, family violence order or interim family violence order under the *Family Violence Act 2004* of Tasmania;
  - (k) a restraint order, interim restraint order or telephone interim restraint order under Part XA of the *Justices Act 1959* of Tasmania;
  - (l) a family violence intervention order or a family violence safety notice under the *Family Violence Protection Act 2008* of Victoria;
  - (m) a personal safety intervention order under the *Personal Safety Intervention Orders Act 2010* of Victoria;
  - (n) a restraining order or police order under the *Restraining Orders Act 1997* of Western Australia.
- (2) In this regulation, a reference to an order or notice of a particular type under the law of another State, a Territory of the Commonwealth or New Zealand is a reference to the orders, notices or other types of requirements encompassed by the equivalent reference in that law.

### **5—Transitional—foreign restraining orders registered under the Summary Procedure Act 1921**

A foreign restraining order registered under the *Summary Procedure Act 1921* immediately before the commencement of clause 38 of Schedule 1 of the Act other than an order that was made under a provision of the law of another State or a Territory of the Commonwealth or New Zealand corresponding to section 99AA (Paedophile restraining orders) or section 99AAC (Child protection restraining orders) of the *Summary Procedure Act 1921* is declared to be an order to which clause 38(2) of Schedule 1 of the Act applies.

### **Schedule 1—Revocation of *Domestic Violence Regulations 2006***

The *Domestic Violence Regulations 2006* are revoked.

## Legislative history

### Notes

- For further information relating to the Act and subordinate legislation made under the Act see the Index of South Australian Statutes or [www.legislation.sa.gov.au](http://www.legislation.sa.gov.au).

### Principal regulations

Year	No	Reference	Commencement
2011	223	<i>Gazette 20.10.2011 p4274</i>	9.12.2011: r 2