

House of Representatives

Amendment Paper

Victims of Sexual Violence (Strengthening Legal Protections) Legislation Bill

Proposed amendment

Hon Paul Goldsmith, in Committee, to move the following amendment:

Clause 8

Before *clause 8(1)* (page 2, before line 28), insert:

(1AAA) In the heading to section 203, delete “**specified**”.

(1AAB) In section 203(1), after “an offence against any of sections 128 to 142A or section 144A of the Crimes Act 1961”, insert “or any other offence against a person of a sexual nature”.

Explanatory note

This Amendment Paper amends the Victims of Sexual Violence (Strengthening Legal Protections) Legislation Bill by inserting new subclauses into *clause 8*, which amends section 203 of the Criminal Procedure Act 2011 (the **Act**). Section 203 of the Act deals with the automatic suppression of the identity of complainants in sexual cases. The amendments extend the application of section 203 of the Act to include all offences of a sexual nature as well as the current reference to sections 128 to 142A or section 144A of the Crimes Act 1961. This will align section 203 of the Act with—

- sections 199(3) and 199AA(5) of the Act;
- the definition of sexual case in section 4(1) of the Evidence Act 2006;
- the definition of sexual case in section 4 of the Victims’ Rights Act 2002.

Departmental disclosure statement

The Ministry of Justice is required to prepare a disclosure statement to assist with the scrutiny of this Amendment Paper. The disclosure statement provides access to infor-

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mation about any material policy changes to the Bill and identifies any new significant or unusual legislative features of the Bill as amended.

A copy of the statement can be found at <http://legislation.govt.nz/disclosure.aspx?type=ap&subtype=government&year=2024&no=215&>

Regulatory impact assessment

The Ministry of Justice produced a regulatory impact assessment on 9 October 2024 to help inform the new policy decisions taken by the Government relating to the contents of this Amendment Paper.

A copy of this regulatory impact assessment can be found at—

- <https://www.justice.govt.nz/justice-sector-policy/regulatory-stewardship/regulatory-impact-assessments/>
- <http://www.treasury.govt.nz/publications/informationreleases/ria>