

# New South Wales: Bilateral Schedule

## NATIONAL LEGAL ASSISTANCE PARTNERSHIP

### PART 1- FORMALITIES

- E1-1 This Bilateral Schedule to the National Legal Assistance Partnership (NLAP) is between the Commonwealth of Australia (Commonwealth) and the State of New South Wales (New South Wales). This Bilateral Schedule is consistent with the NLAP and should be read in conjunction with the NLAP's multilateral agreement and its Schedules.
- E1-2 This Bilateral Schedule will commence on 1 July 2020 and will expire on 30 June 2025 or on completion of the final performance reporting and processing of final payments, whichever is later. This Bilateral Schedule may be terminated earlier or extended as agreed in writing by the Parties.
- E1-3 This Bilateral Schedule may be amended at any time by agreement in writing by the Commonwealth and New South Wales.

### PART 2 – STATE SPECIFIC REPORTING AND MEASUREMENT

- E1-4 Reporting in respects to this Bilateral Schedule will be included within New South Wales' Statement of Services and Funding and Jurisdictional Performance Report, as per the requirements of Part 4 – Performance Monitoring and Reporting of the multilateral agreement.

#### Family Advocacy and Support Services

- E1-5 In addition to Clause E1-4, New South Wales will provide the following information relating to the Family Advocacy and Support Services:
- (a) update on the status of the Family Advocacy and Support Services, including the service approach and collaborative arrangements;
  - (b) update on the dedicated men's support worker, the nature of their work, utilisation and referrals made;
  - (c) from 11 March 2023, update on the dedicated mental health support, the nature of the work, utilisation and referrals made;
  - (d) number of dedicated men's support worker services delivered;
  - (e) from 11 March 2023, number of clients receiving legal assistance services (provided to individuals) that have a mental illness;
  - (f) number of non-legal support services (excluding dedicated men's support worker and mental health support services) delivered; and

- (g) a de-identified case study.

### **Domestic violence units and/or health justice partnerships**

- E1-6 In addition to Clause E1-4, New South Wales will provide the following information relating to the domestic violence units and/or health justice partnerships:
- (a) update on the mental health support, the nature of the work, utilisation and referrals made;
  - (b) update on the regional outreach funding, the nature of the work, utilisation and uptake;
  - (c) number of clients receiving legal assistance services (provided to individuals) that have a mental illness; and
  - (d) a de-identified case study.
- E1-7 In addition to Clause E1-4, New South Wales will provide by 30 November 2021 a progress report detailing projected allocation of this Commonwealth funding to individual legal assistance providers for the 2021-22 financial year. This additional funding stream will not be included in the Statement of Services and Funding to be provided under Clause 39.

### **Increased legal assistance for vulnerable women**

- E1-8 In addition to Clause E1-4, New South Wales will provide by 30 November 2021 a progress report detailing projected allocation of this Commonwealth funding to individual legal assistance providers for the 2021-22 financial year. This additional funding stream will not be included in the Statement of Services and Funding to be provided under Clause 39.
- E1-9 From 11 March 2022, in addition to Clause E1-4, reporting on the national performance indicator set out in Clause 33(a) will include disaggregation by gender.

### **Supporting people with mental health conditions to access the justice system**

- E1-10 In addition to Clause E1-4, New South Wales will provide by 30 November 2021 a progress report detailing projected allocation of this Commonwealth funding to individual legal assistance providers for the 2021-22 financial year. This additional funding stream will not be included in the Statement of Services and Funding to be provided under Clause 39.

### **Front-line support to address workplace sexual harassment**

- E1-11 In addition to Clause E1-4, New South Wales will provide by 30 November 2021 a progress report detailing projected allocation of this Commonwealth funding to individual legal assistance providers for the 2021-22 financial year. This additional funding stream will not be included in the Statement of Services and Funding to be provided under Clause 39.

### **Supporting increased child sexual abuse prosecutions**

- E1-12 In addition to Clause E1-4, New South Wales will provide by 30 November 2021 a progress report detailing projected allocation of this Commonwealth funding to individual legal assistance providers for the 2021-22 financial year. This additional funding stream will not be included in the Statement of Services and Funding to be provided under Clause 39.
- E1-13 From 11 March 2022, in addition to Clause E1-4, New South Wales will provide the total number of representation services delivered to people accused of, or charged with, Commonwealth child sexual abuse offences.



## PART 3 – FINANCIAL ARRANGEMENTS

E1-14 The Commonwealth will provide an estimated total financial contribution to New South Wales of **\$103.639 million over five years** in respect to this Bilateral Schedule. All payments are exclusive of GST.

**Table 1: Estimated NLAP financial contributions - New South Wales - bilateral**

(\$ million)	2020-21	2021-22	2022-23	2023-24	2024-25	Total
<b>Estimated NLAP – Bilateral Schedule (1) = (2) + (3) + (4) + (5)</b>	<b>2.928</b>	<b>20.699</b>	<b>26.288</b>	<b>26.669</b>	<b>27.055</b>	<b>103.639</b>
<b>Estimated NLAP bilateral payment – mainstream and specialist legal assistance services (2)</b>	<b>2.323</b>	<b>2.937</b>	<b>8.245</b>	<b>8.422</b>	<b>8.602</b>	<b>30.529</b>
<i>Family Advocacy and Support Services</i>	2.323	2.357	7.659	7.827	7.999	28.165
<i>Domestic Violence Units/Health Justice Partnerships</i>	-	0.580	0.586	0.595	0.603	2.364
<b>Estimated NLAP bilateral payment – Aboriginal and Torres Strait Islander specific legal assistance services (3)</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>Estimated NLAP bilateral payment – mainstream, specialist and Aboriginal and Torres Strait Islander specific legal assistance services (4)</b>	<b>-</b>	<b>17.023</b>	<b>17.295</b>	<b>17.489</b>	<b>17.685</b>	<b>69.492</b>
<i>Increased legal assistance for vulnerable women</i>	-	9.636	9.755	9.896	10.039	39.326
<i>Supporting people with mental health conditions to access the justice system</i>	-	3.907	4.046	4.046	4.046	16.045
<i>Front-line support to address workplace sexual harassment</i>	-	3.021	3.030	3.076	3.122	12.249
<i>Supporting increased child sexual abuse prosecutions</i>	-	0.459	0.464	0.471	0.478	1.872
<b>Estimated NLAP - Administrative funding (5)</b>	<b>0.605</b>	<b>0.739</b>	<b>0.748</b>	<b>0.758</b>	<b>0.768</b>	<b>3.618</b>

### Payment

E1-15 Subject to New South Wales continuing delivery of frontline legal assistance services, 50% of the Commonwealth contributions under the following funding streams will be paid on 7 September 2021, or on the next relevant payment date, following agreement to this amended Bilateral Schedule by both Parties:

- Domestic Violence Units/Health Justice Partnerships;
- Increased legal assistance for vulnerable women;
- Supporting people with mental health conditions to access the justice system;
- Front-line support to address workplace sexual harassment; and
- Supporting increased child sexual abuse prosecutions.

E1-16 Subsequent Commonwealth contributions will be paid in accordance with Clause 76.

### Mainstream and specialist legal assistance services

E1-17 The Commonwealth may provide additional financial contributions, for mainstream and specialist legal assistance services, in respect to this Bilateral Schedule from time to time.

### **Family Advocacy and Support Services**

E1-18 Under this Bilateral Schedule, New South Wales will allocate and administer quarantined Commonwealth funding for the operation of Family Advocacy and Support Services in New South Wales at the following agreed service locations:

- (a) Newcastle Family Law Courts Registry;
- (b) Parramatta Family Law Courts Registry;
- (c) Sydney Family Law Courts Registry;
- (d) Wollongong Family Law Courts Registry; and
- (e) Albury, Armidale, Broken Hill, Coffs Harbour, Dubbo, Lismore, Orange, Port Macquarie, Tamworth, Wagga Wagga, and Wauchope Family Law Courts Circuits.

E1-19 For the purposes of E1-18, if New South Wales cannot provide Family Advocacy and Support Services at all of the agreed service locations, the Parties will work together, as a matter of priority, to develop a mutually acceptable solution which would enable clients in each location to access the integrated legal assistance services.

E1-20 New South Wales will ensure that the Family Advocacy and Support Services provide integrated legal assistance services including:

- (a) legal support and advice for families affected by family violence with matters before the family law courts;
- (b) preparing notices of risk and applications to assist the court to make evidence-based and safe decisions;
- (c) trauma-informed and high quality social support services delivered by appropriately qualified personnel, so that clients' other issues, particularly where they elevate the risk of family violence, are identified and responded to alongside legal issues;
- (d) dedicated men's support workers who will work with male victims and alleged male perpetrators to access appropriate support services including parenting programs and men's behavioural change programs;
- (e) from 1 July 2022, dedicated mental health support workers who will work with clients to deliver appropriate mental health supports and avenues of referral to respond to mental health concerns of clients and reduce any negative mental health impact of engagement with the legal system and experiences of family violence;
- (f) assisting families to transition between, and manage matters across, the Commonwealth family law, state family violence and state child protection jurisdictions; and
- (g) unless it is not feasible, partnering with established providers of specialist domestic violence services, and specialist mental health services, to deliver the social support and mental health services.

### **Domestic violence units and/or health justice partnerships**

E1-21 In addition to funding allocated under the NLAP, under this Bilateral Schedule, New South Wales will allocate and administer additional Commonwealth funding to all currently funded legal assistance providers, for the delivery of enhanced domestic violence units and/or health justice partnerships.



E1-22 New South Wales will ensure that each existing specialist domestic violence unit and/or health justice partnership receives additional funding to provide dedicated mental health support to clients accessing the service.

E1-23 New South Wales will ensure that at least one existing specialist domestic violence unit and/or health justice partnership receives additional funding to provide increased outreach to women in regional and/or remote areas. This funding may be allocated to one or more providers, and its allocation should be determined based on the needs of New South Wales and in consultation with providers.

### **Aboriginal and Torres Strait Islander specific legal assistance services**

E1-24 The Commonwealth may provide additional financial contributions, for Aboriginal and Torres Strait Islander specific legal assistance services, in respect to this Bilateral Schedule from time to time.

### **Mainstream, specialist and Aboriginal and Torres Strait Islander specific legal assistance services**

E1-25 The Commonwealth may provide additional financial contributions, for mainstream, specialist and Aboriginal and Torres Strait Islander specific legal assistance services, in respect to this Bilateral Schedule from time to time.

### **Increased legal assistance for vulnerable women**

E1-26 Under this Bilateral Schedule, and subject to Clauses E1-27 and E1-28, New South Wales will allocate and administer quarantined Commonwealth funding to Community Legal Centres and/or the Legal Aid Commission and/or the Aboriginal and Torres Strait Islander Legal Service for the delivery of dedicated legal assistance services to women.

E1-27 The Commonwealth encourages New South Wales to allocate this funding to legal assistance providers specialising in the delivery of dedicated legal assistance services to women, with a focus on women experiencing, or at risk of, family violence.

E1-28 New South Wales will allocate some of this funding to Community Legal Centres that specialise in the delivery of dedicated legal assistance services to women only, in each financial year of this Bilateral Schedule.

### **Supporting people with mental health conditions to access the justice system**

E1-29 Under this Bilateral Schedule, New South Wales will allocate and administer quarantined Commonwealth funding for the delivery of legal assistance services to people with mental health conditions.

E1-30 New South Wales will allocate funding to Community Legal Centres, the Legal Aid Commission, and the Aboriginal and Torres Strait Islander Legal Service, in each financial year of this Bilateral Schedule.

E1-31 Clause 63 applies to this funding, as if it were Commonwealth baseline funding.

E1-32 New South Wales will ensure that the services delivered with this funding are informed by the needs of people with mental health conditions, including by encouraging legal assistance providers to:

- (a) explore innovative and collaborative service models to deliver these services, such as health-justice partnership;

- (b) work collaboratively with providers of mental health services to build referral pathways and cross-sectoral capacity; and
- (c) build the capability of staff to deliver holistic and consumer-driven services to these clients.

#### **Front-line support to address workplace sexual harassment**

E1-33 Under this Bilateral Schedule, New South Wales will allocate and administer quarantined Commonwealth funding to Community Legal Centres, the Legal Aid Commission and the Aboriginal and Torres Strait Islander Legal Service for the delivery of legal assistance services to people experiencing workplace sexual harassment or discrimination, in each financial year of this Bilateral Schedule.

#### **Supporting increased child sexual abuse prosecutions**

E1-34 Under this Bilateral Schedule, New South Wales will allocate and administer quarantined Commonwealth funding for the delivery of legal assistance services to people accused of, or charged with, Commonwealth child sexual abuse offences.

E1-35 New South Wales will allocate funding to the Legal Aid Commission and/or the Aboriginal and Torres Strait Islander Legal Service in each financial year of this Bilateral Schedule.

#### **Administrative funding**

E1-36 The Commonwealth will also provide **\$3.618 million over five years** to support New South Wales in conducting their roles and responsibilities under the NLAP.

### **PART 4 – OTHER CONDITIONS**

E1-37 The Commonwealth Attorney-General is authorised to amend this Bilateral Schedule on behalf of the Commonwealth.

E1-38 The New South Wales Attorney-General or the relevant New South Wales Minister with portfolio responsibility for legal assistance is authorised to amend this Bilateral Schedule on behalf of New South Wales.

E1-39 Other conditions may be agreed between the Parties from time to time.

#### **Interpretation**

E1-40 For the purposes of the NLAP and this Bilateral Schedule:

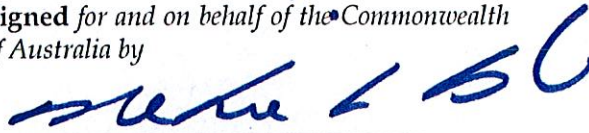
- (a) *Family Advocacy and Support Services* refers to services based in family law court registries and integrate frontline legal assistance services with social support services, which, where possible, assist families to manage matters across the Commonwealth family law and State family violence jurisdictions, helping families who are traversing systems to have continuous support during a time of crisis.



## PART 5 – SIGN OFF

The Parties have confirmed their commitment to this Bilateral Schedule as follows:

Signed for and on behalf of the Commonwealth  
of Australia by

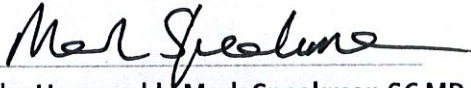


**Senator the Honourable Michaelia Cash**  
Attorney-General of the Commonwealth of Australia

[Day] [Month] [Year]

10 August 2021

Signed for and on behalf of the  
State of New South Wales by



**The Honourable Mark Speakman SC MP**  
Attorney General of the State of New South Wales

[Day] [Month] [Year]

23 August 2021

# Victoria: Bilateral Schedule

## NATIONAL LEGAL ASSISTANCE PARTNERSHIP

### PART 1- FORMALITIES

- E2-1 This Bilateral Schedule to the National Legal Assistance Partnership (NLAP) is between the Commonwealth of Australia (Commonwealth) and the State of Victoria (Victoria). This Bilateral Schedule is consistent with the NLAP and should be read in conjunction with the NLAP's multilateral agreement and its Schedules.
- E2-2 This Bilateral Schedule will commence on 1 July 2020 and will expire on 30 June 2025 or on completion of the final performance reporting and processing of final payments, whichever is later. This Bilateral Schedule may be terminated earlier or extended as agreed in writing by the Parties.
- E2-3 This Bilateral Schedule may be amended at any time by agreement in writing by the Commonwealth and Victoria.

### PART 2 – STATE SPECIFIC REPORTING AND MEASUREMENT

- E2-4 Reporting in respects to this Bilateral Schedule will be included within Victoria's Statement of Services and Funding and Jurisdictional Performance Report, as per the requirements of Part 4 - Performance Monitoring and Reporting of the multilateral agreement.

#### Family Advocacy and Support Services

- E2-5 In addition to Clause E2-4, Victoria will provide the following information relating to the Family Advocacy and Support Services:
- (a) update on the status of the Family Advocacy and Support Services, including the service approach and collaborative arrangements;
  - (b) update on the dedicated men's support worker, the nature of their work, utilisation and referrals made;
  - (c) from 11 March 2023, update on the dedicated mental health support, the nature of the work, utilisation and referrals made;
  - (d) number of dedicated men's support worker services delivered;
  - (e) from 11 March 2023, number of clients receiving legal assistance services (provided to individuals) that have a mental illness;
  - (f) number of non-legal support services (excluding dedicated men's support worker and mental health support services) delivered; and
  - (g) a de-identified case study.



## **Domestic violence units and/or health justice partnerships**

E2-6 In addition to Clause E2-4, Victoria will provide the following information relating to the domestic violence units and/or health justice partnerships:

- (a) update on the mental health support, the nature of the work, utilisation and referrals made;
- (b) update on the regional outreach funding, the nature of the work, utilisation and uptake;
- (c) number of clients receiving legal assistance services (provided to individuals) that have a mental illness; and
- (d) a de-identified case study.

E2-7 In addition to Clause E2-4, Victoria will provide by 30 November 2021 a progress report detailing projected allocation of this Commonwealth funding to individual legal assistance providers for the 2021-22 financial year. This additional funding stream will not be included in the Statement of Services and Funding to be provided under Clause 39.

## **Increased legal assistance for vulnerable women**

E2-8 In addition to Clause E2-4, Victoria will provide by 30 November 2021 a progress report detailing projected allocation of this Commonwealth funding to individual legal assistance providers for the 2021-22 financial year. This additional funding stream will not be included in the Statement of Services and Funding to be provided under Clause 39.

E2-9 From 11 March 2022, in addition to Clause E2-4, reporting on the national performance indicator set out in Clause 33(a) will include disaggregation by gender.

## **Supporting people with mental health conditions to access the justice system**

E2-10 In addition to Clause E2-4, Victoria will provide by 30 November 2021 a progress report detailing projected allocation of this Commonwealth funding to individual legal assistance providers for the 2021-22 financial year. This additional funding stream will not be included in the Statement of Services and Funding to be provided under Clause 39.

## **Front-line support to address workplace sexual harassment**

E2-11 In addition to Clause E2-4, Victoria will provide by 30 November 2021 a progress report detailing projected allocation of this Commonwealth funding to individual legal assistance providers for the 2021-22 financial year. This additional funding stream will not be included in the Statement of Services and Funding to be provided under Clause 39.

## **Supporting increased child sexual abuse prosecutions**

E2-12 In addition to Clause E2-4, Victoria will provide by 30 November 2021 a progress report detailing projected allocation of this Commonwealth funding to individual legal assistance providers for the 2021-22 financial year. This additional funding stream will not be included in the Statement of Services and Funding to be provided under Clause 39.

E2-13 From 11 March 2022, in addition to Clause E2-4, Victoria will provide the total number of representation services delivered to people accused of, or charged with, Commonwealth child sexual abuse offences.

## PART 3 – FINANCIAL ARRANGEMENTS

E2-14 The Commonwealth will provide an estimated total financial contribution to Victoria of **\$77.795 million over five years** in respect to this Bilateral Schedule. All payments are exclusive of GST.

**Table 1: Estimated NLAP financial contributions - Victoria - bilateral**

(\$ million)	2020-21	2021-22	2022-23	2023-24	2024-25	Total
<b>Estimated</b> NLAP – Bilateral Schedule (1) = (2) + (3) + (4) + (5)	<b>2.272</b>	<b>14.891</b>	<b>19.916</b>	<b>20.209</b>	<b>20.507</b>	<b>77.795</b>
<b>Estimated</b> NLAP bilateral payment – mainstream and specialist legal assistance services (2)	<b>1.667</b>	<b>2.415</b>	<b>7.246</b>	<b>7.400</b>	<b>7.557</b>	<b>26.285</b>
<i>Family Advocacy and Support Services</i>	1.667	1.692	6.515	6.659	6.805	23.338
<i>Domestic Violence Units/Health Justice Partnerships</i>	-	0.723	0.731	0.741	0.752	2.947
<b>Estimated</b> NLAP bilateral payment – Aboriginal and Torres Strait Islander specific legal assistance services (3)	-	-	-	-	-	-
<b>Estimated</b> NLAP bilateral payment – mainstream, specialist and Aboriginal and Torres Strait Islander specific legal assistance services (4)	-	<b>11.737</b>	<b>11.922</b>	<b>12.051</b>	<b>12.182</b>	<b>47.892</b>
<i>Increased legal assistance for vulnerable women</i>	-	6.662	6.741	6.835	6.930	27.168
<i>Supporting people with mental health conditions to access the justice system</i>	-	2.690	2.786	2.786	2.786	11.048
<i>Front-line support to address workplace sexual harassment</i>	-	2.080	2.087	2.118	2.149	8.434
<i>Supporting increased child sexual abuse prosecutions</i>	-	0.305	0.308	0.312	0.317	1.242
<b>Estimated</b> NLAP - Administrative funding (5)	0.605	0.739	0.748	0.758	0.768	3.618

### Payment

E2-15 Subject to Victoria continuing delivery of frontline legal assistance services, 50% of the Commonwealth contributions under the following funding streams will be paid on 7 September 2021, or on the next relevant payment date, following agreement to this amended Bilateral Schedule by both Parties:

- Domestic Violence Units/Health Justice Partnerships;
- Increased legal assistance for vulnerable women;
- Supporting people with mental health conditions to access the justice system;
- Front-line support to address workplace sexual harassment; and
- Supporting increased child sexual abuse prosecutions.

E2-16 Subsequent Commonwealth contributions will be paid in accordance with Clause 76.



## **Mainstream and specialist legal assistance services**

E2-17 The Commonwealth may provide additional financial contributions, for mainstream and specialist legal assistance services, in respect to this Bilateral Schedule from time to time.

### **Family Advocacy and Support Services**

E2-18 Under this Bilateral Schedule, Victoria will allocate and administer quarantined Commonwealth funding for the operation of Family Advocacy and Support Services in Victoria at the following agreed service locations:

- (a) Dandenong Family Law Courts Registry;
- (b) Melbourne Family Law Courts Registry; and
- (c) Ballarat, Bendigo, Geelong, Morwell, Mildura, Shepparton, and Warrnambool Family Law Courts Circuits.

E2-19 For the purposes of E2-18, if Victoria cannot provide Family Advocacy and Support Services at all of the agreed service locations, the Parties will work together, as a matter of priority, to develop a mutually acceptable solution which would enable clients in each location to access the integrated legal assistance services.

E2-20 Victoria will ensure that the Family Advocacy and Support Services provide integrated legal assistance services including:

- (a) legal support and advice for families affected by family violence with matters before the family law courts;
- (b) preparing notices of risk and applications to assist the court to make evidence-based and safe decisions;
- (c) trauma-informed and high quality social support services delivered by appropriately qualified personnel, so that clients' other issues, particularly where they elevate the risk of family violence, are identified and responded to alongside legal issues;
- (d) dedicated men's support workers who will work with male victims and alleged male perpetrators to access appropriate support services including parenting programs and men's behavioural change programs;
- (e) from 1 July 2022, dedicated mental health support workers who will work with clients to deliver appropriate mental health supports and avenues of referral to respond to mental health concerns of clients and reduce any negative mental health impact of engagement with the legal system and experiences of family violence;
- (f) assisting families to transition between, and manage matters across, the Commonwealth family law, state family violence and state child protection jurisdictions; and
- (g) unless it is not feasible, partnering with established providers of specialist domestic violence services, and specialist mental health services, to deliver the social support and mental health services.

### **Domestic violence units and/or health justice partnerships**

E2-21 In addition to funding allocated under the NLAP, under this Bilateral Schedule, Victoria will allocate and administer additional Commonwealth funding to all currently funded legal



assistance providers, for the delivery of enhanced domestic violence units and/or health justice partnerships.

E2-22 Victoria will ensure that each existing specialist domestic violence unit and/or health justice partnership receives additional funding to provide dedicated mental health support to clients accessing the service.

E2-23 Victoria will ensure that at least one existing specialist domestic violence unit and/or health justice partnership receives additional funding to provide increased outreach to women in regional and/or remote areas. This funding may be allocated to one or more providers, and its allocation should be determined based on the needs of Victoria and in consultation with providers.

### **Aboriginal and Torres Strait Islander specific legal assistance services**

E2-24 The Commonwealth may provide additional financial contributions, for Aboriginal and Torres Strait Islander specific legal assistance services, in respect to this Bilateral Schedule from time to time.

### **Mainstream, specialist and Aboriginal and Torres Strait Islander specific legal assistance services**

E2-25 The Commonwealth may provide additional financial contributions, for mainstream, specialist and Aboriginal and Torres Strait Islander specific legal assistance services, in respect to this Bilateral Schedule from time to time.

### **Increased legal assistance for vulnerable women**

E2-26 Under this Bilateral Schedule, and subject to Clauses E2-27 and E2-28, Victoria will allocate and administer quarantined Commonwealth funding to Community Legal Centres and/or the Legal Aid Commission and/or the Aboriginal and Torres Strait Islander Legal Service for the delivery of dedicated legal assistance services to women.

E2-27 The Commonwealth encourages Victoria to allocate this funding to legal assistance providers specialising in the delivery of dedicated legal assistance services to women, with a focus on women experiencing, or at risk of, family violence.

E2-28 Victoria will allocate some of this funding to a Community Legal Centre that specialises in the delivery of dedicated legal assistance services to women only, in each financial year of this Bilateral Schedule.

### **Supporting people with mental health conditions to access the justice system**

E2-29 Under this Bilateral Schedule, Victoria will allocate and administer quarantined Commonwealth funding for the delivery of legal assistance services to people with mental health conditions.

E2-30 Victoria will allocate funding to Community Legal Centres, the Legal Aid Commission, and the Aboriginal and Torres Strait Islander Legal Service, in each financial year of this Bilateral Schedule.

E2-31 Clause 63 applies to this funding, as if it were Commonwealth baseline funding.

E2-32 Victoria will ensure that the services delivered with this funding are informed by the needs of people with mental health conditions, including by encouraging legal assistance providers to:

- (a) explore innovative and collaborative service models to deliver these services, such as health-justice partnership;



- (b) work collaboratively with providers of mental health services to build referral pathways and cross-sectoral capacity; and
- (c) build the capability of staff to deliver holistic and consumer-driven services to these clients.

#### **Front-line support to address workplace sexual harassment**

E2-33 Under this Bilateral Schedule, Victoria will allocate and administer quarantined Commonwealth funding to Community Legal Centres, the Legal Aid Commission and the Aboriginal and Torres Strait Islander Legal Service for the delivery of legal assistance services to people experiencing workplace sexual harassment or discrimination, in each financial year of this Bilateral Schedule.

#### **Supporting increased child sexual abuse prosecutions**

E2-34 Under this Bilateral Schedule, Victoria will allocate and administer quarantined Commonwealth funding for the delivery of legal assistance services to people accused of, or charged with, Commonwealth child sexual abuse offences.

E2-35 Victoria will allocate funding to the Legal Aid Commission and/or the Aboriginal and Torres Strait Islander Legal Service in each financial year of this Bilateral Schedule.

#### **Administrative funding**

E2-36 The Commonwealth will also provide **\$3.618 million over five years** to support Victoria in conducting their roles and responsibilities under the NLAP.

### **PART 4 – OTHER CONDITIONS**

E2-37 The Commonwealth Attorney-General is authorised to amend this Bilateral Schedule on behalf of the Commonwealth.

E2-38 The Victorian Attorney-General or the relevant Victorian Minister with portfolio responsibility for legal assistance is authorised to amend this Bilateral Schedule on behalf of Victoria.

E2-39 Other conditions may be agreed between the Parties from time to time.

#### **Interpretation**

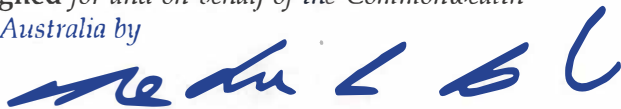
E2-40 For the purposes of the NLAP and this Bilateral Schedule:

- (a) *Family Advocacy and Support Services* refers to services based in family law court registries and integrate frontline legal assistance services with social support services, which, where possible, assist families to manage matters across the Commonwealth family law and State family violence jurisdictions, helping families who are traversing systems to have continuous support during a time of crisis.

## PART 5 – SIGN OFF

The Parties have confirmed their commitment to this Bilateral Schedule as follows:

Signed for and on behalf of the Commonwealth  
of Australia by

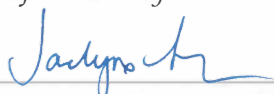


**Senator the Honourable Michaelia Cash**  
Attorney-General of the Commonwealth of Australia

[Day] [Month] [Year]

10 August 2021

Signed for and on behalf of the  
State of Victoria by



**Jaclyn Symes MLC**  
Attorney-General of the State of Victoria

24 August 2021



# Queensland: Bilateral Schedule

## NATIONAL LEGAL ASSISTANCE PARTNERSHIP

### PART 1- FORMALITIES

- E3-1 This Bilateral Schedule to the National Legal Assistance Partnership (NLAP) is between the Commonwealth of Australia (Commonwealth) and the State of Queensland (Queensland). This Bilateral Schedule is consistent with the NLAP and should be read in conjunction with the NLAP's multilateral agreement and its Schedules.
- E3-2 This Bilateral Schedule will commence on 1 July 2020 and will expire on 30 June 2025 or on completion of the final performance reporting and processing of final payments, whichever is later. This Bilateral Schedule may be terminated earlier or extended as agreed in writing by the Parties.
- E3-3 This Bilateral Schedule may be amended at any time by agreement in writing by the Commonwealth and Queensland.

### PART 2 – STATE SPECIFIC REPORTING AND MEASUREMENT

- E3-4 Reporting in respects to this Bilateral Schedule will be included within Queensland's Statement of Services and Funding and Jurisdictional Performance Report, as per the requirements of Part 4 – Performance Monitoring and Reporting of the multilateral agreement.

#### Family Advocacy and Support Services

- E3-5 In addition to Clause E3-4, Queensland will provide the following information relating to the Family Advocacy and Support Services:
- (a) update on the status of the Family Advocacy and Support Services, including the service approach and collaborative arrangements;
  - (b) update on the dedicated men's support worker, the nature of their work, utilisation and referrals made;
  - (c) from 11 March 2023, update on the dedicated mental health support, the nature of the work, utilisation and referrals made;
  - (d) number of dedicated men's support worker services delivered;
  - (e) from 11 March 2023, number of clients receiving legal assistance services (provided to individuals) that have a mental illness;
  - (f) number of non-legal support services (excluding dedicated men's support worker and mental health support services) delivered; and
  - (g) a de-identified case study.

## **Domestic violence units and/or health justice partnerships**

E3-6 In addition to Clause E3-4, Queensland will provide the following information relating to the domestic violence units and/or health justice partnerships:

- (a) update on the mental health support, the nature of the work, utilisation and referrals made;
- (b) update on the regional outreach funding, the nature of the work, utilisation and uptake;
- (c) number of clients receiving legal assistance services (provided to individuals) that have a mental illness; and
- (d) a de-identified case study.

E3-7 In addition to Clause E3-4, Queensland will provide by 30 November 2021 a progress report detailing projected allocation of this Commonwealth funding to individual legal assistance providers for the 2021-22 financial year. This additional funding stream will not be included in the Statement of Services and Funding to be provided under Clause 39.

## **Increased legal assistance for vulnerable women**

E3-8 In addition to Clause E3-4, Queensland will provide by 30 November 2021 a progress report detailing projected allocation of this Commonwealth funding to individual legal assistance providers for the 2021-22 financial year. This additional funding stream will not be included in the Statement of Services and Funding to be provided under Clause 39.

E3-9 From 11 March 2022, in addition to Clause E3-4, reporting on the national performance indicator set out in Clause 33(a) will include disaggregation by gender.

## **Supporting people with mental health conditions to access the justice system**

E3-10 In addition to Clause E3-4, Queensland will provide by 30 November 2021 a progress report detailing projected allocation of this Commonwealth funding to individual legal assistance providers for the 2021-22 financial year. This additional funding stream will not be included in the Statement of Services and Funding to be provided under Clause 39.

## **Front-line support to address workplace sexual harassment**

E3-11 In addition to Clause E3-4, Queensland will provide by 30 November 2021 a progress report detailing projected allocation of this Commonwealth funding to individual legal assistance providers for the 2021-22 financial year. This additional funding stream will not be included in the Statement of Services and Funding to be provided under Clause 39.

## **Supporting increased child sexual abuse prosecutions**

E3-12 In addition to Clause E3-4, Queensland will provide by 30 November 2021 a progress report detailing projected allocation of this Commonwealth funding to individual legal assistance providers for the 2021-22 financial year. This additional funding stream will not be included in the Statement of Services and Funding to be provided under Clause 39.

E3-13 From 11 March 2022, in addition to Clause E3-4, Queensland will provide the total number of representation services delivered to people accused of, or charged with, Commonwealth child sexual abuse offences.



## PART 3 – FINANCIAL ARRANGEMENTS

E3-14 The Commonwealth will provide an estimated total financial contribution to Queensland of **\$80.399 million over five years** in respect to this Bilateral Schedule. All payments are exclusive of GST.

**Table 1: Estimated NLAP financial contributions - Queensland - bilateral**

(\$ million)	2020-21	2021-22	2022-23	2023-24	2024-25	Total
<b>Estimated NLAP – Bilateral Schedule (1) = (2) + (3) +(4) + (5)</b>	<b>2.013</b>	<b>15.507</b>	<b>20.656</b>	<b>20.958</b>	<b>21.265</b>	<b>80.399</b>
<b>Estimated NLAP bilateral payment – mainstream and specialist legal assistance services (2)</b>	<b>1.408</b>	<b>2.296</b>	<b>7.228</b>	<b>7.380</b>	<b>7.535</b>	<b>25.847</b>
<i>Family Advocacy and Support Services</i>	1.408	1.430	6.352	6.492	6.634	22.316
<i>Domestic Violence Units/Health Justice Partnerships</i>	-	0.866	0.876	0.888	0.901	3.531
<b>Estimated NLAP bilateral payment – Aboriginal and Torres Strait Islander specific legal assistance services (3)</b>	-	-	-	-	-	-
<b>Estimated NLAP bilateral payment – mainstream, specialist and Aboriginal and Torres Strait Islander specific legal assistance services (4)</b>	-	<b>12.472</b>	<b>12.680</b>	<b>12.820</b>	<b>12.962</b>	<b>50.934</b>
<i>Increased legal assistance for vulnerable women</i>	-	6.639	6.725	6.825	6.927	27.116
<i>Supporting people with mental health conditions to access the justice system</i>	-	3.082	3.192	3.192	3.192	12.658
<i>Front-line support to address workplace sexual harassment</i>	-	2.383	2.391	2.426	2.462	9.662
<i>Supporting increased child sexual abuse prosecutions</i>	-	0.368	0.372	0.377	0.381	1.498
<b>Estimated NLAP - Administrative funding (5)</b>	<b>0.605</b>	<b>0.739</b>	<b>0.748</b>	<b>0.758</b>	<b>0.768</b>	<b>3.618</b>

### Payment

E3-15 Subject to Queensland continuing delivery of frontline legal assistance services, 50% of the Commonwealth contributions under the following funding streams will be paid on 7 September 2021, or on the next relevant payment date, following agreement to this amended Bilateral Schedule by both Parties:

- Domestic Violence Units/Health Justice Partnerships;
- Increased legal assistance for vulnerable women;
- Supporting people with mental health conditions to access the justice system;
- Front-line support to address workplace sexual harassment; and
- Supporting increased child sexual abuse prosecutions.

E3-16 Subsequent Commonwealth contributions will be paid in accordance with Clause 76.

## **Mainstream and specialist legal assistance services**

E3-17 The Commonwealth may provide additional financial contributions, for mainstream and specialist legal assistance services, in respect to this Bilateral Schedule from time to time.

### **Family Advocacy and Support Services**

E3-18 Under this Bilateral Schedule, Queensland will allocate and administer quarantined Commonwealth funding for the operation of Family Advocacy and Support Services in Queensland at the following agreed service locations:

- (a) Brisbane Family Law Courts Registry;
- (b) Cairns Family Law Courts Registry;
- (c) Townsville Family Law Courts Registry;
- (d) Rockhampton Family Law Courts Registry; and
- (e) Bundaberg, Hervey Bay, Ipswich, Mackay, Maroochydore, Southport, and Toowoomba Family Law Courts Circuits.

E3-19 For the purposes of E3-18, if Queensland cannot provide Family Advocacy and Support Services at all of the agreed service locations, the Parties will work together, as a matter of priority, to develop a mutually acceptable solution which would enable clients in each location to access the integrated legal assistance services.

E3-20 Queensland will ensure that the Family Advocacy and Support Services provide integrated legal assistance services including:

- (a) legal support and advice for families affected by family violence with matters before the family law courts;
- (b) preparing notices of risk and applications to assist the court to make evidence-based and safe decisions;
- (c) trauma-informed and high quality social support services delivered by appropriately qualified personnel, so that clients' other issues, particularly where they elevate the risk of family violence, are identified and responded to alongside legal issues;
- (d) dedicated men's support workers who will work with male victims and alleged male perpetrators to access appropriate support services including parenting programs and men's behavioural change programs;
- (e) from 1 July 2022, dedicated mental health support workers who will work with clients to deliver appropriate mental health supports and avenues of referral to respond to mental health concerns of clients and reduce any negative mental health impact of engagement with the legal system and experiences of family violence;
- (f) assisting families to transition between, and manage matters across, the Commonwealth family law, state family violence and state child protection jurisdictions; and
- (g) unless it is not feasible, partnering with established providers of specialist domestic violence services, and specialist mental health services, to deliver the social support and mental health services.



### **Domestic violence units and/or health justice partnerships**

- E3-21 In addition to funding allocated under the NLAP, under this Bilateral Schedule, Queensland will allocate and administer additional Commonwealth funding to all currently funded legal assistance providers, for the delivery of enhanced domestic violence units and/or health justice partnerships.
- E3-22 Queensland will ensure that each existing specialist domestic violence unit and/or health justice partnership receives additional funding to provide dedicated mental health support to clients accessing the service.
- E3-23 Queensland will ensure that at least one existing specialist domestic violence unit and/or health justice partnership receives additional funding to provide increased outreach to women in regional and/or remote areas. This funding may be allocated to one or more providers, and its allocation should be determined based on the needs of Queensland and in consultation with providers.

### **Aboriginal and Torres Strait Islander specific legal assistance services**

- E3-24 The Commonwealth may provide additional financial contributions, for Aboriginal and Torres Strait Islander specific legal assistance services, in respect to this Bilateral Schedule from time to time.

### **Mainstream, specialist and Aboriginal and Torres Strait Islander specific legal assistance services**

- E3-25 The Commonwealth may provide additional financial contributions, for mainstream, specialist and Aboriginal and Torres Strait Islander specific legal assistance services, in respect to this Bilateral Schedule from time to time.

### **Increased legal assistance for vulnerable women**

- E3-26 Under this Bilateral Schedule, and subject to Clauses E3-27 and E3-28, Queensland will allocate and administer quarantined Commonwealth funding to Community Legal Centres and/or the Legal Aid Commission and/or the Aboriginal and Torres Strait Islander Legal Service for the delivery of dedicated legal assistance services to women.
- E3-27 The Commonwealth encourages Queensland to allocate this funding to legal assistance providers specialising in the delivery of dedicated legal assistance services to women, with a focus on women experiencing, or at risk of, family violence.
- E3-28 Queensland will allocate some of this funding to Community Legal Centres that specialise in the delivery of dedicated legal assistance services to women only, in each financial year of this Bilateral Schedule.

### **Supporting people with mental health conditions to access the justice system**

- E3-29 Under this Bilateral Schedule, Queensland will allocate and administer quarantined Commonwealth funding for the delivery of legal assistance services to people with mental health conditions.
- E3-30 Queensland will allocate funding to Community Legal Centres, the Legal Aid Commission, and the Aboriginal and Torres Strait Islander Legal Service, in each financial year of this Bilateral Schedule.
- E3-31 Clause 63 applies to this funding, as if it were Commonwealth baseline funding.



E3-32 Queensland will ensure that the services delivered with this funding are informed by the needs of people with mental health conditions, including by encouraging legal assistance providers to:

- (a) explore innovative and collaborative service models to deliver these services, such as health-justice partnership;
- (b) work collaboratively with providers of mental health services to build referral pathways and cross-sectoral capacity; and
- (c) build the capability of staff to deliver holistic and consumer-driven services to these clients.

#### **Front-line support to address workplace sexual harassment**

E3-33 Under this Bilateral Schedule, Queensland will allocate and administer quarantined Commonwealth funding to Community Legal Centres, the Legal Aid Commission and the Aboriginal and Torres Strait Islander Legal Service for the delivery of legal assistance services to people experiencing workplace sexual harassment or discrimination, in each financial year of this Bilateral Schedule.

#### **Supporting increased child sexual abuse prosecutions**

E3-34 Under this Bilateral Schedule, Queensland will allocate and administer quarantined Commonwealth funding for the delivery of legal assistance services to people accused of, or charged with, Commonwealth child sexual abuse offences.

E3-35 Queensland will allocate funding to the Legal Aid Commission and/or the Aboriginal and Torres Strait Islander Legal Service in each financial year of this Bilateral Schedule.

#### **Administrative funding**

E3-36 The Commonwealth will also provide **\$3.618 million over five years** to support Queensland in conducting their roles and responsibilities under the NLAP.

### **PART 4 – OTHER CONDITIONS**

E3-37 The Commonwealth Attorney-General is authorised to amend this Bilateral Schedule on behalf of the Commonwealth.

E3-38 The Queensland Attorney-General or the relevant Queensland Minister with portfolio responsibility for legal assistance is authorised to amend this Bilateral Schedule on behalf of Queensland.

E3-39 Other conditions may be agreed between the Parties from time to time.

#### **Interpretation**

E3-40 For the purposes of the NLAP and this Bilateral Schedule:

- (a) *Family Advocacy and Support Services* refers to services based in family law court registries and integrate frontline legal assistance services with social support services, which, where possible, assist families to manage matters across the Commonwealth family law and State family violence jurisdictions, helping families who are traversing systems to have continuous support during a time of crisis.



## PART 5 – SIGN OFF

The Parties have confirmed their commitment to this Bilateral Schedule as follows:

Signed for and on behalf of the Commonwealth  
of Australia by



**Senator the Honourable Michaelia Cash**  
Attorney-General of the Commonwealth of Australia

[Day] [Month] [Year]

10 April 2021

Signed for and on behalf of the  
State of Queensland by



**The Honourable Shannon Fentiman MP**  
Attorney-General of the State of Queensland

[Day] [Month] [Year]

# Western Australia: Bilateral Schedule

## NATIONAL LEGAL ASSISTANCE PARTNERSHIP

### PART 1- FORMALITIES

- E4-1 This Bilateral Schedule to the National Legal Assistance Partnership (NLAP) is between the Commonwealth of Australia (Commonwealth) and the State of Western Australia (Western Australia). This Bilateral Schedule is consistent with the NLAP and should be read in conjunction with the NLAP's multilateral agreement and its Schedules.
- E4-2 This Bilateral Schedule will commence on 1 July 2020 and will expire on 30 June 2025 or on completion of the final performance reporting and processing of final payments, whichever is later. This Bilateral Schedule may be terminated earlier or extended as agreed in writing by the Parties.
- E4-3 This Bilateral Schedule may be amended at any time by agreement in writing by the Commonwealth and Western Australia.

### PART 2 – STATE SPECIFIC REPORTING AND MEASUREMENT

- E4-4 Reporting in respects to this Bilateral Schedule will be included within Western Australia's Statement of Services and Funding and Jurisdictional Performance Report, as per the requirements of Part 4 – Performance Monitoring and Reporting of the multilateral agreement.

#### Family Advocacy and Support Services

- E4-5 In addition to Clause E4-4, Western Australia will provide the following information relating to the Family Advocacy and Support Services:
- (a) update on the status of the Family Advocacy and Support Services, including the service approach and collaborative arrangements;
  - (b) update on the dedicated men's support worker, the nature of their work, utilisation and referrals made;
  - (c) from 11 March 2023, update on the dedicated mental health support, the nature of the work, utilisation and referrals made;
  - (d) number of dedicated men's support worker services delivered;
  - (e) from 11 March 2023, number of clients receiving legal assistance services (provided to individuals) that have a mental illness;
  - (f) number of non-legal support services (excluding dedicated men's support worker and mental health support services) delivered; and



- (g) a de-identified case study.

### **Domestic violence units and/or health justice partnerships**

E4-6 In addition to Clause E4-4, Western Australia will provide the following information relating to the domestic violence units and/or health justice partnerships:

- (a) update on the mental health support, the nature of the work, utilisation and referrals made;
- (b) update on the regional outreach funding, the nature of the work, utilisation and uptake;
- (c) number of clients receiving legal assistance services (provided to individuals) that have a mental illness; and
- (d) a de-identified case study.

E4-7 In addition to Clause E4-4, Western Australia will provide by 30 November 2021 a progress report detailing projected allocation of this Commonwealth funding to individual legal assistance providers for the 2021-22 financial year. This additional funding stream will not be included in the Statement of Services and Funding to be provided under Clause 39.

### **Increased legal assistance for vulnerable women**

E4-8 In addition to Clause E4-4, Western Australia will provide by 30 November 2021 a progress report detailing projected allocation of this Commonwealth funding to individual legal assistance providers for the 2021-22 financial year. This additional funding stream will not be included in the Statement of Services and Funding to be provided under Clause 39.

E4-9 From 11 March 2022, in addition to Clause E4-4, reporting on the national performance indicator set out in Clause 33(a) will include disaggregation by gender.

### **Supporting people with mental health conditions to access the justice system**

E4-10 In addition to Clause E4-4, Western Australia will provide by 30 November 2021 a progress report detailing projected allocation of this Commonwealth funding to individual legal assistance providers for the 2021-22 financial year. This additional funding stream will not be included in the Statement of Services and Funding to be provided under Clause 39.

### **Front-line support to address workplace sexual harassment**

E4-11 In addition to Clause E4-4, Western Australia will provide by 30 November 2021 a progress report detailing projected allocation of this Commonwealth funding to individual legal assistance providers for the 2021-22 financial year. This additional funding stream will not be included in the Statement of Services and Funding to be provided under Clause 39.

### **Supporting increased child sexual abuse prosecutions**

E4-12 In addition to Clause E4-4, Western Australia will provide by 30 November 2021 a progress report detailing projected allocation of this Commonwealth funding to individual legal assistance providers for the 2021-22 financial year. This additional funding stream will not be included in the Statement of Services and Funding to be provided under Clause 39.

E4-13 From 11 March 2022, in addition to Clause E4-4, Western Australia will provide the total number of representation services delivered to people accused of, or charged with, Commonwealth child sexual abuse offences.

## PART 3 – FINANCIAL ARRANGEMENTS

E4-14 The Commonwealth will provide an estimated total financial contribution to Western Australia of **\$40.366 million over five years** in respect to this Bilateral Schedule. All payments are exclusive of GST.

**Table 1: Estimated NLAP financial contributions – Western Australia – bilateral**

(\$ million)	2020-21	2021-22	2022-23	2023-24	2024-25	Total
<b>Estimated</b> NLAP – Bilateral Schedule (1) = (2) + (3) + (4) + (5)	<b>1.629</b>	<b>8.902</b>	<b>9.817</b>	<b>9.945</b>	<b>10.073</b>	<b>40.366</b>
<b>Estimated</b> NLAP bilateral payment – mainstream and specialist legal assistance services (2)	<b>1.024</b>	<b>1.620</b>	<b>2.418</b>	<b>2.467</b>	<b>2.516</b>	<b>10.045</b>
<i>Family Advocacy and Support Services</i>	1.024	1.040	1.832	1.872	1.913	7.681
<i>Domestic Violence Units/Health Justice Partnerships</i>	-	0.580	0.586	0.595	0.603	2.364
<b>Estimated</b> NLAP bilateral payment – Aboriginal and Torres Strait Islander specific legal assistance services (3)	-	-	-	-	-	-
<b>Estimated</b> NLAP bilateral payment – mainstream, specialist and Aboriginal and Torres Strait Islander specific legal assistance services (4)	-	<b>6.543</b>	<b>6.651</b>	<b>6.720</b>	<b>6.789</b>	<b>26.703</b>
<i>Increased legal assistance for vulnerable women</i>	-	3.219	3.258	3.303	3.349	13.129
<i>Supporting people with mental health conditions to access the justice system</i>	-	1.758	1.821	1.821	1.821	7.221
<i>Front-line support to address workplace sexual harassment</i>	-	1.360	1.364	1.385	1.405	5.514
<i>Supporting increased child sexual abuse prosecutions</i>	-	0.206	0.208	0.211	0.214	0.839
<b>Estimated</b> NLAP - Administrative funding (5)	0.605	0.739	0.748	0.758	0.768	3.618

### Payment

E4-15 Subject to Western Australia continuing delivery of frontline legal assistance services, 50% of the Commonwealth contributions under the following funding streams will be paid on 7 September 2021, or on the next relevant payment date, following agreement to this amended Bilateral Schedule by both Parties:

- (a) Domestic Violence Units/Health Justice Partnerships;
- (b) Increased legal assistance for vulnerable women;
- (c) Supporting people with mental health conditions to access the justice system;
- (d) Front-line support to address workplace sexual harassment; and
- (e) Supporting increased child sexual abuse prosecutions.

E4-16 Subsequent Commonwealth contributions will be paid in accordance with Clause 76.



## **Mainstream and specialist legal assistance services**

E4-17 The Commonwealth may provide additional financial contributions, for mainstream and specialist legal assistance services, in respect to this Bilateral Schedule from time to time.

### **Family Advocacy and Support Services**

E4-18 Under this Bilateral Schedule, Western Australia will allocate and administer quarantined Commonwealth funding for the operation of Family Advocacy and Support Services in Western Australia at the following agreed service locations:

- (a) Family Law Court of Western Australia, Perth; and
- (b) Family Law Court of Western Australia – Albany, Broome, Bunbury, Geraldton and Kalgoorlie country circuits.

E4-19 For the purposes of E4-18, if Western Australia cannot provide Family Advocacy and Support Services at all of the agreed service locations, the Parties will work together, as a matter of priority, to develop a mutually acceptable solution which would enable clients in each location to access the integrated legal assistance services.

E4-20 Western Australia will ensure that the Family Advocacy and Support Services provide integrated legal assistance services including:

- (a) legal support and advice for families affected by family violence with matters before the family law courts;
- (b) preparing notices of risk and applications to assist the court to make evidence-based and safe decisions;
- (c) trauma-informed and high quality social support services delivered by appropriately qualified personnel, so that clients' other issues, particularly where they elevate the risk of family violence, are identified and responded to alongside legal issues;
- (d) dedicated men's support workers who will work with male victims and alleged male perpetrators to access appropriate support services including parenting programs and men's behavioural change programs;
- (e) from 1 July 2022, dedicated mental health support workers who will work with clients to deliver appropriate mental health supports and avenues of referral to respond to mental health concerns of clients and reduce any negative mental health impact of engagement with the legal system and experiences of family violence;
- (f) assisting families to transition between, and manage matters across, the Commonwealth family law, state family violence and state child protection jurisdictions; and
- (g) unless it is not feasible, partnering with established providers of specialist domestic violence services, and specialist mental health services, to deliver the social support and mental health services.

### **Domestic violence units and/or health justice partnerships**

E4-21 In addition to funding allocated under the NLAP, under this Bilateral Schedule, Western Australia will allocate and administer additional Commonwealth funding to all currently funded legal assistance providers, for the delivery of enhanced domestic violence units and/or health justice partnerships.



E4-22 Western Australia will ensure that each existing specialist domestic violence unit and/or health justice partnership receives additional funding to provide dedicated mental health support to clients accessing the service.

E4-23 Western Australia will ensure that at least one existing specialist domestic violence unit and/or health justice partnership receives additional funding to provide increased outreach to women in regional and/or remote areas. This funding may be allocated to one or more providers, and its allocation should be determined based on the needs of Western Australia and in consultation with providers.

### **Aboriginal and Torres Strait Islander specific legal assistance services**

E4-24 The Commonwealth may provide additional financial contributions, for Aboriginal and Torres Strait Islander specific legal assistance services, in respect to this Bilateral Schedule from time to time.

### **Mainstream, specialist and Aboriginal and Torres Strait Islander specific legal assistance services**

E4-25 The Commonwealth may provide additional financial contributions, for mainstream, specialist and Aboriginal and Torres Strait Islander specific legal assistance services, in respect to this Bilateral Schedule from time to time.

### **Increased legal assistance for vulnerable women**

E4-26 Under this Bilateral Schedule, and subject to Clauses E4-27 and E4-28, Western Australia will allocate and administer quarantined Commonwealth funding to Community Legal Centres and/or the Legal Aid Commission and/or the Aboriginal and Torres Strait Islander Legal Service for the delivery of dedicated legal assistance services to women.

E4-27 The Commonwealth encourages Western Australia to allocate this funding to legal assistance providers specialising in the delivery of dedicated legal assistance services to women, with a focus on women experiencing, or at risk of, family violence.

E4-28 Western Australia will allocate some of this funding to a Community Legal Centre that specialises in the delivery of dedicated legal assistance services to women only, in each financial year of this Bilateral Schedule.

### **Supporting people with mental health conditions to access the justice system**

E4-29 Under this Bilateral Schedule, Western Australia will allocate and administer quarantined Commonwealth funding for the delivery of legal assistance services to people with mental health conditions.

E4-30 Western Australia will allocate funding to Community Legal Centres, the Legal Aid Commission, and the Aboriginal and Torres Strait Islander Legal Service, in each financial year of this Bilateral Schedule.

E4-31 Clause 63 applies to this funding, as if it were Commonwealth baseline funding.

E4-32 Western Australia will ensure that the services delivered with this funding are informed by the needs of people with mental health conditions, including by encouraging legal assistance providers to:

- (a) explore innovative and collaborative service models to deliver these services, such as health-justice partnership;



- (b) work collaboratively with providers of mental health services to build referral pathways and cross-sectoral capacity; and
- (c) build the capability of staff to deliver holistic and consumer-driven services to these clients.

#### **Front-line support to address workplace sexual harassment**

E4-33 Under this Bilateral Schedule, Western Australia will allocate and administer quarantined Commonwealth funding to Community Legal Centres, the Legal Aid Commission and the Aboriginal and Torres Strait Islander Legal Service for the delivery of legal assistance services to people experiencing workplace sexual harassment or discrimination, in each financial year of this Bilateral Schedule.

#### **Supporting increased child sexual abuse prosecutions**

E4-34 Under this Bilateral Schedule, Western Australia will allocate and administer quarantined Commonwealth funding for the delivery of legal assistance services to people accused of, or charged with, Commonwealth child sexual abuse offences.

E4-35 Western Australia will allocate funding to the Legal Aid Commission and/or the Aboriginal and Torres Strait Islander Legal Service in each financial year of this Bilateral Schedule.

#### **Administrative funding**

E4-36 The Commonwealth will also provide **\$3.618 million over five years** to support Western Australia in conducting their roles and responsibilities under the NLAP.

### **PART 4 – OTHER CONDITIONS**

E4-37 The Commonwealth Attorney-General is authorised to amend this Bilateral Schedule on behalf of the Commonwealth.

E4-38 The Western Australian Attorney-General or the relevant Western Australian Minister with portfolio responsibility for legal assistance is authorised to amend this Bilateral Schedule on behalf of Western Australia.

E4-39 Other conditions may be agreed between the Parties from time to time.

#### **Interpretation**

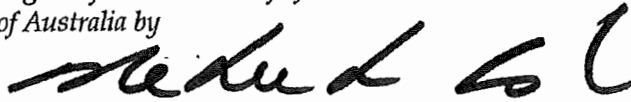
E4-40 For the purposes of the NLAP and this Bilateral Schedule:

- (a) *Family Advocacy and Support Services* refers to services based in family law court registries and integrate frontline legal assistance services with social support services, which, where possible, assist families to manage matters across the Commonwealth family law and State family violence jurisdictions, helping families who are traversing systems to have continuous support during a time of crisis.

## PART 5 – SIGN OFF

The Parties have confirmed their commitment to this Bilateral Schedule as follows:

Signed for and on behalf of the Commonwealth  
of Australia by

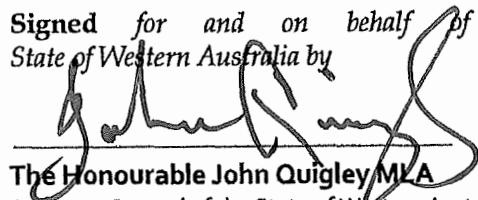


**Senator the Honourable Michaelia Cash**  
Attorney-General of the Commonwealth of Australia

[Day] [Month] [Year]

10 AUG 2021

Signed for and on behalf of the  
State of Western Australia by



**The Honourable John Quigley MLA**  
Attorney General of the State of Western Australia

[Day] [Month] [Year]

16 SEP 2021



# South Australia: Bilateral Schedule

## NATIONAL LEGAL ASSISTANCE PARTNERSHIP

### PART 1- FORMALITIES

- E5-1 This Bilateral Schedule to the National Legal Assistance Partnership (NLAP) is between the Commonwealth of Australia (Commonwealth) and the State of South Australia (South Australia). This Bilateral Schedule is consistent with the NLAP and should be read in conjunction with the NLAP's multilateral agreement and its Schedules.
- E5-2 This Bilateral Schedule will commence on 1 July 2020 and will expire on 30 June 2025 or on completion of the final performance reporting and processing of final payments, whichever is later. This Bilateral Schedule may be terminated earlier or extended as agreed in writing by the Parties.
- E5-3 This Bilateral Schedule may be amended at any time by agreement in writing by the Commonwealth and South Australia.

### PART 2 – STATE SPECIFIC REPORTING AND MEASUREMENT

- E5-4 Reporting in respects to this Bilateral Schedule will be included within South Australia's Statement of Services and Funding and Jurisdictional Performance Report, as per the requirements of Part 4 – Performance Monitoring and Reporting of the multilateral agreement.

#### Family Advocacy and Support Services

- E5-5 In addition to Clause E5-4, South Australia will provide the following information relating to the Family Advocacy and Support Services:
- (a) update on the status of the Family Advocacy and Support Services, including the service approach and collaborative arrangements;
  - (b) update on the dedicated men's support worker, the nature of their work, utilisation and referrals made;
  - (c) from 11 March 2023, update on the dedicated mental health support, the nature of the work, utilisation and referrals made;
  - (d) number of dedicated men's support worker services delivered;
  - (e) from 11 March 2023, number of clients receiving legal assistance services (provided to individuals) that have a mental illness;
  - (f) number of non-legal support services (excluding dedicated men's support worker and mental health support services) delivered; and

- (g) a de-identified case study.

### **Domestic violence units and/or health justice partnerships**

E5-6 In addition to Clause E5-4, South Australia will provide the following information relating to the domestic violence units and/or health justice partnerships:

- (a) update on the mental health support, the nature of the work, utilisation and referrals made;
- (b) update on the regional outreach funding, the nature of the work, utilisation and uptake;
- (c) number of clients receiving legal assistance services (provided to individuals) that have a mental illness; and
- (d) a de-identified case study.

E5-7 In addition to Clause E5-4, South Australia will provide by 30 November 2021 a progress report detailing projected allocation of this Commonwealth funding to individual legal assistance providers for the 2021-22 financial year. This additional funding stream will not be included in the Statement of Services and Funding to be provided under Clause 39.

### **Increased legal assistance for vulnerable women**

E5-8 In addition to Clause E5-4, South Australia will provide by 30 November 2021 a progress report detailing projected allocation of this Commonwealth funding to individual legal assistance providers for the 2021-22 financial year. This additional funding stream will not be included in the Statement of Services and Funding to be provided under Clause 39.

E5-9 From 11 March 2022, in addition to Clause E5-4, reporting on the national performance indicator set out in Clause 33(a) will include disaggregation by gender.

### **Supporting people with mental health conditions to access the justice system**

E5-10 In addition to Clause E5-4, South Australia will provide by 30 November 2021 a progress report detailing projected allocation of this Commonwealth funding to individual legal assistance providers for the 2021-22 financial year. This additional funding stream will not be included in the Statement of Services and Funding to be provided under Clause 39.

### **Front-line support to address workplace sexual harassment**

E5-11 In addition to Clause E5-4, South Australia will provide by 30 November 2021 a progress report detailing projected allocation of this Commonwealth funding to individual legal assistance providers for the 2021-22 financial year. This additional funding stream will not be included in the Statement of Services and Funding to be provided under Clause 39.

### **Supporting increased child sexual abuse prosecutions**

E5-12 In addition to Clause E5-4, South Australia will provide by 30 November 2021 a progress report detailing projected allocation of this Commonwealth funding to individual legal assistance providers for the 2021-22 financial year. This additional funding stream will not be included in the Statement of Services and Funding to be provided under Clause 39.

E5-13 From 11 March 2022, in addition to Clause E5-4, South Australia will provide the total number of representation services delivered to people accused of, or charged with, Commonwealth child sexual abuse offences.



## Family law pilot program

E5-14 In addition to Clause E5-4, South Australia will provide the following information relating to the family law pilot program:

- (a) update on the innovative and collaborative approaches taken to the provision of dedicated legal assistance services in family law matters; and
- (b) update on the nature of the work, including any collaboration with family law services.

E5-15 South Australia will provide by 30 November 2021 a progress report detailing projected allocation of this Commonwealth funding to individual legal assistance providers for the 2021-22 financial year. This additional funding stream will not be included in the Statement of Services and Funding to be provided under Clause 39.

E5-16 The Commonwealth and South Australia will jointly undertake an independent review of the family law pilot program, as part of the Independent Review of the NLAP outlined in Clauses 81-88.

## PART 3 – FINANCIAL ARRANGEMENTS

E5-17 The Commonwealth will provide an estimated total financial contribution to South Australia of **\$41.816 million over five years** in respect to this Bilateral Schedule. All payments are exclusive of GST.

**Table 1: Estimated NLAP financial contributions - South Australia - bilateral**

(\$ million)	2020-21	2021-22	2022-23	2023-24	2024-25	Total
<b>Estimated NLAP – Bilateral Schedule (1) = (2) + (3) + (4) + (5)</b>	<b>1.306</b>	<b>9.803</b>	<b>10.155</b>	<b>10.234</b>	<b>10.318</b>	<b>41.816</b>
<b>Estimated NLAP bilateral payment – mainstream and specialist legal assistance services (2)</b>	<b>0.847</b>	<b>1.297</b>	<b>1.577</b>	<b>1.608</b>	<b>1.640</b>	<b>6.969</b>
<i>Family Advocacy and Support Services</i>	0.847	0.861	1.135	1.160	1.186	5.189
<i>Domestic Violence Units/Health Justice Partnerships</i>	-	0.436	0.442	0.448	0.454	1.780
<b>Estimated NLAP bilateral payment – Aboriginal and Torres Strait Islander specific legal assistance services (3)</b>	-	-	-	-	-	-
<b>Estimated NLAP bilateral payment – mainstream, specialist and Aboriginal and Torres Strait Islander specific legal assistance services (4)</b>	-	<b>7.915</b>	<b>7.980</b>	<b>8.021</b>	<b>8.066</b>	<b>31.982</b>
<i>Increased legal assistance for vulnerable women</i>	-	2.423	2.447	2.476	2.506	9.852
<i>Supporting people with mental health conditions to access the justice system</i>	-	1.018	1.055	1.055	1.055	4.183
<i>Front-line support to address workplace sexual harassment</i>	-	0.788	0.790	0.801	0.814	3.193
<i>Supporting increased child sexual abuse prosecutions</i>	-	0.116	0.118	0.119	0.121	0.474
<i>Family law pilot program</i>	-	3.570	3.570	3.570	3.570	14.280
<b>Estimated NLAP - Administrative funding (5)</b>	0.459	0.591	0.598	0.605	0.612	2.865

## Payment

E5-18 Subject to South Australia continuing delivery of frontline legal assistance services, 50% of the Commonwealth contributions under the following funding streams will be paid on 7 September 2021, or on the next relevant payment date, following agreement to this amended Bilateral Schedule by both Parties:

- (a) Domestic Violence Units/Health Justice Partnerships;
- (b) Increased legal assistance for vulnerable women;
- (c) Supporting people with mental health conditions to access the justice system;
- (d) Front-line support to address workplace sexual harassment;
- (e) Supporting increased child sexual abuse prosecutions; and
- (f) Family law pilot program.

E5-19 Subsequent Commonwealth contributions will be paid in accordance with Clause 76.

## Mainstream and specialist legal assistance services

E5-20 The Commonwealth may provide additional financial contributions, for mainstream and specialist legal assistance services, in respect to this Bilateral Schedule from time to time.



## **Family Advocacy and Support Services**

E5-21 Under this Bilateral Schedule, South Australia will allocate and administer quarantined Commonwealth funding for the operation of Family Advocacy and Support Services in South Australia at the following agreed service locations:

- (a) Adelaide Family Law Courts Registry; and
- (b) Family Law Courts – Mount Gambier circuit.

E5-22 For the purposes of E5-21, if South Australia cannot provide Family Advocacy and Support Services at all of the agreed service locations, the Parties will work together, as a matter of priority, to develop a mutually acceptable solution which would enable clients in each location to access the integrated legal assistance services.

E5-23 South Australia will ensure that the Family Advocacy and Support Services provide integrated legal assistance services including:

- (a) legal support and advice for families affected by family violence with matters before the family law courts;
- (b) preparing notices of risk and applications to assist the court to make evidence-based and safe decisions;
- (c) trauma-informed and high quality social support services delivered by appropriately qualified personnel, so that clients' other issues, particularly where they elevate the risk of family violence, are identified and responded to alongside legal issues;
- (d) dedicated men's support workers who will work with male victims and alleged male perpetrators to access appropriate support services including parenting programs and men's behavioural change programs;
- (e) from 1 July 2022, dedicated mental health support workers who will work with clients to deliver appropriate mental health supports and avenues of referral to respond to mental health concerns of clients and reduce any negative mental health impact of engagement with the legal system and experiences of family violence;
- (f) assisting families to transition between, and manage matters across, the Commonwealth family law, state family violence and state child protection jurisdictions; and
- (g) unless it is not feasible, partnering with established providers of specialist domestic violence services, and specialist mental health services, to deliver the social support and mental health services.

## **Domestic violence units and/or health justice partnerships**

E5-24 In addition to funding allocated under the NLAP, under this Bilateral Schedule, South Australia will allocate and administer additional Commonwealth funding to all currently funded legal assistance providers, for the delivery of enhanced domestic violence units and/or health justice partnerships.

E5-25 South Australia will ensure that each existing specialist domestic violence unit and/or health justice partnership receives additional funding to provide dedicated mental health support to clients accessing the service.

E5-26 South Australia will ensure that at least one existing specialist domestic violence unit and/or health justice partnership receives additional funding to provide increased outreach to women in regional and/or remote areas. This funding may be allocated to one or more providers, and its



allocation should be determined based on the needs of South Australia and in consultation with providers.

### **Aboriginal and Torres Strait Islander specific legal assistance services**

E5-27 The Commonwealth may provide additional financial contributions, for Aboriginal and Torres Strait Islander specific legal assistance services, in respect to this Bilateral Schedule from time to time.

### **Mainstream, specialist and Aboriginal and Torres Strait Islander specific legal assistance services**

E5-28 The Commonwealth may provide additional financial contributions, for mainstream, specialist and Aboriginal and Torres Strait Islander specific legal assistance services, in respect to this Bilateral Schedule from time to time.

### **Increased legal assistance for vulnerable women**

E5-29 Under this Bilateral Schedule, and subject to Clauses E5-30 and E5-31, South Australia will allocate and administer quarantined Commonwealth funding to Community Legal Centres and/or the Legal Aid Commission and/or the Aboriginal and Torres Strait Islander Legal Service for the delivery of dedicated legal assistance services to women.

E5-30 The Commonwealth encourages South Australia to allocate this funding to legal assistance providers specialising in the delivery of dedicated legal assistance services to women, with a focus on women experiencing, or at risk of, family violence.

E5-31 South Australia will allocate some of this funding to a Community Legal Centre that specialises in the delivery of dedicated legal assistance services to women only, in each financial year of this Bilateral Schedule.

### **Supporting people with mental health conditions to access the justice system**

E5-32 Under this Bilateral Schedule, South Australia will allocate and administer quarantined Commonwealth funding for the delivery of legal assistance services to people with mental health conditions.

E5-33 South Australia will allocate funding to Community Legal Centres, the Legal Aid Commission, and the Aboriginal and Torres Strait Islander Legal Service, in each financial year of this Bilateral Schedule.

E5-34 Clause 63 applies to this funding, as if it were Commonwealth baseline funding.

E5-35 South Australia will ensure that the services delivered with this funding are informed by the needs of people with mental health conditions, including by encouraging legal assistance providers to:

- (a) explore innovative and collaborative service models to deliver these services, such as health-justice partnership;
- (b) work collaboratively with providers of mental health services to build referral pathways and cross-sectoral capacity; and
- (c) build the capability of staff to deliver holistic and consumer-driven services to these clients.

### **Front-line support to address workplace sexual harassment**

E5-36 Under this Bilateral Schedule, South Australia will allocate and administer quarantined Commonwealth funding to Community Legal Centres, the Legal Aid Commission and the



Aboriginal and Torres Strait Islander Legal Service for the delivery of legal assistance services to people experiencing workplace sexual harassment or discrimination, in each financial year of this Bilateral Schedule.

### **Supporting increased child sexual abuse prosecutions**

E5-37 Under this Bilateral Schedule, South Australia will allocate and administer quarantined Commonwealth funding for the delivery of legal assistance services to people accused of, or charged with, Commonwealth child sexual abuse offences.

E5-38 South Australia will allocate funding to the Legal Aid Commission and/or the Aboriginal and Torres Strait Islander Legal Service in each financial year of this Bilateral Schedule.

### **Family law pilot program**

E5-39 Under this Bilateral Schedule, South Australia will allocate and administer quarantined Commonwealth funding for the delivery of legal assistance services in family law matters to Community Legal Centres and Aboriginal and Torres Strait Islander Legal Services, through a family law pilot program.

E5-40 South Australia will ensure that the services delivered with this family law pilot program funding are informed by need for legal assistance in family law matters, including by requiring legal assistance providers to:

- (a) explore innovative and collaborative service models to deliver these services, including integrating culturally appropriate social support services; and
- (b) where feasible, work collaboratively with providers of family law services to build referral pathways and cross-sectoral capacity.

### **Administrative funding**

E5-41 The Commonwealth will also provide **\$2.865 million over five years** to support South Australia in conducting their roles and responsibilities under the NLAP.

## **PART 4 – OTHER CONDITIONS**

E5-42 The Commonwealth Attorney-General is authorised to amend this Bilateral Schedule on behalf of the Commonwealth.

E5-43 The South Australian Attorney-General or the relevant South Australian Minister with portfolio responsibility for legal assistance is authorised to amend this Bilateral Schedule on behalf of South Australia.

E5-44 Other conditions may be agreed between the Parties from time to time.

### **Interpretation**

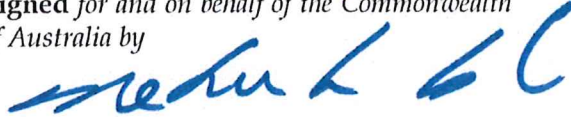
E5-45 For the purposes of the NLAP and this Bilateral Schedule:

- (a) *Family Advocacy and Support Services* refers to services based in family law court registries and integrate frontline legal assistance services with social support services, which, where possible, assist families to manage matters across the Commonwealth family law and State family violence jurisdictions, helping families who are traversing systems to have continuous support during a time of crisis.

## PART 5 – SIGN OFF

The Parties have confirmed their commitment to this Bilateral Schedule as follows:

Signed for and on behalf of the Commonwealth  
of Australia by



**Senator the Honourable Michaelia Cash**  
Attorney-General of the Commonwealth of Australia

[Day] [Month] [Year]

10 August 2021

Signed for and on behalf of the  
State of South Australia by



**The Honourable Vickie Chapman MP**  
Attorney-General of the State of South Australia

[Day] [Month] [Year]

18 August 2021



# Tasmania: Bilateral Schedule

## NATIONAL LEGAL ASSISTANCE PARTNERSHIP

### PART 1- FORMALITIES

- E6-1 This Bilateral Schedule to the National Legal Assistance Partnership (NLAP) is between the Commonwealth of Australia (Commonwealth) and the State of Tasmania (Tasmania). This Bilateral Schedule is consistent with the NLAP and should be read in conjunction with the NLAP's multilateral agreement and its Schedules.
- E6-2 This Bilateral Schedule will commence on 1 July 2020 and will expire on 30 June 2025 or on completion of the final performance reporting and processing of final payments, whichever is later. This Bilateral Schedule may be terminated earlier or extended as agreed in writing by the Parties.
- E6-3 This Bilateral Schedule may be amended at any time by agreement in writing by the Commonwealth and Tasmania.

### PART 2 – STATE SPECIFIC REPORTING AND MEASUREMENT

- E6-4 Reporting in respects to this Bilateral Schedule will be included within Tasmania's Statement of Services and Funding and Jurisdictional Performance Report, as per the requirements of Part 4 - Performance Monitoring and Reporting of the multilateral agreement.

#### Family Advocacy and Support Services

- E6-5 In addition to Clause E6-4, Tasmania will provide the following information relating to the Family Advocacy and Support Services:
- (a) update on the status of the Family Advocacy and Support Services, including the service approach and collaborative arrangements;
  - (b) update on the dedicated men's support worker, the nature of their work, utilisation and referrals made;
  - (c) from 11 March 2023, update on the dedicated mental health support, the nature of the work, utilisation and referrals made;
  - (d) number of dedicated men's support worker services delivered;
  - (e) from 11 March 2023, number of clients receiving legal assistance services (provided to individuals) that have a mental illness;
  - (f) number of non-legal support services (excluding dedicated men's support worker and mental health support services) delivered; and
  - (g) a de-identified case study.

## **Domestic violence units and/or health justice partnerships**

E6-6 In addition to Clause E6-4, Tasmania will provide the following information relating to the domestic violence units and/or health justice partnerships:

- (a) update on the mental health support, the nature of the work, utilisation and referrals made;
- (b) update on the regional outreach funding, the nature of the work, utilisation and uptake;
- (c) number of clients receiving legal assistance services (provided to individuals) that have a mental illness; and
- (d) a de-identified case study.

E6-7 In addition to Clause E6-4, Tasmania will provide by 30 November 2021 a progress report detailing projected allocation of this Commonwealth funding to individual legal assistance providers for the 2021-22 financial year. This additional funding stream will not be included in the Statement of Services and Funding to be provided under Clause 39.

## **Increased legal assistance for vulnerable women**

E6-8 In addition to Clause E6-4, Tasmania will provide by 30 November 2021 a progress report detailing projected allocation of this Commonwealth funding to individual legal assistance providers for the 2021-22 financial year. This additional funding stream will not be included in the Statement of Services and Funding to be provided under Clause 39.

E6-9 From 11 March 2022, in addition to Clause E6-4, reporting on the national performance indicator set out in Clause 33(a) will include disaggregation by gender.

## **Supporting people with mental health conditions to access the justice system**

E6-10 In addition to Clause E6-4, Tasmania will provide by 30 November 2021 a progress report detailing projected allocation of this Commonwealth funding to individual legal assistance providers for the 2021-22 financial year. This additional funding stream will not be included in the Statement of Services and Funding to be provided under Clause 39.

## **Front-line support to address workplace sexual harassment**

E6-11 In addition to Clause E6-4, Tasmania will provide by 30 November 2021 a progress report detailing projected allocation of this Commonwealth funding to individual legal assistance providers for the 2021-22 financial year. This additional funding stream will not be included in the Statement of Services and Funding to be provided under Clause 39.

## **Supporting increased child sexual abuse prosecutions**

E6-12 In addition to Clause E6-4, Tasmania will provide by 30 November 2021 a progress report detailing projected allocation of this Commonwealth funding to individual legal assistance providers for the 2021-22 financial year. This additional funding stream will not be included in the Statement of Services and Funding to be provided under Clause 39.

E6-13 From 11 March 2022, in addition to Clause E6-4, Tasmania will provide the total number of representation services delivered to people accused of, or charged with, Commonwealth child sexual abuse offences.



## PART 3 – FINANCIAL ARRANGEMENTS

E6-14 The Commonwealth will provide an estimated total financial contribution to Tasmania of **\$18.750 million over five years** in respect to this Bilateral Schedule. All payments are exclusive of GST.

**Table 1: Estimated NLAP financial contributions - Tasmania - bilateral**

(\$ million)	2020-21	2021-22	2022-23	2023-24	2024-25	Total
<b>Estimated NLAP – Bilateral Schedule (1) = (2) + (3) + (4) + (5)</b>	<b>1.374</b>	<b>3.962</b>	<b>4.407</b>	<b>4.471</b>	<b>4.536</b>	<b>18.750</b>
<b>Estimated NLAP bilateral payment – mainstream and specialist legal assistance services (2)</b>	<b>1.022</b>	<b>1.473</b>	<b>1.885</b>	<b>1.923</b>	<b>1.962</b>	<b>8.265</b>
<i>Family Advocacy and Support Services</i>	1.022	1.037	1.443	1.475	1.508	6.485
<i>Domestic Violence Units/Health Justice Partnerships</i>	-	0.436	0.442	0.448	0.454	1.780
<b>Estimated NLAP multilateral payment – Aboriginal and Torres Strait Islander specific legal assistance services (3)</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>Estimated NLAP bilateral payment – mainstream, specialist and Aboriginal and Torres Strait Islander specific legal assistance services (4)</b>	<b>-</b>	<b>2.090</b>	<b>2.118</b>	<b>2.139</b>	<b>2.159</b>	<b>8.506</b>
<i>Increased legal assistance for vulnerable women</i>	-	1.308	1.320	1.335	1.350	5.313
<i>Supporting people with mental health conditions to access the justice system</i>	-	0.414	0.429	0.429	0.429	1.701
<i>Front-line support to address workplace sexual harassment</i>	-	0.320	0.321	0.326	0.331	1.298
<i>Supporting increased child sexual abuse prosecutions</i>	-	0.048	0.048	0.049	0.049	0.194
<b>Estimated NLAP - Administrative funding (5)</b>	<b>0.352</b>	<b>0.399</b>	<b>0.404</b>	<b>0.409</b>	<b>0.415</b>	<b>1.979</b>

### Payment

E6-15 Subject to Tasmania continuing delivery of frontline legal assistance services, 50% of the Commonwealth contributions under the following funding streams will be paid on 7 September 2021, or on the next relevant payment date, following agreement to this amended Bilateral Schedule by both Parties:

- Domestic Violence Units/Health Justice Partnerships;
- Increased legal assistance for vulnerable women;
- Supporting people with mental health conditions to access the justice system;
- Front-line support to address workplace sexual harassment; and
- Supporting increased child sexual abuse prosecutions.

E6-16 Subsequent Commonwealth contributions will be paid in accordance with Clause 76.

## **Mainstream and specialist legal assistance services**

E6-17 The Commonwealth may provide additional financial contributions, for mainstream and specialist legal assistance services, in respect to this Bilateral Schedule from time to time.

### **Family Advocacy and Support Services**

E6-18 Under this Bilateral Schedule, Tasmania will allocate and administer quarantined Commonwealth funding for the operation of Family Advocacy and Support Services in Tasmania at the following agreed service locations:

- (a) Hobart Family Law Courts Registry;
- (b) Launceston Family Law Courts Registry (once space is available in the Registry); and
- (c) Family Law Courts – Burnie circuit.

E6-19 For the purposes of E6-18, if Tasmania cannot provide Family Advocacy and Support Services at all of the agreed service locations, the Parties will work together, as a matter of priority, to develop a mutually acceptable solution which would enable clients in each location to access the integrated legal assistance services.

E6-20 Tasmania will ensure that the Family Advocacy and Support Services provide integrated legal assistance services including:

- (a) legal support and advice for families affected by family violence with matters before the family law courts;
- (b) preparing notices of risk and applications to assist the court to make evidence-based and safe decisions;
- (c) trauma-informed and high quality social support services delivered by appropriately qualified personnel, so that clients' other issues, particularly where they elevate the risk of family violence, are identified and responded to alongside legal issues;
- (d) dedicated men's support workers who will work with male victims and alleged male perpetrators to access appropriate support services including parenting programs and men's behavioural change programs;
- (e) from 1 July 2022, dedicated mental health support workers who will work with clients to deliver appropriate mental health supports and avenues of referral to respond to mental health concerns of clients and reduce any negative mental health impact of engagement with the legal system and experiences of family violence;
- (f) assisting families to transition between, and manage matters across, the Commonwealth family law, state family violence and state child protection jurisdictions; and
- (g) unless it is not feasible, partnering with established providers of specialist domestic violence services, and specialist mental health services, to deliver the social support and mental health services.

### **Domestic violence units and/or health justice partnerships**

E6-21 In addition to funding allocated under the NLAP, under this Bilateral Schedule, Tasmania will allocate and administer additional Commonwealth funding to all currently funded legal assistance providers, for the delivery of enhanced domestic violence units and/or health justice partnerships.



E6-22 Tasmania will ensure that each existing specialist domestic violence unit and/or health justice partnership receives additional funding to provide dedicated mental health support to clients accessing the service.

E6-23 Tasmania will ensure that at least one existing specialist domestic violence unit and/or health justice partnership receives additional funding to provide increased outreach to women in regional and/or remote areas. This funding may be allocated to one or more providers, and its allocation should be determined based on the needs of Tasmania and in consultation with providers.

### **Aboriginal and Torres Strait Islander specific legal assistance services**

E6-24 The Commonwealth may provide additional financial contributions, for Aboriginal and Torres Strait Islander specific legal assistance services, in respect to this Bilateral Schedule from time to time.

### **Mainstream, specialist and Aboriginal and Torres Strait Islander specific legal assistance services**

E6-25 The Commonwealth may provide additional financial contributions, for mainstream, specialist and Aboriginal and Torres Strait Islander specific legal assistance services, in respect to this Bilateral Schedule from time to time.

### **Increased legal assistance for vulnerable women**

E6-26 Under this Bilateral Schedule, and subject to Clauses E6-27 and E6-28, Tasmania will allocate and administer quarantined Commonwealth funding to Community Legal Centres and/or the Legal Aid Commission and/or the Aboriginal and Torres Strait Islander Legal Service for the delivery of dedicated legal assistance services to women.

E6-27 The Commonwealth encourages Tasmania to allocate this funding to legal assistance providers specialising in the delivery of dedicated legal assistance services to women, with a focus on women experiencing, or at risk of, family violence.

E6-28 Tasmania will allocate some of this funding to a Community Legal Centre in Tasmania that specialises in the delivery of dedicated legal assistance services to women only, in each financial year of this Bilateral Schedule.

### **Supporting people with mental health conditions to access the justice system**

E6-29 Under this Bilateral Schedule, Tasmania will allocate and administer quarantined Commonwealth funding for the delivery of legal assistance services to people with mental health conditions.

E6-30 Clause 63 applies to this funding, as if it were Commonwealth baseline funding.

E6-31 Tasmania will ensure that the services delivered with this funding are informed by the needs of people with mental health conditions, including by encouraging legal assistance providers to:

- (a) explore innovative and collaborative service models to deliver these services, such as health-justice partnership;
- (b) work collaboratively with providers of mental health services to build referral pathways and cross-sectoral capacity; and
- (c) build the capability of staff to deliver holistic and consumer-driven services to these clients.

### **Front-line support to address workplace sexual harassment**

E6-32 Under this Bilateral Schedule, Tasmania will allocate and administer quarantined Commonwealth funding to Community Legal Centres, the Legal Aid Commission and the Aboriginal and Torres Strait Islander Legal Service for the delivery of legal assistance services to people experiencing workplace sexual harassment or discrimination, in each financial year of this Bilateral Schedule.

### **Supporting increased child sexual abuse prosecutions**

E6-33 Under this Bilateral Schedule, Tasmania will allocate and administer quarantined Commonwealth funding for the delivery of legal assistance services to people accused of, or charged with, Commonwealth child sexual abuse offences.

E6-34 Tasmania will allocate funding to the Legal Aid Commission and/or the Aboriginal and Torres Strait Islander Legal Service in each financial year of this Bilateral Schedule.

### **Administrative funding**

E6-35 The Commonwealth will provide **\$1.979 million over five years** to support Tasmania in conducting their roles and responsibilities under the NLAP.

## **PART 4 – OTHER CONDITIONS**

E6-36 The Commonwealth Attorney-General is authorised to amend this Bilateral Schedule on behalf of the Commonwealth.

E6-37 The Tasmanian Attorney-General or the relevant Tasmanian Minister with portfolio responsibility for legal assistance is authorised to amend this Bilateral Schedule on behalf of Tasmania.

E6-38 Other conditions may be agreed between the Parties from time to time.

### **Interpretation**

E6-39 For the purposes of the NLAP and this Bilateral Schedule:

- (a) *Family Advocacy and Support Services* refers to services based in family law court registries and integrate frontline legal assistance services with social support services, which, where possible, assist families to manage matters across the Commonwealth family law and State family violence jurisdictions, helping families who are traversing systems to have continuous support during a time of crisis.



## PART 5 – SIGN OFF

The Parties have confirmed their commitment to this Bilateral Schedule as follows:

**Signed for and on behalf of the Commonwealth  
of Australia by**



**Senator the Honourable Michaelia Cash**  
Attorney-General of the Commonwealth of Australia

[Day] [Month] [Year]

10 April 2021

**Signed for and on behalf of the  
State of Tasmania by**



**The Honourable Elise Archer MP**  
Attorney-General of the State of Tasmania

[Day] [Month] [Year]

14 September 2021

# Australia Capital Territory: Bilateral Schedule

## NATIONAL LEGAL ASSISTANCE PARTNERSHIP

### PART 1- FORMALITIES

- E7-1 This Bilateral Schedule to the National Legal Assistance Partnership (NLAP) is between the Commonwealth of Australia (Commonwealth) and the Australian Capital Territory. This Bilateral Schedule is consistent with the NLAP and should be read in conjunction with the NLAP's multilateral agreement and its Schedules.
- E7-2 This Bilateral Schedule will commence on 1 July 2020 and will expire on 30 June 2025 or on completion of the final performance reporting and processing of final payments, whichever is later. This Bilateral Schedule may be terminated earlier or extended as agreed in writing by the Parties.
- E7-3 This Bilateral Schedule may be amended at any time by agreement in writing by the Commonwealth and the Australian Capital Territory.

### PART 2 – STATE SPECIFIC REPORTING AND MEASUREMENT

- E7-4 Reporting in respects to this Bilateral Schedule will be included within the Australian Capital Territory's Statement of Services and Funding and Jurisdictional Performance Report, as per the requirements of Part 4 – Performance Monitoring and Reporting of the multilateral agreement.

#### Family Advocacy and Support Services

- E7-5 In addition to Clause E7-4, the Australian Capital Territory will provide the following information relating to the Family Advocacy and Support Services:
- (a) update on the status of the Family Advocacy and Support Services, including the service approach and collaborative arrangements;
  - (b) update on the dedicated men's support worker, the nature of their work, utilisation and referrals made;
  - (c) from 11 March 2023, update on the dedicated mental health support, the nature of the work, utilisation and referrals made;
  - (d) number of dedicated men's support worker services delivered;
  - (e) from 11 March 2023, number of clients receiving legal assistance services (provided to individuals) that have a mental illness;
  - (f) number of non-legal support services (excluding dedicated men's support worker and mental health support services) delivered; and



- (g) a de-identified case study.

### **Domestic violence units and/or health justice partnerships**

E7-6 In addition to Clause E7-4, the Australian Capital Territory will provide the following information relating to the domestic violence units and/or health justice partnerships:

- (a) update on the mental health support, the nature of the work, utilisation and referrals made;
- (b) number of clients receiving legal assistance services (provided to individuals) that have a mental illness; and
- (c) a de-identified case study.

E7-7 In addition to Clause E7-4, the Australian Capital Territory will provide by 30 November 2021 a progress report detailing projected allocation of this Commonwealth funding to individual legal assistance providers for the 2021-22 financial year. This additional funding stream will not be included in the Statement of Services and Funding to be provided under Clause 39.

### **Increased legal assistance for vulnerable women**

E7-8 In addition to Clause E7-4, the Australian Capital Territory will provide by 30 November 2021 a progress report detailing projected allocation of this Commonwealth funding to individual legal assistance providers for the 2021-22 financial year. This additional funding stream will not be included in the Statement of Services and Funding to be provided under Clause 39.

E7-9 From 11 March 2022, in addition to Clause E7-4, reporting on the national performance indicator set out in Clause 33(a) will include disaggregation by gender.

### **Supporting people with mental health conditions to access the justice system**

E7-10 In addition to Clause E7-4, the Australian Capital Territory will provide by 30 November 2021 a progress report detailing projected allocation of this Commonwealth funding to individual legal assistance providers for the 2021-22 financial year. This additional funding stream will not be included in the Statement of Services and Funding to be provided under Clause 39.

### **Front-line support to address workplace sexual harassment**

E7-11 In addition to Clause E7-4, the Australian Capital Territory will provide by 30 November 2021 a progress report detailing projected allocation of this Commonwealth funding to individual legal assistance providers for the 2021-22 financial year. This additional funding stream will not be included in the Statement of Services and Funding to be provided under Clause 39.

### **Supporting increased child sexual abuse prosecutions**

E7-12 In addition to Clause E7-4, the Australian Capital Territory will provide by 30 November 2021 a progress report detailing projected allocation of this Commonwealth funding to individual legal assistance providers for the 2021-22 financial year. This additional funding stream will not be included in the Statement of Services and Funding to be provided under Clause 39.

E7-13 From 11 March 2022, in addition to Clause E7-4, the Australian Capital Territory will provide the total number of representation services delivered to people accused of, or charged with, Commonwealth child sexual abuse offences.

## PART 3 – FINANCIAL ARRANGEMENTS

E7-14 The Commonwealth will provide an estimated total financial contribution to the Australian Capital Territory of **\$11.681 million over five years** in respect to this Bilateral Schedule. All payments are exclusive of GST.

**Table 1: Estimated NLAP financial contributions - Australian Capital Territory - bilateral**

(\$ million)	2020-21	2021-22	2022-23	2023-24	2024-25	Total
<b>Estimated</b> NLAP – Bilateral Schedule (1) = (2) + (3) + (4) + (5)	<b>1.094</b>	<b>2.490</b>	<b>2.659</b>	<b>2.698</b>	<b>2.740</b>	<b>11.681</b>
<b>Estimated</b> NLAP bilateral payment – mainstream and specialist legal assistance services (2)	<b>0.742</b>	<b>0.896</b>	<b>1.042</b>	<b>1.063</b>	<b>1.086</b>	<b>4.829</b>
<i>Family Advocacy and Support Services</i>	0.742	0.753	0.897	0.916	0.937	<b>4.245</b>
<i>Domestic Violence Units/Health Justice Partnerships</i>	-	0.143	0.145	0.147	0.149	<b>0.584</b>
<b>Estimated</b> NLAP multilateral payment – Aboriginal and Torres Strait Islander specific legal assistance services (3)	-	-	-	-	-	-
<b>Estimated</b> NLAP bilateral payment – mainstream, specialist and Aboriginal and Torres Strait Islander specific legal assistance services (4)	-	<b>1.195</b>	<b>1.213</b>	<b>1.226</b>	<b>1.239</b>	<b>4.873</b>
<i>Increased legal assistance for vulnerable women</i>	-	0.688	0.696	0.705	0.714	<b>2.803</b>
<i>Supporting people with mental health conditions to access the justice system</i>	-	0.269	0.278	0.278	0.278	<b>1.103</b>
<i>Front-line support to address workplace sexual harassment</i>	-	0.208	0.208	0.212	0.215	<b>0.843</b>
<i>Supporting increased child sexual abuse prosecutions</i>	-	0.030	0.031	0.031	0.032	<b>0.124</b>
<b>Estimated</b> NLAP - Administrative funding (5)	0.352	0.399	0.404	0.409	0.415	<b>1.979</b>

### Payment

E7-15 Subject to the Australian Capital Territory continuing delivery of frontline legal assistance services, 50% of the Commonwealth contributions under the following funding streams will be paid on 7 September 2021, or on the next relevant payment date, following agreement to this amended Bilateral Schedule by both Parties:

- (a) Domestic Violence Units/Health Justice Partnerships;
- (b) Increased legal assistance for vulnerable women;
- (c) Supporting people with mental health conditions to access the justice system;
- (d) Front-line support to address workplace sexual harassment; and
- (e) Supporting increased child sexual abuse prosecutions.

E7-16 Subsequent Commonwealth contributions will be paid in accordance with Clause 76.



## **Mainstream and specialist legal assistance services**

E7-17 The Commonwealth may provide additional financial contributions, for mainstream and specialist legal assistance services, in respect to this Bilateral Schedule from time to time.

### **Family Advocacy and Support Services**

E7-18 Under this Bilateral Schedule, the Australian Capital Territory will allocate and administer quarantined Commonwealth funding for the operation of Family Advocacy and Support Services in the Australian Capital Territory at the following agreed service locations:

- (a) Canberra Family Law Courts Registry.

E7-19 For the purposes of E7-18, if the Australian Capital Territory cannot provide Family Advocacy and Support Services at all of the agreed service locations, the Parties will work together, as a matter of priority, to develop a mutually acceptable solution which would enable clients in each location to access the integrated legal assistance services.

E7-20 The Australian Capital Territory will ensure that the Family Advocacy and Support Services provide integrated legal assistance services including:

- (a) legal support and advice for families affected by family violence with matters before the family law courts;
- (b) preparing notices of risk and applications to assist the court to make evidence-based and safe decisions;
- (c) trauma-informed and high quality social support services delivered by appropriately qualified personnel, so that clients' other issues, particularly where they elevate the risk of family violence, are identified and responded to alongside legal issues;
- (d) a dedicated men's support worker who will work with male victims and alleged male perpetrators to access appropriate support services including parenting programs and men's behavioural change programs;
- (e) from 1 July 2022, a dedicated mental health support worker who will work with clients to deliver appropriate mental health supports and avenues of referral to respond to mental health concerns of clients and reduce any negative mental health impact of engagement with the legal system and experiences of family violence;
- (f) assisting families to transition between, and manage matters across, the Commonwealth family law, state family violence and state child protection jurisdictions; and
- (g) unless it is not feasible, partnering with established providers of specialist domestic violence services, and specialist mental health services, to deliver the social support and mental health services.

### **Domestic violence units and/or health justice partnerships**

E7-21 In addition to funding allocated under the NLAP, under this Bilateral Schedule, the Australian Capital Territory will allocate and administer additional Commonwealth funding to all currently funded legal assistance providers, for the delivery of enhanced domestic violence units and/or health justice partnerships.

E7-22 The Australian Capital Territory will ensure that each existing specialist domestic violence unit and/or health justice partnership receives additional funding to provide dedicated mental health support to clients accessing the service.



## **Aboriginal and Torres Strait Islander specific legal assistance services**

E7-23 The Commonwealth may provide additional financial contributions, for Aboriginal and Torres Strait Islander specific legal assistance services, in respect to this Bilateral Schedule from time to time.

## **Mainstream, specialist and Aboriginal and Torres Strait Islander specific legal assistance services**

E7-24 The Commonwealth may provide additional financial contributions, for mainstream, specialist and Aboriginal and Torres Strait Islander specific legal assistance services, in respect to this Bilateral Schedule from time to time.

### **Increased legal assistance for vulnerable women**

E7-25 Under this Bilateral Schedule, and subject to Clauses E7-26 and E7-27, the Australian Capital Territory will allocate and administer quarantined Commonwealth funding to Community Legal Centres and/or the Legal Aid Commission and/or the Aboriginal and Torres Strait Islander Legal Service for the delivery of dedicated legal assistance services to women.

E7-26 The Commonwealth encourages the Australian Capital Territory to allocate this funding to legal assistance providers specialising in the delivery of dedicated legal assistance services to women, with a focus on women experiencing, or at risk of, family violence.

E7-27 The Australian Capital Territory will allocate some of this funding to a Community Legal Centre that specialises in the delivery of dedicated legal assistance services to women only, in each financial year of this Bilateral Schedule.

### **Supporting people with mental health conditions to access the justice system**

E7-28 Under this Bilateral Schedule, the Australian Capital Territory will allocate and administer quarantined Commonwealth funding for the delivery of legal assistance services to people with mental health conditions.

E7-29 Clause 63 applies to this funding, as if it were Commonwealth baseline funding.

E7-30 The Australian Capital Territory will ensure that the services delivered with this funding are informed by the needs of people with mental health conditions, including by encouraging legal assistance providers to:

- (a) explore innovative and collaborative service models to deliver these services, such as health-justice partnership;
- (b) work collaboratively with providers of mental health services to build referral pathways and cross-sectoral capacity; and
- (c) build the capability of staff to deliver holistic and consumer-driven services to these clients.

### **Front-line support to address workplace sexual harassment**

E7-31 Under this Bilateral Schedule, the Australian Capital Territory will allocate and administer quarantined Commonwealth funding to Community Legal Centres and/or the Legal Aid Commission and/or the Aboriginal and Torres Strait Islander Legal Service for the delivery of legal assistance services to people experiencing workplace sexual harassment or discrimination, in each financial year of this Bilateral Schedule.



### **Supporting increased child sexual abuse prosecutions**

E7-32 Under this Bilateral Schedule, the Australian Capital Territory will allocate and administer quarantined Commonwealth funding for the delivery of legal assistance services to people accused of, or charged with, Commonwealth child sexual abuse offences.

E7-33 The Australian Capital Territory will allocate funding to the Legal Aid Commission and/or the Aboriginal and Torres Strait Islander Legal Service in each financial year of this Bilateral Schedule.

### **Administrative funding**

E7-34 The Commonwealth will provide **\$1.979 million over five years** to support the Australian Capital Territory in conducting their roles and responsibilities under the NLAP.

## **PART 4 – OTHER CONDITIONS**

E7-35 The Commonwealth Attorney-General is authorised to amend this Bilateral Schedule on behalf of the Commonwealth.

E7-36 The Australian Capital Territory Attorney-General or the relevant Australian Capital Territory Minister with portfolio responsibility for legal assistance is authorised to amend this Bilateral Schedule on behalf of the Australian Capital Territory.

E7-37 Other conditions may be agreed between the Parties from time to time.

### **Interpretation**

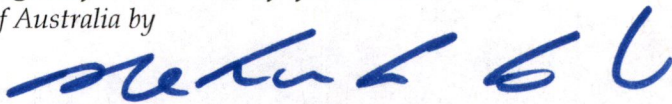
E7-38 For the purposes of the NLAP and this Bilateral Schedule:

- (a) *Family Advocacy and Support Services* refers to services based in family law court registries and integrate frontline legal assistance services with social support services, which, where possible, assist families to manage matters across the Commonwealth family law and State family violence jurisdictions, helping families who are traversing systems to have continuous support during a time of crisis.

## PART 5 – SIGN OFF

The Parties have confirmed their commitment to this Bilateral Schedule as follows:

**Signed** for and on behalf of the Commonwealth  
of Australia by

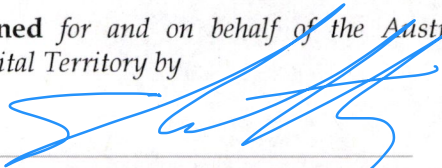


**Senator the Honourable Michaelia Cash**  
Attorney-General of the Commonwealth of Australia

[Day] [Month] [Year]

10 August 2021

**Signed** for and on behalf of the Australian  
Capital Territory by



**Shane Rattenbury MLA**  
Attorney-General of the Australian Capital Territory

[Day] [Month] [Year]

25 August 2021



# Northern Territory: Bilateral Schedule

## NATIONAL LEGAL ASSISTANCE PARTNERSHIP

### PART 1- FORMALITIES

- E8-1 This Bilateral Schedule to the National Legal Assistance Partnership (NLAP) is between the Commonwealth of Australia (Commonwealth) and the Northern Territory. This Bilateral Schedule is consistent with the NLAP and should be read in conjunction with the NLAP's multilateral agreement and its Schedules.
- E8-2 This Bilateral Schedule will commence on 1 July 2020 and will expire on 30 June 2025 or on completion of the final performance reporting and processing of final payments, whichever is later. This Bilateral Schedule may be terminated earlier or extended as agreed in writing by the Parties.
- E8-3 This Bilateral Schedule may be amended at any time by agreement in writing by the Commonwealth and the Northern Territory.

### PART 2 – STATE SPECIFIC REPORTING AND MEASUREMENT

- E8-4 Reporting in respects to this Bilateral Schedule will be included within the Northern Territory's Statement of Services and Funding and Jurisdictional Performance Report, as per the requirements of Part 4 – Performance Monitoring and Reporting of the multilateral agreement.

#### Family Advocacy and Support Services

- E8-5 In addition to Clause E8-4, the Northern Territory will provide the following information relating to the Family Advocacy and Support Services:
- (a) update on the status of the Family Advocacy and Support Services, including the service approach and collaborative arrangements;
  - (b) update on the dedicated men's support worker, the nature of their work, utilisation and referrals made;
  - (c) from 11 March 2023, update on the dedicated mental health support, the nature of the work, utilisation and referrals made;
  - (d) number of dedicated men's support worker services delivered;
  - (e) from 11 March 2023, number of clients receiving legal assistance services (provided to individuals) that have a mental illness;
  - (f) number of non-legal support services (excluding dedicated men's support worker and mental health support services) delivered; and

- (g) a de-identified case study.

### **Domestic violence units and/or health justice partnerships**

E8-6 In addition to Clause E8-4, the Northern Territory will provide the following information relating to the domestic violence units and/or health justice partnerships:

- (a) update on the mental health support, the nature of the work, utilisation and referrals made;
- (b) update on the regional outreach funding, the nature of the work, utilisation and uptake;
- (c) number of clients receiving legal assistance services (provided to individuals) that have a mental illness; and
- (d) a de-identified case study.

E8-7 In addition to Clause E8-4, the Northern Territory will provide by 30 November 2021 a progress report detailing projected allocation of this Commonwealth funding to individual legal assistance providers for the 2021-22 financial year. This additional funding stream will not be included in the Statement of Services and Funding to be provided under Clause 39.

### **Increased legal assistance for vulnerable women**

E8-8 In addition to Clause E8-4, the Northern Territory will provide by 30 November 2021 a progress report detailing projected allocation of this Commonwealth funding to individual legal assistance providers for the 2021-22 financial year. This additional funding stream will not be included in the Statement of Services and Funding to be provided under Clause 39.

E8-9 From 11 March 2022, in addition to Clause E8-4, reporting on the national performance indicator set out in Clause 33(a) will include disaggregation by gender.

### **Supporting people with mental health conditions to access the justice system**

E8-10 In addition to Clause E8-4, the Northern Territory will provide by 30 November 2021 a progress report detailing projected allocation of this Commonwealth funding to individual legal assistance providers for the 2021-22 financial year. This additional funding stream will not be included in the Statement of Services and Funding to be provided under Clause 39.

### **Front-line support to address workplace sexual harassment**

E8-11 In addition to Clause E8-4, the Northern Territory will provide by 30 November 2021 a progress report detailing projected allocation of this Commonwealth funding to individual legal assistance providers for the 2021-22 financial year. This additional funding stream will not be included in the Statement of Services and Funding to be provided under Clause 39.

### **Supporting increased child sexual abuse prosecutions**

E8-12 In addition to Clause E8-4, the Northern Territory will provide by 30 November 2021 a progress report detailing projected allocation of this Commonwealth funding to individual legal assistance providers for the 2021-22 financial year. This additional funding stream will not be included in the Statement of Services and Funding to be provided under Clause 39.

E8-13 From 11 March 2022, in addition to Clause E8-4, the Northern Territory will provide the total number of representation services delivered to people accused of, or charged with, Commonwealth child sexual abuse offences.



## PART 3 – FINANCIAL ARRANGEMENTS

E8-14 The Commonwealth will provide an estimated total financial contribution to the Northern Territory of **\$20.384 million over five years** in respect to this Bilateral Schedule. All payments are exclusive of GST.

**Table 1: Estimated NLAP financial contributions - Northern Territory - bilateral**

(\$ million)	2020-21	2021-22	2022-23	2023-24	2024-25	Total
<b>Estimated</b> NLAP – Bilateral Schedule (1) = (2) + (3) + (4) + (5)	<b>1.212</b>	<b>4.398</b>	<b>4.858</b>	<b>4.924</b>	<b>4.992</b>	<b>20.384</b>
<b>Estimated</b> NLAP bilateral payment – mainstream and specialist legal assistance services (2)	<b>0.860</b>	<b>1.310</b>	<b>1.719</b>	<b>1.753</b>	<b>1.788</b>	<b>7.430</b>
<i>Family Advocacy and Support Services</i>	0.860	0.874	1.277	1.305	1.334	5.650
<i>Domestic Violence Units/Health Justice Partnerships</i>	-	0.436	0.442	0.448	0.454	1.780
<b>Estimated</b> NLAP multilateral payment – Aboriginal and Torres Strait Islander specific legal assistance services (3)	-	-	-	-	-	-
<b>Estimated</b> NLAP bilateral payment – mainstream, specialist and Aboriginal and Torres Strait Islander specific legal assistance services (4)	-	<b>2.689</b>	<b>2.735</b>	<b>2.762</b>	<b>2.789</b>	<b>10.975</b>
<i>Increased legal assistance for vulnerable women</i>	-	1.051	1.063	1.078	1.093	4.285
<i>Supporting people with mental health conditions to access the justice system</i>	-	0.862	0.893	0.893	0.893	3.541
<i>Front-line support to address workplace sexual harassment</i>	-	0.667	0.669	0.679	0.689	2.704
<i>Supporting increased child sexual abuse prosecutions</i>	-	0.109	0.110	0.112	0.114	0.445
<b>Estimated</b> NLAP - Administrative funding (5)	0.352	0.399	0.404	0.409	0.415	1.979

### Payment

E8-15 Subject to the Northern Territory continuing delivery of frontline legal assistance services, 50% of the Commonwealth contributions under the following funding streams will be paid on 7 September 2021, or on the next relevant payment date, following agreement to this amended Bilateral Schedule by both Parties:

- (a) Domestic Violence Units/Health Justice Partnerships;
- (b) Increased legal assistance for vulnerable women;
- (c) Supporting people with mental health conditions to access the justice system;
- (d) Front-line support to address workplace sexual harassment; and
- (e) Supporting increased child sexual abuse prosecutions.

E8-16 Subsequent Commonwealth contributions will be paid in accordance with Clause 76.

## **Mainstream and specialist legal assistance services**

E8-17 The Commonwealth may provide additional financial contributions, for mainstream and specialist legal assistance services, in respect to this Bilateral Schedule from time to time.

### **Family Advocacy and Support Services**

E8-18 Under this Bilateral Schedule, the Northern Territory will allocate and administer quarantined Commonwealth funding for the operation of Family Advocacy and Support Services in the Northern Territory at the following agreed service locations:

- (a) Darwin Family Law Courts Registry;
- (b) Alice Springs Federal Circuit Court Registry;
- (c) Northern Territory Local Court in Katherine; and
- (d) Northern Territory Local Court in Darwin.

E8-19 For the purposes of E8-18, if the Northern Territory cannot provide Family Advocacy and Support Services at all of the agreed service locations, the Parties will work together, as a matter of priority, to develop a mutually acceptable solution which would enable clients in each location to access the integrated legal assistance services.

E8-20 The Northern Territory will ensure that the Family Advocacy and Support Services provide integrated legal assistance services including:

- (a) legal support and advice for families affected by family violence with matters before the family law courts;
- (b) preparing notices of risk and applications to assist the court to make evidence-based and safe decisions;
- (c) trauma-informed and high quality social support services delivered by appropriately qualified personnel, so that clients' other issues, particularly where they elevate the risk of family violence, are identified and responded to alongside legal issues;
- (d) dedicated men's support workers who will work with male victims and alleged male perpetrators to access appropriate support services including parenting programs and men's behavioural change programs;
- (e) from 1 July 2022, dedicated mental health support workers who will work with clients to deliver appropriate mental health supports and avenues of referral to respond to mental health concerns of clients and reduce any negative mental health impact of engagement with the legal system and experiences of family violence;
- (f) assisting families to transition between, and manage matters across, the Commonwealth family law, state family violence and state child protection jurisdictions; and
- (g) unless it is not feasible, partnering with established providers of specialist domestic violence services, and specialist mental health services, to deliver the social support and mental health services.

### **Domestic violence units and/or health justice partnerships**

E8-21 In addition to funding allocated under the NLAP, under this Bilateral Schedule, the Northern Territory will allocate and administer additional Commonwealth funding to all currently funded



legal assistance providers, for the delivery of enhanced domestic violence units and/or health justice partnerships.

E8-22 The Northern Territory will ensure that each existing specialist domestic violence unit and/or health justice partnership receives additional funding to provide dedicated mental health support to clients accessing the service.

E8-23 The Northern Territory will ensure that at least one existing specialist domestic violence unit and/or health justice partnership receives additional funding to provide increased outreach to women in regional and/or remote areas. This funding may be allocated to one or more providers, and its allocation should be determined based on the needs of the Northern Territory and in consultation with providers.

### **Aboriginal and Torres Strait Islander specific legal assistance services**

E8-24 The Commonwealth may provide additional financial contributions, for Aboriginal and Torres Strait Islander specific legal assistance services, in respect to this Bilateral Schedule from time to time.

### **Mainstream, specialist and Aboriginal and Torres Strait Islander specific legal assistance services**

E8-25 The Commonwealth may provide additional financial contributions, for mainstream, specialist and Aboriginal and Torres Strait Islander specific legal assistance services, in respect to this Bilateral Schedule from time to time.

### **Increased legal assistance for vulnerable women**

E8-26 Under this Bilateral Schedule, and subject to Clauses E8-27 and E8-28, the Northern Territory will allocate and administer quarantined Commonwealth funding to Community Legal Centres and/or the Legal Aid Commission and/or the Aboriginal and Torres Strait Islander Legal Service for the delivery of dedicated legal assistance services to women.

E8-27 The Commonwealth encourages the Northern Territory to allocate this funding to legal assistance providers specialising in the delivery of dedicated legal assistance services to women, with a focus on women experiencing, or at risk of, family violence.

E8-28 The Northern Territory will allocate some of this funding to Community Legal Centres that specialise in the delivery of dedicated legal assistance services to women only, in each financial year of this Bilateral Schedule.

### **Supporting people with mental health conditions to access the justice system**

E8-29 Under this Bilateral Schedule, the Northern Territory will allocate and administer quarantined Commonwealth funding for the delivery of legal assistance services to people with mental health conditions.

E8-30 The Northern Territory will allocate funding to Community Legal Centres, the Legal Aid Commission, and the Aboriginal and Torres Strait Islander Legal Service, in each financial year of this Bilateral Schedule.

E8-31 Clause 63 applies to this funding, as if it were Commonwealth baseline funding.

E8-32 The Northern Territory will ensure that the services delivered with this funding are informed by the needs of people with mental health conditions, including by encouraging legal assistance providers to:



- (a) explore innovative and collaborative service models to deliver these services, such as health-justice partnership;
- (b) work collaboratively with providers of mental health services to build referral pathways and cross-sectoral capacity; and
- (c) build the capability of staff to deliver holistic and consumer-driven services to these clients.

#### **Front-line support to address workplace sexual harassment**

E8-33 Under this Bilateral Schedule, the Northern Territory will allocate and administer quarantined Commonwealth funding to Community Legal Centres, the Legal Aid Commission and the Aboriginal and Torres Strait Islander Legal Service for the delivery of legal assistance services to people experiencing workplace sexual harassment or discrimination, in each financial year of this Bilateral Schedule.

#### **Supporting increased child sexual abuse prosecutions**

E8-34 Under this Bilateral Schedule, the Northern Territory will allocate and administer quarantined Commonwealth funding for the delivery of legal assistance services to people accused of, or charged with, Commonwealth child sexual abuse offences.

E8-35 The Northern Territory will allocate funding to the Legal Aid Commission and/or the Aboriginal and Torres Strait Islander Legal Service in each financial year of this Bilateral Schedule.

#### **Administrative funding**

E8-36 The Commonwealth will provide **\$1.979 million over five years** to support the Northern Territory in conducting their roles and responsibilities under the NLAP.

### **PART 4 – OTHER CONDITIONS**

E8-37 The Commonwealth Attorney-General is authorised to amend this Bilateral Schedule on behalf of the Commonwealth.

E8-38 The Northern Territory Attorney-General or the relevant Northern Territory Minister with portfolio responsibility for legal assistance is authorised to amend this Bilateral Schedule on behalf of the Northern Territory.

E8-39 Other conditions may be agreed between the Parties from time to time.

#### **Interpretation**

E8-40 For the purposes of the NLAP and this Bilateral Schedule:

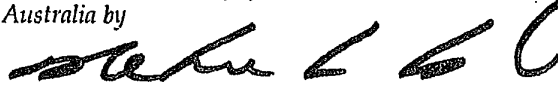
- (a) *Family Advocacy and Support Services* refers to services based in family law court registries and integrate frontline legal assistance services with social support services, which, where possible, assist families to manage matters across the Commonwealth family law and State family violence jurisdictions, helping families who are traversing systems to have continuous support during a time of crisis.



## PART 5 – SIGN OFF

The Parties have confirmed their commitment to this Bilateral Schedule as follows:

Signed for and on behalf of the Commonwealth  
of Australia by



**Senator the Honourable Michaelia Cash**  
Attorney-General of the Commonwealth of Australia

[Day] [Month] [Year]  
10 May 2021

Signed for and on behalf of the Northern  
Territory by



**The Honourable Selena Uibo MLA**  
Attorney-General of the Northern Territory of  
Australia

[Day] [Month] [Year]

22/09/2021