

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.

Aboriginal and Torres Strait Islander Legal Service – Expensive complex cases and coronial inquiries

E1-8 From 30 September 2022 onwards, in addition to Clause E1-4, New South Wales will provide the following information relating to the expensive complex cases and coronial inquiries:

- (a) if any in the reporting period, the number of individual family members of deceased Aboriginal and Torres Strait Islander individuals that received legal assistance in coronial inquiries;
- (b) for each coronial inquiry supported during the reporting period, information on whether the matter is new, ongoing, or closed; and
- (c) if any in the reporting period, a de-identified case study on an expensive complex case supported.

Aboriginal and Torres Strait Islander Legal Service – Justice Policy Partnership data capability

E1-9 From 30 September 2022 to 30 June 2024, in addition to Clause E1-4, New South Wales will provide information detailing how Commonwealth funding was used to increase the Aboriginal and Torres Strait Islander Legal Service's data capability and capacity to support the Justice Policy Partnership.

Aboriginal and Torres Strait Islander Legal Service – Coronial inquiries

E1-10 From 30 September 2023 onwards, in addition to Clause E1-4, New South Wales will provide the following information relating to the coronial inquiries:

- (a) if any in the reporting period, the number of individual family members of deceased Aboriginal and Torres Strait Islander individuals that received assistance in coronial inquiries; and
- (b) for each coronial inquiry supported during the reporting period, information on whether the matter is new, ongoing, or closed.

Increased legal assistance for vulnerable women

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.

E1-12 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

E1-13 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

E1-14 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

E1-15 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.

E1-16 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

E1-17 The Commonwealth will provide an estimated total financial contribution to New South Wales of **\$116.709 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
<i>Estimated</i> NLAP – Bilateral Schedule (1) = (2) + (3) +(4) + (5)	2.928	21.050	30.150	31.122	31.459	116.709
<i>Estimated</i> NLAP bilateral payment – mainstream and specialist legal assistance services (2)	2.323	2.937	10.940	11.155	11.371	38.726
<i>LAC - Baseline</i>	-	-	2.695	2.733	2.769	8.197
<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

Estimated NLAP bilateral payment – Aboriginal and Torres Strait Islander specific legal assistance services (3)	-	0.351	1.167	1.720	1.635	4.873
<i>Justice Policy Partnership</i>	-	0.090	0.091	0.092	-	0.273
<i>Expensive complex cases and coronial inquiries</i>	-	0.261	0.531	0.538	0.545	1.875
<i>Coronial inquiries</i>	-	-	0.545	1.090	1.090	2.725
Estimated NLAP bilateral payment – mainstream, specialist and Aboriginal and Torres Strait Islander specific legal assistance services (4)	-	17.023	17.295	17.489	17.685	69.492
<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
Estimated NLAP - Administrative funding (5)	0.605	0.739	0.748	0.758	0.768	3.618

Payment

E1-18 Subject to New South Wales continuing delivery of frontline legal assistance services, 50% of the 2021-22 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.

E1-19 Subject to New South Wales continuing delivery of frontline legal assistance services, 80% of the 2021-22 Commonwealth's contribution under the Aboriginal and Torres Strait Islander specific legal assistance services funding stream will be paid on 7 February 2022, or on the next relevant payment date, following agreement to this amended Bilateral Schedule by both Parties:

- (a) Justice Policy Partnership; and
- (b) Expensive complex cases and coronial inquiries.

E1-20 Subject to New South Wales continuing delivery of frontline legal assistance services, 100% of the 2022-23 Commonwealth contributions under the following funding streams as provided in this Bilateral Schedule will be paid on 7 May 2023, or on the next relevant payment date, following agreement to this amended Bilateral Schedule by both Parties:

- (a) LAC – Baseline; and
- (b) Coronial inquiries.

E1-21 Subsequent Commonwealth contributions will be paid in accordance with Clause 76.

Mainstream and specialist legal assistance services

E1-22 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

E1-23 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.

E1-24 For the purposes of E1-23, 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.

E1-25 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

E1-26 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.

E1-27 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.

E1-28 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

E1-29 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.

Aboriginal and Torres Strait Islander Legal Service – Expensive complex cases and coronial inquiries

E1-30 Under this Bilateral Schedule, New South Wales will allocate and administer quarantined Commonwealth funding to the Aboriginal and Torres Strait Islander Legal Service:

- (a) for the delivery of the following legal assistance services:
 - i. the provision of legal assistance to Aboriginal and Torres Strait Islander clients involved in expensive complex cases; and
 - ii. the provision of legal assistance to families of deceased Aboriginal and Torres Strait Islander individuals in coronial inquiries.

Aboriginal and Torres Strait Islander Legal Service – Justice Policy Partnership data capability

E1-31 Under this Bilateral Schedule, New South Wales will allocate and administer quarantined Commonwealth funding to the Aboriginal and Torres Strait Islander Legal Service to increase its data capability and capacity to inform the Justice Policy Partnership.

Note: *The Justice Policy Partnership is a commitment under Clause 38 of the National Agreement on Closing the Gap (National Agreement), which makes provisions for the establishment of policy partnerships under Priority Reform One: Formal Partnerships and Shared Decision-Making. A key objective of the Justice Policy Partnership is to establish a joined-up approach to Aboriginal and Torres Strait Islander justice policy between the Commonwealth, states and territories and Aboriginal and Torres Strait Islander representatives, and identify specific measures to reduce adult and youth incarceration.*

Aboriginal and Torres Strait Islander Legal Service – Coronial inquiries

E1-32 Under this Bilateral Schedule, New South Wales will allocate and administer quarantined Commonwealth funding for the delivery of dedicated legal assistance services to families of deceased Aboriginal and Torres Strait Islander individuals in coronial processes.

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

E1-33 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

E1-34 Under this Bilateral Schedule, and subject to Clauses E1-35 and E1-36, 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.

E1-35 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.

E1-36 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

E1-37 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.

E1-38 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.

E1-39 Clause 63 applies to this funding, as if it were Commonwealth baseline funding.

E1-40 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

E1-41 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

E1-42 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.

E1-43 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

E1-44 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

E1-45 The Commonwealth Attorney-General is authorised to amend this Bilateral Schedule on behalf of the Commonwealth.

E1-46 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.

E1-47 Other conditions may be agreed between the Parties from time to time.

Interpretation

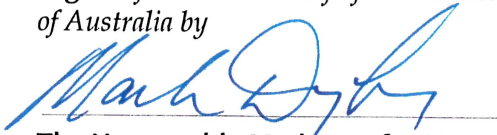
E1-48 For the purposes of the NLAP and this Bilateral Schedule:

- (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*

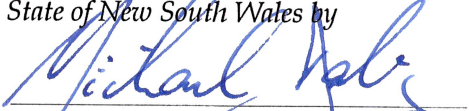


The Honourable Mark Dreyfus KC MP
Attorney-General of the Commonwealth of Australia

[Day] [Month] [Year]

17 4 23

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



The Honourable Michael Daley MP
Attorney General of the State of New South Wales

[Day] [Month] [Year]

16 5 23

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.

Aboriginal and Torres Strait Islander Legal Service – Expensive complex cases and coronial inquiries

E2-8 From 30 September 2022 onwards, in addition to Clause E2-4, Victoria will provide the following information relating to the expensive complex cases and coronial inquiries:

- (a) if any in the reporting period, the number of individual family members of deceased Aboriginal and Torres Strait Islander individuals that received legal assistance services in coronial inquiries;
- (b) for each coronial inquiry supported during the reporting period, information on whether the matter is new, ongoing, or closed; and
- (c) if any in the reporting period, a de-identified case study on an expensive complex case supported.

Aboriginal and Torres Strait Islander Legal Service – Justice Policy Partnership data capability

E2-9 From 30 September 2022 to 30 June 2024, in addition to Clause E2-4, Victoria will provide information detailing how Commonwealth funding was used to increase the Aboriginal and Torres Strait Islander Legal Service's data capability and capacity to support the Justice Policy Partnership.

Aboriginal and Torres Strait Islander Legal Service – Coronial inquiries

E2-10 From 30 September 2023 onwards, in addition to Clause E2-4, Victoria will provide the following information relating to the coronial inquiries:

- (a) if any in the reporting period, the number of individual family members of deceased Aboriginal and Torres Strait Islander individuals that received assistance in coronial inquiries; and
- (b) for each coronial inquiry supported during the reporting period, information on whether the matter is new, ongoing, or closed.

Increased legal assistance for vulnerable women

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.

E2-12 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

E2-13 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

E2-14 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

E2-15 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.

E2-16 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

E2-17 The Commonwealth will provide an estimated total financial contribution to Victoria of **\$90.049 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
<i>Estimated</i> NLAP – Bilateral Schedule (1) = (2) + (3) + (4) + (5)	2.272	15.099	22.870	24.775	25.033	90.049
<i>Estimated</i> NLAP bilateral payment – mainstream and specialist legal assistance services (2)	1.667	2.415	9.311	10.513	10.719	34.625
<i>LAC - Baseline</i>	-	-	2.065	3.113	3.162	8.340
<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

Estimated NLAP bilateral payment – Aboriginal and Torres Strait Islander specific legal assistance services (3)	-	0.208	0.889	1.453	1.364	3.914
<i>Justice Policy Partnership</i>	-	0.090	0.091	0.092	-	0.273
<i>Expensive complex cases and coronial inquiries</i>	-	0.118	0.238	0.241	0.244	0.841
<i>Coronial inquiries</i>	-	-	0.560	1.120	1.120	2.800
Estimated NLAP bilateral payment – mainstream, specialist and Aboriginal and Torres Strait Islander specific legal assistance services (4)	-	11.737	11.922	12.051	12.182	47.892
<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
Estimated NLAP - Administrative funding (5)	0.605	0.739	0.748	0.758	0.768	3.618

Payment

E2-18 Subject to Victoria continuing delivery of frontline legal assistance services, 50% of the 2021-22 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.

E2-19 Subject to Victoria continuing delivery of frontline legal assistance services, 80% of the 2021-22 Commonwealth's contribution under the Aboriginal and Torres Strait Islander specific legal assistance services funding stream will be paid on 7 February 2022, or on the next relevant payment date, following agreement to this amended Bilateral Schedule by both Parties:

- (a) Justice Policy Partnership; and
- (b) Expensive complex cases and coronial inquiries.

E2-20 Subject to Victoria continuing delivery of frontline legal assistance services, 100% of the 2022-23 Commonwealth contributions under the following funding streams as provided in this Bilateral Schedule will be paid on 7 May 2023, or on the next relevant payment date, following agreement to this amended Bilateral Schedule by both Parties:

- (a) LAC – Baseline; and

- (b) Coronial inquiries.

E2-21 Subsequent Commonwealth contributions will be paid in accordance with Clause 76.

Mainstream and specialist legal assistance services

E2-22 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

E2-23 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.

E2-24 For the purposes of E2-23, 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.

E2-25 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

E2-26 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.

E2-27 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.

E2-28 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

E2-29 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.

Aboriginal and Torres Strait Islander Legal Service – Expensive complex cases and coronial inquiries

E2-30 Under this Bilateral Schedule, Victoria will allocate and administer quarantined Commonwealth funding to the Aboriginal and Torres Strait Islander Legal Service:

- (a) for the delivery of the following legal assistance services:
 - i. the provision of legal assistance to Aboriginal and Torres Strait Islander clients involved in expensive complex cases; and
 - ii. the provision of legal assistance to families of deceased Aboriginal and Torres Strait Islander individuals in coronial inquiries.

Aboriginal and Torres Strait Islander Legal Service – Justice Policy Partnership data capability

E2-31 Under this Bilateral Schedule, Victoria will allocate and administer quarantined Commonwealth funding to the Aboriginal and Torres Strait Islander Legal Service to increase its data capability and capacity to inform the Justice Policy Partnership.

Note: *The Justice Policy Partnership is a commitment under Clause 38 of the National Agreement on Closing the Gap (National Agreement), which makes provisions for the establishment of policy partnerships under Priority Reform One: Formal Partnerships and Shared Decision-Making. A key objective of the Justice Policy Partnership is to establish a joined-up approach to Aboriginal and Torres Strait Islander justice policy between the Commonwealth, states and territories and Aboriginal and Torres Strait Islander representatives, and identify specific measures to reduce adult and youth incarceration.*

Aboriginal and Torres Strait Islander Legal Service – Coronial inquiries

E2-32 Under this Bilateral Schedule, Victoria will allocate and administer quarantined Commonwealth funding for the delivery of dedicated legal assistance services to families of deceased Aboriginal and Torres Strait Islander individuals in coronial processes.

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

E2-33 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

E2-34 Under this Bilateral Schedule, and subject to Clauses E2-35 and E2-36, 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.

E2-35 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.

E2-36 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

E2-37 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.

E2-38 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.

E2-39 Clause 63 applies to this funding, as if it were Commonwealth baseline funding.

E2-40 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

E2-41 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

E2-42 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.

E2-43 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

E2-44 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

E2-45 The Commonwealth Attorney-General is authorised to amend this Bilateral Schedule on behalf of the Commonwealth.

E2-46 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.

E2-47 Other conditions may be agreed between the Parties from time to time.

Interpretation

E2-48 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**



The Honourable Mark Dreyfus KC MP
Attorney-General of the Commonwealth of Australia

[Day] [Month] [Year]
20 June 2023

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



The Honourable Jaclyn Symes MLC
Attorney-General of the State of Victoria

[Day] [Month] [Year]

01/11/2023

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.

Aboriginal and Torres Strait Islander Legal Service – Expensive complex cases and coronial inquiries

E3-8 From 30 September 2022 onwards, in addition to Clause E3-4, Queensland will provide the following information relating to the expensive complex cases and coronial inquiries:

- (a) if any in the reporting period, the number of individual family members of deceased Aboriginal and Torres Strait Islander individuals that received legal assistance services in coronial inquiries;
- (b) for each coronial inquiry supported during the reporting period, information on whether the matter is new, ongoing, or closed; and
- (c) if any in the reporting period, a de-identified case study on an expensive complex case supported.

Aboriginal and Torres Strait Islander Legal Service – Justice Policy Partnership data capability

E3-9 From 30 September 2022 to 30 June 2024, in addition to Clause E3-4, Queensland will provide information detailing how Commonwealth funding was used to increase the Aboriginal and Torres Strait Islander Legal Service's data capability and capacity to support the Justice Policy Partnership.

Aboriginal and Torres Strait Islander Legal Service - Coronial inquiries

E3-10 From 30 September 2023 onwards, in addition to Clause E3-4, Queensland will provide the following information relating to the coronial inquiries:

- (a) if any in the reporting period, the number of individual family members of deceased Aboriginal and Torres Strait Islander individuals that received assistance in coronial inquiries; and
- (b) for each coronial inquiry supported during the reporting period, information on whether the matter is new, ongoing, or closed.

Increased legal assistance for vulnerable women

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.

E3-12 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

E3-13 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

E3-14 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

E3-15 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.

E3-16 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

E3-17 The Commonwealth will provide an estimated total financial contribution to Queensland of **\$87.122 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
<i>Estimated</i> NLAP – Bilateral Schedule (1) = (2) + (3) +(4) +(5)	2.013	15.648	22.783	23.219	23.459	87.122
<i>Estimated</i> NLAP bilateral payment – mainstream and specialist legal assistance services (2)	1.408	2.296	9.054	9.231	9.410	31.399
<i>LAC – Baseline</i>	-	-	1.826	1.851	1.875	5.552
<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

Estimated NLAP bilateral payment – Aboriginal and Torres Strait Islander specific legal assistance services (3)	-	0.141	0.301	0.410	0.319	1.171
<i>Justice Policy Partnership</i>	-	0.090	0.091	0.092	-	0.273
<i>Expensive complex cases and coronial inquiries</i>	-	0.051	0.104	0.105	0.106	0.366
<i>Coronial inquiries</i>	-	-	0.106	0.213	0.213	0.532
Estimated NLAP bilateral payment – mainstream, specialist and Aboriginal and Torres Strait Islander specific legal assistance services (4)	-	12.472	12.680	12.820	12.962	50.934
<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
Estimated NLAP - Administrative funding (5)	0.605	0.739	0.748	0.758	0.768	3.618

Payment

E3-18 Subject to Queensland continuing delivery of frontline legal assistance services, 50% of the 2021-22 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.

E3-19 Subject to Queensland continuing delivery of frontline legal assistance services, 80% of the 2021-22 Commonwealth's contribution under the Aboriginal and Torres Strait Islander specific legal assistance services funding stream will be paid on 7 February 2022, or on the next relevant payment date, following agreement to this amended Bilateral Schedule by both Parties:

- (a) Justice Policy Partnership; and
- (b) Expensive complex cases and coronial inquiries.

E3-20 Subject to Queensland continuing delivery of frontline legal assistance services, 100% of the 2022-23 Commonwealth contributions under the following funding streams as provided in this Bilateral Schedule will be paid on 7 May 2023, or on the next relevant payment date, following agreement to this amended Bilateral Schedule by both Parties:

- (a) LAC – Baseline; and
- (b) Coronial inquiries.

E3-21 Subsequent Commonwealth contributions will be paid in accordance with Clause 76.

Mainstream and specialist legal assistance services

E3-22 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

E3-23 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.

E3-24 For the purposes of E3-23, 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.

E3-25 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

E3-26 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.

E3-27 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.

E3-28 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

E3-29 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.

Aboriginal and Torres Strait Islander Legal Service – Expensive complex cases and coronial inquiries

E3-30 Under this Bilateral Schedule, Queensland will allocate and administer quarantined Commonwealth funding to the Aboriginal and Torres Strait Islander Legal Service:

- (a) for the delivery of the following legal assistance services:
- i. the provision of legal assistance to Aboriginal and Torres Strait Islander clients involved in expensive complex cases; and
 - ii. the provision of legal assistance to families of deceased Aboriginal and Torres Strait Islander individuals in coronial inquiries.

Aboriginal and Torres Strait Islander Legal Service – Justice Policy Partnership data capability

E3-31 Under this Bilateral Schedule, Queensland will allocate and administer quarantined Commonwealth funding to the Aboriginal and Torres Strait Islander Legal Service to increase its data capability and capacity to inform the Justice Policy Partnership.

Note: The Justice Policy Partnership is a commitment under Clause 38 of the National Agreement on Closing the Gap (National Agreement), which makes provisions for the establishment of policy partnerships under Priority Reform One: Formal Partnerships and Shared Decision-Making. A key objective of the Justice Policy Partnership is to establish a joined-up approach to Aboriginal and Torres Strait Islander justice policy between the Commonwealth, states and territories and Aboriginal and Torres Strait Islander representatives, and identify specific measures to reduce adult and youth incarceration.

Aboriginal and Torres Strait Islander Legal Service – Coronial inquiries

E3-32 Under this Bilateral Schedule, Queensland will allocate and administer quarantined Commonwealth funding for the delivery of legal assistance services to families of deceased Aboriginal and Torres Strait Islander individuals in coronial processes.

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

E3-33 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

E3-34 Under this Bilateral Schedule, and subject to Clauses E3-35 and E3-36, 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.

E3-35 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.

E3-36 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

E3-37 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.

E3-38 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.

E3-39 Clause 63 applies to this funding, as if it were Commonwealth baseline funding.

E3-40 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

E3-41 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

E3-42 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.

E3-43 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

E3-44 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

E3-45 The Commonwealth Attorney-General is authorised to amend this Bilateral Schedule on behalf of the Commonwealth.

E3-46 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.

E3-47 Other conditions may be agreed between the Parties from time to time.

Interpretation

E3-48 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*



The Honourable Mark Dreyfus KC MP
Attorney-General of the Commonwealth of Australia

[Day] [Month] [Year]
17 4 23

*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]
5/5/23

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. 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 E8-4-4, 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.

Aboriginal and Torres Strait Islander Legal Service – Expensive complex cases and coronial inquiries

E4-8 From 30 September 2022 onwards, in addition to Clause E4-4, Western Australia will provide the following information relating to the expensive complex cases and coronial inquiries:

- (a) if any in the reporting period, the number of individual family members of deceased Aboriginal and Torres Strait Islander individuals that received assistance in coronial inquiries;
- (b) for each coronial inquiry supported during the reporting period, information on whether the matter is new, ongoing, or closed; and
- (c) if any in the reporting period, a de-identified case study on an expensive complex case supported.

Aboriginal and Torres Strait Islander Legal Service – Justice Policy Partnership data capability

E4-9 From 30 September 2022 to 30 June 2024, in addition to Clause E4-4, Western Australia will provide information detailing how Commonwealth funding was used to increase the Aboriginal and Torres Strait Islander Legal Service's data capability and capacity to support the Justice Policy Partnership.

Aboriginal and Torres Strait Islander Legal Service – Coronial inquiries

E4-10 From 30 September 2023 onwards, in addition to Clause E4-4, Western Australia will provide the following information relating to the coronial inquiries:

- (a) if any in the reporting period, the number of individual family members of deceased Aboriginal and Torres Strait Islander individuals that received assistance in coronial inquiries; and
- (b) for each coronial inquiry supported during the reporting period, information on whether the matter is new, ongoing, or closed.

Increased legal assistance for vulnerable women

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.

E4-12 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

E4-13 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

E4-14 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

E4-15 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.

E4-16 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

E4-17 The Commonwealth will provide an estimated total financial contribution to Western Australia of **\$45.998 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
<i>Estimated</i> NLAP – Bilateral Schedule (1) = (2) + (3) + (4) + (5)	1.629	9.376	11.208	11.870	11.915	45.998
<i>Estimated</i> NLAP bilateral payment – mainstream and specialist legal assistance services (2)	1.024	1.620	2.418	2.467	2.516	10.045
<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
<i>Estimated</i> NLAP multilateral payment – Aboriginal and Torres Strait Islander specific legal assistance services (3)	-	0.474	1.391	1.925	1.842	5.632
<i>Justice Policy Partnership</i>	-	0.089	0.091	0.093	-	0.273

<i>Expensive complex cases and coronial inquiries</i>	-	0.385	0.780	0.792	0.802	2.759
<i>Coronial inquiries</i>	-	-	0.520	1.040	1.040	2.600
Estimated NLAP bilateral payment – mainstream, specialist and Aboriginal and Torres Strait Islander specific legal assistance services (4)	-	6.543	6.651	6.720	6.789	26.703
<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
Estimated NLAP - Administrative funding (5)	0.605	0.739	0.748	0.758	0.768	3.618

Payment

E4-18 Subject to Western Australia continuing delivery of frontline legal assistance services, 50% of the 2021-22 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.

E4-19 Subject to Western Australia continuing delivery of frontline legal assistance services, 80% of the 2021-22 Commonwealth's contribution under the Aboriginal and Torres Strait Islander specific legal assistance services funding stream will be paid on 7 February 2022, or on the next relevant payment date, following agreement to this amended Bilateral Schedule by both Parties:

- (a) Justice Policy Partnership; and
- (b) Expensive complex cases and coronial inquiries.

E4-20 Subject to Western Australia continuing delivery of frontline legal assistance services, 100% of the 2022-23 Commonwealth contribution under the following funding stream as provided in this Bilateral Schedule will be paid on 7 May 2023, or on the next relevant payment date, following agreement to this amended Bilateral Schedule by both Parties:

- (a) Coronial inquiries.

E4-21 Subsequent Commonwealth contributions will be paid in accordance with Clause 76.

Mainstream and specialist legal assistance services

E4-22 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

E4-23 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; and
- (b) Family Law Court of Western Australia – Albany, Broome, Bunbury, Geraldton and Kalgoorlie country courts.

E4-24 For the purposes of E4-23, 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.

E4-25 The 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

E4-26 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.

E4-27 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.

E4-28 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

E4-29 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.

Aboriginal and Torres Strait Islander Legal Service – Expensive complex cases and coronial inquiries

E4-30 Under this Bilateral Schedule, Western Australia will allocate and administer quarantined Commonwealth funding to the Aboriginal and Torres Strait Islander Legal Service:

- (a) for the delivery of the following legal assistance services:
 - i. the provision of legal assistance to Aboriginal and Torres Strait Islander clients involved in expensive complex cases; and
 - ii. the provision of legal assistance to families of deceased Aboriginal and Torres Strait Islander individuals in coronial inquiries.

Aboriginal and Torres Strait Islander Legal Service – Justice Policy Partnership data capability

E4-31 Under this Bilateral Schedule, Western Australia will allocate and administer quarantined Commonwealth funding to the Aboriginal and Torres Strait Islander Legal Service to increase its data capability and capacity to inform the Justice Policy Partnership.

Note: The Justice Policy Partnership is a commitment under Clause 38 of the National Agreement on Closing the Gap (National Agreement), which makes provisions for the establishment of policy partnerships under Priority Reform One: Formal Partnerships and Shared Decision-Making. A key objective of the Justice Policy Partnership is to establish a joined-up approach to Aboriginal and Torres Strait Islander justice policy between the Commonwealth, states and territories and Aboriginal and Torres Strait Islander representatives, and identify specific measures to reduce adult and youth incarceration.

Aboriginal and Torres Strait Islander Legal Service – Coronial inquiries

E4-32 Under this Bilateral Schedule, Western Australia will allocate and administer quarantined Commonwealth funding for the delivery of legal assistance services to families of deceased Aboriginal and Torres Strait Islander individuals in coronial processes.

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

E4-33 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

E4-34 Under this Bilateral Schedule, and subject to Clauses E4-35 and E4-36, 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.

E4-35 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.

E4-36 Western Australia 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

E4-37 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.

E4-38 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.

E4-39 Clause 63 applies to this funding, as if it were Commonwealth baseline funding.

E4-40 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

E4-41 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

E4-42 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.

E4-43 The 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

E4-44 The Commonwealth will provide **\$3.618 million over five years** to support Western Australia in conducting their roles and responsibilities under the NLAP.

PART 4 – OTHER CONDITIONS

E4-45 The Commonwealth Attorney-General is authorised to amend this Bilateral Schedule on behalf of the Commonwealth.

E4-46 The Western Australia Attorney-General or the relevant Western Australia Minister with portfolio responsibility for legal assistance is authorised to amend this Bilateral Schedule on behalf of Western Australia.

E4-47 Other conditions may be agreed between the Parties from time to time.

Interpretation

E4-48 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

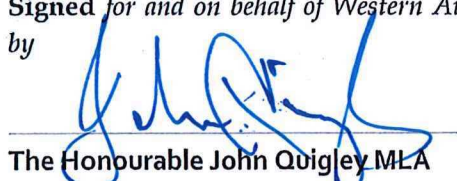


The Honourable Mark Dreyfus KC MP
Attorney-General of the Commonwealth of Australia

[Day] [Month] [Year]

17 4 23

Signed for and on behalf of Western Australia
by



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

[Day] [Month] [Year] 03 MAY 2023

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.

Aboriginal and Torres Strait Islander Legal Service – Expensive complex cases and coronial inquiries

E5-8 From 30 September 2022 onwards, in addition to Clause E5-4, South Australia will provide the following information relating to the expensive complex cases and coronial inquiries:

- (a) if any in the reporting period, the number of individual family members of deceased Aboriginal and Torres Strait Islander individuals that received legal assistance services in coronial inquiries;
- (b) for each coronial inquiry supported during the reporting period, information on whether the matter is new, ongoing, or closed; and
- (c) if any in the reporting period, a de-identified case study on an expensive complex case supported.

Aboriginal and Torres Strait Islander Legal Service – Justice Policy Partnership data capability

E5-9 From 30 September 2022 to 30 June 2024, in addition to Clause E5-4, South Australia will provide information detailing how Commonwealth funding was used to increase the Aboriginal and Torres Strait Islander Legal Service's data capability and capacity to support the Justice Policy Partnership.

Aboriginal and Torres Strait Islander Legal Service – Coronial inquiries

E5-10 From 30 September 2023 onwards, in addition to Clause E5-4, South Australia will provide the following information relating to the coronial inquiries:

- (a) if any in the reporting period, the number of individual family members of deceased Aboriginal and Torres Strait Islander individuals that received assistance in coronial inquiries; and
- (b) for each coronial inquiry supported during the reporting period, information on whether the matter is new, ongoing, or closed.

Increased legal assistance for vulnerable women

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.

E5-12 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

E5-13 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

E5-14 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

E5-15 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.

E5-16 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

E5-17 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.

E5-18 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.

E5-19 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

E5-20 The Commonwealth will provide an estimated total financial contribution to South Australia of \$46.207 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
Estimated NLAP – Bilateral Schedule (1) = (2) + (3) + (4) + (5)	1.306	10.011	11.402	11.742	11.746	46.207
Estimated NLAP bilateral payment – mainstream and specialist legal assistance services (2)	0.847	1.297	2.246	2.286	2.327	9.003
<i>LAC - Baseline</i>	-	-	0.669	0.678	0.687	2.034
<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
Estimated NLAP bilateral payment – Aboriginal and Torres Strait Islander specific legal assistance services (3)	-	0.208	0.578	0.830	0.741	2.357
<i>Justice Policy Partnership</i>	-	0.090	0.091	0.092	-	0.273
<i>Expensive complex cases and coronial inquiries</i>	-	0.118	0.240	0.244	0.247	0.849
<i>Coronial inquiries</i>	-	-	0.247	0.494	0.494	1.235
Estimated NLAP bilateral payment – mainstream, specialist and Aboriginal and Torres Strait Islander specific legal assistance services (4)	-	7.915	7.980	8.021	8.066	31.982
<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
Estimated NLAP - Administrative funding (5)	0.459	0.591	0.598	0.605	0.612	2.865

Payment

E5-21 Subject to South Australia continuing delivery of frontline legal assistance services, 50% of the 2021-22 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.

E5-22 Subject to South Australia continuing delivery of frontline legal assistance services, 80% of the 2021-22 Commonwealth's contribution under the Aboriginal and Torres Strait Islander specific legal assistance services funding stream will be paid on 7 February 2022, or on the next relevant payment date, following agreement to this amended Bilateral Schedule by both Parties:

- (a) Justice Policy Partnership; and
- (b) Expensive complex cases and coronial inquiries.

E5-23 Subject to South Australia continuing delivery of frontline legal assistance services, 100% of the 2022-23 Commonwealth contributions under the following funding streams as provided in this Bilateral Schedule will be paid on 7 May 2023, or on the next relevant payment date, following agreement to this amended Bilateral Schedule by both Parties:

- (a) LAC – Baseline; and
- (b) Coronial inquiries.

E5-24 Subsequent Commonwealth contributions will be paid in accordance with Clause 76.

Mainstream and specialist legal assistance services

E5-25 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

E5-26 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.

E5-27 For the purposes of E5-26, 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.

E5-28 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

E5-29 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.

E5-30 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.

E5-31 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

E5-32 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.

Aboriginal and Torres Strait Islander Legal Service – Expensive complex cases and coronial inquiries

E5-33 Under this Bilateral Schedule, South Australia will allocate and administer quarantined Commonwealth funding to the Aboriginal and Torres Strait Islander Legal Service:

- (a) for the delivery of the following legal assistance services:
 - i. the provision of legal assistance to Aboriginal and Torres Strait Islander clients involved in expensive complex cases; and
 - ii. the provision of legal assistance to families of deceased Aboriginal and Torres Strait Islander individuals in coronial inquiries.

Aboriginal and Torres Strait Islander Legal Service – Justice Policy Partnership data capability

E5-34 Under this Bilateral Schedule, South Australia will allocate and administer quarantined Commonwealth funding to the Aboriginal and Torres Strait Islander Legal Service to increase its data capability and capacity to inform the Justice Policy Partnership.

Note: The Justice Policy Partnership is a commitment under Clause 38 of the National Agreement on Closing the Gap (National Agreement), which makes provisions for the establishment of policy partnerships under Priority Reform One: Formal Partnerships and Shared Decision-Making. A key objective of the Justice Policy Partnership is to establish a joined-up approach to Aboriginal and Torres Strait Islander justice policy between the Commonwealth, states and territories and Aboriginal and Torres Strait Islander representatives, and identify specific measures to reduce adult and youth incarceration.

Aboriginal and Torres Strait Islander Legal Service – Coronial inquiries

E5-35 Under this Bilateral Schedule, South Australia will allocate and administer quarantined Commonwealth funding for the delivery of legal assistance services to families of deceased Aboriginal and Torres Strait Islander individuals in coronial processes.

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

E5-36 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

E5-37 Under this Bilateral Schedule, and subject to Clauses E5-38 and E5-39, 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.

E5-38 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.

E5-39 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

E5-40 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.

E5-41 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.

E5-42 Clause 63 applies to this funding, as if it were Commonwealth baseline funding.

E5-43 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

E5-44 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

E5-45 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.

E5-46 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

E5-47 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.

E5-48 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

E5-49 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

E5-50 The Commonwealth Attorney-General is authorised to amend this Bilateral Schedule on behalf of the Commonwealth.

E5-51 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.

E5-52 Other conditions may be agreed between the Parties from time to time.

Interpretation

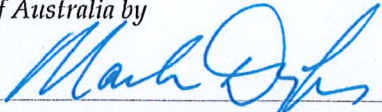
E5-53 For the purposes of the NLAP and this Bilateral Schedule:

- (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*

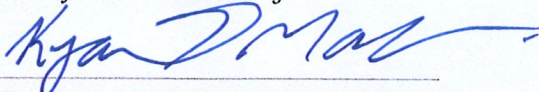


The Honourable Mark Dreyfus KC MP
Attorney-General of the Commonwealth of Australia

[Day] [Month] [Year]

17 4 23

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



The Honourable Kyam Maher MLC
Attorney-General of the State of South Australia

[Day] [Month] [Year]

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.

Aboriginal and Torres Strait Islander Legal Service – Expensive complex cases and coronial inquiries

E6-8 From 30 September 2022 onwards, in addition to Clause E6-4, Tasmania will provide the following information relating to the expensive complex cases and coronial inquiries:

- (a) if any in the reporting period, the number of individual family members of deceased Aboriginal and Torres Strait Islander individuals that received legal assistance services in coronial inquiries;
- (b) for each coronial inquiry supported during the reporting period, information on whether the matter is new, ongoing, or closed; and
- (c) if any in the reporting period, a de-identified case study on an expensive complex case supported.

Aboriginal and Torres Strait Islander Legal Service – Justice Policy Partnership data capability

E6-9 From 30 September 2022 to 30 June 2024, in addition to Clause E6-4, Tasmania will provide information detailing how Commonwealth funding was used to increase the Aboriginal and Torres Strait Islander Legal Service's data capability and capacity to support the Justice Policy Partnership.

Aboriginal and Torres Strait Islander Legal Service – Coronial inquiries

E6-10 From 30 September 2023 onwards, in addition to Clause E6-4, Tasmania will provide the following information relating to the coronial inquiries:

- (a) if any in the reporting period, the number of individual family members of deceased Aboriginal and Torres Strait Islander individuals that received assistance in coronial inquiries; and
- (b) for each coronial inquiry supported during the reporting period, information on whether the matter is new, ongoing, or closed.

Increased legal assistance for vulnerable women

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.

E6-12 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

E6-13 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

E6-14 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

E6-15 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.

E6-16 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

E6-17 The Commonwealth will provide an estimated total financial contribution to Tasmania of **\$20.235 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
<i>Estimated</i> NLAP – Bilateral Schedule (1) = (2) + (3) + (4) + (5)	1.374	4.078	4.854	4.976	4.953	20.235
<i>Estimated</i> NLAP bilateral payment – mainstream and specialist legal assistance services (2)	1.022	1.473	2.136	2.177	2.220	9.028
<i>LAC - Baseline</i>	-	-	0.251	0.254	0.258	0.763

<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
Estimated NLAP multilateral payment – Aboriginal and Torres Strait Islander specific legal assistance services (3)	-	0.116	0.196	0.251	0.159	0.722
<i>Justice Policy Partnership</i>	-	0.090	0.091	0.092	-	0.273
<i>Expensive complex cases and coronial inquiries</i>	-	0.026	0.052	0.053	0.053	0.184
<i>Coronial inquiries</i>	-	-	0.053	0.106	0.106	0.265
Estimated NLAP bilateral payment – mainstream, specialist and Aboriginal and Torres Strait Islander specific legal assistance services (4)	-	2.090	2.118	2.139	2.159	8.506
<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
Estimated NLAP - Administrative funding (5)	0.352	0.399	0.404	0.409	0.415	1.979

Payment

E6-18 Subject to Tasmania continuing delivery of frontline legal assistance services, 50% of the 2021-22 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.

E6-19 Subject to Tasmania continuing delivery of frontline legal assistance services, 80% of the 2021_22 Commonwealth's contribution under the Aboriginal and Torres Strait Islander specific legal assistance services funding stream will be paid on 7 February 2022, or on the next relevant payment date, following agreement to this amended Bilateral Schedule by both Parties:

- (a) Justice Policy Partnership; and
- (b) Expensive complex cases and coronial inquiries.

E6-20 Subject to Tasmania continuing delivery of frontline legal assistance services, 100% of the 2022-23 Commonwealth contributions under the following funding streams as provided in this

Bilateral Schedule will be paid on 7 May 2023, or on the next relevant payment date, following agreement to this amended Bilateral Schedule by both Parties:

- (a) LAC – Baseline; and
- (b) Coronial inquiries.

E6-21 Subsequent Commonwealth contributions will be paid in accordance with Clause 76.

Mainstream and specialist legal assistance services

E6-22 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

E6-23 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.

E6-24 For the purposes of E6-23, 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.

E6-25 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

E6-26 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.

E6-27 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.

E6-28 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

E6-29 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.

Aboriginal and Torres Strait Islander Legal Service – Expensive complex cases and coronial inquiries

E6-30 Under this Bilateral Schedule, Tasmania will allocate and administer quarantined Commonwealth funding to the Aboriginal and Torres Strait Islander Legal Service:

- (a) for the delivery of the following legal assistance services:
- i. the provision of legal assistance to Aboriginal and Torres Strait Islander clients involved in expensive complex cases; and
 - ii. the provision of legal assistance to families of deceased Aboriginal and Torres Strait Islander individuals in coronial inquiries.

Aboriginal and Torres Strait Islander Legal Service – Justice Policy Partnership data capability

E6-31 Under this Bilateral Schedule, Tasmania will allocate and administer quarantined Commonwealth funding to the Aboriginal and Torres Strait Islander Legal Service to increase its data capability and capacity to inform the Justice Policy Partnership.

Note: *The Justice Policy Partnership is a commitment under Clause 38 of the National Agreement on Closing the Gap (National Agreement), which makes provisions for the establishment of policy partnerships under Priority Reform One: Formal Partnerships and Shared Decision-Making. A key objective of the Justice Policy Partnership is to establish a joined-up approach to Aboriginal and Torres Strait Islander justice policy between the Commonwealth, states and territories and Aboriginal and Torres Strait Islander representatives, and identify specific measures to reduce adult and youth incarceration.*

Aboriginal and Torres Strait Islander Legal Service – Coronial inquiries

- E6-32 Under this Bilateral Schedule, Tasmania will allocate and administer quarantined Commonwealth funding for the delivery of legal assistance services to families of deceased Aboriginal and Torres Strait Islander individuals in coronial processes.

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

- E6-33 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

- E6-34 Under this Bilateral Schedule, and subject to Clauses E6-35 and E6-36, 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.
- E6-35 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.
- E6-36 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

- E6-37 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.
- E6-38 Clause 63 applies to this funding, as if it were Commonwealth baseline funding.
- E6-39 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

- E6-40 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

- E6-41 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.

E6-42 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

E6-43 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

E6-44 The Commonwealth Attorney-General is authorised to amend this Bilateral Schedule on behalf of the Commonwealth.

E6-45 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.

E6-46 Other conditions may be agreed between the Parties from time to time.

Interpretation

E6-47 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*



The Honourable Mark Dreyfus KC MP
Attorney-General of the Commonwealth of Australia

[Day] [Month] [Year]

17 4 23

*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]

22 5 23

Australian 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.

Aboriginal and Torres Strait Islander Legal Service – Expensive complex cases and coronial inquiries

E7-8 From 30 September 2022 onwards, in addition to Clause E7-4, the Australian Capital Territory will provide the following information relating to expensive complex cases and coronial inquiries:

- (a) if any in the reporting period, the number of individual family members of deceased Aboriginal and Torres Strait Islander individuals that received legal assistance in coronial inquiries;
- (b) for each coronial inquiry supported during the reporting period, information on whether the matter is new, ongoing, or closed; and
- (c) if any in the reporting period, a de-identified case study on an expensive complex case supported.

Aboriginal and Torres Strait Islander Legal Service – Justice Policy Partnership data capability

E7-9 From 30 September 2022 to 30 June 2024, in addition to Clause E7-4, the Australian Capital Territory will provide information detailing how Commonwealth funding was used to increase the Aboriginal and Torres Strait Islander Legal Service's data capability and capacity to support the Justice Policy Partnership.

Aboriginal and Torres Strait Islander Legal Service - Coronial inquiries

E7-10 From 30 September 2023 onwards, in addition to Clause E7-4, the Australian Capital Territory will provide the following information relating to the Aboriginal and Torres Strait Islander Legal Service:

- (a) if any in the reporting period, the number of individual family members of deceased Aboriginal and Torres Strait Islander individuals that received assistance in coronial inquiries; and
- (b) for each coronial inquiry supported during the reporting period, information on whether the matter is new, ongoing, or closed.

Increased legal assistance for vulnerable women

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.

E7-12 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

E7-13 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

E7-14 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

E7-15 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.

E7-16 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

E7-17 The Commonwealth will provide an estimated total financial contribution to the Australian Capital Territory of **\$13.781 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
<i>Estimated</i> NLAP – Bilateral Schedule (1) = (2) + (3) + (4) + (5)	1.094	2.591	2.993	3.570	3.533	13.781
<i>Estimated</i> NLAP bilateral payment – mainstream and specialist legal assistance services (2)	0.742	0.896	1.239	1.773	1.808	6.458
<i>LAC - Baseline</i>	-	-	0.197	0.710	0.722	1.629
<i>Family Advocacy and Support Services</i>	0.742	0.753	0.897	0.916	0.937	4.245
<i>Domestic Violence Units/Health Justice Partnerships</i>	-	0.143	0.145	0.147	0.149	0.584

Estimated NLAP multilateral payment – Aboriginal and Torres Strait Islander specific legal assistance services (3)	-	0.101	0.137	0.162	0.071	0.471
<i>Justice Policy Partnership</i>	-	0.090	0.091	0.092	-	0.273
<i>Expensive complex cases and coronial inquiries</i>	-	0.011	0.022	0.022	0.023	0.078
<i>Coronial inquiries</i>	-	-	0.024	0.048	0.048	0.120
Estimated NLAP bilateral payment – mainstream, specialist and Aboriginal and Torres Strait Islander specific legal assistance services (4)	-	1.195	1.213	1.271	1.239	4.873
<i>Increased legal assistance for vulnerable women</i>	-	0.688	0.696	0.705	0.714	2.803
<i>Supporting people with mental health conditions to access the justice system</i>	-	0.269	0.278	0.278	0.278	1.103
<i>Front-line support to address workplace sexual harassment</i>	-	0.208	0.208	0.212	0.215	0.843
<i>Supporting increased child sexual abuse prosecutions</i>	-	0.030	0.031	0.031	0.032	0.124
Estimated NLAP - Administrative funding (5)	0.352	0.399	0.404	0.409	0.415	1.979

Payment

E7-18 Subject to the Australian Capital Territory continuing delivery of frontline legal assistance services, 50% of the 2021-22 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.

E7-19 Subject to the Australian Capital Territory continuing delivery of frontline legal assistance services, 80% of the 2021-22 Commonwealth's contribution under the Aboriginal and Torres Strait Islander specific legal assistance services funding stream will be paid on 7 February 2022, or on the next relevant payment date, following agreement to this amended Bilateral Schedule by both Parties:

- (a) Justice Policy Partnership; and
- (b) Expensive complex cases and coronial inquiries.

E7-20 Subject to the Australian Capital Territory continuing delivery of frontline legal assistance services, 100% of the 2022-23 Commonwealth contributions under the following funding streams as provided in this Bilateral Schedule will be paid on 7 May 2023, or on the next relevant payment date, following agreement to this amended Bilateral Schedule by both Parties:

- (a) LAC – Baseline; and
- (b) Coronial inquiries

E7-21 Subsequent Commonwealth contributions will be paid in accordance with Clause 76.

Mainstream and specialist legal assistance services

E7-22 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

E7-23 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.

E7-24 For the purposes of E7-23, 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.

E7-25 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

E7-26 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.

E7-27 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

E7-28 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.

Aboriginal and Torres Strait Islander Legal Service – Expensive complex cases and coronial inquiries

E7-29 Under this Bilateral Schedule, the Australian Capital Territory will allocate and administer quarantined Commonwealth funding to the Aboriginal and Torres Strait Islander Legal Service:

- (a) for the delivery of the following legal assistance services:
 - i. the provision of legal assistance to Aboriginal and Torres Strait Islander clients involved in expensive complex cases; and
 - ii. the provision of legal assistance to families of deceased Aboriginal and Torres Strait Islander individuals in coronial inquiries.

Aboriginal and Torres Strait Islander Legal Service – Justice Policy Partnership data capability

E7-30 Under this Bilateral Schedule, the Australian Capital Territory will allocate and administer quarantined Commonwealth funding to the Aboriginal and Torres Strait Islander Legal Service to increase its data capability and capacity to inform the Justice Policy Partnership.

Note: The Justice Policy Partnership is a commitment under Clause 38 of the National Agreement on Closing the Gap (National Agreement), which makes provisions for the establishment of policy partnerships under Priority Reform One: Formal Partnerships and Shared Decision-Making. A key objective of the Justice Policy Partnership is to establish a joined-up approach to Aboriginal and Torres Strait Islander justice policy between the Commonwealth, states and territories and Aboriginal and Torres Strait Islander representatives, and identify specific measures to reduce adult and youth incarceration.

Aboriginal and Torres Strait Islander Legal Service – Coronial inquiries

E7-31 Under this Bilateral Schedule, the Australian Capital Territory will allocate and administer quarantined Commonwealth funding for the delivery of legal assistance services to families of deceased Aboriginal and Torres Strait Islander individuals in coronial processes.

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

E7-32 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

E7-33 Under this Bilateral Schedule, and subject to Clauses E7-34 and E7-35, 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.

E7-34 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.

E7-35 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

E7-36 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.

E7-37 Clause 63 applies to this funding, as if it were Commonwealth baseline funding.

E7-38 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

E7-39 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

E7-40 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.

E7-41 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

E7-42 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

E7-43 The Commonwealth Attorney-General is authorised to amend this Bilateral Schedule on behalf of the Commonwealth.

E7-44 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.

E7-45 Other conditions may be agreed between the Parties from time to time.

Interpretation

E7-46 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*

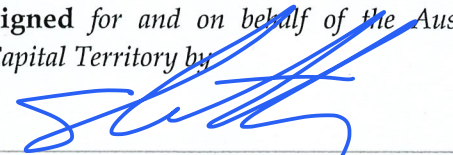


The Honourable Mark Dreyfus KC MP
Attorney-General of the Commonwealth of Australia

[Day] [Month] [Year]

20th June 2023

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



Shane Rattenbury MLA
Attorney-General of the Australian Capital Territory

[Day] [Month] [Year]

23/10/23

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.

Aboriginal and Torres Strait Islander Legal Service – Expensive complex cases and coronial inquiries

E8-8 From 30 September 2022 onwards, in addition to Clause E8-4, the Northern Territory will provide the following information relating to expensive complex cases and coronial inquiries:

- (a) if any in the reporting period, the number of individual family members of deceased Aboriginal and Torres Strait Islander individuals that received assistance in coronial inquiries;
- (b) for each coronial inquiry supported during the reporting period, information on whether the matter is new, ongoing, or closed; and
- (c) if any in the reporting period, a de-identified case study on an expensive complex case supported.

Aboriginal and Torres Strait Islander Legal Service – Justice Policy Partnership data capability

E8-9 From 30 September 2022 to 30 June 2024, in addition to Clause E8-4, the Northern Territory will provide information detailing how Commonwealth funding was used to increase the Aboriginal and Torres Strait Islander Legal Service's data capability and capacity to support the Justice Policy Partnership.

Aboriginal and Torres Strait Islander Legal Service – Coronial inquiries

E8-10 From 30 September 2023 onwards, in addition to Clause E8-4, the Northern Territory will provide the following information relating to the Aboriginal and Torres Strait Islander Legal Service:

- (a) if any in the reporting period, the number of individual family members of deceased Aboriginal and Torres Strait Islander individuals that received assistance in coronial inquiries; and
- (b) for each coronial inquiry supported during the reporting period, information on whether the matter is new, ongoing, or closed.

Increased legal assistance for vulnerable women

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.

E8-12 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

E8-13 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

E8-14 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

E8-15 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.

E8-16 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

E8-17 The Commonwealth will provide an estimated total financial contribution to the Northern Territory of **\$26.945 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
<i>Estimated</i> NLAP – Bilateral Schedule (1) = (2) + (3) + (4) + (5)	1.212	4.813	6.495	7.219	7.206	26.945
<i>Estimated</i> NLAP bilateral payment – mainstream and specialist legal assistance services (2)	0.860	1.310	1.959	1.996	2.034	8.159
<i>LAC - Baseline</i>	-	-	0.240	0.243	0.246	0.729
<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
<i>Estimated</i> NLAP multilateral payment – Aboriginal and Torres Strait Islander specific legal assistance services (3)	-	0.415	1.397	2.052	1.968	5.832

<i>Justice Policy Partnership</i>	-	0.089	0.091	0.093	-	0.273
<i>Expensive complex cases and coronial inquiries</i>	-	0.326	0.661	0.670	0.679	2.336
<i>Coronial inquiries</i>	-	-	0.645	1.289	1.289	3.223
Estimated NLAP bilateral payment – mainstream, specialist and Aboriginal and Torres Strait Islander specific legal assistance services (4)	-	2.689	2.735	2.762	2.789	10.975
<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
Estimated NLAP - Administrative funding (5)	0.352	0.399	0.404	0.409	0.415	1.979

Payment

E8-18 Subject to the Northern Territory continuing delivery of frontline legal assistance services, 50% of the 2021-22 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.

E8-19 Subject to the Northern Territory continuing delivery of frontline legal assistance services, 80% of the 2021-22 Commonwealth's contribution under the Aboriginal and Torres Strait Islander specific legal assistance services funding stream will be paid on 7 February 2022, or on the next relevant payment date, following agreement to this amended Bilateral Schedule by both Parties:

- (a) Justice Policy Partnership; and
- (b) Expensive complex cases and coronial inquiries.

E8-20 Subject to the Northern Territory continuing delivery of frontline legal assistance services, 100% of the 2022-23 Commonwealth contributions under the following funding streams as provided in this Bilateral Schedule will be paid on 7 May 2023, or on the next relevant payment date, following agreement to this amended Bilateral Schedule by both Parties:

- (a) LAC – Baseline; and
- (b) Coronial inquiries.

E8-21 Subsequent Commonwealth contributions will be paid in accordance with Clause 76.

Mainstream and specialist legal assistance services

E8-22 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

E8-23 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.

E8-24 For the purposes of E8-23, 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.

E8-25 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

E8-26 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.

E8-27 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.

E8-28 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

E8-29 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.

Aboriginal and Torres Strait Islander Legal Service – Expensive complex cases and coronial inquiries

E8-30 Under this Bilateral Schedule, the Northern Territory will allocate and administer quarantined Commonwealth funding to the Aboriginal and Torres Strait Islander Legal Service:

- (a) for the delivery of the following legal assistance services:
 - i. the provision of legal assistance to Aboriginal and Torres Strait Islander clients involved in expensive complex cases; and
 - ii. the provision of legal assistance to families of deceased Aboriginal and Torres Strait Islander individuals in coronial inquiries.

Aboriginal and Torres Strait Islander Legal Service – Justice Policy Partnership data capability

E8-31 Under this Bilateral Schedule, the Northern Territory will allocate and administer quarantined Commonwealth funding to the Aboriginal and Torres Strait Islander Legal Service to increase its data capability and capacity to inform the Justice Policy Partnership.

Note: The Justice Policy Partnership is a commitment under Clause 38 of the National Agreement on Closing the Gap (National Agreement), which makes provisions for the establishment of policy partnerships under Priority Reform One: Formal Partnerships and Shared Decision-Making. A key objective of the Justice Policy Partnership is to establish a joined-up approach to Aboriginal and Torres Strait Islander justice policy between the Commonwealth, states and territories and Aboriginal and Torres Strait Islander representatives, and identify specific measures to reduce adult and youth incarceration.

Aboriginal and Torres Strait Islander Legal Service – Coronial inquiries

E8-32 Under this Bilateral Schedule, the Northern Territory will allocate and administer quarantined Commonwealth funding for the delivery of dedicated legal assistance services to families of deceased Aboriginal and Torres Strait Islander individuals in coronial processes.

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

E8-33 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

E8-34 Under this Bilateral Schedule, and subject to Clauses E8-35 and E8-36, 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.

E8-35 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.

E8-36 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

E8-37 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.

E8-38 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.

E8-39 Clause 63 applies to this funding, as if it were Commonwealth baseline funding.

E8-40 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

E8-41 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

E8-42 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.

E8-43 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

E8-44 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

E8-45 The Commonwealth Attorney-General is authorised to amend this Bilateral Schedule on behalf of the Commonwealth.

E8-46 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.

E8-47 Other conditions may be agreed between the Parties from time to time.

Interpretation

E8-48 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*

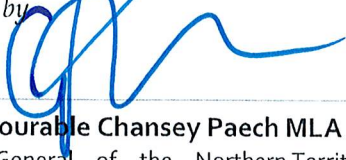


The Honourable Mark Dreyfus KC MP
Attorney-General of the Commonwealth of Australia

[Day] [Month] [Year]

17 4 23

*Signed for and on behalf of the Northern
Territory by*



The Honourable Chansey Paech MLA
Attorney-General of the Northern Territory of
Australia

[Day] [Month] [Year]

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