

Supplementary funding for legal aid commissions to respond to demand arising from case management transition in the Federal Circuit and Family Court of Australia

FEDERATION FUNDING AGREEMENT – AFFORDABLE HOUSING, COMMUNITY SERVICES AND OTHER

| Table 1: Formalities and operation of schedule | |
|--|--|
| Parties | Commonwealth New South Wales Victoria Queensland South Australia Tasmania Australian Capital Territory Northern Territory |
| Duration | This Schedule is expected to expire on 30 September 2023. |
| Purpose | <p>This Schedule will support the delivery of timely and effective family law representation services by legal aid commissions in response to increased demand in the Federal Circuit and Family Court of Australia arising from the new case management approach.</p> <p>The one-off funding will ensure legal aid commissions have the capacity to support the implementation of, and transition to, the new case management approach in the Federal Circuit and Family Court of Australia.</p> <p>It will support access to representation services in family law matters during this transition period, so that Australian families experiencing disadvantage are able to have their issues resolved safely and without further delay.</p> |

Estimated financial contributions

The Commonwealth will provide an estimated total financial contribution to the States of \$16.542 million (GST exclusive) in respect of this Schedule.

| (\$ m) | 2022-23 | Total |
|--------------------------------|----------------|---------------|
| Estimated total budget | 16.542 | 16.542 |
| - New South Wales | 4.968 | 4.968 |
| - Victoria | 4.200 | 4.200 |
| - Queensland | 4.128 | 4.128 |
| - South Australia | 1.770 | 1.770 |
| - Tasmania | 0.700 | 0.700 |
| - Australian Capital Territory | 0.512 | 0.512 |
| - Northern Territory | 0.264 | 0.264 |

Additional terms

1. The States will be responsible for:
 - (a) ensuring that the services delivered with this funding are included in the reporting and Legal Assistance Service Data provided to the Commonwealth per the requirements of Part 4 and Schedule D of the National Legal Assistance Partnership 2020-25, and the funding is treated as if it were Commonwealth baseline funding for that purpose; and
 - (b) ensuring data is collected and reported consistent with the National Legal Assistance Data Standards Manual.
2. The States will provide performance reports in accordance with Table 2. These performance reports are to contain:
 - (a) a statement confirming that this funding will be, or has been, used by the legal aid commission to respond to service demand in the Federal Circuit and Family Court of Australia arising from the new case management approach; and
 - (b) an account by the legal aid commission of the impact of the new case management approach, including examples or case studies that compare the experience of users under the new and previous case management approaches.
3. The Commonwealth may provide templates to be used for the performance reports required under Table 2 of this Schedule. If provided, reports must be completed in accordance with these templates.

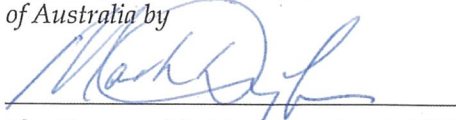
- | | |
|--|---|
| | <p>4. The parties will meet biannually on a bilateral basis to discuss the operation of this Schedule. This can take place in conjunction with existing bilateral meetings under the National Legal Assistance Partnership 2020-25.</p> |
|--|---|

Table 2: Performance requirements, reporting and payment summary

| Output | Performance milestones | Report due | Payment |
|---|--|-------------------------------|---|
| Delivery of representation services in family law matters in the Federal Circuit and Family Court of Australia by legal aid commissions | Continued delivery of representation services in family law matters in the Federal Circuit and Family Court of Australia by the legal aid commission | On execution of this Schedule | 100% of a State's allocation in Table 1 |
| | Provision of a performance report relating to the operation of representation services by the legal aid commission in family law matters in the Federal Circuit and Family Court of Australia from 1 July 2022 to 31 December 2022 | 31/03/2023 | Nil |

The Parties have confirmed their commitment to this schedule as follows:

Signed for and on behalf of the Commonwealth
of Australia by



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

[Day] [Month] [Year]

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



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

22 August 2022
[Day] [Month] [Year]

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]

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]

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]

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]

Signed for and on behalf of the Australian
Capital Territory by

Shane Rattenbury MLA
Attorney-General of the Australian Capital Territory

[Day] [Month] [Year]

Signed for and on behalf of the Northern
Territory by

The Honourable Chanston Paech MLA
Attorney-General of the Northern Territory

[Day] [Month] [Year]

The Parties have confirmed their commitment to this schedule as follows:

Signed for and on behalf of the Commonwealth of Australia by



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

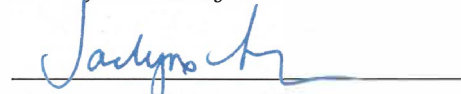
[Day] [Month] [Year]

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

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

[Day] [Month] [Year]

Signed for and on behalf of the State of Victoria by



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

[15] [09] [2022]

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]

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]

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]

Signed for and on behalf of the Australian Capital Territory by

Shane Rattenbury MLA
Attorney-General of the Australian Capital Territory

[Day] [Month] [Year]

Signed for and on behalf of the Northern Territory by

The Honourable Chanston Paech MLA
Attorney-General of the Northern Territory

[Day] [Month] [Year]

The Parties have confirmed their commitment to this schedule as follows:

Signed for and on behalf of the Commonwealth of Australia by



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

[Day] [Month] [Year]

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

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

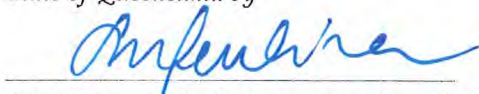
[Day] [Month] [Year]

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]

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]

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]

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]

Signed for and on behalf of the Australian Capital Territory by

Shane Rattenbury MLA
Attorney-General of the Australian Capital Territory

[Day] [Month] [Year]

Signed for and on behalf of the Northern Territory by

The Honourable Chanston Paech MLA
Attorney-General of the Northern Territory

[Day] [Month] [Year]

The Parties have confirmed their commitment to this schedule as follows:

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



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

[Day] [Month] [Year]

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

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

[Day] [Month] [Year]

*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]

*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]

*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]

*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]

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

Shane Rattenbury MLA
Attorney-General of the Australian Capital Territory

[Day] [Month] [Year]


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

The Honourable Chanston Paech MLA
Attorney-General of the Northern Territory

[Day] [Month] [Year]

The Parties have confirmed their commitment to this schedule as follows:

Signed for and on behalf of the Commonwealth of Australia by



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

[Day] [Month] [Year]

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

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

[Day] [Month] [Year]

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]

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]

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]

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]

18 / 8 / 2022

Signed for and on behalf of the Australian Capital Territory by

Shane Rattenbury MLA
Attorney-General of the Australian Capital Territory

[Day] [Month] [Year]

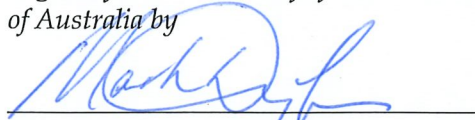
Signed for and on behalf of the Northern Territory by

The Honourable Chanston Paech MLA
Attorney-General of the Northern Territory

[Day] [Month] [Year]

The Parties have confirmed their commitment to this schedule as follows:

Signed for and on behalf of the Commonwealth of Australia by



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

[Day] [Month] [Year]

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

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

[Day] [Month] [Year]

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]

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]

Signed for and on behalf of the Northern Territory by

The Honourable Chanston Paech MLA
Attorney-General of the Northern Territory

[Day] [Month] [Year]

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]

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]


Signed for and on behalf of the Australian Capital Territory by

Shane Rattenbury MLA
Attorney-General of the Australian Capital Territory

[Day] [Month] [Year] 20/9/22

The Parties have confirmed their commitment to this schedule as follows:

Signed for and on behalf of the Commonwealth of Australia by



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

[Day] [Month] [Year]

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

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

[Day] [Month] [Year]

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]

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]

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]

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]

Signed for and on behalf of the Australian Capital Territory by

Shane Rattenbury MLA
Attorney-General of the Australian Capital Territory

[Day] [Month] [Year]

Signed for and on behalf of the Northern Territory by

The Honourable Chanston Paech MLA
Attorney-General of the Northern Territory

[Day] [Month] [Year]

29 sept 22