



COMMUNITY INSTRUCTION	VICTIM INFORMATION FOR REPORTS AND ASSESSMENTS
COMMUNITY INSTRUCTION NO.	C24.5
SCOPE	Community Corrections

PURPOSE

To provide instructions to Community Corrections staff for the preparation of Pre-Sentence Reports (PSR) or Intensive Correction Order Assessment Reports (ICOAR).

As per section 17B(2) of the *Victims of Crime Act 1994*: 'In preparing the report or assessment, the corrective services unit must seek and consider the victim's concerns about the need for protection from violence or harassment by the offender.'

PROCEDURES

1. Contacting the Victim

- 1.1 To initiate the victim contact process, the Community Corrections Officer (CCO) must add the offender's name to the proforma *Victim information letter*. The proforma can be found in the offender information management system and is at Attachment A.
- 1.2 This letter includes details about:
 - a. how to contact Community Corrections
 - b. the privacy of the information provided
 - c. the timeframe in which victim information can be provided (within one (1) week of receiving the letter).
- 1.3 The CCO must then send an email to the Australian Federal Police (AFP) at Victims-liason-office@afp.gov.au attaching the completed *Victim information letter*.
- 1.4 The email to AFP must contain:
 - a reference to the purpose of the request
 - the offender's name; date of birth
 - the specific charge number(s) related to the report or assessment that the CCO is preparing.

Alternatively, staff are encouraged to use the proforma *Email to AFP Victims Liaison Office* at Attachment B.

NOTE: It is recommended this email (with attached letter) is sent to AFP as soon as possible by the CCO after receiving a PSR or ICOAR request to maximise the opportunity for victims to provide a response and prior to the report/assessment being submitted to the court.

- 1.5 The AFP will then check their information systems for an email or home address for any victim(s) and provide the Victim information letter and form to each victim identified, as soon as practicable (typically within 3 days).
- 1.6 If AFP do not have an email or home address for the victim, they will advise Community Corrections and no further action will be taken. It is not the responsibility of AFP to locate alternative contact details for the victim(s).

2. Gathering Victim Information

- 2.1 If a victim contacts the Community Corrections office, the receiving officer will ask for the respective offender's name and search this in the offender management system. The victim must be transferred to the allocated CCO.
- 2.2 The CCO will use the Victim Information Contact Form to guide the conversation with the victim, this includes:
 - a. does the victim have any concerns about the need for protection from violence or harassment by the offender?
 - b. does the victim consent to this information being recorded by ACT Corrective Services (ACTCS)?
 - c. does the victim consent to the information being included in the report or assessment, noting that the offender will receive the document?
- 2.3 All information provided by the victim must be case noted as per the Case Note Policy using the category 'Victim Submission'.
- 2.4 Once the information has been provided by the victim for the purpose of the report or assessment, this will end any formal contact or communication between the CCO and the victim. If the victim raises further concerns or is seeking information about the offender, the CCO must provide contact details for the relevant justice agency (e.g.: AFP, Victims of Crime, Department of Public Prosecutions, etc).

3. Addition to Reports or Assessments

- 3.1 If the victim consents to their information being included in the report or assessment, the CCO must ensure the information is generic and not contain specific details about the individual victim.
- 3.2 Suggested wording for these inclusions are as follows:
 - a. The victim of the offence(s) contacted this Service and noted they had continued concerns regarding their need for protection from violence or harassment from the offender.
 - b. The victim of the offence(s) contacted this Service. They noted they did not have concerns regarding their need for protection from violence or harassment from the offender.

RELATED DOCUMENTS AND FORMS

- Victims of Crime Act 1994
- Case Note Policy

- Victim information letter
- Victim Information Contact Form

Bruno Aloisi
 A/g Assistant Commissioner
 ACT Corrective Services
 22 December 2021

Document details

Criteria	Details
Document title:	<i>Victim information for reports and assessments Community Instruction 2021</i>
Document owner/approver:	Assistant Commissioner, Community Corrections
Date effective:	The day after the approval date
Review date:	3 years after the approval date
Responsible Officer:	Director, Community Operations
Compliance:	This operating procedure reflects the requirements of the <i>Corrections Management (Policy Framework) Policy 2020</i>

Version Control			
Version no.	Date	Description	Author
V1	December 21	First Issued	M Steen



Enter Date

RE: INFORMATION FROM ACT CORRECTIVE SERVICES AND VICTIM SUPPORT ACT

We are writing to pass on important information from ACT Corrective Services and Victim Support ACT.

As you have been identified as a victim in relation to the offender as shown below, you have the right to provide input into ACT Corrective Services pre-sentencing reports and to access information about the administration of the offender’s sentence from the Victims Register.

The attached Information Sheet provides more information about these rights.

If you have any questions regarding this information, please contact ACT Corrective Services, Community Corrections on **6207 0888**.

OFFENDER NAME: Enter name

Yours sincerely,

VICTIMS LIAISON OFFICE
FAMILY VIOLENCE & VULNERABLE PERSONS
ACT POLICING

www.afp.gov.au



POLICING FOR
A SAFER AUSTRALIA

The Australian Federal Police acknowledges the traditional owners and custodians of country throughout Australia and their continuing connection to land, sea and community. We pay our respects to the people, the cultures and the elders past, present and emerging.



BUSINESS AREA | Australian Federal Police | ABN 17 864 931 143
insert postal address | Telephone: insert phone | Email: insert email@afp.gov.au
afp.gov.au

VICTIM RIGHTS IN RELATION TO PRE-SENTENCING REPORTS & VICTIMS REGISTER

The Charter of Rights for Victims of Crime outlines your rights in the criminal justice system. The Charter can be found on the Justice and Community Safety website or via the following link: [Supporting Victims of Crime | Justice and Community Safety Directorate \(act.gov.au\)](#). These rights include the opportunity to provide input into pre-sentencing reports to assist the Court to determine the offender's sentence and to access information about the administration of the offender's sentence from the Victims Register.

Opportunity for input into sentencing reports

The Court has requested that ACT Corrective Services provide a pre-sentencing report in relation to the offender of whom you are an identified victim. If you have concerns about protection from violence or harassment by the offender, you have a right to have these concerns considered by ACT Corrective Services in preparing the pre-sentencing report. The information you provide may then be included in the pre-sentencing report which is provided to the Court and the offender. Information provided will also be stored on ACT Corrective Services records and may be subject to subpoenas or Freedom of Information (FOI) requests, although personal information will be redacted.

If you would like to talk with an ACT Corrective Services Community Corrections Officer about providing input into the pre-sentencing report, please contact us on 6207 0888 or at ppuallocations@act.gov.au. To ensure there is enough time for completion of the pre-sentencing report within the Court timeframe please get in touch within 7 days of receipt of this information if you wish to provide input.

Victims Register

After the offender has been sentenced you also have the right to be kept informed about the administration of the offender's sentence from the Victims Register. For example, if you are on the Register you may receive information such as when an offender is released from custody or the conditions of their community-based corrections order. If you are on the Register you will also be invited to make a submission to the Sentence Administration Board if the offender is being considered for release on parole or licence.

If you wish to be on the Register you can complete the attached form and return it to the Victim Liaison Officer at ACT Corrective Services at GPO Box 158 Canberra ACT 2601 or via email to victims.register@act.gov.au. You can find out more information about the Register on the ACT Corrective Services website at correctiveservices.act.gov.au under the victim service tab or by contacting the Victim Liaison Officer on 6207 0836.

Victim Support ACT

Victim Support ACT provides support, counselling and advocacy services to victims of crime. Victim Support ACT can assist you to access your rights in the justice system, including assistance with victim impact statements and providing support at parole inquiries. You can contact Victim Support ACT on 6205 2066 or via email at victimsupportintake@act.gov.au.



**ACT Victims Register
Registration Form**

I request that I be placed on the ACT Victims Register. I provide the following information for the purpose of registration.

-

Given Name

Surname

Address

Address

State/Territory

Postcode

Telephone Number (Home)

Telephone Number (Work)

Telephone Number (Mobile)

Email Address

I am applying for registration on behalf of a child

Name of Child

Name of Offender of, if unknown, police/court reference number

Applicant's Signature

Date

Email to AFP Victims Liaison Office

SUBJECT LINE: Victim Information re: (Offender Name) for Community Corrections Pre-sentence or Intensive Corrections Order Report

Attention: AFP Victims Liaison Office

Thank you in advance for providing the attached information to victim/s relating to:

Offender Name: (insert details)

Offender DOB: (insert details)

CC Number/s: (insert details)

Regards,

(Insert signature block)