



# Family Law (Child Abduction Convention) Amendment Regulations 2006 (No. 1)<sup>1</sup>

**Select Legislative Instrument 2006 No. 139**

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I, PHILIP MICHAEL JEFFERY, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following Regulations under the *Family Law Act 1975*.

Dated 22 June 2006

P. M. JEFFERY  
Governor-General

By His Excellency's Command

PHILIP RUDDOCK  
Attorney-General

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**1 Name of Regulations**

These Regulations are the *Family Law (Child Abduction Convention) Amendment Regulations 2006 (No. 1)*.

**2 Commencement**

These Regulations commence on 1 July 2006.

**3 Amendment of *Family Law (Child Abduction Convention) Regulations 1986***

Schedule 1 amends the *Family Law (Child Abduction Convention) Regulations 1986*.

**Schedule 1 Amendments**

(regulation 3)

**[1] Regulation 23, note**

*substitute*

*Note* Paragraph 111B (4) (d) of the Act provides that, for the purposes of the Convention, subject to any order of a court that is in force, a person with whom a child is to spend time or communicate under a parenting order, should be regarded as having a right of access to the child.

**[2] Paragraph 25 (4) (a)**

*substitute*

(a) an order specifying with whom a child is to spend time or communicate;

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**[3] Regulation 26, heading**

*substitute*

**26 Reports by family consultants**

**[4] Paragraph 26 (1) (a)**

*omit*

a family and child counsellor or welfare officer

*insert*

a family consultant

**[5] Subregulation 26 (2)**

*substitute*

- (2) A family consultant may include in a report, in addition to the matters required to be included in the report, any other matter that relates to the care, welfare or development of the child.

**[6] Subregulations 26 (3), (4) and (5)**

*omit*

family and child counsellor or welfare officer

*insert*

family consultant

**[7] Subparagraph 30 (2) (b) (v)**

*omit*

a family counsellor, child counsellor or other welfare officer for the preparation of a report by that counsellor or officer.

*insert*

a family consultant for the preparation of a report by that consultant.

**[8] Schedule 3, Form 4, paragraph 5, heading**

*substitute*

*Details concerning rights of access/time spent or communication with the child*

**[9] Schedule 3, Form 4, paragraph 5, second occurring**

*omit*

to establish or secure contact orders under Australian law.

*insert*

to establish or secure a parenting order under Australian law specifying with whom a child is to spend time or communicate.

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**Note**

1. All legislative instruments and compilations are registered on the Federal Register of Legislative Instruments kept under the *Legislative Instruments Act 2003*. See [www.frli.gov.au](http://www.frli.gov.au).