

QCAT victims of crime jurisdiction

The Queensland Civil and Administrative Tribunal (QCAT) delivers justice in a way that is independent, efficient, expert and accessible.

The *Victims of Crime Assistance Act 2009* (VCA Act) provides a financial assistance scheme to victims of violence (Victim Assist). It creates rights for victims of crime (victims) and also for persons from whom the State seeks recovery (offenders) to seek review of decisions through QCAT.

Application to QCAT Principal Registrar for information by government assessor

A government assessor is designated within Victim Assist to deal with an application for financial assistance. The government assessor may ask the QCAT Principal Registrar to:

- advise whether a guardian or administrator has been appointed under the *Guardianship and Administration Act 2000* for an applicant and, if so, the person's name and address
- confirm whether a stated person is the guardian or administrator of an applicant.

The Principal Registrar must comply with the request if reasonably satisfied the assessor reasonably requires the information to decide the application. The assessor must reasonably suspect the applicant has impaired capacity.

The disclosure of the information by the Principal Registrar is authorised despite any other Act or law, including a law imposing an obligation to maintain confidentiality about the information.

Application is via a written request.

Application by person seeking financial assistance to QCAT to review a decision of the manager of the victims assist scheme

A person seeking financial assistance who is unhappy with a decision of the manager of the victims assist scheme may apply to QCAT for a review of that decision. The decision must

have already been internally reviewed within Victim Assist.

An application may also be made for QCAT to order a stay of the scheme manager's decisions.

The types of decisions that may be sought to be reviewed are listed in schedule 1 of the VCA Act – for example, refusing an application for assistance.

- Form 23: [Application to review a decision](#)
- Form 44: [Application to stay a decision](#)

Application by offender to QCAT to review a decision of the manager of Victim Assist

The State may recover from an offender an amount paid to a victim as a result of the offence committed. The offender is given notice of the amount the State seeks to recover.

The offender may apply to QCAT for a review of the notice. This may only occur after the notice has been internally reviewed within Victim Assist. An application may also be made for QCAT to order a stay of the scheme manager's decisions.

- Form 23: [Application to review a decision](#)
- Form 44: [Application to stay a decision](#)

Fees

Fees apply for some types of applications to QCAT. A full list of [QCAT fees and allowances](#) is available by contacting QCAT.

Contact information

QCAT

Address: Level 9, Bank of Queensland Centre, 259 Queen Street, Brisbane, 4000
 Post: GPO Box 1639, Brisbane Qld 4001
 Phone: 1300 753 228
 Email: enquiries@qcat.qld.gov.au
 Website: www.qcat.qld.gov.au

For more information on Victim Assist visit <http://www.justice.qld.gov.au/justice-services/victims-of-crime/victim-assist-queensland> or call 1300 546 587.

