



Children's Court of Victoria

RESTRICTION ON PUBLICATION OF PROCEEDINGS

Pursuant to section 534 of the *Children, Youth and Families Act 2005* (Victoria)

- (1) A person must not publish or cause to be published—
 - (a) except with the permission of the President, a report of a proceeding in the Court or of a proceeding in any other court arising out of a proceeding in the Court that contains any particulars likely to lead to the identification of—
 - (i) the particular venue of the Children's Court, other than the Koori Court (Criminal Division), in which the proceeding was heard; or
 - (ii) a child or other party to the proceeding; or
 - (iii) a witness in the proceeding; or
 - (b) except with the permission of the President, a picture as being or including a picture of a child or other party to, or a witness in, a proceeding referred to in paragraph (a); or
 - (c) except with the permission of the President, or of the Secretary under sub-section (3), any matter that contains any particulars likely to lead to the identification of a child as being the subject of an order made by the Court.

Penalty:

- (a) In the case of a body corporate—500 penalty units;
 - (b) In any other case—100 penalty units or imprisonment for 2 years.
- (2) The Court in making an order may direct the Secretary not to grant permission under sub-section (3) with respect to the order.
 - (3) The Secretary may, in special circumstances, grant permission for the publication in relation to a child who is the subject of a custody to Secretary order, a guardianship to Secretary order or a long-term guardianship order of any matter that contains any particulars likely to lead to the identification of a child as being the subject of an order made by the Court.

- (4) Without limiting the generality of sub-sections (1) and (3), the following particulars are deemed to be particulars likely to lead to the identification of a person—
- (a) the name, title, pseudonym or alias of the person;
 - (b) the address of any premises at which the person resides or works, or the locality in which those premises are situated;
 - (c) the address of a school attended by the person or the locality in which the school is situated;
 - (d) the physical description or the style of dress of the person;
 - (e) any employment or occupation engaged in, profession practised or calling pursued, by the person or any official or honorary position held by the person;
 - (f) the relationship of the person to identified relatives of the person or the association of the person with identified friends or identified business, official or professional acquaintances of the person;
 - (g) the recreational interests or the political, philosophical or religious beliefs or interests of the person;
 - (h) any real or personal property in which the person has an interest or with which the person is otherwise associated.
- (5) Sub-section (1) does not apply to the publication of accounts of proceedings of the Court, where those accounts have been approved by the President.