
JUSTICE

JU301

Dangerous Sexual Offenders Act 2006

**Dangerous Sexual Offenders Amendment
Regulations (No. 2) 2019**

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Dangerous Sexual Offenders Amendment Regulations (No. 2) 2019*.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day after that day.

3. Regulations amended

These regulations amend the *Dangerous Sexual Offenders Regulations 2018*.

4. Regulation 7 amended

(1) In regulation 7(1) in the Table:

(a) delete items 4 to 7 and insert:

4.	s. 61KD(1)	s. 324(1)
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(b) after item 12 insert:

12A.	s. 66DA	s. 320(4) s. 320(5)
12B.	s. 66DB	s. 321(4) s. 321(5) s. 324(1)
12C.	s. 66DC	s. 320(4) s. 320(5)
12D.	s. 66DF	s. 320(4) s. 320(5) s. 321(4) s. 321(5)

(2) In regulation 7(3) in the Table delete item 3.

(3) In regulation 7(4) in the Table delete items 1 and 2.

5. Regulation 8 amended

(1) In regulation 8(1) in the definition of *NT Criminal Code* after “*Act*” insert:

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(2) In regulation 8(2) in the Table delete item 13.

(3) After regulation 8(3) insert:

(3A) An offence against the NT Criminal Code section 134(1), committed in circumstances where the victim was under 18 years of age, is prescribed to correspond to an offence against *The Criminal Code* section 329(2).

6. Regulation 9 amended

- (1) In regulation 9(2) in the Table delete item 7.
- (2) After regulation 9(2) insert:
 - (2A) An offence against the Queensland Criminal Code section 213(1), committed in circumstances where the victim was under 13 years of age, is prescribed to correspond to an offence against *The Criminal Code* section 186(1)(b).

7. Regulation 10 amended

- (1) In regulation 10(2) in the Table delete items 13 and 14.
- (2) After regulation 10(2) insert:
 - (2A) An offence against the *Criminal Law Consolidation Act 1935* (South Australia) section 61, committed in circumstances where the victim was under 13 years of age, is prescribed to correspond to an offence against *The Criminal Code* section 186(1)(b).
 - (2B) An offence against the *Criminal Law Consolidation Act 1935* (South Australia) section 63B(1)(a) —
 - (a) committed in circumstances where the victim was under 13 years of age, is prescribed to correspond to an offence against *The Criminal Code* section 320(5); and
 - (b) committed in circumstances where the victim was of or over the age of 13 years and under the age of 16 years, is prescribed to correspond to an offence against *The Criminal Code* section 321(5).

8. Regulation 11 amended

- (1) In regulation 11(2) in the Table delete items 3 to 5.
- (2) After regulation 11(2) insert:
 - (2A) An offence against the Tasmanian Criminal Code section 125, committed in circumstances where the victim was under 13 years of age, is prescribed to correspond to an offence against *The Criminal Code* section 186(1)(b).
 - (2B) An offence against the Tasmanian Criminal Code section 125A(2), committed in circumstances where the victim was under 16 years of age, is prescribed to

correspond to an offence against *The Criminal Code* section 321A(4).

- (2C) An offence against the Tasmanian Criminal Code section 125B(1) —
- (a) committed in circumstances where the victim was under 13 years of age, is prescribed to correspond to an offence against *The Criminal Code* section 320(4); and
 - (b) committed in circumstances where the victim was of or over the age of 13 years and under the age of 16 years, is prescribed to correspond to an offence against *The Criminal Code* section 321(4).

9. Regulation 12 amended

- (1) In regulation 12(2) in the Table delete item 14.
- (2) Delete regulation 12(5) and insert:
 - (5) An offence against the *Crimes Act 1958* (Victoria) section 49Q(1) or 49R(1) —
 - (a) committed in circumstances where the victim was under 13 years of age, is prescribed to correspond to an offence against *The Criminal Code* section 320(5); and
 - (b) committed in circumstances where the victim was of or over the age of 13 years and under the age of 16 years, is prescribed to correspond to an offence against *The Criminal Code* section 321(5).
 - (5A) An offence against the *Crimes Act 1958* (Victoria) section 49S(1) is prescribed to correspond to an offence against the following —
 - (a) *The Criminal Code* section 324(1) committed in circumstances where *The Criminal Code* section 7(b) or (c) applied to the offender;
 - (b) *The Criminal Code* section 325(1) committed in circumstances where *The Criminal Code* section 7(b) or (c) applied to the offender;
 - (c) *The Criminal Code* section 327(1).

M. INGLIS, Clerk of the Executive Council.