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**JUSTICE**

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JU301

Criminal Procedure Act 2004  
High Risk Serious Offenders Act 2020

## **Attorney General Regulations Amendment (High Risk Serious Offenders) Regulations 2020**

SL 2020/236

Made by the Governor in Executive Council.

### **Part 1 — Preliminary**

**1. Citation**

These regulations are the *Attorney General Regulations Amendment (High Risk Serious Offenders) Regulations 2020*.

**2. Commencement**

These regulations come into operation as follows —

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

### **Part 2 — *Criminal Procedure Regulations 2005* amended**

**3. Regulations amended**

This Part amends the *Criminal Procedure Regulations 2005*.

**4. Regulation 32 amended**

In regulation 32:

- (a) delete “*Dangerous Sexual Offenders Act 2006* section 21” and insert:

*High Risk Serious Offenders Act 2020* section 51

- (b) delete “warrant or a summons.” and insert:

warrant.

Note: The heading to amended regulation 32 is to read:

**Application under *High Risk Serious Offenders Act 2020* s. 51**

### Part 3 — *High Risk Serious Offenders Regulations 2020* amended

#### 5. Regulations amended

This Part amends the *High Risk Serious Offenders Regulations 2020*.

#### 6. Regulation 4 inserted

After regulation 3 insert:

#### 4. Serious offences (s. 5)

Each offence specified in the Table is prescribed for the purposes of section 5(5) to be a serious offence.

**Table**

Item	Provision	Description of offence
Offences under <i>The Criminal Code</i> set out in the Schedule to the <i>Criminal Code Act 1995</i> (Commonwealth)		
1.	s. 272.15	“Grooming” child to engage in sexual activity outside Australia
2.	s. 272.15A	“Grooming” person to make it easier to engage in sexual activity with a child outside Australia
3.	s. 273A.1	Possession of child-like sex dolls etc.
4.	s. 474.19 (as in force immediately before 21 September 2019)	Using a carriage service for child pornography material
5.	s. 474.22	Using a carriage service for child abuse material
6.	s. 474.22A	Possessing or controlling child abuse material obtained or accessed using a carriage service
7.	s. 474.23A	Conduct for the purposes of electronic service used for child abuse material
8.	s. 474.24A	Aggravated offence — offence involving conduct on 3 or more occasions and 2 or more people

<b>Item</b>	<b>Provision</b>	<b>Description of offence</b>
9.	s. 474.25B	Aggravated offence — using a carriage service for sexual activity with person under 16 years of age
10.	s. 474.25C	Using a carriage service to prepare or plan to cause harm to, engage in sexual activity with, or procure for sexual activity, persons under 16
11.	s. 474.26	Using a carriage service to procure persons under 16 years of age
12.	s. 474.27	Using a carriage service to “groom” persons under 16 years of age
13.	s. 474.27AA	Using a carriage service to “groom” another person to make it easier to procure persons under 16 years of age
14.	s. 474.27A	Using a carriage service to transmit indecent communication to person under 16 years of age

V. MOLAN, Clerk of the Executive Council.

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