

Working with Children Check Relevant Offences List

Category 1

- Person is subject to reporting obligations under the **Sex Offenders Registration Act 2004**
- Person is subject to an extended supervision order under the **Serious Sex Offenders Monitoring Act 2005**
- Person who, as an adult, has been convicted or found guilty of any of the following offences against a child;
 - Rape
 - Rape with aggravating circumstances
 - Rape with mitigating circumstances
 - Indecent assault
 - Indecent assault with aggravating circumstances
 - Felonious indecent assault
 - Indecent assault on male person
 - Assault with intent to rape
 - Assault with intent to commit rape with aggravating circumstances
 - Attempted rape
 - Attempted rape with aggravating circumstances
 - Incest
 - Sexual penetration of child under the age of 10
 - Attempted sexual penetration of child under the age of 10
 - Assault with intent to take part in act of sexual penetration with child under the age of 10
 - Unlawfully and carnally knowing and abusing a girl under the age of 10
 - Attempting to unlawfully and carnally know and abuse girl under the age of 10
 - Assault with intent to unlawfully and carnally know and abuse girl under the age of 10
 - Unlawfully and carnally knowing and abusing girl aged between 10 and 16
 - Attempting to unlawfully and carnally know and abuse girl aged between 10 and 16
 - Assault with intent to unlawfully and carnally know and abuse girl aged between 10 and 16
 - Attempted sexual penetration of child aged between 10 and 16
 - Assault with intent to take part in act of sexual penetration with child aged between 10 and 16
 - Gross indecency with child under the age of 16
 - Act of gross indecency with a girl under the age of 16
 - Sexual penetration of a child under the age of 16
 - Sexual penetration of child aged between 10 and 16
 - Indecent act with a child under the age of 16
 - Sexual relationship with a child under the age of 16
 - Sexual penetration of a child who is 16 or 17 by a person who is responsible for their care etc
 - Indecent act with a 16 year old child by a person who is responsible for their care etc
 - Facilitating sexual offences against children
 - Sexual offences against people with impaired mental functioning

- Sexual offences against residents of residential facilities
- Sexual penetration of mentally ill or intellectually defective person (and similar historical offences)
- Attempted sexual penetration of mentally ill or intellectually defective person (and similar historical offences)
- Assault with intent to take part in act of sexual penetration with mentally ill or intellectually defective person (and similar historical offences)
- Administration of drugs for the purpose of enabling sexual penetration of the drugged person
- Occupier etc. permitting unlawful sexual penetration of a child under 17
- Abduction or detention for the purpose of marriage or sexual penetration
- Abduction of child under the age of 16 for the purpose of sexual penetration
- Procuring sexual penetration by threats or fraud
- Unlawful detention for purposes of sexual penetration
- Procuring sexual penetration of child under the age of 16
- Sexual servitude
- Aggravated sexual servitude
- Deceptive recruiting for commercial sexual services
- Aggravated deceptive recruiting for commercial sexual services
- Bestiality
- Soliciting acts of sexual penetration or indecent acts
- Production of child pornography
- Procurement of minor for child pornography
- Possession of child pornography
- Sexual performance involving a minor
- Burglary in circumstances where the offender entered the building or part of the building as a trespasser with intent to commit a sexual or indecent assault
- Aggravated burglary in circumstances where the offender entered the building or part of the building as a trespasser with intent to commit a sexual or indecent assault
- Buggery
- Publication or transmission of child pornography
- Causing or inducing a child to take part in prostitution
- Obtaining payment for sexual services provided by a child
- Agreement for provision of sexual services by a child
- Allowing child to take part in prostitution
- Sexual intercourse with child under 16
- Inducing child under 16 to engage in sexual intercourse
- Sexual conduct involving child under 16
- Inducing child under 16 to be involved in sexual conduct
- Benefiting from or encouraging offences against Part IIIA of the Commonwealth Crimes Act 1914 (child sex tourism)
- Aggravated sexual servitude offences
- Aggravated deceptive recruiting for sexual services
- Importing and exporting child pornography or child abuse material
- Trafficking or domestic trafficking in children where the purpose is to provide sexual services
- Using a carriage service for child pornography material
- Possessing, controlling, producing, supplying or obtaining child pornography material for use through a carriage service
- Using a carriage service for child abuse material
- Possessing, controlling, producing, supplying or obtaining child abuse material through a carriage service
- Using a carriage service to procure persons under 16 years of age
- Using a carriage service to "groom" persons under 16 years of age
- Offences of conspiracy and incitement to commit the above offences
- Any other offence, whether committed in Victoria or elsewhere, the necessary elements of which consist of elements that constitute any of the offences referred to above.

Category 2

This category applies to the offences listed in category 1 above, in circumstances where the person against whom the offence is committed is not a child or both the offender and the victim are children as well as the offences listed below. It also includes where there are charges pending in relation to category 2 offences:

- Procuring defilement of woman by threats or fraud or administering drugs
- forcible abduction of woman
- Incest, including historically similar offences, but not including where both people were aged 18 years or older and each consented to taking part in the sexual act
- Murder
- Manslaughter
- Causing serious injury intentionally
- Causing serious injury recklessly
- Intentionally causing a very serious disease
- Threats to kill
- Threats to inflict serious injury
- Kidnapping
- Intentionally causing grievous bodily harm or shooting, etc. with intention to do grievous bodily harm or to resist or prevent arrest
- Inflicting grievous bodily harm
- Attempting to choke, etc, in order to commit an indictable offence
- Making demand with threat to kill or injure or endanger life
- An offence of conspiracy to commit, incitement to commit or attempting to commit an offence referred to above
- Any other offence, whether committed in Victoria or elsewhere, the necessary elements of which consist of elements that constitute any of the offences referred to above.
- Trafficking in large commercial quantity of a drug or drugs of dependence
- Trafficking in a commercial quantity of a drug or drugs of dependence
- Cultivation of a narcotic plant in a large commercial quantity
- Cultivation of a narcotic plant in a commercial quantity
- Conspiracy, aiding and abetting or preparatory act etc in relation to commission of an offences set out in the above 4 dot points
- Attempted trafficking in a commercial quantity of a drug or drugs of dependence
- Importing or exporting (smuggling) trafficable or commercial quantity of narcotic goods in a range of circumstances
- Any other offence, whether committed in Victoria or elsewhere, the necessary elements of which consist of elements that constitute any of the offences referred to above.
- Trafficking in a drug of dependence to a child
- Supply of a drug of dependence to a child
- Offences against section 46 or 47 or Part 5 (other than s.70) of the **Sex Offenders Registration Act 2004**
- Offences against the **Serious Sex Offenders Monitoring Act 2005** (other than sec 42(3))

Category 3

This category applies in respect of a person:

- Who has been subject to a finding of a prescribed body made by, or on behalf, of a prescribed body; or
- Who has been convicted or found guilty or has charges pending in relation to an offence against Part 4 of the *Working with Children Act 2005* (other than section 37 or 40)

The offences covered by part 4 relate to offences connected with child-related work:

Section 33	Engaging in child-related work without an assessment notice;
Section 34	Holder of a negative notice applies for child related work;
Section 35	Engaging in child-related work a person who does not have an assessment notice;
Section 36	where an agency offers the services of a person who does not have an assessment notice.