

ATTACHMENT A

DISQUALIFYING OFFENCES FOR MATURE AGE STUDENT ENROLMENT APPLICATIONS

This document should be read in conjunction with the **Vetting entity review of mature age student enrolment applications** procedure.

<u>Criminal Code Act</u>	
Provision of Act	Description
Sections 125B, 125E, 127 and 128	Possession of child abuse material. Using child for production of child abuse material or pornographic or abusive performance. Sexual intercourse or gross indecency involving child under 16 years. Sexual intercourse or gross indecency involving child over 16 years under special care.
Section 130 – if the victim is a child.	Sexual intercourse or gross indecency by provider of services to mentally ill or handicapped person
Sections 131, 131A and 132	Attempts to procure child under 16 years. Sexual relationship with child. Indecent dealings with a child under 16 years.
Sections 134, 156, 165, 192 and 192B – if the victim is a child.	Incest. Murder. Attempt to murder. Sexual intercourse and gross indecency without consent. Coerced sexual self-manipulation.
Section 194 – if the person kidnapped is a child.	Kidnapping for ransom.
Section 195 – if the victim is a child.	Kidnapping.
Sections 201 and 202	Abduction, enticement or detention of child under 16 years for immoral purpose. Abduction of child under 16 years.
Section 202C – if the business involves the sexual servitude of a child.	Conduction business involving sexual servitude.
Section 202D if the victim is a child.	Deceptive recruiting for sexual services.

<u>Misuse of Drugs Act</u>	
Provision of Act	Description
Section 5(1) – if: <ul style="list-style-type: none"> a) the amount of the dangerous drug supplied was a commercial quantity; and b) the dangerous drug was specified in Schedule 1 or 2 to the <i>Misuse of Drugs Act</i>; and c) the person to whom the dangerous drug was supplied was a child. 	Supplying a dangerous drug.

<u>Criminal Code (Commonwealth)</u>	
Provision of Act	Description
Sections 268.8 to 268.68 and 268.70 to 268.101	Crimes against humanity. War crimes. Other serious war crimes that are committed in the course of an international armed conflict.
Sections 270.3, 270.5(1) and (2) and 270.7 – if the victim is a child.	Slavery. Servitude. Deceptive recruiting for labour or services.
Sections 271.4, 271.7, 272.8 to 272.15, 272.19, 273.5, 273.6, 309.2 to 309.4, 309.7, 309.8, 309.10 to 309.15, 471.16, 471.17, 471.19, 471.20, 471.24, 471.25, 471.26, 474.19, 474.20, 474.22, 474.23, 474.25A, 474.25B, 474.26, 474.27 and 474.27A	Trafficking in children. Domestic trafficking in children. Sexual offences against children outside Australia. Encouraging sexual offences against children outside Australia. Possessing, controlling, producing, distributing or obtaining child pornography or child abuse material outside Australia. Supplying controlled drugs to children; Supplying marketable quantities of controlled drugs to children for trafficking; Supplying controlled drugs to children for trafficking. Procuring children for trafficking marketable quantities of controlled drugs. Procuring children for trafficking controlled drugs. Procuring children for pre-trafficking (or importing or exporting) marketable quantities of controlled precursors; for pre-trafficking controlled precursors; for importing or exporting (or marketable quantities) of border controlled drugs, plants or precursors. Offences relating to use of postal or similar service for child pornography material or child abuse material. Offences relating to use of postal or similar service involving sexual activity with person under 16. Offences relating to use of carriage service for child pornography material or child abuse material. Offences relating to use of carriage service involving sexual activity with person under 16 – including: child with mental impairment or under care, supervision or authority of defendant; procuring persons under 16 years of age; grooming and transmitting indecent communication to person under 16 years of age.
<u>Customs Act 1901 (Commonwealth)</u>	
Provision of Act	Description
Section 233BAB – if the tier two goods were items of child pornography or child abuse material.	Smuggling and unlawful importation and exportation.