

Appendix B – Table of Offences

Section 43B – Failure to reduce or remove risk of child becoming a victim of child abuse

Child Abuse offence (includes the commission of an offence and alleged attempt to commit one of the offences listed below)

Section of Crimes Act	Offence
Murder or manslaughter of a child including under section 22A	22A = Infanticide
27	Acts done to the person with intent to murder (whosoever administers to, or causes to be taken by any person any poison or destructive thing or by any means wounds or causes grievous bodily harm to any person with intent to commit murder)
29	Certain other attempts to murder (whosoever attempts to administer to or cause to be taken by any person any poison or destructive thing or shoots or attempts to discharge any kind of loaded arms or attempts to drown, suffocate or strangle any person)
33	Wounding or grievous bodily harm (A person who wounds any person or causes grievous bodily harm to any person with intent to cause grievous bodily harm)
35	Reckless grievous bodily harm or wounding including in company (a person who causes grievous bodily harm to any person and is reckless to causing actual bodily harm or wounds any person and is reckless as to causing actual bodily harm)
37	Choking, suffocation or strangulation (a person who intentionally chokes, suffocates or strangles another person so as to render other person unconscious, insensible or incapable of resistance)
38	Using intoxicating substance to commit an indictable offence
38A	Spiking drink or food (a person who causes another person to be given or consume food or drink who intends that person to be harmed)
39	Using poison etc to endanger life or inflict grievous bodily harm (a person who administers to another person or causes another person to take any poison, intoxicating substance or destructive or noxious thing which endangers the person's life or inflicts grievous bodily harm and intends to injure them or is reckless about injuring them)
41	Using poison to injure or cause distress or pain (a person who administers to another person or causes another person to take any poison, intoxicating substance or other destructive or noxious thing and intends to injure that person or cause distress or pain to the other person)
41A	Poisoning of water supply (a person introduces any poison or other destructive or noxious thing into the water supply with the intention of injuring any person or persons)
42	Injuries to a child at time of birth (intentionally or recklessly inflicting any grievous bodily harm on a child whether than wholly born or not)
43	Abandoning or exposing a child (a person who, without reasonable excuse, intentionally abandons or exposes a child under 7 is guilty of an offence if it causes a danger of death or serious injury to a child)
43A	Failure of persons with parental responsibility to care for a child where the failure causes a danger of death or of serious injury to a child under 16 (a person who, without reasonable excuse, intentionally or recklessly fails to provide the child with the necessities of life is guilty of an offence if the failure causes a danger of death or serious injury)
44	Failure to provide necessities of life to a person when they have a legal duty to do so a person is guilty of an offence if the failure causes a danger of death or causes serious injury or he likelihood of serious injury
45	Prohibition of female genital mutilation
45A	Removing a person from NSW for female genital mutilation
46	Causing bodily injury by gunpowder (whoever intentionally or recklessly burns, maims, disfigures or disables another person through the explosion of gunpowder or other substance)
59	Assault occasioning actual bodily harm – applies to a person who assaults any person and thereby occasions actual bodily harm
60E	Assaults at schools – applies to a person: - who assaults, stalks, harasses or intimidates any school student or member of staff of a school while they are attending school, although no actual bodily harm is occasioned - who assaults a school student or member of staff of a school while they are attending school and by the assault occasions actual bodily harm or wounds or causes grievous bodily harm and is reckless as to causing actual bodily harm to that student - a person who wounds or causes GBH to a student or staff member and is reckless as to causing actual bodily harm - who enters a school premises with intent to commit an offence under this section
86	Kidnapping (a person who takes or detains a person without that person's consent with the intention of holding that person for ransom or committing a serious indictable offence or with the intention of obtaining any other advantage)
91G	Children not to be used for the production of child abuse material (a person who uses a child for the production of child abuse material)
91H	Production, dissemination or possession of child abuse material (a person who produces, disseminates or possesses child abuse material is guilty of an offence)
91J	Voyeurism – observing a person engaged in a private act for the purposes of obtaining sexual arousal or sexual gratification
Division 10 (where the alleged victim is a child)	Offences in the nature of rape, offences relating to other acts of sexual assault: sexual assault, aggravated sexual assault, aggravated sexual assault in company,

Section of Crimes Act	Offence
	• assault with intention to have sexual intercourse • incident assault, aggravated indecent assault, • acts of indecency, • aggravated act of indecency • procuring children for unlawful sexual activity • meeting child following grooming • grooming children • taking sexual advantage of persons with a cognitive impairment (various)
Division 10A (where the alleged victim is a child)	Sexual servitude (providing sexual services under threat)
Division 10B (where the alleged victim is a child)	Incitement to commit a sexual offence
15 of Part 3	Child prostitution