

Working with Children Check

Relevant offences under the *Working with Children Act 2005*

Category A

An application is a Category A application if the person:

- is subject to reporting obligations imposed on him or her by Part 3 of the *Sex Offenders Registration Act 2004* (Vic);
- is subject to an extended supervision order or interim extended supervision order under the *Serious Sex Offenders Monitoring Act 2005* (Vic);
- is subject to a supervision order (or an interim supervision order) or a detention order (or an interim detention order) within the meaning of the *Serious Sex Offenders (Detention and Supervision) Act 2009*;
- is charged with or convicted or found guilty of any of the following offences:
 - murder
 - attempted murder
 - rape
 - attempted rape
 - rape with aggravating circumstances
 - attempted rape with aggravating circumstances
 - rape with mitigating circumstances
 - attempted rape with mitigating circumstances
 - or an offence under the law of a jurisdiction other than Victoria that, if it had been committed in Victoria, would have constituted any of the above offences.
- has been charged with or convicted or found guilty of any of the following child pornography or child abuse material offences, in circumstances where the person was aged 18 years or older when the offence was committed:
 - involving a child in the production of child abuse material
 - inviting, procuring, causing or offering a minor to be in any way concerned in the making or production of child pornography
 - producing child abuse material or child pornography
 - distributing child abuse material
 - administering or assisting in the administration of a website used to deal with child abuse material or child pornography
 - encouraging use of a website to deal with child abuse material or child pornography
 - possession of child abuse material or child pornography
 - accessing child abuse material
 - assisting a person to avoid apprehension for a child abuse material offence or child pornography offence
 - publication or transmission of child pornography (Commonwealth offence)
 - importing items of child abuse material or child pornography (Commonwealth offence)
 - exporting items of child abuse material or child pornography (Commonwealth offence)
 - using a carriage service for child abuse material or child pornography material (Commonwealth offence)
 - possessing, controlling, producing, supplying or obtaining child pornography material for use through a carriage service (Commonwealth offence)

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Category A (continued)

- possessing, controlling, producing, supplying or obtaining child abuse material through a carriage service (Commonwealth offence)
- using a carriage service to procure persons under 16 years of age (Commonwealth offence)
- using a carriage service to “groom” persons under 16 years of age (Commonwealth offence)
- or an offence under the law of a jurisdiction other than Victoria that, if it had been committed in Victoria, would have constituted a child pornography or child abuse material offence.
- has been charged with convicted or found guilty of any of the following sexual offences, in circumstances where the victim is a child (a person under 18 years of age), and the person was aged 18 years or older when the offence was committed:
 - rape by compelling sexual penetration
 - sexual assault
 - sexual assault by compelling sexual touching
 - assault with intent to commit a sexual offence
 - threat to commit a sexual offence
 - sexual penetration of a child or lineal descendant
 - sexual penetration of a step child
 - sexual penetration of a sibling or half-sibling in circumstances other than where both people are aged 18 years or older and each consented to engage in the sexual penetration
 - incest (but not if siblings and both people were aged 18 or over and each consented)
 - indecent assault
 - indecent assault with aggravating circumstances
 - assault with intent to commit rape
 - assault with intent to commit rape with aggravating circumstances
 - assault with intent to take part in an act of sexual penetration with child under the age of 10
 - assault with intent to take part in an act of sexual penetration with child aged between 10 and 16
 - sexual penetration of child under the age of 10
 - sexual penetration of child aged between 10 and 16
 - sexual penetration of a child under the age of 12
 - sexual penetration of child under the age of 16
 - sexual assault of a child under the age of 16
 - sexual activity in the presence of a child under the age of 16
 - persistent sexual abuse of child under the age of 16
 - indecent act with child under the age of 16
 - indecent act with 16 or 17 year old child under care, supervision or authority
 - sexual penetration of a 16 or 17 year old child, under care, supervision or authority
 - sexual assault of a child aged 16 or 17 under care, supervision or authority
 - sexual activity in the presence of a child aged 16 or 17 under care, supervision or authority
 - causing a child aged 16 or 17 under care, supervision or authority to be present during sexual activity
 - facilitating sexual offences against children
 - grooming for sexual conduct with child under the age of 16 years
 - sexual penetration of a person with a cognitive impairment or mental illness
 - sexual assault of a person with a cognitive impairment or mental illness
 - sexual activity in the presence of a person with a cognitive impairment or mental illness
 - causing a person with a cognitive impairment or mental illness to be present during sexual activity
 - administration of an intoxicating substance for a sexual purpose
 - administration of drugs with the intention of rendering that person incapable of resistance and thereby enabling himself or herself or another person to take part in an act of sexual penetration with that person
 - abduction or detention for a sexual purpose

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Category A (continued)

- abduction and detention with the intent to marry
- abduction and detention with the intent to take part in an act of sexual penetration
- abduction or detention of a child under the age of 16 for a sexual purpose
- abduction or cause the abduction of a child under the age of 16 with the intention that the child take part in an act of sexual penetration
- unlawful detention on a premises of a person for purposes of sexual penetration
- unlawful detention for purposes of sexual penetration
- procuring sexual act by threats or fraud
- procuring persons to take part in an act of sexual penetration by threats or fraud
- procuring or soliciting a child under 16 years to take part in an act of sexual penetration or an indecent act
- procuring or soliciting a person to take part in an act of sexual penetration or an indecent act with a child under 16 years
- procuring or soliciting a 16 or 17 year old child who is under care, supervision or authority to take part in an act of sexual penetration or an indecent act
- procuring persons to take part in an act of sexual penetration by threats or fraud
- encouraging a child under the age of 16 to engage in, or be involved in, sexual activity
- encouraging a child aged 16 or 17 under care, supervision or authority to engage in, or be involved in, sexual activity
- committing a sexual offence while armed with an offensive weapon
- sexual servitude
- using force, threat, unlawful detention, fraud or misrepresentation, a manifestly excessive debt to cause another person to provide or continue to provide commercial sexual services
- causing or inducing another person to provide commercial sexual services in circumstances involving sexual servitude
- conducting a business that involves the provision of commercial sexual services in circumstances involving sexual servitude
- aggravated sexual servitude
- deceptive recruiting for commercial sexual services
- aggravated deceptive recruiting for commercial sexual services
- causing or inducing a child to take part in sex work
- obtaining payment for sexual services provided by a child
- agreement for provision of sexual services by a child
- allowing child to take part in sex work
- owner or occupier allowing child under age 17 to remain on premises for purpose of taking part in an unlawful act of sexual penetration
- bestiality
- invite, procure, cause or offer a child to be in any way concerned in a sexual performance
- burglary where the offender entered the building or part of the building as a trespasser with intent to commit a sexual offence
- aggravated burglary where the offender entered the building or part of the building as a trespasser with intent to commit a sexual offence
- unlawfully and carnally knowing and abusing a girl under the age of 10
- attempting to unlawfully and carnally know and abuse a girl under the age of 10
- assault with intent to unlawfully and carnally know and abuse a girl under the age of 10
- assault with intent to unlawfully and carnally know and abuse girl aged between 10 and 16
- felonious indecent assault
- procuring defilement of woman by threats or fraud or administering drugs
- forcible abduction of woman
- buggery

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Category A (continued)

- indecent assault on male person
- act of gross indecency with girl under the age of 16
- gross indecency with child under the age of 16
- sexual intercourse with child under 16 (Commonwealth offence)
- inducing child under 16 to engage in sexual intercourse (Commonwealth offence)
- sexual conduct involving child under 16 (Commonwealth offence)
- inducing child under 16 to be involved in sexual conduct (Commonwealth offence)
- benefiting from offence against Part IIIA (Child Sex Tourism) (Commonwealth offence)
- encouraging offences against Part IIIA (Child Sex Tourism) (Commonwealth offence)
- an aggravated offence of sexual servitude (Commonwealth offence)
- an aggravated offence of deceptive recruiting for sexual services (Commonwealth offence)
- trafficking in children in circumstances where the purpose of the exploitation is to provide sexual services (Commonwealth offence)
- domestic trafficking in children where the purpose of the exploitation is to provide sexual services (Commonwealth offence)
- 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.

Category B

An application is a Category B application if the person:

- is charged with or has been convicted or found guilty of any of the following offences in circumstances where the person was aged 18 years or older when the offence was committed:
 - 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
 - stalking where the person against whom the offence committed is a child
 - loitering near schools by a sexual offender
 - distributing an intimate image
 - threatening to distribute an intimate image
 - an offence of a jurisdiction other than Victoria that, if it had been committed in Victoria, would have constituted any of the offences referred to above (excluding the carnal knowledge offences).
- is charged with or has been convicted or found guilty of any of the following sexual offences, in circumstances where the victim is not a child:
 - rape by compelling sexual penetration
 - sexual assault
 - sexual assault by compelling sexual touching
 - assault with intent to commit a sexual offence
 - threat to commit a sexual offence
 - sexual penetration of a child or lineal descendant
 - sexual penetration of a step child
 - sexual penetration of a sibling or half-sibling in circumstances other than where both people are aged 18 years or older and each consented to engage in the sexual penetration;
 - incest (but not if siblings and both people were aged 18 or over and each consented)
 - indecent assault
 - indecent assault with aggravating circumstances
 - assault with intent to commit rape

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Category B (continued)

- assault with intent to commit rape with aggravating circumstances
 - sexual penetration of a person with a cognitive impairment or mental illness
 - sexual assault of a person with a cognitive impairment or mental illness
 - sexual activity in the presence of a person with a cognitive impairment or mental illness
 - causing a person with a cognitive impairment or mental illness to be present during sexual activity
 - administration of an intoxicating substance for a sexual purpose
 - administration of drugs with the intention of rendering that person incapable of resistance and thereby enabling himself or herself or another person to take part in an act of sexual penetration with that person
 - abduction or detention for a sexual purpose
 - abduction and detention with the intent to marry
 - abduction and detention with the intent to take part in an act of sexual penetration
 - unlawful detention on a premises of a person for purposes of sexual penetration
 - unlawful detention for purposes of sexual penetration
 - procuring sexual act by threats or fraud
 - procuring persons to take part in an act of sexual penetration by threats or fraud
 - procuring persons to take part in an act of sexual penetration by threats or fraud
 - committing a sexual offence while armed with an offensive weapon
 - sexual servitude
 - using force, threat, unlawful detention, fraud or misrepresentation, a manifestly excessive debt to cause another person to provide or continue to provide commercial sexual services
 - causing or inducing another person to provide commercial sexual services in circumstances involving sexual servitude
 - conducting a business that involves the provision of commercial sexual services in circumstances involving sexual servitude
 - aggravated sexual servitude
 - deceptive recruiting for commercial sexual services
 - aggravated deceptive recruiting for commercial sexual services
 - bestiality
 - invite, procure, cause or offer a child to be in any way concerned in a sexual performance
 - burglary where the offender entered the building or part of the building as a trespasser with intent to commit a sexual offence
 - aggravated burglary where the offender entered the building or part of the building as a trespasser with intent to commit a sexual offence
 - felonious indecent assault
 - procuring defilement of woman by threats or fraud or administering drugs
 - forcible abduction of woman
 - buggery
 - indecent assault on male person
 - benefiting from offence against Part IIIA (Child Sex Tourism) (Commonwealth offence)
 - encouraging offences against Part IIIA (Child Sex Tourism) (Commonwealth offence)
 - an aggravated offence of sexual servitude (Commonwealth offence)
 - an aggravated offence of deceptive recruiting for sexual services (Commonwealth offence)
 - 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.
- is charged with or has been convicted or found guilty of any of the following violent offences:
 - manslaughter
 - child homicide

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Category B (continued)

- defensive homicide
- causing serious injury intentionally in circumstances of gross violence
- causing serious injury recklessly in circumstances of gross violence
- causing serious injury intentionally
- causing serious injury recklessly
- threats to kill
- threats to inflict serious injury
- kidnapping
- unlawfully and maliciously wounding or causing grievous bodily harm or shooting (or attempting to shoot) with intent to do grievous bodily harm or to resist or prevent arrest
- inflicting grievous bodily harm
- attempting to choke, suffocate, or strangle another person with the intention to commit or assist in the commission of an indictable offence
- making demand with threat to kill or injure or endanger life
- intentionally causing a very serious disease
- 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.
- is charged with or has been convicted or found guilty of any of the following drug offences:
 - trafficking in or supplying a drug of dependence to a child
 - an offence under a law of a jurisdiction other than Victoria that, if it had been committed in Victoria, would have constituted trafficking in or supplying a drug of dependence to a child
 - 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
 - attempting, conspiring, inciting, aiding, abetting, counselling, procuring, or preparing to commit any of the above offences
 - an offence under a law in force in a place outside Victoria that is a corresponding law in relation to the above offences.
- is charged with or has been convicted or found guilty of any of the following Commonwealth drug offences:
 - importing or exporting a trafficable quantity of narcotic goods
 - importing or exporting a commercial quantity of narcotic goods
 - importing and exporting commercial quantities of border controlled drugs or border controlled plants
 - importing and exporting marketable quantities of border controlled drugs or border controlled plants
 - possessing commercial quantities of unlawfully imported border controlled drugs or border controlled plants
 - possessing marketable quantities of unlawfully imported border controlled drugs or controlled plants
 - possessing commercial quantities of border controlled drugs or border controlled plants reasonably suspected of having been unlawfully imported
 - possessing marketable quantities of border controlled drugs or border controlled plants reasonably suspected of having been unlawfully imported
 - 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.
- is charged with or has been convicted or found guilty of any of the following offences:
 - offences against section 46 or 47 or Part 5 (other than section 70) of the Sex Offenders Registration Act 2004
 - offences against the Serious Sex Offenders Monitoring Act 2005 (other than section 42(3))
 - offences against the Serious Sex Offenders (Detention and Supervision) Act 2009 (other than section 182 or 186)

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Category B (continued)

- an offence under a law of a jurisdiction other than Victoria that, if it had been committed in Victoria, would have constituted an offence against section 46 or 47 or Part 5 (other than s70) of the *Sex Offenders Registration Act 2004* or against the *Serious Sex Offenders Monitoring Act 2005* (other than section 42(3)) or against the *Serious Sex Offenders (Detention and Supervision) Act 2009* (other than section 182 or 186).
- is charged with or has been convicted or found guilty of:
 - trafficking in children for purposes other than sexual services (Commonwealth offence)
 - domestic trafficking in children for purposes other than sexual services (Commonwealth offence)
 - failure by person in authority to protect a child from a sexual offence
 - failure to disclose sexual offence committed against child under the age of 16 years
 - an offence under a law of a jurisdiction other than Victoria that, if it had been committed in Victoria, would have constituted the offence of failure by person in authority to protect a child from a sexual offence, or the offence of failure to disclose sexual offence committed against child under the age of 16 years.
- is charged with or has been convicted or found guilty of an offence against Part 4 of the *Working with Children Act 2005* (other than section 37 or 40)
- is charged with or has been convicted or found guilty of any of the following offences:
 - causing injury intentionally or recklessly
 - unlawfully and maliciously wounding
 - assault occasioning actual bodily harm
 - obscene exposure
 - obscene or indecent behavior in public
 - Behave in an offensive manner in public where the offensive behaviour is constituted by indecent behaviour wilful and obscene exposure of person in public
 - child stealing
 - armed robbery
 - intentionally observing another person's genital or anal region with the aid of a device where the other person cannot reasonable expect that their genitals or anus region are observed, and did not consent to the observation (upskirting offence)
 - intentionally visually capturing another person's genital or anal region, in circumstances where the other person cannot reasonable expect that their genitals or anus region could be captured, and did not consent to the image being taken (upskirting offence)
 - intentionally distributing the visually captured image of the other person's genital or anal region without consent (upskirting offence),
 - failing to protect a child from harm
 - leaving a child unattended
 - installing, using or maintaining a device to record or observe private activity
 - employer installing, using or maintaining a device to record or observe private activity of a worker
 - an offence under a law of a jurisdiction other than Victoria that, if it had been committed in Victoria, would have constituted any of the offence referred to above.
- has been charged with or convicted or found guilty of any of the following child pornography or child abuse material offences, in circumstances where the person was under the age of 18:
 - involving a child in the production of child abuse material
 - inviting, procuring, causing or offering a minor to be in any way concerned in the making or production of child pornography
 - producing child abuse material or child pornography
 - distributing child abuse material
 - administering or assisting in the administration of a website used to deal with child abuse material or child pornography
 - encouraging use of a website to deal with child abuse material or child pornography
 - possession of child abuse material or child pornography
 - accessing child abuse material

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Category B (continued)

- assisting a person to avoid apprehension for a child abuse material offence or child pornography offence
- publication or transmission of child pornography (Commonwealth offence)
- importing items of child abuse material or child pornography (Commonwealth offence)
- exporting items of child abuse material or child pornography (Commonwealth offence)
- using a carriage service for child abuse material or child pornography material (Commonwealth offence)
- possessing, controlling, producing, supplying or obtaining child pornography material for use through a carriage service (Commonwealth offence)
- possessing, controlling, producing, supplying or obtaining child abuse material through a carriage service (Commonwealth offence)
- using a carriage service to procure persons under 16 years of age (Commonwealth offence)
- using a carriage service to "groom" persons under 16 years of age (Commonwealth offence)
- an offence under the law of a jurisdiction other than Victoria that, if it had been committed in Victoria, would have constituted any of the offences referred to above.
- has been charged with convicted or found guilty of any of the following sexual offences, in circumstances where the victim is a child (a person under 18 years of age), and the person was also a child:
 - rape by compelling sexual penetration
 - sexual assault
 - sexual assault by compelling sexual touching
 - assault with intent to commit a sexual offence
 - threat to commit a sexual offence
 - sexual penetration of a child or lineal descendant
 - sexual penetration of a step child
 - sexual penetration of a sibling or half-sibling in circumstances other than where both people are aged 18 years or older and each consented to engage in the sexual penetration;
 - incest (but not if siblings and both people were aged 18 or over and each consented)
 - indecent assault
 - indecent assault with aggravating circumstances
 - assault with intent to commit rape
 - assault with intent to commit rape with aggravating circumstances
 - assault with intent to take part in an act of sexual penetration with child under the age of 10
 - assault with intent to take part in an act of sexual penetration with child aged between 10 and 16
 - sexual penetration of child under the age of 10
 - sexual penetration of child aged between 10 and 16
 - sexual penetration of a child under the age of 12
 - sexual penetration of child under the age of 16
 - sexual assault of a child under the age of 16
 - sexual activity in the presence of a child under the age of 16
 - persistent sexual abuse of child under the age of 16
 - indecent act with child under the age of 16
 - indecent act with 16 or 17 year old child under care, supervision or authority
 - sexual penetration of a 16 or 17 year old child, under care, supervision or authority
 - sexual assault of a child aged 16 or 17 under care, supervision or authority
 - sexual activity in the presence of a child aged 16 or 17 under care, supervision or authority
 - causing a child aged 16 or 17 under care, supervision or authority to be present during sexual activity
 - facilitating sexual offences against children
 - grooming for sexual conduct with child under the age of 16 years
 - sexual penetration of a person with a cognitive impairment or mental illness
 - sexual assault of a person with a cognitive impairment or mental illness

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Category B (continued)

- sexual activity in the presence of a person with a cognitive impairment or mental illness
- causing a person with a cognitive impairment or mental illness to be present during sexual activity
- administration of an intoxicating substance for a sexual purpose
- administration of drugs with the intention of rendering that person incapable of resistance and thereby enabling himself or herself or another person to take part in an act of sexual penetration with that person
- abduction or detention for a sexual purpose
- abduction and detention with the intent to marry
- abduction and detention with the intent to take part in an act of sexual penetration
- abduction or detention of a child under the age of 16 for a sexual purpose
- abduction or cause the abduction of a child under the age of 16 with the intention that the child take part in an act of sexual penetration
- unlawful detention on a premises of a person for purposes of sexual penetration
- unlawful detention for purposes of sexual penetration
- procuring sexual act by threats or fraud
- procuring persons to take part in an act of sexual penetration by threats or fraud
- procuring or soliciting a child under 16 years to take part in an act of sexual penetration or an indecent act
- procuring or soliciting a person to take part in an act of sexual penetration or an indecent act with a child under 16 years
- procuring or soliciting a 16 or 17 year old child who is under care, supervision or authority to take part in an act of sexual penetration or an indecent act
- procuring persons to take part in an act of sexual penetration by threats or fraud
- encouraging a child under the age of 16 to engage in, or be involved in, sexual activity
- encouraging a child aged 16 or 17 under care, supervision or authority to engage in, or be involved in, sexual activity
- committing a sexual offence while armed with an offensive weapon
- sexual servitude
- using force, threat, unlawful detention, fraud or misrepresentation, a manifestly excessive debt to cause another person to provide or continue to provide commercial sexual services
- causing or inducing another person to provide commercial sexual services in circumstances involving sexual servitude
- conducting a business that involves the provision of commercial sexual services in circumstances involving sexual servitude
- aggravated sexual servitude
- deceptive recruiting for commercial sexual services
- aggravated deceptive recruiting for commercial sexual services
- causing or inducing a child to take part in sex work
- obtaining payment for sexual services provided by a child
- agreement for provision of sexual services by a child
- allowing child to take part in sex work
- owner or occupier allowing child under age 17 to remain on premises for purpose of taking part in an unlawful act of sexual penetration
- bestiality
- invite, procure, cause or offer a child to be in any way concerned in a sexual performance
- burglary where the offender entered the building or part of the building as a trespasser with intent to commit a sexual offence
- aggravated burglary where the offender entered the building or part of the building as a trespasser with intent to commit a sexual offence
- unlawfully and carnally knowing and abusing a girl under the age of 10
- attempting to unlawfully and carnally know and abuse a girl under the age of 10

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Category B (continued)

- assault with intent to unlawfully and carnally know and abuse a girl under the age of 10
- assault with intent to unlawfully and carnally know and abuse girl aged between 10 and 16
- felonious indecent assault
- procuring defilement of woman by threats or fraud or administering drugs
- forcible abduction of woman
- buggery
- indecent assault on male person
- act of gross indecency with girl under the age of 16
- gross indecency with child under the age of 16
- sexual intercourse with child under 16 (Commonwealth offence)
- inducing child under 16 to engage in sexual intercourse (Commonwealth offence)
- sexual conduct involving child under 16 (Commonwealth offence)
- inducing child under 16 to be involved in sexual conduct (Commonwealth offence)
- benefiting from offence against Part IIIA (Child Sex Tourism) (Commonwealth offence)
- encouraging offences against Part IIIA (Child Sex Tourism) (Commonwealth offence)
- an aggravated offence of sexual servitude (Commonwealth offence)
- an aggravated offence of deceptive recruiting for sexual services (Commonwealth offence)
- trafficking in children in circumstances where the purpose of the exploitation is to provide sexual services (Commonwealth offence)
- domestic trafficking in children where the purpose of the exploitation is to provide sexual services (Commonwealth offence)
- 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.

Category C

An application is a Category C application if the person:

- has at any time been subject to:
 - a finding of a prescribed kind made by, or on behalf, of a prescribed body (the Victorian Institute of Teaching and the Suitability Panel (out of home care), Commission for Children and Young People (reportable conduct scheme) are currently the only bodies prescribed for this purpose); or
 - a determination by VCAT under section 77(4)(g) or (h) or 77(5)(e) or (f) of the *Health Professions Registration Act 2005*; or
 - a determination under section 196(2)(d) or (e) or section 197(2)(b) of the Health Practitioner Regulation National Law by VCAT or by another responsible tribunal within the meaning of that Law; or
- is charged with or been convicted or found guilty of any of the following offences in circumstances where the person was a child at the time of committing the offence:
 - 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
 - stalking where the person against whom the offence committed is a child
 - loitering near schools by a sexual offender
 - distributing an intimate image
 - threatening to distribute an intimate image
 - an offence of a jurisdiction other than Victoria that, if it had been committed in Victoria, would have constituted any of the offences referred to above (excluding the carnal knowledge offences).
- is charged with or has at any time been convicted or found guilty of an offence other than a Category A offence or Category B offence.

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Category C (continued)

- is charged with an offence specified in clause 2 of Schedule 3 if the charge has been finally dealt with other than by way of conviction or a finding of guilt.

The offences covered by Part 4 of the Working with Children Act 2005 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	Agency offers the services of a person who does not have an Assessment Notice;
Section 38	Using a false or other person's Assessment Notice;
Section 39	Providing false or misleading information in, or in relation to, an application for a working with children check, or in connection with, a reassessment for a working with children check
Section 39A	Applying for a WWC Check if a person is: <ul style="list-style-type: none">- a registered sex offender within the meaning of section 67 of the <i>Sex Offenders Registration Act 2004</i>; or- subject to an extended supervision order or interim extended supervision order under the <i>Serious Sex Offenders Monitoring Act 2005</i>; or- subject to a supervision order (or an interim supervision order) or a detention order (or an interim detention order) within the meaning of the <i>Serious Sex Offenders (Detention and Supervision) Act 2009</i>.

The offences specified in clause 2 of Schedule 3 of the Working with Children Act 2005 include:

- rape
- rape with aggravating circumstances
- rape with mitigating circumstances
- rape by compelling sexual penetration
- sexual assault
- sexual assault by compelling sexual touching
- assault with intent to commit a sexual offence
- threat to commit a sexual offence
- sexual penetration of a child or lineal descendant
- sexual penetration of a step child
- sexual penetration of a sibling or half-sibling in circumstances other than where both people are aged 18 years or older and each consented to engage in the sexual penetration;
- incest (but not if siblings and both people were aged 18 or over and each consented)
- indecent assault
- indecent assault with aggravating circumstances
- assault with intent to commit rape
- assault with intent to commit rape with aggravating circumstances
- assault with intent to take part in an act of sexual penetration with child under the age of 10
- assault with intent to take part in an act of sexual penetration with child aged between 10 and 16
- sexual penetration of child under the age of 10
- sexual penetration of child aged between 10 and 16
- sexual penetration of a child under the age of 12
- sexual penetration of child under the age of 16
- sexual assault of a child under the age of 16
- sexual activity in the presence of a child under the age of 16
- persistent sexual abuse of child under the age of 16

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Category C (continued)

- indecent act with child under the age of 16
- indecent act with 16 or 17 year old child under care, supervision or authority
- sexual penetration of a 16 or 17 year old child, under care, supervision or authority
- sexual assault of a child aged 16 or 17 under care, supervision or authority
- sexual activity in the presence of a child aged 16 or 17 under care, supervision or authority
- causing a child aged 16 or 17 under care, supervision or authority to be present during sexual activity
- facilitating sexual offences against children
- grooming for sexual conduct with child under the age of 16 years
- sexual penetration of a person with a cognitive impairment or mental illness
- sexual assault of a person with a cognitive impairment or mental illness
- sexual activity in the presence of a person with a cognitive impairment or mental illness
- causing a person with a cognitive impairment or mental illness to be present during sexual activity
- administration of an intoxicating substance for a sexual purpose
- administration of drugs with the intention of rendering that person incapable of resistance and thereby enabling himself or herself or another person to take part in an act of sexual penetration with that person
- abduction or detention for a sexual purpose
- abduction and detention with the intent to marry
- abduction and detention with the intent to take part in an act of sexual penetration
- abduction or detention of a child under the age of 16 for a sexual purpose
- abduction or cause the abduction of a child under the age of 16 with the intention that the child take part in an act of sexual penetration
- unlawful detention on a premises of a person for purposes of sexual penetration
- unlawful detention for purposes of sexual penetration
- procuring sexual act by threats or fraud
- procuring persons to take part in an act of sexual penetration by threats or fraud
- procuring or soliciting a child under 16 years to take part in an act of sexual penetration or an indecent act
- procuring or soliciting a person to take part in an act of sexual penetration or an indecent act with a child under 16 years
- procuring or soliciting a 16 or 17 year old child who is under care, supervision or authority to take part in an act of sexual penetration or an indecent act
- procuring persons to take part in an act of sexual penetration by threats or fraud
- encouraging a child under the age of 16 to engage in, or be involved in, sexual activity
- encouraging a child aged 16 or 17 under care, supervision or authority to engage in, or be involved in, sexual activity
- committing a sexual offence while armed with an offensive weapon
- sexual servitude
- using force, threat, unlawful detention, fraud or misrepresentation, a manifestly excessive debt to cause another person to provide or continue to provide commercial sexual services
- causing or inducing another person to provide commercial sexual services in circumstances involving sexual servitude
- conducting a business that involves the provision of commercial sexual services in circumstances involving sexual servitude
- aggravated sexual servitude
- deceptive recruiting for commercial sexual services
- aggravated deceptive recruiting for commercial sexual services
- causing or inducing a child to take part in sex work
- obtaining payment for sexual services provided by a child
- agreement for provision of sexual services by a child
- allowing child to take part in sex work

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Category C (continued)

- owner or occupier allowing child under age 17 to remain on premises for purpose of taking part in an unlawful act of sexual penetration
- bestiality
- invite, procure, cause or offer a child to be in any way concerned in a sexual performance
- burglary where the offender entered the building or part of the building as a trespasser with intent to commit a sexual offence
- aggravated burglary where the offender entered the building or part of the building as a trespasser with intent to commit a sexual offence
- unlawfully and carnally knowing and abusing a girl under the age of 10
- attempting to unlawfully and carnally know and abuse a girl under the age of 10
- assault with intent to unlawfully and carnally know and abuse a girl under the age of 10
- assault with intent to unlawfully and carnally know and abuse girl aged between 10 and 16
- felonious indecent assault
- procuring defilement of woman by threats or fraud or administering drugs
- forcible abduction of woman
- buggery
- indecent assault on male person
- act of gross indecency with girl under the age of 16
- gross indecency with child under the age of 16
- sexual intercourse with child under 16 (Commonwealth offence)
- inducing child under 16 to engage in sexual intercourse (Commonwealth offence)
- sexual conduct involving child under 16 (Commonwealth offence)
- inducing child under 16 to be involved in sexual conduct (Commonwealth offence)
- benefiting from offence against Part IIIA (Child Sex Tourism) (Commonwealth offence)
- encouraging offences against Part IIIA (Child Sex Tourism) (Commonwealth offence)
- an aggravated offence of sexual servitude (Commonwealth offence)
- an aggravated offence of deceptive recruiting for sexual services (Commonwealth offence)
- trafficking in children in circumstances where the purpose of the exploitation is to provide sexual services (Commonwealth offence)
- domestic trafficking in children where the purpose of the exploitation is to provide sexual services (Commonwealth offence)
- 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 involving a child in the production of child abuse material
- inviting, procuring, causing or offering a minor to be in any way concerned in the making or production of child pornography
- producing child abuse material or child pornography
- distributing child abuse material
- administering or assisting in the administration of a website used to deal with child abuse material or child pornography
- encouraging use of a website to deal with child abuse material or child pornography
- possession of child abuse material or child pornography
- accessing child abuse material
- assisting a person to avoid apprehension for a child abuse material offence or child pornography offence
- publication or transmission of child pornography (Commonwealth offence)
- importing items of child abuse material or child pornography (Commonwealth offence)
- exporting items of child abuse material or child pornography (Commonwealth offence)

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Category C (continued)

- using a carriage service for child abuse material or child pornography material (Commonwealth offence)
- possessing, controlling, producing, supplying or obtaining child pornography material for use through a carriage service (Commonwealth offence)
- possessing, controlling, producing, supplying or obtaining child abuse material through a carriage service (Commonwealth offence)
- using a carriage service to procure persons under 16 years of age (Commonwealth offence)
- using a carriage service to "groom" persons under 16 years of age (Commonwealth offence)
- an offence under the law of a jurisdiction other than Victoria that, if it had been committed in Victoria, would have constituted any of the offences referred to above
- unlawfully and carnally knowing and abusing girl aged between 10 and 16 where the person committing the offence is 18 years old or over
- attempting to unlawfully and carnally know and abuse girl aged between 10 and 16 where the person committing the offence is 18 years old or over
- murder
- manslaughter
- child homicide
- defensive homicide
- causing serious injury intentionally in circumstances of gross violence
- causing serious injury recklessly in circumstances of gross violence
- causing serious injury intentionally
- causing serious injury recklessly
- threats to kill
- threats to inflict serious injury
- kidnapping
- unlawfully and maliciously wounding or causing grievous bodily harm or shooting (or attempting to shoot) with intent to do grievous bodily harm or to resist or prevent arrest
- inflicting grievous bodily harm
- attempting to choke, suffocate, or strangle another person with the intention to commit or assist in the commission of an indictable offence
- making demand with threat to kill or injure or endanger life
- intentionally causing a very serious disease
- 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 or supplying a drug of dependence to a child
- an offence under a law of a jurisdiction other than Victoria that, if it had been committed in Victoria, would have constituted trafficking in or supplying a drug of dependence to a child
- 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
- attempting, conspiring, inciting, aiding, abetting, counselling, procuring, or preparing to commit any of the above offences
- an offence under a law in force in a place outside Victoria that is a corresponding law in relation to the above offences
- importing or exporting a trafficable quantity of narcotic goods (Commonwealth offence)
- importing or exporting a commercial quantity of narcotic goods (Commonwealth offence)
- importing and exporting commercial quantities of border controlled drugs or border controlled plants (Commonwealth offence)

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Category C (continued)

- importing and exporting marketable quantities of border controlled drugs or border controlled plants (Commonwealth offence)
- possessing commercial quantities of unlawfully imported border controlled drugs or border controlled Plants (Commonwealth offence)
- possessing marketable quantities of unlawfully imported border controlled drugs or controlled plants (Commonwealth offence)
- possessing commercial quantities of border controlled drugs or border controlled plants reasonably suspected of having been unlawfully imported (Commonwealth offence)
- possessing marketable quantities of border controlled drugs or border controlled plants reasonably suspected of having been unlawfully imported (Commonwealth offence)
- 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
- offences against section 46 or 47 or Part 5 (other than section 70) of the *Sex Offenders Registration Act 2004*
- offences against the *Serious Sex Offenders Monitoring Act 2005* (other than section 42(3))
- offences against the *Serious Sex Offenders (Detention and Supervision) Act 2009* (other than section 182 or 186)
- an offence under a law of a jurisdiction other than Victoria that, if it had been committed in Victoria, would have constituted an offence against section 46 or 47 or Part 5 (other than s70) of the *Sex Offenders Registration Act 2004* or against the *Serious Sex Offenders Monitoring Act 2005* (other than section 42(3)) or against the *Serious Sex Offenders (Detention and Supervision) Act 2009* (other than section 182 or 186)
- trafficking in children for purposes other than sexual services (Commonwealth offence)
- domestic trafficking in children for purposes other than sexual services (Commonwealth offence)
- stalking in circumstances where the victim is a child and the offender was 18 years old or older at the time of the offence
- loitering near schools as a sex offender in circumstances where the offence was committed when the offender was 18 years old or older.

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