

Crime Summary

Legislation

State/National	International
Crimes act 1900 (NSW)	Convention on the Prevention and Punishment of the Crime of Genocide
Crimes Act 1914 (Cth)	Geneva Conventions
Criminal Code 1995 (Cth)	Convention on the Rights of the Child
Anti-Terrorism Act 2005 (Cth)	Rome Statute
Law Enforcement Powers and Responsibilities Act 2002 (NSW)	Universal Declaration of Human Rights (UDHR)
Evidence Act 1995 (NSW)	International Covenant on Civil and Political Rights (ICCPR)
LEPRA Amendment (Search Powers) Act 2009	International Covenant on Economic, Social, and Cultural Rights (ICESCR)
Bail Act 1978 (NSW)	
Sentencing and Procedure Act 1999 (NSW)	
Victim's Rights Act 1996 (NSW)	
Appeal and Review Act 1987 (NSW)	
Children's (Criminal Proceedings) Act 1987 (NSW)	
Young Offenders Act 1997	
Australian Federal Police Act 1919 (Cth)	

Case Law

- R v Singh (2012) - The accused is sentenced to 8 year imprisonment for manslaughter, after successful plea of provocation by his wife, the victim.
- R v Loveridge (2013) - The accused enters a guilty plea for manslaughter, and receives a minimum prison term of five years. Generates wide ranging law reform to combat “king hitting.”
- Corey Davis Case: A 10 year old is found guilty of manslaughter after pushing a toddler into a river.
- R v AEM et al (2002): A group of men is charged with a new criminal offence “aggravated sexual assault in company.”
- R v Franklin (2009): Charges of sexual assault and kidnapping are mitigated based on psychological factors and intoxication.

Responses

- Victim Impact Statement: Statements outlining impact on the victim
- Three Tier System: An element of juvenile justice providing maximum opportunity for rehabilitation
- Children’s Court: A specialised lower court which deals with all matters of juvenile justice.

Media

- “Focus on police, not the laws” (2013): An article discussing changes to police powers by Premier Barry O Farrell.
- “Six years for killing sparks call for law review.” (2012): An article discussing the case of R v Singh (2012), and the defence of provocation.
- “Helping hand, not a heavy one, needed to address juvenile crime” (2010): Discussing the welfare model of juvenile justice. Identifies NSW as the leader in juvenile incarceration.
- “Furthering the reach of international justice.” Discusses the success of the ICC.
- “Four years for a life: Kelly family’s outrage.” (2013): Discusses the Thomas Kelly Case and the guilty plea of manslaughter.