



New South Wales

Crimes Legislation Amendment (Domestic Violence and Sexual Offences) Bill 2025

Explanatory note

This explanatory note relates to this Bill as introduced into Parliament.

Overview of Bill

The objects of this Bill are as follows—

- (a) to amend the *Crimes Act 1900* (***the Act***) to provide that the approval of either the Attorney General or the Director of Public Prosecutions is required to commence a prosecution of certain offences,
- (b) to amend the definition of ***personal violence offence*** in the *Crimes (Domestic and Personal Violence) Act 2007* to include additional offences under the Act,
- (c) to amend the *Crimes (Sentencing Procedure) Act 1999* to provide for a standard non-parole period of 25 years for the offence of murder if the victim is an intimate partner of the offender.

Outline of provisions

Clause 1 sets out the name, also called the short title, of the proposed Act.

Clause 2 provides for the commencement of the proposed Act on the date of assent to the proposed Act.

Schedule 1 Amendment of Crimes Act 1900 No 40

Schedule 1 provides that, if approval from the Attorney General is required to commence a prosecution, the approval may also be granted by the Director of Public Prosecutions for the following offences—

- (a) sexual offences involving a complainant who is a person with a cognitive impairment under the Act, section 66F,
- (b) offences relating to incest under the Act, sections 78A and 78B.

Schedule 2 Amendment of Crimes (Domestic and Personal Violence) Act 2007 No 80

Schedule 2 amends the definition of *personal violence offence* to include the following offences—

- (a) assault causing death under the Act, section 25A,
- (b) injuries to a child at the time of birth under the Act, section 42,
- (c) the offence of causing the loss of a foetus under the Act, section 54A,
- (d) the offence of causing the loss of a foetus (death of a pregnant woman) under the Act, section 54B,
- (e) sexual offences involving a complainant who is a person with a cognitive impairment under the Act, section 66F,
- (f) attempted incest under the Act, section 78B.

Schedule 3 Amendment of Crimes (Sentencing Procedure) Act 1999 No 92

Schedule 3[1] provides that a standard non-parole period of 25 years applies to the offence of murder if the victim is an intimate partner of the offender.

Schedule 3[2] inserts a savings and transitional provision consequent on the enactment of the proposed Act.



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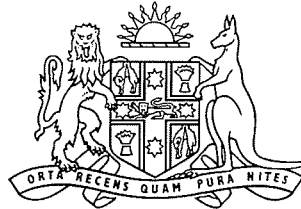
Contents

		Page
	1 Name of Act	2
	2 Commencement	2
Schedule 1	Amendment of Crimes Act 1900 No 40	3
Schedule 2	Amendment of Crimes (Domestic and Personal Violence) Act 2007 No 80	4
Schedule 3	Amendment of Crimes (Sentencing Procedure) Act 1999 No 92	5

This PUBLIC BILL, originated in the LEGISLATIVE COUNCIL and, having this day passed, is now ready for presentation to the LEGISLATIVE ASSEMBLY for its concurrence.

Legislative Council

Clerk of the Parliaments



New South Wales

Crimes Legislation Amendment (Domestic Violence and Sexual Offences) Bill 2025

No , 2025

A Bill for

An Act to amend the *Crimes Act 1900*, the *Crimes (Domestic and Personal Violence) Act 2007* and the *Crimes (Sentencing Procedure) Act 1999* to make miscellaneous amendments in relation to domestic violence and sexual offences.

The LEGISLATIVE ASSEMBLY has this day agreed to this Bill with/without amendment.

Legislative Assembly

Clerk of the Legislative Assembly

Tabling copy

The Legislature of New South Wales enacts—	1
1 Name of Act	2
This Act is the <i>Crimes Legislation Amendment (Domestic Violence and Sexual Offences) Act 2025</i> .	3
	4
2 Commencement	5
This Act commences on the date of assent to this Act.	6

Schedule 1	Amendment of Crimes Act 1900 No 40	1
[1] Section 66F Sexual offences—cognitive impairment		2
Insert “or Director of Public Prosecutions” after “Attorney General” wherever occurring in section 66F(8).		3 4
[2] Section 78F		5
Omit “Attorney-General” wherever occurring.		6
Insert instead “Attorney General or Director of Public Prosecutions”.		7

Schedule 2	Amendment of Crimes (Domestic and Personal Violence) Act 2007 No 80	1
		2
[1] Section 4 Meaning of “personal violence offence”		3
Insert “, 25A” after “25” in section 4(a).		4
[2] Section 4(a)		5
Insert “, 42” after “41”.		6
[3] Section 4(a)		7
Insert “, 54A, 54B” after “49”.		8
[4] Section 4(a)		9
Insert “, 66F” after “66EA”.		10
[5] Section 4(a)		11
Insert “, 78B” after “78A”.		12

Schedule 3	Amendment of Crimes (Sentencing Procedure) Act 1999 No 92	1
		2
[1] Part 4 Sentencing procedures for imprisonment		3
Insert in appropriate order in Division 1A, Table—		4
1C	Murder—where the victim is an intimate partner, within the meaning of the <i>Crimes Act 1900</i> , Part 3, Division 6A, of the offender	25 years
[2] Schedule 2 Savings, transitional and other provisions		5
Insert at the end of the schedule, with appropriate part and clause numbering—		6
Part	Provision consequent on Crimes Legislation Amendment (Domestic Violence and Sexual Offences) Act 2025	7
		8
		9
Standard non-parole periods		10
	Part 4, Division 1A, Table, as in force immediately before its amendment by the <i>Crimes Legislation Amendment (Domestic Violence and Sexual Offences) Act 2025</i> , continues to apply in relation to the offence of murder committed before the amendment.	11
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