

APPENDIX A – SUMMARY OF INCREASES IN PENALTY FOR SEXUAL OFFENCES

SEXUAL OFFENCE	PREVIOUS PUNISHMENT	AMENDED PUNISHMENT
S. 151 – Sexual interference	(a) is guilty of an indictable offence and liable to imprisonment for a minimum of 45 days not to exceed 10 years; or (b) is guilty of an offence punishable on summary conviction and liable to imprisonment for a minimum 14 days not to exceed 18 months.	(a) is guilty of an indictable offence and is liable to imprisonment for a minimum 1 year not to exceed 10 years; or (b) is guilty of an offence punishable on summary conviction and is liable to imprisonment for a minimum 90 days not to exceed 18 months.
S. 152 – Invitation to sexual touching	(a) is guilty of an indictable offence and liable to imprisonment for a minimum of 45 days not to exceed 10 years; or (b) is guilty of an offence punishable on summary conviction and liable to imprisonment for a minimum 14 days not to exceed 18 months.	(a) is guilty of an indictable offence and is liable to imprisonment for a minimum 1 year not to exceed 10 years; or (b) is guilty of an offence punishable on summary conviction and is liable to imprisonment for a minimum 90 days not to exceed 18 months.
S. 153(1) – Sexual Exploitation	(a) is guilty of an indictable offence and liable to imprisonment for a minimum of 45 days not to exceed 10 years; or (b) is guilty of an offence punishable on summary conviction and liable to imprisonment for a minimum 14 days not to exceed 18 months.	(a) is guilty of an indictable offence and is liable to imprisonment for a minimum 1 year not to exceed 10 years; or (b) is guilty of an offence punishable on summary conviction and is liable to imprisonment for a minimum 90 days not to exceed 18 months.
S. 155 (1) – Incest	(2) Every one who commits incest is guilty of an indictable offence and liable to imprisonment for a term not exceeding 14 years.	(2) Everyone who commits incest is guilty of an indictable offence and is liable to imprisonment for a minimum 5 years, if the other person is under 16 years of age, not to exceed 14 years.
S. 160(3) – Bestiality	160(3) Notwithstanding subsection (1), every person who, in the presence of a person under the age of 16 years, commits bestiality or who incites a person under	160(3) Despite subsection (1), every person who commits bestiality in the presence of a person under the age of 16 years, or who incites a person under the age

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S. 160(3) - Bestiality	the age of 16 years to commit bestiality is guilty of an indictable offence and liable to imprisonment for a maximum of 10 years or is guilty of an offence punishable on summary conviction.	of 16 years to commit bestiality, (a) is guilty of an indictable offence and is liable to imprisonment for a minimum 1 year, not to exceed 10 years; or (b) is guilty of an offence punishable on summary conviction and is liable to imprisonment for a minimum 6 months, not to exceed 2 years less a day.
S. 163.1 – Make Child Pornography	(a) an indictable offence and liable to imprisonment for a minimum of 1 year not to exceed of 10 years; or b) an offence punishable on summary conviction and liable to imprisonment for a minimum of 90 days not to exceed of 18 months.	(b) is guilty of an offence punishable on summary conviction and is liable to imprisonment for a minimum 6 months, not to exceed 2 years less a day.
S. 163.1(3) – Distribution of Child Pornography	(a) an indictable offence and liable to imprisonment for a minimum of 1 year not to exceed of 10 years; or b) an offence punishable on summary conviction and liable to imprisonment for a minimum of 90 days not to exceed 18 months.	163.1(b) is guilty of an offence punishable on summary conviction and is liable to imprisonment for a minimum 6 months, not to exceed 2 years less a day.
S. 163.1(4) – Possession of Child Pornography	(a) an indictable offence and liable to imprisonment for a minimum 45 days not to exceed 5 years; or b) an offence punishable on summary conviction and liable to imprisonment for a minimum of 14 days not to exceed 18 months.	(a) an indictable offence and is liable to imprisonment for a minimum 6 months, not to exceed 5 years; or b) an offence punishable on summary conviction and liable to imprisonment for a minimum of 90 days not to exceed 18 months.
S. 163.1(4) – Accessing Child Pornography	(a) an indictable offence and liable to imprisonment for a minimum 45 days not to exceed 5 years; or b) an offence punishable on summary conviction and liable to imprisonment for a minimum of 14 days not to exceed 18 months.	(a) an indictable offence and is liable to imprisonment for a minimum 6 months, not to exceed 5 years; or b) an offence punishable on summary conviction and liable to imprisonment for a minimum of 90 days not to exceed 18 months.

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<p>S. 170 – Parent or Guardian procuring sexual activity</p>	<p>(a) an indictable offence and liable to imprisonment for a minimum of 6 months not to exceed 5 years if the person procured is under 16 years; or</p> <p>b) an offence punishable on summary conviction and liable to imprisonment for a minimum of 45 days not to exceed 2 years if the person procured is under 16 years.</p>	<p>(a) an indictable offence and liable to imprisonment for a minimum of 1 year not to exceed 10 years if the person procured is under 16 years; or</p> <p>b) an offence punishable on summary conviction and liable to imprisonment for a minimum of 6 months not to exceed 5 years if the person procured is 16 years of age or more but under 18 years.</p>
<p>S. 171 – Householder Permitting Sexual Activity</p>	<p>(a) an indictable offence and liable to imprisonment for a minimum of 6 months not to exceed 5 years if the person procured is under 16 years; or</p> <p>(b) an offence punishable on summary conviction and liable to imprisonment for a minimum of 45 days not to exceed 2 years if the person procured is under 16</p>	<p>b) an offence punishable on summary conviction and liable to imprisonment for a minimum of 90 days not to exceed 2 years if the person procured is 16 years of age or more but under 18 years.</p>
<p>S. 172.1 (2) – Luring a Child * NEW - by telecommunication</p>		<p>(a) is guilty of an indictable offence and is liable to imprisonment for a minimum 1 year not to exceed 10 years; or</p> <p>(b) is guilty of an offence punishable on summary conviction and is liable to imprisonment for a minimum 90 days not to exceed 18 months.</p>
<p>S. 172.2(1) – Arrangement with person to commit offence * NEW</p>		<p>(a) is guilty of an indictable offence and is liable to imprisonment for a minimum 1 year not to exceed 10 years; or</p> <p>(b) is guilty of an offence punishable on summary conviction and is liable to imprisonment for a minimum 90 days not to exceed 18 months.</p>

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<p>S. 271 – Sexual Assault</p>	<p>a) an indictable offence and liable to imprisonment not to exceed 10 years; or</p> <p>b) an offence punishable on summary conviction and liable to imprisonment not to exceed 18 months.</p>	<p>(a) is guilty of an indictable offence and is liable to imprisonment for a minimum 1 year not to exceed 10 years if the complainant is under 16 years; or</p> <p>(b) is guilty of an offence punishable on summary conviction and is liable to imprisonment for a minimum 90 days not to exceed 18 months if the complainant is under 16 years.</p>
<p>S. 272 (2) – Sexual Assault with a Weapon</p>	<p>(a) if a restricted firearm or prohibited firearm is used in the commission of the offence or if any firearm is used in the commission of the offence and the offence is committed for the benefit of, at the direction of, or in association with, a criminal organization, to imprisonment for a term not exceeding 14 years and to a minimum punishment of imprisonment for a term of</p> <p>(i) in the case of a first offence, five years, and</p> <p>(ii) in the case of a second or subsequent offence, seven years;</p> <p>(a.1) in any other case where a firearm is used in the commission of the offence, to imprisonment for a term not exceeding 14 years and to a minimum punishment of imprisonment for a term of four years; and</p>	<p>(a) if a restricted firearm or prohibited firearm is used in the commission of the offence or if any firearm is used in the commission of the offence and the offence is committed for the benefit of, at the direction of, or in association with, a criminal organization, to imprisonment for a term not exceeding 14 years and to a minimum punishment of imprisonment for a term of</p> <p>(i) in the case of a first offence, five years, and</p> <p>(ii) in the case of a second or subsequent offence, seven years;</p> <p>(a.1) in any other case where a firearm is used in the commission of the offence, to imprisonment for a term not exceeding 14 years and to a minimum punishment of imprisonment for a term of four years;</p> <p>(a.2) if the complainant is under the age of 16 years, to imprisonment for life and to a minimum punishment of imprisonment for a term of five years;</p>