

Associating With a Terrorist Organisation

Section 102.8 (Cth) Criminal Code

102.8 Associating with a terrorist organisation

(1) on 2 or more occasions:

- (i) the person intentionally associates with another person who is a member of, or a person who promotes or directs the activities of, an organisation; and
- (ii) the person knows that the organisation is a terrorist organisation; and
- (iii) the association provides support to the organisation; and
- (iv) the person intends that the support assist the organisation to expand or to continue to exist; and
- (v) the person knows that the other person is a member of, or a person who promotes or directs the activities of, the organisation

Maximum Penalty: 3 years

	NAME (age if Known)	OFFENCES	PLEA	SENTENCE	APPEAL	RECORD	INVOLVEMENT & SUMMARY
1.	DUKKAH (21) [2020] NSWSC 1806 Hamill J	s.102.8(1) s.102.8(1)	PG (25%)	9m 15m <u>Total:</u> 18m NPP 14m		Nil	Association over 6m with male member of IS – discussed plans for associate to travel to Middle East for IS – offender provided some advice and encouragement – over 4m associated with Sheikh Hussein – although primarily for purpose of religious instruction provided support to Hussein as IS member – at same time provided interpreting and translating assistance to publishing organization – below mid-range No evidence of remorse or de-radicalization – good character references and family support – some prospects of rehabilitation – onerous custodial conditions

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This table has been prepared by the Public Defenders as a guide. Individual cases should be read if they are to be relied upon.