

THE 4 OFFENSES UNDER THE CRIMINAL CODE ARE:

1—Making Child Pornography (section 163.1)

Defined as any person who makes, prints, publishes or possesses child pornography for the purpose of publication.

Punishment:

A summary conviction (less serious) is for imprisonment up to two years.

An indictable conviction (more serious) is for imprisonment up to ten years.

2—Distribution of Child Pornography (section 163.1)

Defined as any person who transmits, makes available, distributes, sells, advertises, imports, exports or possesses for the purpose of transmission, making available, distribution, sale, advertising or exportation of child pornography.

Punishment:

A summary conviction for imprisonment up to two years.

An indictable conviction for imprisonment up to ten years.

3— Possessing or Accessing Child Pornography (section 163.1)

Defined as any person who possesses or accesses any child pornography.

Punishment:

A summary conviction for imprisonment up to eighteen months.

An indictable conviction for imprisonment up to five years.

4—Publication of an intimate image without consent.

Bill C-13. (section 162.1)

Defined as any person who knowingly publishes, distributes, transmits, sells, makes available or advertises an intimate image of a person knowing that the person depicted in the image did not give their consent to that conduct, or being reckless as to whether or not that person gave their consent to that conduct.

Punishment:

An indictable offence for imprisonment of up to five years.

Prohibition Order: In addition to any other punishment that may be imposed, an order prohibiting the offender from using the Internet or other digital network for any period the court considers appropriate.

