Manslaughter

Stabbing - Domestic

Maximum Penalty: 25 years (s.25 (NSW) Crimes Act)

	Case (age if known)	Type	Plea	Sentence	Appeal	Record	Facts
1.	**Bogunovich** (1985) 16 A Crim R 456	Provocation Stabbing – domestic	PG	4y Bond			Stabbed husband after long history of domestic violence – on night of killing husband had struck offender outside club
2.	**Philp** NSWSC Abadee J 18.2.1991	Diminished responsibility Stabbing - domestic	PG	MT 7y 6m AT 2y 6m			Stabbed sister's de facto during fight - when threatened with spade handle retrieved knives from kitchen and inflicted 16 stab wounds - some degree of provocation History of mental illness - schizophrenia - did not take medication
3.	**Whalen** NSWCCA 5.4.1991	Provocation Stabbing – domestic	PG	MT 5y AT 3y	AD		Killed husband with carving knife and axe - relationship had deteriorated - on day of killing verbally and physically abused by victim
4.	**Peterson** NSWSC 22.5.1992 Enderby J	Provocation Stabbing - domestic	PG	5y Bond (PSC 5m)		unimportant	Stabbed step brother in fight - element of self-defence - victim aggressively picked fight with offender - both had been drinking - no premeditation History of violence at hands of stepfather and brothers
5.	**Spencer** NSWSC Mathews J 18.12.1992	Provocation Stabbing – domestic	PG	3y PD		Nil	Killed de facto husband with single stab wound - history of domestic violence - victim physically and verbally abusing offender Fragile mental state
6.	**Chayna** (1993) 66 A Crim R 178	Diminished responsibility Victim under 18y Stabbing - domestic	VG		Conviction AA 3 x mansl substituted MT 6y AT 6y 2 x FT 6y (concurrent)		Female offender - invited sister-in-law to house and subjected her to 'frenzied attack', hiding body in backyard - later that night stabbed own daughter and left body in room for two days - stabbed second daughter two days later when she returned from camp Major depressive illness Convicted at trial of 3 x murder

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

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7.	**Woolsey** NSWSC Newman J 19.8.1993	Unlawful and dangerous – stabbing Stabbing – domestic	PG	4y GBB		nil	History of domestic violence when victim drunk – offender assaulted during argument with victim - picked up knife to scare victim off and stabbed him
8.	**Nguyen** NSW SC Allen J 23.9.1993 (1995) 36 NSWLR 397	Stabbing – domestic Provocation	VG	MT 2y 3m AT 9m	Conviction AD	Nil	Stabbed sister's brother in law during fight - argument over treatment of sister - no intent to do GBH - intended to show victim could not continue to treat sister badly and to prevent continuation of fight.
9.	**Thomas** NSWSC Dunford J 3.11.1994	Provocation Stabbing - domestic	PG	MT 3y 6m AT 3y		mal wounding and assaults	Stabbed sister's ex de facto - history of violence - sister raped by victim - night of stabbing fight broke out between offender and victim as victim tried to approach sister
10.	**Josifovski** NSWSC Smart J 25.1.1995	Diminished responsibility Stabbing – domestic	PG	MT 6y 9m AT 6y 6m			Stabbed wife 51 times after she refused to have sex - considered killing himself but taken to police by relatives – suffering paranoid delusional disorder History of mental illness and paranoia – history of violent acts towards victim and threats on her life - Yugoslav migrant
11.	**Gilham** (25) NSWSC Abadee J 7.4.1995	Provocation Stabbing - domestic	PG	5y Bond		nil	Stabbed brother who had just killed their parents Remorse - excellent prior character and prospects for rehabilitation
12.	**Quinn** (37) NSWSC Abadee J 28.4.1995	Unlawful and dangerous - stabbing Stabbing - domestic	PG	MT 1y 1m 20d AT 2y 5m		Minor	Stabbed brother - using knife to prepare breakfast when argument developed - parried knife in response to punch from victim Both chronically and severely mentally ill - forensic patient at time of sentence - schizophrenic/bi-polar/ chronic schizo affective disorder
13.	**Simon** NSWSC Bruce J 21.7.1995	Stabbing – domestic	PG	MT 2y AT 3y			Stabbed de facto husband during fight after day of drinking at hotel History of domestic violence

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14.	**Barton** NSWCCA 28.7.1995	Diminished responsibility Stabbing - domestic	PG Sched: Mal Wound Ass	MT 8y AT 8y	AA MT 5y AT 5y		During visit was attacked by elderly and mentally retarded neighbour with knife - responded by stabbing neighbour 24 times Intellectual and personality deficits meant inability to respond appropriately to attack
15.	**McIntyre** NSWSC McInerney J 15.3.1996	Provocation Stabbing – domestic	PG	MT 2y AT 4y		nil	Stabbed de facto husband when he grabbed her hair - prelude on previous occasions to serious assault - relationship characterised by inhumane treatment of offender - consumed drugs and alcohol
16.	**Varagnolo** NSWSC McInerney J 21.3.1996	Unlawful and dangerous - stabbing Stabbing – domestic	PG	2y GBB		mal wound but not relevant	Long history of violent relationship with victim, including rape - night of killing violent argument, including assault on offender's young daughter - picked up knife with intention of frightening victim - stabbing occurred when victim moved towards offender Very deprived background – Aboriginal female - stolen generation
17.	**Edwards** NSWSC Simpson J 2.8.1996 (1996) 90 A Crim R 510	Unlawful and dangerous - stabbing Stabbing - domestic	PG	3y PD	Crown AA MT 18m AT 18m		Female stabbed male lover during argument Care for third party not exceptional circumstances
18.	**Khan** (1996) 86 A Crim R 552	Provocation Stabbing - domestic	VG	MT 2y AT 3y	Crown AA MT 4y AT 2y	nil	Stabbed wife's lover - devout Muslim - delay between finding wife with lover and arming himself
19.	**EJ** (49) NSWCCA 1.4.1997	Diminished Responsibility Stabbing - domestic	PG Manslaughter 2 x Att murder	MT 12y AT 6y	AA MT 9y AT 3y	nil	Killed wife and attacked two daughters with tomahawk In financial difficulties and concerned could not provide for family - manic depressive, bipolar affective disorder
20.	**Appleby** NSWSC Ireland J 18.7.1997	Unlawful and dangerous- stabbing Stabbing - domestic	PG	MT 3y AT 3y		dishonesty and drugs	Stabbed brother in fight with kitchen knife - single stab wound - intent to frighten - just woken from deep sleep and responding to argument between brother and girlfriend

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21.	**Lam** (40) NSWSC Hidden J 20.3.1998	Unlawful and dangerous - stabbing Stabbing - domestic	VG	MT 3 AT 2y		minor assaults	Shared house with victim - confrontation about victim's unwelcome advances to offender's girlfriend – victim became aggressive and tried to take up knife - offender grabbed knife first - multiple wounds as fight continued through house
22.	**Bollen** (1998) 99 A Crim R 510	Unlawful and dangerous - stabbing Stabbing - domestic	VG	MT 4y 3m AT 1y 3m	AA MT 3y 4m AT 1y 2m	minor	Lived in flat above garage next to victim's house - history of much antagonism - victim and brother verbally abusing offender - victim later approached offender who lunged and stabbed victim - deliberate but reactionary action
23.	**Young** (mid 30s) NSWSC Levine J 20.5.1998	Provocation Stabbing – domestic	PG	MT 3y AT 3y		2 bonds, mal damage, assault	7 stab wounds to husband - victim started assaulting offender in argument about wine consumption - offender 'snapped' and went into frenzy - no premeditation Stormy and volatile relationship - offender not passive, helpless victim - some prospects of rehabilitation
24.	**Moore** NSWCCA 16.6.1998	Unlawful and dangerous - stabbing Stabbing – domestic	PG	MT 2y 11m 21d AT 3y	AD	minor	Stabbed de facto husband during violent argument - history of violence and alcohol abuse Aboriginal female - violent past, including domestic violence - pancreatitis, PTSD, borderline personality disorder - truly remorseful - commenced rehabilitation
25.	**Kennedy** (70) NSWSC Greg James J 30.6.1998	Unlawful and dangerous - stabbing Stabbing – domestic	PG	3y GBB			Stabbed 78y husband once in stomach - died fourteen days later Culpability affected by mental conditions including dementia – intoxication – poor health – abused by husband
26.	**Bryant** [1999] NSWCCA 181	Unlawful and dangerous - stabbing Stabbing - domestic	VG (at murder trial)	MT 6y 6m AT 3y 6m	AD	other offences not specified	During struggle in kitchen victim savagely and brutally stabbed in chest and head - other wounds to body History of heavy drinking - remorse
27.	**Korhonen** (16) [1999] NSWSC 933 Hulme J (K) [2000] NSWCCA 24	Diminished responsibility Provocation Juvenile offender Stabbing - domestic	VG	4y GBB	Crown AD	insignificant	Stabbed man he had been staying with – previous week had been sodomised by victim – provocation very high Developmental delays and profoundly disturbed - appalling childhood - gross psychiatric disturbances - ill-equipped to deal with stress - positive evidence of rehabilitation

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28.	**Tran** (37) [1999] NSWSC 1146 Bell J	Substantial Impairment Stabbing - domestic	VG (at murder trial) Manslaughter Mal wound	MT 3y 6m AT 2y 6m FT 12m (concurrent)			Stabbed mother in law with scissors - wife stabbed in shoulder attempting to help - estrangement from wife caused primarily by victim - had gone to house of wife to see her resulting in confrontation with victim Excellent prospects of rehabilitation - severe depression
29.	**Howard** (31) [1999] NSWSC 1228 Bell J	Provocation Stabbing - domestic	VG (at murder trial)	MT 5y AT 1y 6m		one juvenile offence	Stabbed neighbour during argument at offender's flat Good prospects of rehabilitation
30.	**Sherry** (38) [2000] NSWCCA 35	Unlawful and dangerous – stabbing Stabbing – domestic	VG	MT 2y 6m AT 2y 6m	Crown AA MT 3y 6m AT 2y 6m	lengthy but minor alcohol related record	Stabbed de facto wife during violent altercation - stabbed wife below ear History of volatile and violent relationship - alcohol problems
31.	**Kennedy** [2000] NSWSC 109 Barr J	Unlawful and dangerous - stabbing Stabbing – domestic	PG	4y GBB			Stabbed de facto husband in chest once during confrontation - circumstances of offence unclear but history of extreme and cruel domestic violence - spontaneous offence Genuine remorse – suicidal - violent childhood beaten first by mother then victim
32.	**Kirkwood** (63) [2000] NSWSC 184 Bell J	Unlawful and dangerous - stabbing Stabbing – domestic	PG	MT 12m AT 18m		minor record	Aboriginal female had sexual relationship with victim for 4-5 years - violent argument where victim threw stool at offender and threatened her with knife - offender took knife and 'poked' victim in chest. Mildly intellectually handicapped – alcoholic - not prone to violence - health problems - carer for handicapped son.
33.	**Bryant** (31) [2000] NSWSC 245 Dowd J	Diminished responsibility Stabbing - domestic	VG Manslaughter Mal inflict GBH	MT 7y AT 4y FT 2y (concurrent)		nil for violence	Stabbed ex-girlfriend and cut her throat during argument - assaulting male in face with baseball bat Long history of mental illness and drug addiction - delusional paranoid schizophrenic state

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34.	**Dally** (47) (2000) 115 A Crim R 582 [2000] NSWCCA 162	Provocation Stabbing - domestic	VG	MT 6y AT 2y	AD	assault 21 years ago	Stabbed flatmate once in chest during argument over accommodation arrangements - picked up carving knife and victim stabbed when he pushed offender around – no pre-meditation Lonely life culminating in alcohol dependency - remorse
35.	**Jans** (55) [2000] NSWSC 525 Grove J	Substantial impairment Stabbing - domestic	PG	PSC 6m 4y GBB		Nil	Stabbed wife with kitchen knife - found by police threatening to jump off 12 storey roof - undiagnosed Huntington's Chorea disease caused victim to become irrationally abusive to offender over long period of time - suffered major depressive episode at time of killing Forgiven by 3 children and low risk of re-offending
36.	**Sette** (31) [2000] NSWSC 648 Barr J	Substantial impairment Victim under 18y Stabbing - domestic	PG	2y suspended for 2y		nil	Female removed 1y son from adoptive parents during access visit - stabbed him and hid body in dam - impulsive killing - significant depressive illness for long period of time and in dissociated state at time of killing Forced into adoption by family - support of family – remorse - rehabilitation
37.	**Kelly** (30) [2000] NSWSC 701 Barr J	Provocation Stabbing - domestic	PG	7y NPP 3y 6m		irrelevant	Stabbed victim during altercation in kitchen - victim started physical fight pushing offender to ground and causing wound to head - offender feared further assault may cause death because of earlier brain injury - stabbed victim seven times in chest and abdomen with fishing knife - intent to do really serious injury - culpability low Aboriginal male - immediate assistance to victim - confession to police - genuine remorse
38.	**Ko** (26) [2000] NSWSC 1130 Kirby J	Diminished responsibility Provocation Stabbing – domestic	PG	4y NPP 18m		Nil	Stabbed husband 17 times - married victim after he sexually assaulted her - unhappy and violent marriage - victim forced offender to have abortion and seeking divorce - offender isolated and suffering major depression - attempted suicide Exemplary life prior to offence - model prisoner - genuine remorse

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39.	**Connolly** [2001] NSWSC 787 Dowd J	Substantial impairment Stabbing - domestic	PG (25%)	7y 6m NPP 4y 6m		minor record	Stabbed wife after forming unfounded suspicion she was unfaithful to him - suffering delusional disorder focussed upon perceived unfaithfulness of wife - similar obsession with former wife - intoxicated at time of offence Remorse
40.	**Pello** (40) [2001] NSWSC 650 Hidden J	Substantial impairment Stabbing - domestic	PG	5y 6m NPP 3y		insignificant	Stabbed female sharing house after victim argued and abused other occupants of house for several hours - provocation assessed against background of stressful and exploitative environment of house - offence uncharacteristic - degree of provocation high and relevant to culpability Unhappy childhood in West Timor - miserable existence in Australia - genuine remorse - suffering psychiatric illness at time of offence - isolation in gaol
41.	**Potts** (34) [2001] NSWSC 753 Hidden J	Substantial impairment Stabbing - domestic	VG (at murder trial - 20% for offer)	7y NPP 3y 9m		armed robbery, minor drug and violence, street offences.	Stabbed father in frenzied attack - deeply affected by deaths of mother and two siblings - history of aggression during previous exacerbations of illness Schizophrenia
42.	**Bolt** (19) [2001] NSWSC 747 Hidden J (2001) 126 A Crim R 284 [2001] NSWCCA 487	Provocation Stabbing - domestic	VG (at murder trial - 25% for offer)	5y 6m NPP 2y 6m	Crown AA 6y NPP 3y 6m	criminal record related to difficult background	Stabbed mother to death - extremely dysfunctional childhood caused by violent and abusive treatment by mother - earlier in afternoon mother had ordered mentally ill daughter to leave house – lost control when mother verbally abused offender and poked him in chest - degree of provocation high Unlikely to re-offend in this way – need for much rehabilitation - genuine remorse
43.	**Melrose** [2001] NSWSC 847 McClellan J	Unlawful and dangerous - stabbing Stabbing – domestic	PG	4y GBB			Aboriginal woman stabbed partner during violent argument – victim had assaulted offender earlier in evening – long term domestic violence - isolated by move to another town and became depressed Remorseful and severe psychiatric reaction to killing - significant suicide risk
44.	**Gardiner** (46) [2001] NSWSC 1147 Whealy J	Provocation Stabbing – domestic	PG (12%)	7y 11m NPP 5y		Lengthy minor matters only	Stabbed flatmate during argument over rent money - victim aggressive and abusive - stabbed victim in neck - attempted to save victim Special circumstances - no previous custody.

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45.	**Murphy** (44) [2002] NSWSC 150 Buddin J	Substantial impairment Stabbing - domestic	PG (25%)	7y 6m NPP 4y		nil	Stabbed estranged wife's lover in their bed – element of provocation combined with substantial impairment – spontaneous offence. Major depressive illness - devastated by marriage breakdown - considerations of deterrence and retribution much reduced - remorse - good prospects of rehabilitation
46.	**Mabbott** (35) [2002] NSWSC 502 Hidden J	Substantial impairment Stabbing – domestic	PG	7y NPP 3y 6m		lengthy record – summary	Female stabbed stepbrother in neck after being called a dog - prior de facto relationship with victim characterised by violence - suffering paranoid delusions since birth of youngest son and schizophrenic illness at time of offence Improvement in mental condition - chaotic life including drug addiction, turbulent relationships and prostitution
47.	**Whiting** (35) [2002] NSWSC 827 Levine J	Unlawful and dangerous - stabbing Stabbing – domestic	PG (33%)	5y 4m NPP 3y		prior violence	Stabbed de facto wife during domestic dispute - both parties affected by alcohol - victim initiated attack with beer bottle and approached offender with knife - during struggle offender took knife and victim stabbed once Relationship characterised by violence of part of both victim and offender - suffering alcohol dependence and personality disorder - genuine remorse - strict protection
48.	**Lynch** (48) [2002] NSWSC 1140 Whealy J	Provocation Stabbing – domestic	PG (15%) Manslaughter Mal Wound	7y 8m NPP 5y 9m 4y 3m NPP 3y 2m Total: 8y 8m NPP 6y 9m		record related to drug addiction, AOABH and DV	Stabbed estranged wife and lover found in bed together - killed male – sentenced for malicious wounding of wife - build up of anger, distress, humiliation and jealousy over afternoon and evening - no intent to kill - degree of provocation quite high Remorse

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49.	**Yeoman** (43) [2003] NSWSC 194 Buddin J	Unlawful and dangerous - stabbing Stabbing – domestic	PG	4y GBB		Nil	Stabbed de facto husband of 25 years once in heart - both heavily intoxicated – not fully aware of actions due to effect of intoxication - element of provocation and long history of domestic violence – stabbed victim on previous occasion Prior good character - isolation caused by recent move - grief over recent death of father - effect of imprisonment on 5y old son - genuine remorse - excellent prospects of rehabilitation
50.	**Laures** (66) [2003] NSWSC 785 Sully J	Unlawful and dangerous - stabbing Stabbing - domestic	PG	8y NPP 5y		Nil	Stabbed de facto wife once in chest during fight outside house when victim terminated relationship – called 000 then stabbed himself Diabetic – close relationship with own adult children – special circumstances
51.	**Yu** (33) [2003] NSWSC 1153 Wood CJ at CL	Unlawful and dangerous - stabbing Stabbing - domestic	PG	5y NPP 2y 6m		Nil	Illegal immigrant from Korea – became involved in physical fight with acquaintance at offender's home – double stab wounds to abdomen – no intent to stab – also struck victim to head five times with golf clubs – intoxication aggravated by extreme sleep deprivation - victim aggressive and threatening and refused to leave house Vulnerable – good character evidence – isolation in gaol – high prospects of rehabilitation
52.	**Marlow** (27) [2003] NSWSC 1130 Studdert J	Provocation Stabbing - domestic	VG (at murder trial – 18% for offer)	9y NPP 6y 9m		Nil	Fatal stabbing with kitchen knife in victim's home – extremely violent killing – sexually assaulted by victim on 16th birthday – subsequent consensual sexual encounters - victim attempted further sexual assault night of killing
53.	**Mercy** [2004] NSWSC 472 Adams J	Unlawful and dangerous - stabbing Stabbing – domestic	PG (25%)	4y 1m NPP 2y 3m (3m PSC)		Nil	Female - stabbed de facto in back – intent to frighten – seeking to make stand in context of continuing physical and sexual abuse Aboriginal female - deprived, violent and sexually abusive childhood – serious drinking problem — diabetic – recent coronary by-pass surgery – 8 children, including one with victim – never been in paid employment

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54.	**Muddle** (40) [2004] NSWSC 403 Bell J	Excessive self defence Stabbing - domestic	VG (murder trial)	6y NPP 3y		Minor	Became involved in sustained physical fight with younger and powerfully built male acquaintance during drinking session at offender's home – victim threatened to kill then forced way into house – stabbed in upper back with knife - excessive self-defence to introduce weapon Genuine remorse – reasonable prospects of rehabilitation
55.	**Clarke** (50) [2004] NSWSC 1125 Barr J [2008] NSWCCA 36	Provocation Stabbing - domestic	VG	8y NPP 6y	AD	Lengthy record for dishonesty offences	Stabbed neighbour after daughter complained of violent and heated argument – intent to inflict GBH – single thrust caused death – opportunistic – provocation not high – mid-range seriousness Moderate prospects of rehabilitation
56.	**Ward** (54) [2005] NSWSC 266 Whealy J (2006) 166 A Crim R 273 [2006] NSWCCA 321	Excessive self defence Stabbing - domestic	VG (at murder trial)	7y NPP 4y	AD	Minor assault	Stabbed male neighbour in throat with penknife used to open letters – victim kicked offender with steel capped boots and punched him in head – unreasonable response to assault – history of poor relationship between neighbours Immediate remorse – good character and good prospects of rehabilitation
57.	**Dunn** (60) [2005] NSWSC 1231 Latham J	Provocation Stabbing - domestic	VG (at murder trial – offer to plead)	8y NPP 5y		Nil	Stabbed female flatmate during argument – long history of taunting by victim – intent to inflict GBH – offence slightly above mid-range Socially isolated – organic brain damage due to alcoholism – genuine contrition
58.	**Wetherall** (38) [2006] NSWSC 486 Patten AJ	Substantial impairment Stabbing - domestic	PG (20%)	3y NPP 18m		Minor	Female - took knife to hotel and stabbed estranged de facto husband – responding to daughter's allegation that victim sexually assaulted her – victim previously accepted possibility he had sexually assaulted daughter on earlier occasion while drunk – provocation relevant s.21A(3) *Crimes (Sentencing Procedure) Act* but not sufficient under s.23 C*rimes Act*. Offender sexually abused by family members during childhood – stress disorder – immediate remorse – mother to two daughters – good character

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59.	**Russell** (48) [2006] NSWSC 722 Newman AJ	Provocation Stabbing - domestic	PG	6y NPP 3y			Female – stabbed de facto husband during confrontation – history of domestic violence – intent to inflict GBH Mildly intellectually handicapped – difficult personal life – brain injury from accident
60.	**Jukes** (20) [2006] NSWSC 1065 Hoeben J [2008] NSWSC 126 Hoeben J	Unlawful and dangerous - stabbing Stabbing - domestic	PG	2y NPP 12m suspended On breach of suspended sentence 2y NPP 12m		Nil	Female – stabbed mother's boyfriend during confrontation in kitchen – instinctive act – single stab wound – low range culpability Unfortunate background – mother to 5 children – youngest child disabled – immediate remorse – 90d PSC – 2y 6m rigorous reporting Sentence subsequently breached after commission of further offence of BES, failure to comply with reporting and counselling conditions and continued amphetamine addiction – pregnant at time of re-sentence
61.	**Cavanough** (22) [2007] NSWSC 561 Whealy J	Unlawful and dangerous - stabbing Stabbing - domestic	VG (at murder trial – 10% for offer)	8y 2m NPP 5y			Female stabbed male de facto during domestic argument – spontaneous act – element of provocation – history of disputes – suffering depression and anxiety Aboriginal female - deprived and violent childhood – sexual abuse – drug and alcohol addiction – functioning at borderline level – mother to 2y child – remorse – prospects of rehabilitation
62.	**King** (18) [2007] NSWSC 1134 Fullerton J	Excessive self defence Stabbing - domestic	PG (25%)	4y NPP 22m		Nil	Argument broke out with strangers outside family home of offender – 30-40 additional men arrived to continue fight – genuine fear for safety of self, brother and family including children in house – retrieved knife from house – stabbed victim in neck – single stab wound - intent to inflict GBH only – low end of range of seriousness Good character – long term relationship with young child - remorse
63.	**York** (31) [2007] NSWSC 1470 Adams J	Unlawful and dangerous - stabbing Stabbing - domestic	PG (20%)	5y NPP 3y			Stabbed male during argument with neighbours in caravan park – element of self-defence – impulsive offence – holding knife in hand because using it as eating utensil – low culpability Good character – prospects of rehabilitation – citizen of UK

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64.	**Turuta** (44) [2007] NSWSC 1505 Mathews AJ	Excessive self defence Stabbing - domestic	VG (at murder trial) Assault	7y NPP 4y 6m FT 3m (concurrent)		Nil	Fought with neighbour and friend after offender physically assaulted partner – stabbed neighbour in back and stomach Extraordinary hardship to three children – serious physical deterioration of mother – born in Cook Islands
65.	**Stewart** (27) [2008] NSWSC 563 Johnson J [2009] NSWCCA 152	Excessive self defence Stabbing - domestic	VG (at murder trial – 12.5% for offer)	10y 6m NPP 7y 3m	AD	Priors including violence	Altercation between offender and victim at house offender shared with mutual friend – asked by friend to leave - offender returned unannounced next afternoon – stabbed victim 12 times with push dagger during punch up with victim – armed with concealed weapon – intent to inflict GBH – high objective gravity
66.	**Kennedy** (40) [2008] NSWSC 703 Fullerton J	Unlawful and dangerous - stabbing Stabbing - domestic	VG (at murder trial – offered to plead)	6y NPP 4y		Minor	Trivial argument with flatmate – struck back of head with heavy implement and stabbed once to back – no provocation – several acts of violence – no intent as result of intoxication (alcohol, drugs and pre-existing brain damage) – body found in unit after 27 days Long term user of illegal drugs – genuine remorse – good prospects of rehabilitation
67.	**Ferguson** (36) [2008] NSWSC 761 Barr J	Substantial impairment Provocation Stabbing - domestic	PG	7y NPP 4y		Nil	Female entered sexual relationship with 22y male – unhappy relationship involving physical abuse, drug abuse and threats to kill – stabbed victim during argument – impulsive and sudden offence – element of provocation Major depressive disorder Also suffering amphetamine abuse disorder – sexually abused as a child – remorse – prior good character
68.	**Podesta** (19) [2008] NSWSC 1204 McCallum J	Substantial impairment Stabbing - domestic	VG (at murder trial)	8y NPP 5y		Assault police – breached bond – minor traffic	Offender's mother received prank calls alleging to be from her boyfriend suggesting he had infected her with HIV – after confronting and arguing with victim offender followed victim down street and stabbed him multiple times – acting under delusional belief he would be assaulted by victim's associates – previously assaulted by victim in home invasion – impaired capacity to judge right from wrong – impaired capacity to control actions Schizophrenia Chaotic and dysfunctional family life

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69.	**Stewart** (30) [2008] NSWSC 1359 Mathews AJ	Unlawful and dangerous - stabbing Stabbing - domestic	VG (at murder trial – 15%)	6y 4m NPP 4y		Nil	Stabbed husband during argument at home – spontaneous offence – combination of personality disorder and intoxication meant no required intent – victim stabbed outside 16y son's bedroom - volatile relationship Difficult and abusive childhood resulting in personality disorder and substance abuse – attempted suicide many times
70.	**Zeilaa** (73) [2009] NSWSC 532 Howie J	Substantial impairment Stabbing - domestic	PG (25%)	4y 10m NPP 2y 6m		Nil	Frenzied stabbing of 67y wife during argument over breakdown in relationship History of verbal and physical abuse - dementia
71.	**Dowley** (41) [2009] NSWSC 722 Hidden J	Substantial impairment Stabbing - domestic	PG (15%) Manslaughter SMV	11y NPP 7y FT 12m (concurrent)		Disturbing record for violence	Stabbed de facto partner and slit throat – took ice night before killing Paranoid delusional disorder Drug addiction – not taking medication prior to offence – some insight
72.	**Hevesi-Nagy** (52) [2009] NSWSC 956 Grove J	Substantial impairment Stabbing - domestic	VG (at murder trial – offer to plead)	10y NPP 6y		nil	Female – with 14y son struck sleeping father of son with tomahawk – son armed with knife – offence planned over extended period - son mentally ill – obsessed with keeping father from normal relationship with son Delusional disorder of a persecutory nature substantially impairing capacity for self control Good prospects of rehabilitation
73.	**Lovett** (21) [2009] NSWSC 1427 Barr AJ	Provocation Stabbing - domestic	VG (at murder trial)	10y 8m NPP 8y		Record for violence offences – breached conditional liberty	Aware victim at house of estranged partner – went to house, uninvited, at night, with knife – observed victim and partner having sexual intercourse – stabbed victim once in chest – assaulted victim with garden stake, dragged him out onto lawn and kicked body

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74.	**Worrall** (20) [2010] NSWSC 593 Fullerton J	Substantial impairment Stabbing - domestic	PG (25%)	6y NPP 4y 3m		Nil	Female stabbed 18y sister to death – difficult relationship characterised at times by physical fighting – purchased knife prior to killing – stabbed sister in neck as she emerged from bathroom Suffering serious hormonal condition requiring constant medication – medication caused obesity affecting self esteem and resulting in poor compliance with medication regime – mood disorder associated with non-compliance with medication prescribed for congenital adrenal hyperplasia Prior good character - remorse
75.	**Doolan** (43) [2010] NSWSC 615 Grove J	Unlawful and dangerous – stabbing Stabbing - domestic	PG (20%)	6y NPP 3y 9m		Minor record – alcohol related	Aboriginal female stabbed partner – volatile relationship characterised by alcoholism and violence – both intoxicated – chased victim with knife who responded in joking manner – stabbed once in chest – failed to appreciate dangerous nature of knife – lower end of scale of seriousness Distress and remorse – reasonably good prospects of rehabilitation
76.	**Duncan** (44) [2010] NSWSC 1241 Hidden J	Unlawful and dangerous – stabbing Stabbing - domestic	PG (15%)	3y NPP 1y 4m		Minor – PCA offences	Female stabbed partner once in abdomen – victim came home from party, pushed offender out of bed and started argument over text message – offender grabbed knife in fear victim would continue assault – impulsive response in heat of argument - history of physical and verbal abuse – immediate remorse Excellent work record in welfare area – excellent prospects of rehabilitation
77.	**Goundar** [2010] NSWSC 1170 Kirby J [2012] NSWCCA 87	Provocation Stabbing - domestic	VG (at murder trial – 17.5% for offer)	10y 8m NPP 8y	AD	Breached bail	Stabbed male friend during confrontation at ex-marital home – angry because victim had commenced sexual relationship with offender's estranged wife – planned confrontation although use of knife spontaneous – ferocious and sustained attack - placed in bath and left to die – intent to kill – disposed of body in bush with estranged wife – well above mid-range Fijian Indian – drinking problem and adjustment and depressive disorder at time of offence

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78.	**West** (18) [2011] NSWCCA 91	Unlawful and dangerous - stabbing Stabbing – domestic	PG (25%)	6y NPP 2y	Crown AA 6y NPP 3y	Children's Court – dishonesty, AOABH, driving	Stabbed girlfriend's brother during drunken argument at family gathering – single blow with scissors in heat of moment – not particularly forceful blow Intellectual disability – alcohol and cannabis abuse – just turned 18y
79.	**Quealey** (29) [2011] NSWSC 42 Hall J	Unlawful and dangerous - stabbing Stabbing - domestic	VG (at murder trial)	6y NPP 3y 6m		Record - breached bond	Stabbed de facto husband in thigh during argument – single stab - victim behaved in aggressive manner – unplanned offence Both had chronic substance abuse problems – difficult and abusive childhood
80.	**Bugmy** (27) [2011] NSWSC 357 McCallum J	Unlawful and dangerous - stabbing Stabbing - domestic	PG (25%)	8y 3m NPP 5y 6m		Breached parole for mal wounding of different de facto partner – appalling record of violence against de facto partners	Stabbed de facto partner in back – heavily intoxicated – use of weapon Drinking problem – breached condition of parole not to drink – breached apprehended violence order - psychosocial deprivation - alcohol and cannabis dependence including four-year history of petrol sniffing - very low intelligence
81.	**Vulovic (No.4)** (53) [2012] NSWSC 212 Johnson J [2013] NSWCCA 340	Provocation Stabbing - domestic	VG (at murder trial)	9y NPP 6y	AD	Record including assault	Stabbed male acquaintance during violent argument in offender's house – both parties intoxicated - provocative words and violence from victim – offender partially strangled – intent to inflict GBH – substantial level of objective gravity Reasonable prospects of rehabilitation
82.	**Singh** (22) [2012] NSWSC 637 McClellan CJ at CL	Provocation Stabbing - domestic	VG (at murder trial – 25% for offer)	8y NPP 6y		nil	Cut wife's throat with a Stanley knife during argument by ferocious attack –– during argument verbally abused by brother-in-law on telephone and by victim – victim threatened to leave and have offender kicked out of country - married in India so both could move to Australia – long history of marital disharmony and violence – brutal and violent attack Immature with no family or friends for support – suffering psychiatric disorder at time of offending – good prospects of rehabilitation

	Case (age if known)	Type	Plea	Sentence	Appeal	Record	Facts
83.	**Won** [2012] NSWSC 855 Fullerton J	Provocation Stabbing - domestic	VG (at murder trial – 25% for offer to plead)	7y 6m NPP 5y		Nil	Stabbed male acquaintance in arm severing arteries – stab wounds to back, chest and abdomen – found victim having sex with offender's wife – intent to kill Korean – exemplary character
84.	**Chen** [2012] NSWSC 1000 Schmidt J	Substantial impairment Stabbing - domestic	PG (25%)	6y 9m NPP 3y 9m			Female fed ex-partner soup with sleeping tablets – stabbed sleeping victim causing serious injuries to penis and severing arteries – offender had history of emotional manipulation, cruelty towards son and dishonesty – panicked in response to threats to take son Suffering depressive disorder
85.	**Seymour** (24) [2012] NSWSC 1010 Price J	Excessive self defence Stabbing - domestic	VG (at murder trial)	6y 6m NPP 3y 6m		minor	Female stabbed mother in arm as act of excessive self-defence – victim bled to death - history of verbal and physical abuse by victim against offender – victim a drug user – deliberate stabbing – failed to assist victim but unaware could bleed to death – spontaneous offence Deprived and dysfunctional childhood – suffering depression at time of offence
86.	**JC** (17) [2012] NSWSC 1393 Barr AJ	Unlawful and dangerous - stabbing Juvenile offender Stabbing – domestic Victim under 18y	PG (modest)	5y 6m NPP 3y		nil	Female – stabbed 16y brother of de facto at offender's flat – reason for killing unclear – spontaneous offence Troubled background – drug and mental health problems – probably in dissociative state at time of killing – remorse – chronic physical illness
87.	**Pitt** (40) [2012] NSWSC 1549 Latham J [2014] NSWCCA 70	Substantial Impairment Stabbing - domestic	PG (20%)	8y NPP 6y	AA 5y NPP 3y	minor	Victim and offender shared offender's housing commission house – prolonged physical argument where police called on numerous occasions and AVO taken out on behalf of offender – police declined to remove victim from house – offender stabbed victim in heart Lengthy history of mental illness - alcohol, persecutory beliefs concerning the actions of the victim, and untreated schizophrenia

	Case (age if known)	Type	Plea	Sentence	Appeal	Record	Facts
88.	**Hollaway** (22) [2013] NSWSC 218 Price J	Substantial impairment Stabbing - domestic	PG (20%)	5y 4m NPP 3y		Record but no prison	Female – while staying at home of male acquaintance after time in psychiatric unit reacted to perceived threat by victim that he would rape or murder her – grabbed knife in house and stabbed victim several times – body not discovered for several months – victim had brain damage causing sexual and violent inhibition – element of provocation History of mental illness – suffering psychosis – significant reduction in moral culpability – remorse – disrupted and abusive childhood including sexual abuse leading to early drug abuse
89.	**Bugmy** (25) [2013] NSWSC 1885 Barr AJ	Excessive self-defence Stabbing - domestic	PG	7y NPP 3y 6m		Violence, AOABH, assault & resist police. Previous custody.	Attended gathering with family and friends – consumption of alcohol and marihuana – fight broke out between 24y male victim and offender – offender fell to ground and victim continued punching – offender grabbed scissors lying nearby and stabbed victim three times to throat, face and spine – victim unreasonably refused medical treatment Under influence of drugs and alcohol – remorse - dysfunctional upbringing – alcohol and drug abuse – Aboriginal male - poor prospects of rehabilitation - need for assistance and supervision warrants longer parole period
90.	**Hassan** (54) [2014] NSWSC 280 Garling J [2018] NSWCCA 213	Provocation Domestic - stabbing	VG (murder trial - 25% for offer)	12y NPP 9y	AD	nil	Stabbed wife multiple times during argument at family home – responding to low level verbal provocation – brutal and vicious assault on wife cowering under blankets in bed Born in Sudan – relatively safe childhood – good character
91.	**Villalon** (27) [2014] NSWSC 1261 Price J [2015] NSWCCA 229	Substantial impairment Stabbing – domestic	VG (murder trial – discount for offer 25% on appeal)	8y NPP 5y 6m	7y 6m NPP 5y 1m	nil	Stepfather abusive towards offender - also concerned about inappropriate sexual behaviour towards offender's sister – stabbed stepfather and hit over head with hammer – element of provocation – unplanned offence Schizophrenia – low risk of re-offending - remorse.

	Case (age if known)	Type	Plea	Sentence	Appeal	Record	Facts
92.	**Catley** (27) [2014] NSWCCA 249	Substantial impairment Stabbing - domestic	VG (murder trial) Manslaughter 2 x animal cruelty	11y NPP 8y FT 2y Total: 12y NPP 9y	AD	minor	Assaulted mother and stabbed her twice during argument – killed two cats by slashing throats Psychotic - depression
93.	**Wang** (23) [2016] NSWSC 222 RS Hulme AJ	Unlawful and dangerous - stabbing Stabbing – domestic	VG (murder trial – 17.5% for offer)	6y 6m NPP 4y 6m		Nil relevant	Good friend of victim and shared unit – after night of drinking in unit with friends argued with victim – retrieved knife from room and fatally stabbed victim in leg – cause of argument unclear Genuine remorse
94.	**Anderson** (39) [2016] NSWSC 399 Hall J [2018] NSWCCA 49	Excessive self defence Stabbing - domestic	PG (20%)	12y 9m NPP 9y 6m	12y NPP 9y	Significant – includes violence – breached bail	Stabbed estranged pregnant partner once in chest – forced entry into unit victim visiting and scuffled with three females – pushed one female causing all to fall – victim retrieved kitchen knife and approached offender – stabbing occurred during struggle for knife where offender grabbed knife and stabbed victim
95.	**Parker (No.2)** (55) [2016] NSWSC 813 Rothman J	Stabbing – domestic Substantial impairment	VG (murder trial - 25% for offer to plead)	7y NPP 3y 6m		Record for violence	Female stabbed partner once in back – circumstances unclear – victim intoxicated and self-harming - below mid-range Aboriginal female - deprived and dysfunctional childhood - severe cognitive deficits exacerbated by alcoholic abuse – involved in abusive relationships – profound remorse
96.	**Jenbare** (52) [2016] NSWSC 1317 McCallum J	Substantial Impairment Stabbing – domestic	PG (25%)	9y NPP 5y		Nil	Stabbed female partner – victim planning to arrange fake marriage between herself and her nephew so he could live in Australia – offender did not agree - would have to make false declaration – abandonment - stabbed victim eight times Underlying condition of severe, post-traumatic stress disorder, depression and cognitive impairment as survivor of torture while political prisoner in Ethiopia and trauma in refugee camps - prior good character.

	Case (age if known)	Type	Plea	Sentence	Appeal	Record	Facts
97.	**Tabalbag** (31) [2016] NSWSC 1570 Mathews AJ	Provocation Stabbing – domestic	VG (murder trial - 25% for offer to plead) Sched: AOABH	6y NPP 4y 6m		Nil	Came home unexpectedly during day to find female partner have intercourse with male acquaintance – pursued male into bathroom and stabbed several times – spontaneous act – cut finger of female partner – slightly below mid-line Prior good character – good prospects of rehabilitation – remorse – out of character
98.	**Ukropina** (57) [2016] NSWCCA 277	Substantial Impairment Stabbing – domestic	PG (25%)	6y 9m NPP 4y 9m	AA 6y NPP 4y	Nil	Father stabbed 29y daughter in back during argument – suffering severe depression with psychotic tendencies Genuine remorse – suicide attempts in custody
99.	**Hadchiti** (20) [2017] NSWSC 292 N Adams J	Excessive self-defence Stabbing - domestic	PG (13%)	10y NPP 7y		Nil	2011 offence - lived with parents and family on semi-rural property – sister and 26y boyfriend arrived to collect sister's children - violent altercation between offender and boyfriend when he pushed offender's mother – offender stabbed in arm by victim – stabbed victim in chest and cut throat with knife being used for peeling fruit - intent to kill - honestly believed necessary to defend self and mother - serious example of offence Positive subjective case - unlikely to reoffend – remorse – good prospects of rehabilitation – delay – finding of special circumstances: youth - first time in custody
100.	**Chapman** (20) [2018] NSWSC 1741 Harrison J	Unlawful and dangerous - stabbing Stabbing - domestic	PG (25%)	6y NPP 3y		nil	Father disconnected internet and attempted to remove cables from computer to stop son playing computer games and come to dinner – stabbed father once in shoulder –spontaneous offence – offender picked up knife from bench beside bed – low culpability due to autism spectrum disorder and depression – difficult relationship with father Immediate admission to offence – difficulty in prison – need for long parole period – support of mother

	Case (age if known)	Type	Plea	Sentence	Appeal	Record	Facts
101.	**Cahill** (25) [2018] NSWSC 1896 Johnson J	Substantial impairment Stabbing – domestic	PG (10%)	8y NPP 5y		lesser offences – breached bond for wounding victim	Female stabbed fiancé – background of volatile and violent relationship over several years – both out drinking evening of offence – victim becoming more belligerent – at home victim assaulted male accompanying group in mistaken belief male fancied offender – offender stabbed fiancé in neck – intent to cause GBH - suffering PTSD or major depressive disorder as a result of relationship – use of weapon aggravating factor – mid-range seriousness Immediate regret – excellent prospects of rehabilitation
102.	**McDonald** (59) [2019] NSWSC 858 Harrison J	Unlawful and dangerous - stabbing Stabbing – domestic	VG (murder trial)	6y NPP 3y		Modest - no offence since 2004 – AOABH in 1991	Killed brother - single stab wound to chest during argument – intent to frighten - no intent to kill or cause serious injury - amount of force not significant – impulsive offence - consumption of alcohol - well towards bottom of range of objective seriousness. Aboriginal male with disadvantaged background – remorse - excellent prospects rehabilitation
103.	**Camilleri** (25) [2021] NSWSC 221 Wilson J [2023] NSWCCA 106	Substantial impairment Stabbing – domestic	VG (murder trial – 17.5% on appeal)	21y NPP 16y 2m	AA 16y 6m NPP 12y	Assaults – harassment - limited criminal history due to diversion from justice system	Female - number of psychiatric and developmental disorders - tried to prevent mother (victim) from telephoning for ambulance to have offender admitted to hospital - stabbed victim to face and head - over 100 separate wounds inflicted ending in decapitation – used seven knives during prolonged attack – committed in presence of young child - gravity of offence – extreme violence - need for community protection. Multiple disorders - mild intellectual disability - autism - obsessive compulsive disorder - severe impact on capacity to function - prone to and unable to control outbursts of extreme rage On appeal: erred in assessment of objective seriousness

	Case (age if known)	Type	Plea	Sentence	Appeal	Record	Facts
104.	**Reid (No.2)** (47) [2021] NSWSC 475 Johnson J	Stabbing – domestic Substantial Impairment	PG (10%) Manslaughter Manslaughter	Indicative: 7y 7y Aggregate: 10y 6m NPP 5y 6m		Nil	Stabbed parents one morning at their home – no rational motive, triggering event or argument – impairment at higher end of spectrum – mental illness distorted thinking – causal relationship to offending Underlying major depressive disorder on a background of personality disorder and alcohol use disorder No history of violence but difficult to assess risk of re-offending where questions remain over mental health
105.	**Smith** (56) [2021] NSWSC 928 Walton J	Excessive self defence Stabbing - domestic	VG (murder trial – 25% for offer)	7y 6m NPP 5y 6m		Not significant – traffic offences, minor assault and drug matters, property	Victim and offender neighbours in intimate relationship – victim assaulted offender in car during argument and relationship ended – next day during argument at offender's house victim returned to car and picked up metal bar – offender retrieved ornamental knives from veranda and ran at victim – stabbed victim multiple times when she brandished bar – victim had history of violence – intent to GBH – unreasonableness of response considerable but not extreme – hid body and lied to police for several hours PSTD and Alcohol and Cannabis Use Disorder linked to extreme / impulsive response – history of childhood violence and early drug use – good use of time in custody and unlikely to re-offend – some remorse – significant reduced general deterrence – special circumstances for supervision and treatment

	Case (age if known)	Type	Plea	Sentence	Appeal	Record	Facts
106.	**Srsa** (53) [2021] NSWSC 924 Ierace J	Substantial impairment Stabbing - domestic	PG (25%)	7y 10m NPP 5y		Breach AVO	Female – stabbing of male partner once to chest following argument over victim taking money out of offender's bank account and graffitiing men's toilets at hotel with offensive references to offender – pursued victim from house – element of provocation – capacity to control self substantially impaired – degree of impairment significantly more than required to activate defence – intent to cause GBH not kill – just below mid-range Alcohol use disorder, panic disorder with agoraphobia, depression, mild neurocognitive disorder (preliminary); PTSD, chronic anxiety disorders (generalised, agoraphobic and panic), chronic depressive disorder, substance use disorder (alcohol), enduring (post-traumatic) personality change Alcohol abuse - upset about grandson undergoing heart surgery – remorse – good rehabilitation prospects – no history of violence
107.	**Nancarrow** [2022] NSWSC 455 Hamill J	Unlawful and dangerous – stabbing Stabbing - domestic Excessive self defence	VG (at murder trial – 25% for offer)	7y 6m NPP 4y		Record for dishonesty, drug and driving offences - breached conditional release order	Stabbed victim twice during confrontation on stairs leading up to living area occupied by offender – victim lived in caravan on property – offender deliberately armed self with knife although no intent to kill or inflict GBH – victim aggressor and angry offender would not purchase drugs for him – offender believed conduct necessary for defence – towards lower end of range Remorse – good prospects of rehabilitation – anxiety disorder – delay due to Covid
108.	**Lupton** (30) [2023] NSWSC 412 Fagan J [2024] NSWCCA 29	Stabbing - domestic Excessive self defence	PG (25%)	9y NPP 6y 9m	AA 8y 6m NPP 5y 6m	Lengthy record – offence committed while serving community correction order	Stabbed male acquaintance once in chest during argument over use of drugs in home of offender's 9y daughter – intent to cause GBH – perceived threat no more than bruising or abrasions from blows delivered with fists or by kicking – neither assailant armed – unreasonable response by 'very great margin' Difficult childhood exposed to violence, drug abuse and sexual abuse – long-term substance abuse-genuine remorse On appeal: failed to have regard to relevance of need for drug rehabilitation and impact of Covid on custodial conditions

	Case (age if known)	Type	Plea	Sentence	Appeal	Record	Facts
109.	**Steele** (76) [2024] NSWSC 214 Davies J	Excessive self-defence Stabbing - domestic	PG (25%)	6y 9m NPP 3y 6m		Nil	Single stab wound to neck of adult son at their home during family argument using kitchen knife – victim approached offender quickly – accepted responsibility but unable to explain or recall inflicting stab wound – relatively impulsive offending. Just below mid-range of objective seriousness. Good character – in remission from leukemia – no concern about reoffending – remorse – significant variation of statutory ratio given age and health.
110.	**King** (25) [2024] NSWSC 620 N.Adams J	Stabbing – domestic Excessive self defence	PG (25%)	6y 9m NPP 4y 3m		Mostly drugs and property offences – on bail for agg robbery	Stabbed sister's male partner during struggle – victim forced entry to sister's home and punched and hit her – in response offender struggled with victim, retrieving knife from kitchen and stabbing victim three time to side of body – intent to inflict GBH – domestic violence - high degree of aggression and violence shown by victim to sister – unplanned response of short duration – lower end of mid-range Genuine remorse – strong family support – reasonable prospects of rehabilitation – ice user – special circumstances
111.	**Saliba** (20) [2025] NSWSC 659 Yehia J	Unlawful and dangerous – stabbing Stabbing - domestic	VG (at murder trial – 25% for offer) Manslaughter PG (25%) Possess unauthorised firearm	<u>Indicative:</u> 7y 6m 7m <u>Aggregate</u>: 7y 9m NPP 4y 3m		AR - breached ICO	Play fighting with 18y cousin at home of offender – picked up knife – became angry when perceived victim shaping up and stabbed him once in chest – victim unarmed and provided no threat – escalated over short time and unplanned – actual use of weapon – in home of offender – domestic violence offence – just below mid-range - .303 rifle found in roof cavity of home – well below mid-range PTSD resulting from sexual abuse in Year 9 and Hodgins lymphoma when 19 years – moral culpability reduced by youth and mental health – little evidence of remorse – prospects of rehabilitation and risk of re-offending guarded – special circumstances

	Case (age if known)	Type	Plea	Sentence	Appeal	Record	Facts
112.	**Aller (No.3)** [2026] NSWSC 964 Muston J	Stabbing – domestic Substantial Impairment	PG (25%)	12y		Record – at time of offence on bail for offences in relation to different domestic partner	Stabbed female partner during argument in bedroom – completely unprovoked attack – sustained and ferocious attack with 54 stab wounds – very serious example of manslaughter – vulnerable victim – home of victim (2015) Found unfit to plead – found to have committed manslaughter on basis of substantial impairment and sentenced to limiting term 11 years – status as forensic patient extended in 2024 – found fit to plead in 2025 Mental health taken into account beyond substantial impairment – good prospects of rehabilitation in light of substantial progress – genuine insight and remorse – *Bugmy* childhood – ceiling principle – no utility in setting NPP
113.	**Noufle** (56) [2026] NSWSC 1137 Hamill J	Stabbing - domestic Excessive self-defence	PG (25%)	6y 9m NPP 3y		Nil	Female – killed husband – history of controlling behaviour and domestic violence by deceased – deceased planning to marry another woman - single stab wound in urgent circumstances while deceased choking offender - dismembered victim's body and placed body parts into garbage bags – rang Witness A, with Witness A took garbage bags containing body parts to various suburbs and disposed of body parts in rubbish bins – flew overseas with Witness A – when police inquired as to deceased, offender concealed killing by lying that deceased alive. Complex and compelling subjective case - childhood trauma and dysfunction - extreme emotional, physical and sexual abuse during childhood, dislocation, significant disruption to education – mental health / psychiatric conditions - generally favourable view of prospects of rehabilitation – special circumstances.

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