

NEW SOUTH WALES CRIMINAL COURTS STATISTICS 2003

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INTRODUCTION

This report deals with criminal cases finalised by the NSW Local, Licensing, Children's, District and Supreme Courts in 2003. Court finalisations over the past three years for criminal cases have remained relatively stable at just over 133,000 for Local Courts, around 8,000 for Children's Courts and around 3,700 for the Higher Courts.

The data contained in these tables is collected from the Courts and maintained by the Bureau of Crime Statistics and Research with one exception. The Children's Court data is collected and provided by the Department of Juvenile Justice. The three prior proven offence tables are sourced from the Bureau of Crime Statistics and Research's Reoffending Database which derives a ten year offending history for individuals by matching court records from 1994 to the present.

The summary section identifies key points from the tables in each section and also gives a comparison figure from 2002. The Australian Standard Offence Classification (ASOC) has been used to classify offences. Minor criminal matters such as regulatory driving offences issued through Infringement Notices and appeals to same are not included in the report.

Changes in certain data items have affected the comparability of some figures to those reported in previous years. The major areas of difference are:

- An increase in the proportion of persons appearing in the Local Court with an unknown Indigenous status. As a consequence, there has been a fall in the number of persons appearing in the Local Court who were identified as Aboriginal and/or Torres Strait Islanders. For this reason, tables showing Indigenous persons should not be compared to those presented in past reports.
- Improvements in data detail enabling more accurate recording of the Local Court outcome category 'convicted ex parte'. Cases in which an arrest warrant is issued in the offender's absence are now shown separately.

Dr Don Weatherburn
Director

August 2004

ACKNOWLEDGEMENTS

The Bureau is grateful for the support provided by court staff, the Department of Juvenile Justice and the Department of Gaming and Racing in supplying the data for this report.

The data for most Local Court matters were obtained from the General Local Courts (GLC) computer system with the assistance and co-operation of the information technology support team in Local Courts Administration. Data for matters finalised in Local Courts not on the GLC system were provided by the Clerks of the Court who completed and returned coding forms for each person appearing before the Local Courts on criminal charges.

The data for the Higher Courts were obtained from the Case Tracking System, an administrative computer system used by District Courts Registry staff. The Bureau would like to express its gratitude for the assistance provided by the Information Technology Branch and the District Court Criminal Registry in obtaining the information from the computer system.

Data from the Licensing Court of New South Wales provided by the Department of Gaming and Racing underwent additional processing before being incorporated into the publication.

The Department of Juvenile Justice provided the data for the Children's Courts tables.

The following officers of the Bureau of Crime Statistics and Research also contributed significantly to the production of this report:

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NEW SOUTH WALES CRIMINAL COURTS

Executive summary

SUMMARY - LOCAL COURTS

PERSONS CHARGED AND CHARGES (TABLES 1.1 AND 1.2)

	2002	2003
Total finalisations		
Persons charged	130,555	133,105
Charges determined	240,524	237,486
Most frequently charged offence		
Road traffic and motor vehicle regulatory offences	75,602	74,460
- Driving while licence cancelled, suspended or disqualified	19,722	18,064
- Exceeding PCA limit	25,605	27,470
Acts intended to cause injury	30,361	30,634
- Non-aggravated assault	29,669	29,794
Theft and related offences	31,408	28,093
- Receiving or handling the proceeds of crime	11,688	10,774
Outcome of charges		
Percentage proven		
- Conviction (matter proven, accused present)	63.6	64.0
- Conviction ex parte (includes the issue of an arrest warrant)	20.3	18.8
Percentage receiving other outcomes	16.1	17.2

PERSONS (TABLES 1.3 TO 1.6)

	2002	2003
Outcome of appearance		
Number of defended hearings	17,698	18,839
Percentage of finalised appearances with defended hearings	13.6	14.2
Number of persons found guilty (includes the issue of an arrest warrant)	112,965	114,361
Percentage of finalised appearances where persons were found guilty	86.5	85.9
Outcome of appearance - Indigenous persons*		
Number of defended hearings		1,703
Percentage of finalised appearances with defended hearings		15.5
Number of persons found guilty (includes the issue of an arrest warrant)		9,297
Percentage of finalised appearances where persons were found guilty		84.6
Legal representation		
Number of persons represented	72,042	74,091
Percentage of finalised appearances where persons were represented	55.2	55.7
Percentage of represented persons found guilty	83.7	83.3
Percentage of unrepresented persons found guilty	90.6	89.6

SUMMARY - LOCAL COURTS continued

Bail status	2002	2003
Number of persons refused bail	8,273	8,452
Percentage of finalised appearances where persons were refused bail	6.3	6.3
Number of persons granted bail	40,510	38,847
Percentage of finalised appearances where persons were granted bail	31.0	29.2
Number of finalised appearances where bail dispensed with	79,538	83,248
Percentage of finalised appearances where bail dispensed with	60.9	62.5

PENALTIES (TABLES 1.7 TO 1.10)

Imprisonment	2002	2003
Number of persons sentenced to imprisonment	7,097	7,020
Persons sentenced to imprisonment as a percentage of all persons found guilty	6.9	6.7
Offences with highest rates of imprisonment¹		
Unlawful entry with intent/burglary, break and enter	44.7	46.3
Motor vehicle theft and related offences	38.2	38.3
Deal or traffic in illicit drugs	28.5	31.8
Highest number of persons sentenced to imprisonment		
Assault	1,145	1,271
Driving licence offences	997	948
Breach of justice order	820	874
Most frequently imposed principal penalty		
Fine	51,549	51,153
Bond without conviction	10,708	12,246
Bond without supervision	9,046	10,095
Average duration of imprisonment for offences with highest imprisonment rates (months)		
Unlawful entry with intent/burglary, break and enter	8.3	8.4
Deal or traffic in illicit drugs	7.2	7.6
Motor vehicle theft and related offences	7.1	7.0
All offences	5.5	5.8
Imprisonment - Indigenous persons*		
Number of persons sentenced to imprisonment		1,374
Percentage of persons found guilty sentenced to imprisonment		17.4
Persons sentenced to imprisonment as a percentage of all persons found guilty - Indigenous persons and highest imprisonment rates*²		
Unlawful entry with intent/burglary, break and enter		55.3
Motor vehicle theft and related offences		46.9
Breach of justice order		30.0

SUMMARY - LOCAL COURTS *continued*

Highest number of persons sentenced to imprisonment - Indigenous persons*	2003
Assault	400
Breach of justice order	195
Unlawful entry with intent/burglary, break and enter	156
Most frequently imposed principal penalty - Indigenous persons*	
Fine	3,027
Imprisonment	1,374
Bond without supervision	837
Average duration of imprisonment for offences with highest imprisonment rates (months) - Indigenous persons*	
Unlawful entry with intent/burglary, break and enter	8.4
Motor vehicle theft and related offences	6.6
Breach of justice order	4.7
All offences	5.8

PERSONS FOUND GUILTY, BY AGE AND GENDER (TABLES 1.11 TO 1.11b)

Gender of persons found guilty	2002	2003
Percentage male	82.0	81.9
Percentage female	18.0	18.1
Offences with over representation of gender among persons found guilty		
Males		
- Sexual assault	98.2	97.8
- Regulated weapons/explosives offences	93.7	94.9
- Prohibited weapons/explosives offences	91.9	92.2
Females		
- Theft (except motor vehicles)	35.6	36.4
- Fraud, forgery or false financial instruments	38.1	38.7
- Dishonest conversion	33.7	33.1
Average age of persons found guilty		
All persons	32.1	32.8
Male	32.0	32.7
Female	32.5	33.3
Average age of persons found guilty of specific offences³		
Highest		
- Offences against government operations	44.5	45.1
- Commercial/industry/financial regulations	42.7	42.5
- Sexual offences against children	40.5	43.0
Lowest		
- Motor vehicle theft and related offences	26.3	26.8
- Robbery	26.3	28.4
- Unlawful entry with intent/burglary, break and enter	26.7	27.5

SUMMARY - LOCAL COURTS continued

COURT DELAY (TABLE 1.12)

Median delay, first appearance to determination (days)	2002	2003
Defended hearing, on bail	119.0	114.0
- All charges dismissed	135.0	126.0
- Guilty of at least one charge	107.0	105.0
Defended hearing, in gaol/shelter	34.0	54.0
- All charges dismissed	43.5	37.0
- Guilty of at least one charge	29.0	57.0

PRIOR PROVEN OFFENCES (TABLE 1.13)

Percentage of persons found guilty who had no prior proven offences³	2003
Average (all offences)	41.1
Highest	
- Dangerous or negligent acts endangering persons	62.1
- Weapons and explosives offences	54.7
- Sexual assault and related offences	52.5
Lowest	
- Unlawful entry with intent/burglary, break and enter	14.1
- Offences against justice procedures	22.9
- Illicit drug offences	27.8

APPREHENDED VIOLENCE ORDERS (TABLE 1.14)

AVOs granted (NSW)	2002	2003
Domestic AVOs	18,926	20,292
Personal AVOs	7,173	7,576
Rate of AVOs granted⁴		
NSW rates:		
Domestic AVOs	285.0	303.5
Personal AVOs	108.0	113.3
Highest rates		
Domestic AVOs		
- Far West	1,145.7	1,100.6
- North Western	636.2	653.2
Personal AVOs		
- North Western	316.8	348.4
- Murrumbidgee	252.9	293.5
- Far West	541.8	292.9
Lowest rates		
Domestic AVOs		
- Central Northern Sydney	90.4	93.7
- Lower Northern Sydney	102.9	102.1
Personal AVOs		
- Central Northern Sydney	26.8	24.1
- Lower Northern Sydney	28.4	28.6

SUMMARY - LOCAL COURTS *continued*

REGION (TABLES 1.15 AND 1.16)

Regional rate of court appearance⁴	2002	2003
Decreases		
- Far West Statistical Division	3,999.5	3,661.7
- Northern Statistical Division	2,370.8	2,287.8
Increases		
- Fairfield – Liverpool Statistical Subdivision	2,194.7	2,422.1
- Central Western Sydney Statistical Subdivision	1,914.0	2,089.0
Rate of court appearance for specific offence categories⁴		
Highest rates		
Acts intended to cause injury		
- Far West Statistical Division	835.5	920.7
- NSW	181.1	184.3
Sexual assault and related offences ⁵		
- Mid-North Coast Statistical Division	5.6	5.6
- NSW	3.2	3.4
Unlawful entry with intent/burglary, break and enter		
- Inner Sydney Statistical Subdivision	38.7	35.0
- NSW	22.2	21.4
Theft and related offences		
- Inner Sydney Statistical Subdivision	352.0	292.9
- NSW	152.8	143.6
Deception and related offences		
- Inner Sydney Statistical Subdivision	83.5	92.5
- NSW	49.5	51.6
Illicit drug offences		
- Richmond – Tweed Statistical Division	186.7	184.2
- NSW	84.1	82.0
Road traffic and motor vehicle regulatory offences		
- Blacktown Statistical Subdivision	784.9	820.8
- NSW	578.8	597.4

SUMMARY - LOCAL COURTS *continued*

LICENSING COURT (TABLES 1.17 TO 1.20)

	2002	2003
Total finalisations		
Persons/organisations charged	360	400
Charges determined	508	618
Outcome of charges		
Percentage proven	82.8	85.6
Percentage dismissed	17.2	14.4
Outcome of appearance		
Number of defended hearings	138	140
Percentage of finalised appearances with defended hearings	38.3	35.0
Number of persons/organisations found guilty	301	352
Percentage of finalised appearances where persons/organisations were found guilty	83.6	88.0
Most frequently imposed principal penalty		
Fine	197	262
No conviction recorded	63	46

* Due to an increase in the proportion of defendants whose Indigenous status is recorded as unknown, Indigenous figures for 2003 cannot be compared to those reported in previous publications (see explanatory notes).

1. Excludes offences with less than 500 persons convicted.
2. Excludes offences with less than 100 persons convicted.
3. Excludes offences with less than 45 persons convicted.
4. Rate per 100,000 resident population.
5. Excludes SDs with under 15 cases.

SUMMARY - CHILDREN'S COURTS

APPEARANCES AND OFFENCE PROVEN (TABLE 2.1)

Persons charged and offence proven	2002	2003
Persons charged and appearance finalised	8,547	7,903
Persons with offence proven	5,398	5,247
Percentage of persons with offence proven	63.2	66.4
Most common principal offence group (ASOC subdivision and group)		
Number of persons appearing before the court:		
Theft and related offences	2,154	1,851
- Theft (except motor vehicle), other	758	625
Acts intended to cause injury	1,648	1,755
- Non-aggravated assault	1,528	1,645
Unlawful entry with intent /burglary, break and enter	775	648
Percentage of all persons appearing, by principal offence (ASOC subdivision)		
Theft and related offences	25.2	23.4
Acts intended to cause injury	19.3	22.2
Unlawful entry with intent /burglary, break and enter	9.1	8.2

GENDER OF DEFENDANT AND BAIL STATUS AT FINAL APPEARANCE (TABLE 2.2)

Gender of persons appearing	2002	2003
Percentage male	82.8	83.7
Percentage female	17.2	16.3
Persons refused bail		
Number of persons with bail refused	689	673
Percentage of persons with bail refused	8.1	8.5

PENALTIES (TABLE 2.3)

Most frequently imposed principal penalty	2002	2003
- Bond ¹	1,608	1,727
- Probation	968	899
- Dismissed with caution	676	748
- Fine ¹	878	729
Percentage of all principal penalties		
- Bond	29.8	33.0
- Probation	17.9	17.2
- Dismissed with caution	12.5	14.3
- Fine	16.3	13.9
Offences proven receiving control orders		
Number of offences proven receiving control orders	607	537
Percentage of offences proven receiving control orders	11.2	10.3
Highest number		
- Assault	95	134
- Unlawful entry with intent /burglary, break and enter	123	102
- Motor vehicle theft	73	58
Highest percentage of principal penalties		
- Breach of justice order	22.1	23.2
- Motor vehicle theft	18.3	17.0

SUMMARY - CHILDREN'S COURTS continued

AGE AND GENDER OF DEFENDANTS (TABLES 2.4, 2.4a AND 2.4b)

Persons within age group as a percentage of all persons, of the same gender, appearing	2003	
	Males	Females
10 to 12	2.3	1.3
13	3.7	3.6
14	9.3	8.8
15	14.1	18.0
16	21.9	23.6
17	32.0	27.8
18 and over	16.6	16.8
Offences with over representation of gender among persons with offence proven (percentage charged with offence)		
	2002	2003
Males (83.7% of persons with offence proven)		
- Unlawful entry with intent /burglary, break and enter	92.6	91.7
- Motor vehicle theft and related	89.1	87.2
Females (16.3% of persons with offence proven)		
- Assault	25.6	22.6
- Theft except for motor vehicles	25.4	20.7

PRIOR PROVEN OFFENCES (TABLE 2.5)

Percentage of persons found guilty who had no prior proven offences ²	2003
Average (all offences)	44.7
Highest	
- Dangerous and negligent acts endangering persons	68.9
- Robbery Extortion and related offences	66.0
- Deception offences	65.4
Lowest	
- Unlawful entry with intent/burglary, break and enter	30.1
- Against justice procedures	31.4
- Theft and related offences	39.1

¹ Does not include 11 defendants who received a bond and a fine.

² Excludes offences with less than 50 persons convicted and is calculated over the period 1994-2003 (or 10 years).

SUMMARY - HIGHER COURTS

REGISTRATIONS (TABLE 3.1)

	2002	2003
Total cases registered		
Higher Courts	3,803	3,703
- Supreme Court	108	108
- District Court	3,695	3,595
Cases committed for trial		
Higher Courts	2,339	2,296
- Supreme Court	102	107
- District Court	2,237	2,189
Cases committed for sentence		
Higher Courts	1,464	1,407
- Supreme Court	6	1
- District Court	1,458	1,406
Cases committed for trial as a percentage of all registrations		
Higher Courts	61.5	62.0
- Supreme Court	94.4	99.1
- District Court	60.5	60.9

FINALISATIONS (TABLES 3.2 TO 3.4)

	2002	2003
Cases finalised		
Total finalisations	3,586	3,522
- Committed for trial and finalised by any means	2,185	2,189
- Committed for sentence and finalised	1,401	1,333
Trials held		
Higher Courts	659	627
- Supreme Court	52	49
- District Court	607	578
Cases committed for trial but proceeded to sentence only		
Higher Courts	1,135	1,197
- Supreme Court	23	29
- District Court	1,112	1,168
Percentage of finalised cases proceeded to trial		
Higher Courts	18.4	17.8
- Supreme Court	62.7	55.7
- District Court	17.3	16.8
Most frequently charged offence	2002	2003
Robbery, extortion and related offences	1,243	1,076
- Aggravated robbery	1,038	924
Sexual assault and related offences	1,071	1,043
- Aggravated sexual assault	1,022	985
Acts intended to cause injury	1,026	1,043
- Non-aggravated assault	565	587
Illicit drug offences	1,019	1,135
- Deal or traffic in illicit drugs, unknown quantity	548	617

SUMMARY - HIGHER COURTS continued

NUMBER OF OFFENCES CHARGED (TABLE 3.5)

Higher Courts	2002	2003
Percentage of persons charged with one offence	49.7	48.8
Percentage of persons charged with two offences	29.1	27.9

GROUPED OUTCOME FOR PERSONS (TABLE 3.6)

Percentage of persons proceeding to trial	2002	2003
Higher Courts	18.6	18.2
- Supreme Court	60.2	55.8
- District Court	17.5	17.1
Percentage of persons proceeding to sentence		
Higher Courts	69.2	69.8
- Supreme Court	30.6	32.7
- District Court	70.2	70.9
Percentage of finalised cases with persons found guilty		
Higher Courts	79.9	80.6

PENALTIES (TABLES 3.7 TO 3.8)

Most frequently imposed principal penalty	2002	2003
Imprisonment	2,006	2,035
Suspended sentence	349	412
Bond	240	220
Most frequently imposed principal penalty (percentage of all principal penalties)		
Imprisonment	68.5	68.8
Suspended sentence	11.9	13.9
Bond	8.2	7.4
Average duration of imprisonment for most frequently charged offences (months)	2002	2003
Average (all offences)	28.3	29.8
Sexual assault	41.7	38.2
Robbery	25.8	27.9
Assault	20.5	24.7
Deal or traffic in illicit drugs	22.1	24.8

SUMMARY - HIGHER COURTS *continued*

PERSONS FOUND GUILTY, BY AGE AND GENDER (TABLES 3.9, 3.9a AND 3.9b)

Gender of persons found guilty	2002	2003
Percentage male	89.2	89.9
Percentage female	10.8	10.1
Average age of persons found guilty		
Male	30.3	30.7
Female	32.1	31.8
Average age of persons found guilty by offence category¹		
Highest		
- Sexual assault and related offences	40.0	39.8
- Deception and related offences	41.3	40.5
Lowest		
- Robbery, extortion and related offences	24.8	24.8
- Unlawful entry with intent, burglary, break and enter	28.2	28.6

BAIL STATUS (TABLE 3.10)

Persons with bail refused	2002	2003
Number of persons with bail refused	1,635	1,670
Percentage of all finalisations with bail refused	44.6	45.5
Outcome for persons with bail refused		
Number of persons proceeded to trial found guilty of at least one charge	150	156
Percentage proceeded to trial found guilty of at least one charge	9.2	9.3
Number of persons proceeded to sentence only	1,302	1,325
Percentage proceeded to sentence only	79.6	79.3

COURT DELAY (TABLES 3.11, 3.11a TO 3.11h)

District Courts - Median delay, committal to outcome (days)	2002	2003
On bail, proceeded to trial	203.5	214.0
- acquitted of all charges	209.5	190.0
- found guilty of at least one charge	203.5	246.0
On bail, proceeded to sentence only	124.0	138.0
On bail, no charges proceeded with	165.0	174.5
In custody, proceeded to trial	163.0	190.0
- acquitted of all charges	119.0	167.5
- found guilty of at least one charge	176.0	221.0
In custody, proceeded to sentence only	100.0	106.0
In custody, no charges proceeded with	125.0	150.0
Supreme Court³ - Median delay, committal to outcome (days)		
On bail, proceeded to trial	175.0	362.0
- acquitted of all charges	233.0	378.0
- found guilty of at least one charge	162.0	331.0
On bail, proceeded to sentence only	208.0	200.0
In custody, proceeded to trial	237.0	286.0
- acquitted of all charges	164.0	297.0
- found guilty of at least one charge	273.0	278.0
In custody, proceeded to sentence only	199.0	263.0

SUMMARY - HIGHER COURTS continued

PRIOR CONVICTION (TABLE 3.12)

Percentage of persons found guilty who had no prior convictions in last 10 years²	2003
Average (all offences)	27.3
Highest	
- Deception and related offences	60.6
- Sexual assault and related offences	44.9
Lowest	
- Acts intended to cause injury	19.5
- Robbery	20.0

APPEALS (TABLES 3.13, 3.14 AND 3.15)

	2002	2003
Appeals against conviction		
Number of appeals finalised	1,140	1,200
Appeal upheld for all matters (%)	31.6	33.2
Appeal dismissed for all matters (%)	61.1	60.1
Appeals against severity of sentence		
Number of appeals finalised	3,978	3,982
Appeal upheld for all matters (%)	60.2	59.3
Appeal dismissed for all matters (%)	29.9	30.8
Appeals against inadequacy of sentence		
Number of appeals finalised	45	76
Appeal upheld for all matters (%)	46.7	44.7
Appeal dismissed for all matters (%)	40.0	42.1

¹ Excludes offences with less than 100 persons convicted.

² Excludes offences with less than 50 persons convicted and is calculated over the period 1994-2003 (or 10 years).

³ Because of the small number of cases finalised in the NSW Supreme Court the median delay from committal to outcome can fluctuate considerably from year to year.

NEW SOUTH WALES LOCAL COURTS

Tables

TABLE 1.1

PERSONS CHARGED AND CHARGES IN LOCAL COURT APPEARANCES FINALISED:
TYPE OF OFFENCE CHARGED

Type of offence charged		Persons * charged		Charges	
Division / Subdivision / Group					
Homicide and related offences:					
Manslaughter and driving causing death		Manslaughter		1	
		Driving causing death		117	
Total				118	
				119	
Acts intended to cause injury:					
Assault		Aggravated assault		746	
		Non-aggravated assault		23,965	
Other acts intended to cause injury		Acts intended to cause injury, other		74	
Total				76	
				30,634	
Sexual assault and related offences:					
Sexual assault		Aggravated sexual assault		558	
		Non-aggravated sexual assault		814	
		Non-assaultive sexual offences, other		53	
				65	
Total				23	
Sexual offences against children*				24	
				903	
				484	
Dangerous and negligent acts endangering persons:					
Dangerous or negligent operation of vehicle		Driving under the influence of alcohol or drugs		1,233	
		Dangerous or negligent driving		6,782	
Other dangerous or negligent acts endangering persons		Neglect of person under care		33	
		Other dangerous or negligent acts endangering persons, other		35	
Total				36	
				39	
				9,050	
Abduction and related offences:					
Abduction and kidnapping		Abduction and kidnapping		1	
Deprivation of liberty/false imprisonment		Deprivation of liberty/false imprisonment		4	
Total				5	
				5	

Robbery, extortion and related offences:			
Robbery	Aggravated robbery	27	31
	Non-aggravated robbery	119	127
Blackmail and extortion	Blackmail and extortion	4	6
Total		150	164
Unlawful entry with intent/burglary, break and enter:			
Unlawful entry with intent/burglary, break and enter	Unlawful entry with intent/burglary, break and enter	3,409	4,346
Theft and related offences:			
Motor vehicle theft and related offences	Theft of motor vehicle	360	382
	Illegal use of motor vehicle	2,143	2,458
Theft (except motor vehicles)	Theft from a person (excluding by force)	437	471
	Theft of intellectual property	38	63
	Theft from retail premises	5,055	5,613
	Theft (except motor vehicles), other	6,991	8,327
Receiving or handling proceeds of crime	Receiving or handling proceeds of crime	7,686	10,774
Illegal use of property (except motor vehicles)	Illegal use of property (except motor vehicles)	4	5
Total		19,065	28,093
Deception and related offences:			
Fraud, forgery or false financial instruments	Cheque or credit card fraud	149	336
	Make, use or possess equipment to make false/illegal financial instrument	1,330	2,603
	Fraudulent trade practices	34	50
	Prescription drug fraud	173	291
	Fare evasion	91	94
	Fraud, other	3,183	5,519
Counterfeiting currency and related offences	Counterfeiting currency	36	63
Dishonest conversion	Dishonest conversion	769	1,408
Bribery	Bribery involving Government officials	9	9
	Bribery, other	5	8
Other deception offences	Misrepresentation of professional status	90	109
	Non-fraudulent trade practices	1	1
	Deception offences, other	2,909	3,135
Total		7,871	13,626

Table continues on next page

TABLE 1.1 continued

Type of offence charged <i>Division / Subdivision / Group</i>	Persons* charged		Charges	
	No.	No.	No.	No.
Illicit drug offences:				
Import or export illicit drugs		24	Import illicit drugs	33
		1	Export illicit drugs	1
Deal or traffic in illicit drugs		1,139	Deal or traffic in illicit drugs, unknown quantity	1,256
		222	Deal or traffic in illicit drugs, non-commercial quantity	238
Manufacture or cultivate illicit drugs		1,193	Manufacture or cultivate illicit drugs	1,208
Possess and/or use illicit drugs		8,072	Possess illicit drug	8,855
		654	Use illicit drug	671
Other illicit drug offences		754	Illicit drug offences, other	777
Total		9,677		13,039
Weapons and explosives offences:				
Prohibited weapons/explosives offences		666	Sell, possess and/or use prohibited weapons/explosives	743
		74	Prohibited weapons/explosives offences, other	82
Regulated weapons/explosives offences		970	Unlawfully obtain or possess regulated weapons/explosives	1,546
		1,189	Misuse of regulated weapons/explosives	1,418
		37	Deal or traffic regulated weapons/explosives offences	42
		49	Regulated weapons/explosives offences, other	66
Total		2,212		3,897
Property damage and environmental pollution:				
Property damage		196	Property damage by fire or explosion	214
		71	Graffiti	79
		8,245	Property damage, other	9,087
Environmental pollution		3	Air pollution offences	3
		96	Water pollution offences	100
		21	Noise pollution offences	22
		370	Environmental pollution offences, other	385
Total		8,946		9,890

Public order offences:			
Disorderly conduct			
	Trespass	2,760	2,901
	Offensive language	3,559	3,647
	Offensive behaviour	5,883	6,314
	Criminal intent	1,695	1,948
	Conspiracy	14	15
	Disorderly conduct, other	545	758
Regulated public order offences	Betting and gambling offences	12	18
	Liquor and tobacco offences	508	514
	Censorship offences	53	66
	Prostitution offences	209	219
	Offences against public order sexual standards	271	298
	Regulated public order offences, other	49	49
Total		14,080	16,747
Road traffic and motor vehicle regulatory offences:			
Driving licence offences	Driving while licence cancelled, suspended or disqualified	15,733	18,064
	Driving without a licence	8,271	9,035
	Driving licence offences, other	344	366
Regulatory driving offences	Registration offences	7,746	8,837
	Roadworthiness offences	4	4
	Exceeding the prescribed content of alcohol limit #	26,969	27,470
	Exceeding legal speed limit	18	21
	Parking offences	266	267
	Regulatory driving offences, other	9,773	10,396
Total		50,023	74,460
Offences against justice procedures, government security and government operations:			
Breach of justice order	Escape custody offences	243	248
	Breach of bail	1,363	1,447
	Breach of domestic violence order	6,650	8,147
	Breach of other restraining order	1	1
	Breach of justice order, other	3,204	4,393
Other offences against justice procedures	Subvert the course of justice	120	133
	Resist or hinder police officer or justice official	5,077	5,695
	Prison regulation offences	291	341
	Offences against justice procedures, other	452	481
Other offences against government operations	Resist or hinder government official	178	192
	Offences against government operations, other	1,108	1,201
Total		17,596	22,279

Table continues on next page

TABLE 1.1 continued

Type of offence charged Division / Subdivision / Group	Persons* charged		Charges	
	No.	No.	No.	No.
Miscellaneous offences:				
Harassment and related offences				
Harassment and private nuisance	268		301	
Offences against privacy	10		10	
Threatening behaviour	2,036		2,262	
Public health and safety offences				
Disease prevention offences	3		4	
Occupational health and safety offences	312		375	
Transport offences	35		49	
Dangerous substances offences	12		13	
Licit drug offences	518		555	
Public health and safety offences, other	750		1,110	
Commercial/industry/financial regulations	4,416		4,800	
Other miscellaneous offences				
Environmental regulation offences	294		396	
Immigration regulation offences	7		7	
Quarantine offences	12		14	
Import/export regulations	51		68	
Procure or commit illegal abortion	1		1	
Miscellaneous offences, other	255		269	
Total	8,864		10,234	
Grand total	133,105		237,486	

* 'Persons charged' counts the number of people charged with the specified offence. A person who is charged with more than one offence within an offence group (for example, a person charged with both theft of a motor vehicle and theft from retail premises) is counted **only once** in the offence division total. Hence the numbers within an offence division do not sum to the offence division total. The grand total is a count of the total number of distinct persons charged in Local Court appearances. For 'charges', all totals simply sum over the categories.

† Sexual offences against children is not a category within ASOC. These offences are also counted in the appropriate ASOC categories - sexual assault and non-assaultive sexual offences.

PCA-high - 5,588 persons appearing and 5,658 charges; PCA-medium - 13,756 persons appearing and 13,995 charges; PCA-low - 6,416 persons appearing and 6,555 charges; PCA-special - 1,188 persons appearing and 1,241 charges

TABLE 1.2**CHARGES IN LOCAL COURT APPEARANCES FINALISED:
OUTCOME OF CHARGE**

<i>Outcome of charge</i>	<i>Charges</i>	
	<i>Number</i>	<i>%</i>
Offence proven:		
Conviction (matter proven, accused present)	151,966	64.0
Conviction ex parte ^o	40,568	17.1
Other outcomes:		
Dismissed after hearing	9,077	3.8
Dismissed Mental Health (Criminal Procedure) Act	3,077	1.3
Adjourned to Drug Court	1,405	0.6
Stood out of list	5,708	2.4
Arrest warrant issued	4,197	1.8
Death of accused	244	0.1
Non-appearance of parties	463	0.2
Withdrawn - no evidence offered	20,781	8.8
Total	237,486	100.0

^o The composition of this category has changed and should not be compared to that reported in previous publications (see explanatory notes).

TABLE 1.3**PERSONS CHARGED IN LOCAL COURT APPEARANCES FINALISED:
OUTCOME OF APPEARANCE**

Outcome of appearance	Persons charged	
	<i>Number</i>	<i>%</i>
Proceeded to defended hearing:		
All charges dismissed	5,909	4.4
Guilty of at least one charge	12,010	9.0
Other*	920	0.7
Sentenced after guilty plea	73,979	55.6
Convicted ex parte^o	25,578	19.2
Arrest warrant issued	1,874	1.4
All charges dismissed without hearing	10,890	8.2
All charges otherwise disposed of	1,945	1.5
Total	133,105	100.0

* The category 'Proceeded to defended hearing: Other' includes persons for whom one or more charges were dismissed after a defended hearing, but who either (1) pleaded guilty to other charges or (2) were convicted ex parte of other charges.

^o The composition of this category has changed and should not be compared to that reported in previous publications (see explanatory notes).

TABLE 1.4**ABORIGINAL AND TORRES STRAIT ISLANDER* PERSONS
CHARGED IN LOCAL COURT APPEARANCES FINALISED:
OUTCOME OF APPEARANCE**

Outcome of appearance	Persons charged	
	<i>Number</i>	<i>%</i>
Proceeded to defended hearing:		
All charges dismissed	478	4.3
Guilty of at least one charge	1,116	10.2
Other*	109	1.0
Sentenced after guilty plea	5,327	48.4
Convicted ex parte^o	2,497	22.7
Arrest warrant issued	248	2.3
All charges dismissed without hearing	931	8.5
All charges otherwise disposed of	289	2.6
Total	10,995	100.0

* This table only includes those persons who identify themselves as Aboriginals and/or Torres Strait Islanders. Due to an increase in the proportion of defendants whose Indigenous status is recorded as unknown, Indigenous figures for 2003 cannot be compared to those reported in previous publications (see explanatory notes).

* The category 'Proceeded to defended hearing: Other' includes persons for whom one or more charges were dismissed after a defended hearing, but who either (1) pleaded guilty to other charges or (2) were convicted ex parte of other charges.

^o The composition of this category has changed and should not be compared to that reported in previous publications (see explanatory notes).

TABLE 1.5

**PERSONS CHARGED IN LOCAL COURT APPEARANCES FINALISED:
OUTCOME OF APPEARANCE, LEGAL REPRESENTATION**

Outcome of appearance	Legal representation					
	Represented		Not represented		Unknown	
	<i>Number</i>	<i>%</i>	<i>Number</i>	<i>%</i>	<i>Number</i>	<i>%</i>
Proceeded to defended hearing:						
All charges dismissed	4,928	6.7	942	1.6	39	2.6
Guilty of at least one charge	9,222	12.4	2,601	4.5	187	12.5
Other*	771	1.0	148	0.3	1	0.1
						0.7
Sentenced after guilty plea	49,598	66.9	24,021	41.8	360	24.0
						55.6
Convicted ex parte^o	1,837	2.5	23,123	40.2	618	41.3
						19.2
Arrest warrant issued	257	0.3	1,617	2.8	-	-
						1.4
All charges dismissed without hearing	6,279	8.5	4,337	7.5	274	18.3
						8.2
All charges otherwise disposed of	1,199	1.6	727	1.3	19	1.3
						1.5
Total	74,091	100.0	57,516	100.0	1,498	100.0
						100.0

* The category 'Proceeded to defended hearing: Other' includes persons for whom one or more charges were dismissed after a defended hearing, but who either (1) pleaded guilty to other charges or (2) were convicted ex parte of other charges.

^o The composition of this category has changed and should not be compared to that reported in previous publications (see explanatory notes).

TABLE 1.6

**PERSONS CHARGED IN LOCAL COURT APPEARANCES FINALISED:
OUTCOME OF APPEARANCE, BAIL STATUS**

	Bail status									
	Summons case or bail dispensed with		On bail		Refused		In custody, prior offence		Unknown	
	No.	%	No.	%	No.	%	No.	%	No.	%
Outcome of appearance										
Proceeded to defended hearing:										
All charges dismissed	2,833	3.4	2,495	6.4	520	6.2	22	2.1	39	2.6
Guilty of at least one charge	5,340	6.4	4,586	11.8	1,619	19.2	278	26.3	187	12.5
Other*	381	0.5	429	1.1	95	1.1	14	1.3	1	0.1
									920	0.7
Sentenced after guilty plea	49,377	59.3	18,878	48.6	4,698	55.6	663	62.8	360	24.0
									73,979	55.6
Convicted ex parte^o	18,055	21.7	6,796	17.5	108	1.3	1	0.1	618	41.3
									25,578	19.2
Arrest warrant issued	815	1.0	1,032	2.7	27	0.3	-	-	-	-
									1,874	1.4
All charges dismissed without hearing	5,947	7.1	3,797	9.8	809	9.6	63	6.0	274	18.3
									10,890	8.2
All charges otherwise disposed of	500	0.6	834	2.1	576	6.8	15	1.4	19	1.3
									1,945	1.5
Total	83,248	100.0	38,847	100.0	8,452	100.0	1,056	100.0	1,498	100.0
									133,105	100.0

* The category 'Proceeded to defended hearing: Other' includes persons for whom one or more charges were dismissed after a defended hearing, but who either (1) pleaded guilty to other charges or (2) were convicted ex parte of other charges.

^o The composition of this category has changed and should not be compared to that reported in previous publications (see explanatory notes).

TABLE 1.7

PERSONS FOUND GUILTY IN LOCAL COURT APPEARANCES FINALISED:

TYPE OF PRINCIPAL OFFENCE, PENALTY FOR PRINCIPAL OFFENCE

Note: Excluded from this table are 46 persons against whom no action was taken on a breach of court orders and 7,334 persons for whom a Section 80AA warrant was issued.

		Penalty for principal offence											
Type of principal offence		No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	Total
		Imprisonment	Periodic detention	Suspended sentence	Community Service Order	Bond with supervision	Bond without supervision	Fine	Licence disqualification	Compensation	Nominal sentence	No conviction recorded	
Homicide and related offences:													
Manslaughter and driving causing death		2	-	1	4	10	3	9	9	2	1	-	2
Total		2	-	1	4	10	3	9	9	2	1	-	2
Acts intended to cause injury:													
Assault		1,271	12	189	1,073	718	1,635	2,824	1,733	2,761	-	6	23
Other acts intended to cause injury		-	-	-	2	1	1	1	2	1	-	-	-
Total		1,271	12	189	1,075	719	1,636	2,825	1,735	2,762	-	6	23
Sexual assault and related offences:													
Sexual assault		51	-	10	58	19	29	35	4	15	-	-	2
Non-assaultive sexual offences		-	-	-	2	1	1	2	3	2	-	-	1
Total		51	-	10	60	20	30	37	7	17	-	-	3
Sexual offences against children*		35	-	4	35	3	9	9	-	2	-	-	2
Dangerous and negligent acts endangering persons:													
Dangerous or negligent operation of vehicle		157	8	37	113	158	99	279	292	2,725	5	3	1
Other dangerous or negligent acts endangering persons		1	-	-	-	2	2	4	4	8	-	-	-
Total		158	8	37	113	160	101	283	296	2,733	5	3	1
Abduction and related offences:													
Deprivation of liberty / false imprisonment		1	-	-	-	-	-	-	-	-	-	-	-
Total		1	-	-	-	-	-	-	-	-	-	-	-

Table continues on next page

TABLE 1.7 continued

Note: Excluded from this table are 46 persons against whom no action was taken on a breach of court orders and 7,334 persons for whom a Section 80AA warrant was issued.

Type of principal offence	Penalty for principal offence													
	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	Total
Robbery, extortion and related offences:														
Robbery	20	-	3	3	8	7	3	-	1	-	-	-	-	45
Blackmail and extortion	-	-	-	1	-	1	-	-	-	-	-	-	-	2
Total	20	-	3	4	8	8	3	-	1	-	-	-	-	47
Unlawful entry with intent/burglary, break and enter	736	13	29	266	158	142	155	32	36	-	6	14	4	1,591
Theft and related offences:														
Motor vehicle theft and related offences	327	9	17	115	64	79	131	32	67	-	1	4	7	853
Theft (except motor vehicles)	730	28	47	453	240	507	647	873	2,747	-	30	39	489	6,830
Receiving or handling proceeds of crime	386	8	29	184	145	192	362	135	823	-	5	14	60	2,343
Illegal use of property (except motor vehicles)	-	-	-	-	-	-	-	1	-	-	-	-	-	1
Total	1,443	45	93	752	449	778	1,140	1,041	3,637	-	36	57	556	10,027
Deception and related offences:														
Fraud, forgery or false financial instruments	217	35	52	274	447	145	501	149	538	-	11	8	70	2,447
Counterfeiting currency and related offences	5	-	-	5	-	4	1	1	2	-	-	-	-	18
Dishonest conversion	12	6	12	42	59	42	113	68	123	-	6	-	15	498
Bribery	4	-	1	1	1	1	1	-	1	-	-	-	-	10
Other deception offences	6	-	1	5	4	10	16	26	535	-	2	-	34	639
Total	244	41	66	327	511	202	632	244	1,199	-	19	8	119	3,612
Illicit drug offences:														
Import or export illicit drugs	-	-	-	-	-	2	-	-	18	-	-	-	2	22
Deal or traffic in illicit drugs	171	8	20	133	67	44	42	6	42	-	-	3	1	537
Manufacture or cultivate illicit drugs	13	3	6	66	48	76	148	78	342	-	-	1	51	832
Possess and/or use illicit drugs	144	2	5	72	26	212	248	295	2,802	-	-	69	302	4,177
Other illicit drug offences	18	-	-	16	5	8	17	11	72	-	-	2	22	171
Total	346	13	31	287	146	342	455	390	3,276	-	-	75	378	5,739

Weapons and explosives offences:																
Prohibited weapons/explosives offences	16	1	1	8	2	10	27	22	118	-	-	2	27	234		
Regulated weapons/explosives offences	49	-	4	32	29	23	63	97	383	-	-	4	135	819		
Total	65	1	5	40	31	33	90	119	501	-	-	6	162	1,053		
Property damage and environmental pollution:																
Property damage	169	3	7	142	120	301	488	508	1,724	-	107	16	287	3,872		
Environmental pollution	-	-	-	-	-	-	-	1	225	-	-	-	30	256		
Total	169	3	7	142	120	301	488	509	1,949	-	107	16	317	4,128		
Public order offences:																
Disorderly conduct	207	3	16	96	115	149	258	395	3,977	-	1	37	820	6,074		
Regulated public order offences	12	-	1	17	8	26	38	29	295	-	-	3	75	504		
Total	219	3	17	113	123	175	296	424	4,272	-	1	40	895	6,578		
Road traffic and motor vehicle regulatory offences:																
Driving licence offences	948	104	297	888	1,100	322	1,146	936	6,890	27	-	7	610	13,275		
Road vehicle registration and roadworthiness offences	1	-	-	1	1	1	9	17	1,389	-	-	1	280	1,700		
Regulatory driving offences	213	41	98	320	423	878	1,224	5,850	15,822	18	-	2	2,128	27,017		
Total	1,162	145	395	1,209	1,524	1,201	2,379	6,803	24,101	45	-	10	3,018	41,992		
Offences against justice procedures, government security and government operations:																
Breach of justice order	874	34	141	600	311	448	771	302	1,083	5	5	101	256	4,931		
Other offences against justice procedures	124	4	11	85	77	173	317	210	1,046	-	-	14	161	2,222		
Offences against government operations	5	1	-	3	1	1	8	8	900	-	1	-	73	1,001		
Total	1,003	39	152	688	389	622	1,096	520	3,029	5	6	115	490	8,154		
Miscellaneous offences:																
Harassment and related offences	105	1	9	85	43	106	174	64	156	-	-	6	22	771		
Public health and safety offences	15	-	-	6	3	10	23	29	775	-	11	5	107	984		
Commercial/industry/financial regulations	2	-	-	1	1	-	4	12	2,403	-	3	-	52	2,478		
Other miscellaneous offences	8	-	-	2	4	1	6	12	304	-	1	1	71	410		
Total	130	1	9	94	51	117	207	117	3,638	-	15	12	252	4,643		
Grand total	7,020	324	1,044	5,174	4,419	5,691	10,095	12,246	51,153	56	199	377	7,309	105,107		

† Sexual offences against children is not a category within ASOC. These offences are also counted in the appropriate ASOC categories - sexual assault and non-assaultive sexual offences.

TABLE 1.7a

PERSONS FOUND GUILTY OF DRUG OFFENCES IN LOCAL COURT APPEARANCES FINALISED:
TYPE OF DRUG, PENALTY FOR PRINCIPAL OFFENCE

<i>Type of drug</i>	<i>Penalty for principal offence</i>												<i>Total</i>
	<i>No.</i>	<i>No.</i>	<i>No.</i>	<i>No.</i>	<i>No.</i>	<i>No.</i>	<i>No.</i>	<i>No.</i>	<i>No.</i>	<i>No.</i>	<i>No.</i>	<i>No.</i>	
		<i>Imprisonment</i>	<i>Home detention</i>	<i>Periodic detention</i>	<i>Suspended sentence</i>	<i>Community Service Order</i>	<i>Bond with supervision</i>	<i>Bond without supervision</i>	<i>Bond without conviction</i>	<i>Fine</i>	<i>Nominal sentence</i>	<i>No conviction recorded</i>	
Opiates:													
Deal or traffic in illicit drugs, unknown qty	74	1	5	30	12	10	5	1	3	-	-	-	141
Deal or traffic in illicit drugs, non-commercial qty	5	-	1	1	1	1	1	-	1	-	-	-	11
Possess illicit drug	22	-	-	8	-	29	28	12	199	7	19	324	
Use illicit drug	3	-	-	-	-	6	4	3	38	3	1	58	
Illicit drug offences, other	-	-	-	-	1	-	-	-	-	-	-	-	1
Total	104	1	6	39	14	46	38	16	241	10	20	535	
Cannabis:													
Import illicit drugs	-	-	-	-	-	-	-	-	-	-	-	1	1
Deal or traffic in illicit drugs, unknown qty	41	4	4	60	25	22	17	4	21	2	-	200	
Deal or traffic in illicit drugs, non-commercial qty	8	-	2	12	10	3	4	-	3	-	-	42	
Manufacture or cultivate illicit drugs	11	3	5	60	46	75	137	76	321	1	48	783	
Possess illicit drug	82	1	2	32	15	124	142	141	1,836	41	188	2,604	
Use illicit drug	-	-	-	-	1	3	1	6	27	3	5	46	
Illicit drug offences, other	3	-	-	2	1	2	2	1	11	-	4	26	
Total	145	8	13	166	98	229	303	228	2,219	47	246	3,702	
Hallucinogens:													
Possess illicit drug	-	-	-	-	-	-	2	3	6	-	2	13	
Total	-	-	-	-	-	-	2	3	6	-	2	13	

Amphetamines:																
Import illicit drugs	-	-	-	-	-	-	-	-	-	-	-	-	-	-	2	2
Deal or traffic in illicit drugs, unknown qty	25	2	5	19	12	3	9	-	-	2	4	1	-	-	80	80
Deal or traffic in illicit drugs, non-commercial qty	1	-	1	1	-	1	1	-	-	-	3	-	-	-	8	8
Manufacture or cultivate illicit drugs	1	-	-	-	-	-	2	-	-	-	-	-	-	-	3	3
Possess illicit drug	23	1	2	20	6	28	36	59	369	6	37	587	37	587	33	587
Use illicit drug	-	-	-	-	-	2	2	1	24	1	3	33	1	33	6	33
Illicit drug offences, other	1	-	-	3	-	1	-	-	1	-	-	-	-	-	6	6
Total	51	3	8	43	18	35	50	60	403	8	40	719	8	40	719	719
Cocaine:																
Deal or traffic in illicit drugs, unknown qty	3	-	2	3	1	-	1	-	-	-	-	-	-	-	10	10
Deal or traffic in illicit drugs, non-commercial qty	-	-	-	-	-	-	1	-	-	-	-	-	-	-	1	1
Possess illicit drug	2	-	-	3	1	2	2	8	30	1	3	52	1	3	52	52
Use illicit drug	-	-	-	-	-	-	1	-	1	-	1	3	-	1	3	3
Total	5	-	2	6	2	2	5	8	31	1	4	66	1	4	66	66
Other drug:																
Import illicit drugs	-	-	-	-	-	-	-	-	4	-	-	-	-	-	4	4
Deal or traffic in illicit drugs, unknown qty	-	-	-	-	1	-	-	-	-	-	-	-	-	-	1	1
Possess illicit drug	-	-	-	-	-	-	-	-	1	-	-	-	-	-	1	1
Total	-	-	-	-	1	-	-	-	5	-	-	-	-	-	6	6
Ecstasy:																
Deal or traffic in illicit drugs, unknown qty	-	-	-	2	2	-	-	-	5	-	1	10	-	1	10	10
Deal or traffic in illicit drugs, non-commercial qty	-	-	-	2	-	-	1	-	1	-	-	4	-	-	4	4
Possess illicit drug	2	-	-	1	-	1	10	40	88	-	34	176	-	34	176	176
Use illicit drug	-	-	-	-	-	-	-	-	-	-	1	1	-	1	1	1
Total	2	-	-	5	2	1	11	40	94	-	36	191	-	36	191	191
Unknown:																
Import illicit drugs	-	-	-	-	-	2	-	-	12	-	-	15	-	1	15	15
Deal or traffic in illicit drugs, unknown qty	11	1	-	3	2	3	1	1	-	-	-	22	-	-	22	22
Deal or traffic in illicit drugs, non-commercial qty	3	-	-	-	1	1	1	-	1	-	-	7	-	-	7	7
Manufacture or cultivate illicit drugs	1	-	1	6	2	1	9	2	21	-	3	46	-	3	46	46
Possess illicit drug	10	-	1	8	3	16	19	22	170	7	8	264	-	8	264	264
Use illicit drug	-	-	-	-	-	1	1	-	13	-	-	15	-	-	15	15
Illicit drug offences, other	14	-	-	11	3	5	15	10	60	2	18	138	-	18	138	138
Total	39	1	2	28	11	29	46	35	277	9	30	507	9	30	507	507
Grand total	346	13	31	287	146	342	455	390	3,276	75	378	5,739	75	378	5,739	5,739

TABLE 1.8

**ABORIGINAL AND TORRES STRAIT ISLANDER* PERSONS
FOUND GUILTY IN LOCAL COURT APPEARANCES FINALISED:
TYPE OF PRINCIPAL OFFENCE, PENALTY FOR PRINCIPAL OFFENCE**

Note: Excluded from this table are 5 persons against whom no action was taken on a breach of court orders and 1,156 persons for whom a Section 80AA warrant was issued.

		Penalty for principal offence												
Type of principal offence		No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	Total
		Imprisonment	Home detention	Periodic detention	Suspended sentence	Community Service Order	Bond with supervision	Bond without supervision	Bond without conviction	Fine	Licence disqualification	Compensation	Monetary sentence	No conviction recorded
Homicide and related offences:														
Manslaughter and driving causing death	-	-	-	1	-	-	-	-	-	-	-	-	-	1
Total	-	-	-	1	-	-	-	-	-	-	-	-	-	1
Acts intended to cause injury:														
Assault	400	1	22	229	143	236	300	98	318	-	1	4	26	1,778
Other acts intended to cause injury	-	-	-	1	-	-	-	-	-	-	-	-	-	1
Total	400	1	22	230	143	236	300	98	318	-	1	4	26	1,779
Sexual assault and related offences:														
Sexual assault	5	-	1	5	-	1	-	1	-	-	-	-	-	13
Total	5	-	1	5	-	1	-	1	-	-	-	-	-	13
Sexual offences against children [†]	1	-	-	2	-	-	-	-	-	-	-	-	-	3
Dangerous and negligent acts endangering persons:														
Dangerous or negligent operation of vehicle	17	2	2	6	3	6	5	4	21	-	-	-	-	66
Other dangerous or negligent acts endangering persons	-	-	-	-	-	-	-	-	1	-	-	-	-	1
Total	17	2	2	6	3	6	5	4	22	-	-	-	-	67

Robbery, extortion and related offences:																
Robbery	6	-	-	1	1	1	-	-	-	-	-	-	-	-	-	9
Total	6	-	-	1	1	1	-	-	-	-	-	-	-	-	-	9
Unlawful entry with intent/burglary, break and enter																
	156	-	1	44	23	26	21	4	4	-	-	3	-	282		
Theft and related offences:																
Motor vehicle theft and related offences	53	-	-	21	5	6	16	2	8	-	1	-	-	1	113	
Theft (except motor vehicles)	112	2	3	65	22	70	42	23	211	-	1	7	13	571		
Receiving or handling proceeds of crime	53	-	1	24	18	24	39	9	85	-	1	1	7	262		
Total	218	2	4	110	45	100	97	34	304	-	3	8	21	946		
Deception and related offences:																
Fraud, forgery or false financial instruments	14	-	3	7	7	5	9	2	12	-	1	-	-	1	61	
Counterfeiting currency and related offences	-	-	-	-	-	1	-	-	-	-	-	-	-	-	1	
Dishonest conversion	1	-	-	1	-	1	1	1	2	-	-	-	-	-	7	
Other deception offences	1	-	-	1	-	1	2	3	35	-	-	-	-	-	43	
Total	16	-	3	9	7	8	12	6	49	-	1	-	-	1	112	
Illicit drug offences:																
Deal or traffic in illicit drugs	12	1	-	13	4	3	5	-	3	-	-	-	-	-	41	
Manufacture or cultivate illicit drugs	-	-	-	2	3	3	4	1	9	-	-	-	-	2	24	
Possess and/or use illicit drugs	5	1	-	5	3	12	16	9	229	-	-	10	9	299		
Other illicit drug offences	-	-	-	-	-	-	-	-	4	-	-	-	-	1	5	
Total	17	2	-	20	10	18	25	10	245	-	-	10	12	369		
Weapons and explosives offences:																
Prohibited weapons/explosives offences	2	-	-	-	-	-	-	-	3	-	-	-	-	-	5	
Regulated weapons/explosives offences	7	-	-	2	5	5	1	1	12	-	-	2	1	36		
Total	9	-	-	2	5	5	1	1	15	-	-	2	1	41		
Property damage and environmental pollution:																
Property damage	53	-	-	35	26	53	69	29	245	-	11	5	23	549		
Total	53	-	-	35	26	53	69	29	245	-	11	5	23	549		
Public order offences:																
Disorderly conduct	44	-	1	22	30	26	35	27	622	-	-	6	53	866		
Regulated public order offences	-	-	-	-	-	4	3	-	25	-	-	1	3	36		
Total	44	-	1	22	30	30	38	27	647	-	-	7	56	902		

Table continues on next page

TABLE 1.8 continued

Note: Excluded from this table are 5 persons against whom no action was taken on a breach of court orders and 1,156 persons for whom a Section 80AA warrant was issued.

Type of principal offence.		Penalty for principal offence															
		Imprisonment	Home detention	Periodic detention	Suspended sentence	Community Service Order	Bond with supervision	Bond without supervision	Bond without conviction	Fine	Licence disqualification	Compensation	Nominal sentence	No conviction recorded	Total		
Road traffic and motor vehicle regulatory offences:																	
Driving licence offences	118	4	7	98	82	22	64	48	324	-	-	-	-	20	787		
Road vehicle registration and roadworthiness offences	-	-	-	-	-	-	-	-	63	-	-	-	-	-	63		
Regulatory driving offences	58	2	3	37	27	48	70	115	481	3	-	-	-	20	864		
Total	176	6	10	135	109	70	134	163	868	3	-	-	-	40	1,714		
Offences against justice procedures, government security and government operations:																	
Breach of justice order	195	4	5	86	48	63	76	17	116	-	-	-	16	24	650		
Other offences against justice procedures	30	-	-	18	9	22	41	13	147	-	-	-	6	12	298		
Offences against government operations	-	-	-	-	1	-	1	-	10	-	-	-	-	1	13		
Total	225	4	5	104	58	85	118	30	273	-	-	-	22	37	961		
Miscellaneous offences:																	
Harassment and related offences	30	-	-	25	7	17	17	-	17	-	-	-	2	1	116		
Public health and safety offences	2	-	-	-	1	2	-	-	13	-	-	-	-	1	19		
Commercial/industry/financial regulations	-	-	-	-	-	-	-	-	1	-	-	-	-	-	1		
Other miscellaneous offences	-	-	-	-	-	-	-	1	6	-	-	-	-	-	7		
Total	32	-	-	25	8	19	17	1	37	-	-	-	2	2	143		
Grand total	1,374	17	49	749	468	658	837	408	3,027	3	16	63	219	7,888			

* This table only includes those persons who identify themselves as Aboriginals and/or Torres Strait Islanders. Due to an increase in the proportion of defendants whose Indigenous status is recorded as unknown, Indigenous figures for 2003 cannot be compared to those reported in previous publications (see explanatory notes).

† Sexual offences against children is not a category within ASOC. These offences are also counted in the appropriate ASOC categories - sexual assault and non-assaultive sexual offences.

TABLE 1.9

**AVERAGE PENALTY, PERSONS FOUND GUILTY IN LOCAL COURT APPEARANCES FINALISED:
TYPE OF PRINCIPAL OFFENCE, PENALTY FOR PRINCIPAL OFFENCE**

<i>Type of principal offence</i>	<i>Penalty for principal offence</i>						
	<i>Imprisonment</i>	<i>Home detention</i>	<i>Periodic detention</i>	<i>Suspended sentence</i>	<i>Community Service Order</i>	<i>Bond</i>	<i>Fine</i>
	<i>Average months</i>	<i>Average months</i>	<i>Average months</i>	<i>Average months</i>	<i>Average hours</i>	<i>Average months</i>	<i>Average \$</i>
Homicide and related offences:							
Manslaughter and driving causing death	6.0	-	12.0	11.3	245.0	18.9	900
Total	6.0	-	12.0	11.3	245.0	18.9	900
Acts intended to cause injury:							
Assault	5.7	5.6	6.8	9.6	147.7	15.3	535
Other acts intended to cause injury	-	-	-	15.0	120.0	16.5	500
Total	5.7	5.6	6.8	9.6	147.7	15.3	535
Sexual assault and related offences:							
Sexual assault	7.3	-	8.9	11.2	137.9	22.1	980
Non-assaultive sexual offences	-	-	-	2.6	50.0	19.0	610
Total	7.3	-	8.9	10.9	133.5	21.9	936
<i>Sexual offences against children*</i>	7.7	-	11.8	11.7	166.7	25.7	775
Dangerous and negligent acts endangering persons:							
Dangerous or negligent operation of vehicle	5.9	7.6	7.3	9.3	152.3	17.5	522
Other dangerous or negligent acts endangering persons	6.0	-	-	-	250.0	18.6	838
Total	5.9	7.6	7.3	9.3	153.5	17.5	523
Abduction and related offences:							
Deprivation of liberty/false imprisonment	15.0	-	-	-	-	-	-
Total	15.0	-	-	-	-	-	-

Table continues on next page

TABLE 1.9 continued

Type of principal offence	Penalty for principal offence							
	Imprisonment		Home detention		Periodic detention		Suspended sentence	
	Average months	Average months	Average months	Average months	Average months	Average hours	Average months	Average \$
Robbery, extortion and related offences:								
Robbery	7.5	-	-	6.3	13.0	160.0	18.6	2000
Blackmail and extortion	-	-	-	-	6.0	-	36.0	-
Total	7.5	-	-	6.3	11.3	160.0	20.2	2000
Unlawful entry with intent/burglary, break and enter								
	8.4	8.4	7.6	11.7	188.8	18.4	537	
Theft and related offences:								
Motor vehicle theft and related offences	7.0	8.8	8.2	10.1	141.4	17.1	744	
Theft (except motor vehicles)	4.8	5.5	5.9	8.1	118.1	14.0	373	
Receiving or handling proceeds of crime	4.3	6.8	6.4	7.6	118.3	15.2	413	
Illegal use of property (except motor vehicles)	-	-	-	-	-	24.0	-	
Total	5.1	6.4	6.5	8.3	121.5	14.5	388	
Deception and related offences:								
Fraud, forgery or false financial instruments	5.7	8.0	7.3	14.9	144.3	20.0	686	
Counterfeiting currency and related offences	6.2	-	-	13.0	-	15.0	500	
Dishonest conversion	5.8	6.5	8.7	9.0	191.5	16.9	517	
Bribery	6.8	-	9.0	24.0	200.0	24.0	500	
Other deception offences	2.7	-	2.0	9.0	150.0	13.3	423	
Total	5.6	7.8	7.5	14.1	149.9	19.0	551	
Illicit drug offences:								
Import or export illicit drugs	-	-	-	-	-	-	18.0	2,267
Deal or traffic in illicit drugs	7.6	8.6	6.1	10.0	182.5	20.9	969	
Manufacture or cultivate illicit drugs	7.8	4.0	6.5	13.0	177.3	15.7	551	
Possess and/or use illicit drugs	3.2	5.0	6.0	7.6	105.6	13.4	312	
Other illicit drug offences	4.6	-	-	9.9	125.0	15.7	327	
Total	5.6	7.0	6.2	10.1	165.1	14.7	356	

Weapons and explosives offences:									
Prohibited weapons/explosives offences	6.8	6.0	9.0	6.0	160.0	13.8	580		
Regulated weapons/explosives offences	6.5	-	8.5	11.2	124.3	14.9	452		
Total	6.6	6.0	8.6	10.1	126.6	14.6	482		
Property damage and environmental pollution:									
Property damage	4.0	4.3	5.4	8.4	112.3	13.7	388		
Environmental pollution	-	-	-	-	-	12.0	781		
Total	4.0	4.3	5.4	8.4	112.3	13.7	434		
Public order offences:									
Disorderly conduct	5.2	7.0	5.4	8.3	128.7	13.5	268		
Regulated public order offences	5.4	-	6.0	10.0	175.0	14.9	366		
Total	5.2	7.0	5.5	8.6	131.7	13.6	275		
Road traffic and motor vehicle regulatory offences:									
Driving licence offences	6.4	7.0	7.2	10.7	138.0	17.2	578		
Road vehicle registration and roadworthiness offences	15.0	-	-	3.0	400.0	16.2	337		
Regulatory driving offences	6.0	6.2	6.9	9.9	145.5	15.8	661		
Total	6.4	6.8	7.1	10.5	140.3	16.1	619		
Offences against justice procedures, government security and government operations:									
Breach of justice order	4.8	6.0	5.8	8.5	118.5	14.5	497		
Other offences against justice procedures	3.6	6.8	3.7	8.1	120.5	14.3	386		
Offences against government operations	4.8	9.0	-	32.0	80.0	18.0	844		
Total	4.6	6.1	5.6	8.6	118.8	14.5	562		
Miscellaneous offences:									
Harassment and related offences	5.3	6.0	7.6	9.6	133.0	15.8	523		
Public health and safety offences	4.6	-	-	8.0	70.0	14.0	4,509		
Commercial/industry/financial regulations	3.5	-	-	12.0	175.0	15.8	367		
Other miscellaneous offences	6.0	-	-	18.0	90.0	16.1	1,285		
Total	5.2	6.0	7.6	9.7	126.8	15.6	1,333		
Grand total	5.8	6.8	6.8	9.9	140.8	15.6	585		

† Sexual offences against children is not a category within ASOC. These offences are also counted in the appropriate ASOC categories - sexual assault and non-assaultive sexual offences.

TABLE 1.10

**AVERAGE PENALTY, ABORIGINAL AND TORRES STRAIT ISLANDER* PERSONS FOUND GUILTY
IN LOCAL COURT APPEARANCES FINALISED:
TYPE OF PRINCIPAL OFFENCE, PENALTY FOR PRINCIPAL OFFENCE**

<i>Type of principal offence</i>	<i>Penalty for principal offence</i>						
	<i>Imprisonment</i>	<i>Home detention</i>	<i>Periodic detention</i>	<i>Suspended sentence</i>	<i>Community Service Order</i>	<i>Bond</i>	<i>Fine</i>
	<i>Average months</i>	<i>Average months</i>	<i>Average months</i>	<i>Average months</i>	<i>Average hours</i>	<i>Average months</i>	<i>Average \$</i>
Homicide and related offences:							
Manslaughter and driving causing death	-	-	-	12.0	-	-	-
Total	-	-	-	12.0	-	-	-
Acts intended to cause injury:							
Assault	5.9	5.0	6.1	9.6	142.0	14.9	487
Other acts intended to cause injury	-	-	-	12.0	-	-	-
Total	5.9	5.0	6.1	9.6	142.0	14.9	487
Sexual assault and related offences:							
Sexual assault	6.3	-	6.0	10.8	-	18.0	-
Total	6.3	-	6.0	10.8	-	18.0	-
<i>Sexual offences against children[†]</i>	6.0	-	-	9.0	-	-	-
Dangerous and negligent acts endangering persons:							
Dangerous or negligent operation of vehicle	6.7	9.0	11.0	9.0	140.0	15.0	710
Other dangerous or negligent acts endangering persons	-	-	-	-	-	-	100
Total	6.7	9.0	11.0	9.0	140.0	15.0	683
Robbery, extortion and related offences:							
Robbery	7.2	-	-	12.0	150.0	18.0	-
Total	7.2	-	-	12.0	150.0	18.0	-

Unlawful entry with intent/burglary, break and enter						
	8.4	-	6.0	12.6	197.5	17.2 150
Theft and related offences:						
Motor vehicle theft and related offences	6.6	-	-	10.6	140.0	17.3 694
Theft (except motor vehicles)	5.1	4.0	6.0	8.4	120.0	14.4 335
Receiving or handling proceeds of crime	4.0	-	6.0	7.9	120.6	14.3 353
Total	5.2	4.0	6.0	8.7	122.4	14.7 350
Deception and related offences:						
Fraud, forgery or false financial instruments	6.6	-	8.3	12.9	137.1	12.9 644
Counterfeiting currency and related offences	-	-	-	-	-	12.0 -
Dishonest conversion	6.0	-	-	6.0	-	22.0 400
Other deception offences	3.0	-	-	6.0	-	14.0 366
Total	6.3	-	8.3	11.3	137.1	14.2 436
Illicit drug offences:						
Deal or traffic in illicit drugs	6.9	3.0	-	9.5	168.8	23.3 404
Manufacture or cultivate illicit drugs	-	-	-	9.0	175.0	15.8 467
Possess and/or use illicit drugs	7.8	4.0	-	6.0	70.0	12.6 289
Other illicit drugs offences	-	-	-	-	-	- 288
Total	7.2	3.5	-	8.6	141.0	14.7 297
Weapons and explosives offences:						
Prohibited weapons/explosives offences	7.5	-	-	-	-	- 183
Regulated weapons/explosives offences	3.1	-	-	10.0	90.0	17.1 307
Total	4.1	-	-	10.0	90.0	17.1 283
Property damage and environmental pollution:						
Property damage	4.3	-	-	7.6	96.9	13.2 359
Total	4.3	-	-	7.6	96.9	13.2 359
Public order offences:						
Disorderly conduct	4.8	-	6.0	7.1	139.7	13.8 246
Regulated public order offences	-	-	-	-	-	15.0 319
Total	4.8	-	6.0	7.1	139.7	13.9 249

Table continues on next page

TABLE 1.10 continued

Type of principal offence	Penalty for principal offence						
	Imprisonment	Home detention	Periodic detention	Suspended sentence	Community Service Order	Bond	Fine
	Average months	Average months	Average months	Average months	Average hours	Average months	Average \$
Road traffic and motor vehicle regulatory offences:							
Driving licence offences	5.9	6.5	7.1	11.3	119.2	16.8	500
Road vehicle registration and roadworthiness offences	-	-	-	-	-	-	366
Regulatory driving offences	6.1	7.5	8.3	10.9	129.4	16.9	644
Total	6.0	6.8	7.5	11.2	121.7	16.9	570
Offences against justice procedures, government security and government operations:							
Breach of justice order	4.7	5.8	6.8	9.3	124.4	14.6	348
Other offences against justice procedures	3.9	-	-	7.0	115.0	13.3	317
Offences against government operations	-	-	-	-	80.0	24.0	189
Total	4.6	5.8	6.8	8.9	122.1	14.2	326
Miscellaneous offences:							
Harassment and related offences	4.7	-	-	9.9	127.9	14.9	465
Public health and safety offences	11.5	-	-	-	60.0	12.0	229
Commercial/industry/financial regulations	-	-	-	-	-	-	250
Other miscellaneous offences	-	-	-	-	-	12.0	192
Total	5.1	-	-	9.9	119.4	14.7	332
Grand total	5.8	6.0	6.8	9.7	132.0	15.0	403

* This table only includes those persons who identify themselves as Aboriginals and/or Torres Strait Islanders. Due to an increase in the proportion of defendants whose Indigenous status is recorded as unknown, Indigenous figures for 2003 cannot be compared to those reported in previous publications (see explanatory notes).

† Sexual offences against children is not a category within ASOC. These offences are also counted in the appropriate ASOC categories - sexual assault and non-assaultive sexual offences

TABLE 1.11

**PERSONS FOUND GUILTY IN LOCAL COURT
APPEARANCES FINALISED AND AVERAGE AGE:
SEX, TYPE OF PRINCIPAL OFFENCE, AGE**

Note: Excluded from this table are 1,161 companies and 54 cases with unknown sex (included in Table 1.7), and 7,334 persons for whom a Section 80AA warrant was issued.

Sex: Total male and female													
Age (years)													
Under 18	18	19	20-24	25-29	30-39	40-49	50-59	60-65	Over 65	Unknown	Total	Average age	
No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	Years	
Type of principal offence													
Homicide and related offences:													
Manslaughter and driving causing death	1	1	4	3	11	10	8	1	3	-	43	41.3	
Total	1	1	4	3	11	10	8	1	3	-	43	41.3	
Acts intended to cause injury:													
Assault	-	375	578	2,588	2,281	4,015	2,020	677	126	15	12,785	32.8	
Other acts intended to cause injury	-	2	-	-	2	3	-	-	-	-	8	32.8	
Total	-	377	578	2,588	2,283	4,018	2,020	677	126	15	12,793	32.8	
Sexual assault and related offences:													
Sexual assault	-	4	2	17	30	67	50	26	15	13	224	40.9	
Non-assaultive sexual offences	-	-	-	2	1	5	-	4	-	-	12	39.0	
Total	-	4	2	19	31	72	50	30	15	13	236	40.8	
Sexual offences against children†	-	1	-	6	16	27	17	14	11	7	99	43.0	
Dangerous and negligent acts endangering persons:													
Dangerous or negligent operation of vehicle	135	251	292	1,045	644	935	563	337	76	152	14	4,444	32.8
Other dangerous or negligent acts endangering persons	-	1	1	4	5	9	2	1	1	-	24	31.8	
Total	135	252	293	1,049	649	944	565	338	77	152	14	4,468	32.7
Abduction and related offences:													
Deprivation of liberty/false imprisonment	-	-	-	-	-	-	1	-	-	-	1	42.3	
Total	-	-	-	-	-	-	1	-	-	-	1	42.3	

Table continues on next page

TABLE 1.11 continued

Note: Excluded from this table are 1,161 companies and 54 cases with unknown sex (included in Table 1.7), and 7,334 persons for whom a Section 80AA warrant was issued.

Sex: Total male and female												
Age (years)												
Type of principal offence	Under 18											
	No.	18	No.	19	No.	20-24	No.	25-29	No.	30-39	No.	Average age
Type of principal offence	Over 65											
	No.	18	No.	19	No.	20-24	No.	25-29	No.	30-39	No.	Average age
Robbery, extortion and related offences:												
Robbery	-	2	5	12	11	9	5	1	-	-	-	28.4
Blackmail and extortion	-	-	-	-	-	1	-	1	-	-	-	41.6
Total	-	2	5	12	11	10	5	2	-	-	-	28.9
Unlawful entry with intent/ burglary, break and enter												
	2	85	129	527	329	402	103	12	2	-	-	27.5
Theft and related offences:												
Motor vehicle theft and related offences	2	71	97	270	157	190	60	5	-	-	-	26.8
Theft (except motor vehicles)	1	471	439	1,570	1,077	1,754	940	383	91	95	7	31.9
Receiving or handling proceeds of crime	1	111	153	605	436	678	286	60	7	4	2	30.0
Illegal use of property (except motor vehicles)	-	-	-	-	-	-	1	-	-	-	-	48.3
Total	4	653	689	2,445	1,670	2,622	1,287	448	98	99	9	31.0
Deception and related offences:												
Fraud, forgery or false financial instruments	3	50	81	451	478	657	433	183	37	35	33	34.3
Counterfeiting currency and related offences	-	1	1	6	4	4	1	-	-	-	1	27.5
Dishonest conversion	-	27	35	121	89	117	75	26	6	2	-	31.3
Bribery	-	-	-	1	-	1	3	3	-	-	2	45.3
Other deception offences	24	28	24	156	129	166	64	18	1	5	22	29.9
Total	27	106	141	735	700	945	576	230	44	42	58	33.1
Illicit drug offences:												
Import or export illicit drugs	-	-	-	2	4	6	5	3	-	-	1	37.7
Deal or traffic in illicit drugs	-	9	30	143	119	137	75	18	3	3	-	31.0
Manufacture or cultivate illicit drugs	-	13	20	109	122	298	192	62	12	4	-	35.8
Possess and/or use illicit drugs	-	143	193	1,015	820	1,284	589	107	16	8	1	30.9
Other illicit drug offences	-	4	9	47	29	48	24	8	-	1	1	31.4
Total	-	169	252	1,316	1,094	1,773	885	198	31	16	3	31.7

Weapons and explosives offences:													
Prohibited weapons/explosives offences	-	6	18	58	39	61	25	18	1	2	4	232	31.5
Regulated weapons/explosives offences	1	12	20	94	91	219	180	124	43	35	-	819	40.4
Total	1	18	38	152	130	280	205	142	44	37	4	1,051	38.4
Property damage and environmental pollution:													
Property damage	-	280	295	1,113	642	981	415	111	12	17	5	3,871	29.3
Environmental pollution	1	1	3	15	12	27	26	15	4	3	97	204	38.9
Total	1	281	298	1,128	654	1,008	441	126	16	20	102	4,075	29.5
Public order offences:													
Disorderly conduct	13	446	507	1,719	1,032	1,463	623	183	24	21	38	6,069	29.1
Regulated public order offences	-	7	15	107	86	149	92	27	10	4	7	504	33.8
Total	13	453	522	1,826	1,118	1,612	715	210	34	25	45	6,573	29.5
Road traffic and motor vehicle regulatory offences:													
Driving licence offences	1144	405	592	3,266	2,454	3,845	1,781	618	77	67	21	13,270	31.4
Road vehicle registration and roadworthiness offences	17	43	58	281	240	522	317	119	38	12	38	1,685	34.6
Regulatory driving offences	274	846	1,107	5,323	4,127	6,638	4,567	2,320	533	476	457	26,668	34.4
Total	435	1,294	1,757	8,870	6,821	11,005	6,665	3,057	648	555	516	41,623	33.4
Offences against justice procedures, government security and government operations:													
Breach of justice order	1	57	130	828	839	1,850	901	254	44	43	7	4,954	34.2
Other offences against justice procedures	3	119	156	620	404	558	267	71	3	8	8	2,217	29.8
Offences against government operations	-	2	3	10	23	143	170	160	34	8	99	652	45.1
Total	4	178	289	1,458	1,266	2,551	1,338	485	81	59	114	7,823	33.7
Miscellaneous offences:													
Harassment and related offences	-	24	40	162	142	237	110	49	3	3	1	771	32.4
Public health and safety offences	1	8	10	67	77	142	107	43	7	9	269	740	36.2
Commercial/industry/financial regulations	1	1	1	44	201	789	687	429	78	58	77	2,366	42.5
Other miscellaneous offences	-	3	4	40	41	64	57	38	6	3	117	373	37.6
Total	2	36	55	313	461	1,232	961	559	94	73	464	4,250	39.3
Grand total	625	3,909	5,049	22,442	17,220	28,485	15,827	6,522	1,311	1,205	1,344	103,939	32.8

† Sexual offences against children is not a category within ASOC. These offences are also counted in the appropriate ASOC categories - sexual assault and non-assaultive sexual offences

Robbery, extortion and related offences:														
Robbery	-	2	5	12	8	8	3	1	-	-	-	-	39	27.5
Blackmail and extortion	-	-	-	-	-	1	-	1	-	-	-	-	2	41.6
Total	-	2	5	12	8	9	3	2	-	-	-	-	41	28.2
Unlawful entry with intent/ burglary, break and enter														
	2	76	119	478	286	363	93	11	2	-	-	-	1,430	27.6
Theft and related offences:														
Motor vehicle theft and related offences	2	67	86	237	133	165	49	3	-	-	-	-	742	26.6
Theft (except motor vehicles)	-	367	304	1,032	680	1,070	542	230	55	58	5	5	4,343	31.2
Receiving or handling proceeds of crime	-	92	120	469	347	493	226	47	7	4	-	-	1,805	30.0
Illegal use of property (except motor vehicles)	-	-	-	-	-	-	1	-	-	-	-	-	1	48.3
Total	2	526	510	1,738	1,160	1,728	818	280	62	62	5	5	6,891	30.4
Deception and related offences:														
Fraud, forgery or false financial instruments	2	40	57	306	292	391	223	111	29	19	27	27	1,497	33.6
Counterfeiting currency and related offences	-	-	-	5	2	3	-	-	-	-	1	1	11	26.5
Dishonest conversion	-	16	17	77	66	81	50	20	4	2	-	-	333	31.9
Bribery	-	-	-	1	-	1	3	3	-	-	2	2	10	45.3
Other deception offences	21	24	22	118	108	123	41	14	1	5	18	18	495	29.5
Total	23	80	96	507	468	599	317	148	34	26	48	48	2,346	32.5
Illicit drug offences:														
Import or export illicit drugs	-	-	-	2	4	6	3	3	-	-	1	1	19	37.1
Deal or traffic in illicit drugs	-	8	26	122	99	109	61	16	3	3	-	-	447	30.9
Manufacture or cultivate illicit drugs	-	13	17	91	100	247	148	52	10	3	-	-	681	35.6
Possess and/or use illicit drugs	-	126	170	869	697	1,074	487	94	15	6	1	1	3,539	30.8
Other illicit drug offences	-	3	8	38	20	34	18	6	-	1	1	1	129	31.2
Total	-	150	221	1,122	920	1,470	717	171	28	13	3	3	4,815	31.5
Weapons and explosives offences:														
Prohibited weapons/explosives offences	-	6	18	55	36	55	21	17	1	1	4	4	214	31.2
Regulated weapons/explosives offences	1	12	20	92	88	206	168	117	39	34	-	-	777	40.2
Total	1	18	38	147	124	261	189	134	40	35	4	4	991	38.3
Property damage and environmental pollution:														
Property damage	-	253	262	986	530	794	305	93	10	15	4	4	3,252	28.8
Environmental pollution	-	1	3	10	12	16	20	11	4	3	80	80	160	39.8
Total	-	254	265	996	542	810	325	104	14	18	84	84	3,412	29.1

Table continues on next page

TABLE 1.11 a continued

Note: Excluded from this table are 5,704 males for whom a Section 80AA warrant was issued.

		Sex: Male											
		Age (years)											
Type of principal offence	Under 18	18	19	20-24	25-29	30-39	40-49	50-59	60-65	Over 65	Unknown	Total	Average age
	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	Years
Public order offences:													
Disorderly conduct	13	401	447	1,508	860	1,179	482	146	17	18	22	5,093	28.7
Regulated public order offences	-	5	9	85	63	120	80	25	10	4	6	407	34.7
Total	13	406	456	1,593	923	1,299	562	171	27	22	28	5,500	29.2
Road traffic and motor vehicle regulatory offences:													
Driving licence offences	128	371	541	2,847	2,080	3,152	1,482	542	70	63	21	11,297	31.3
Road vehicle registration and roadworthiness offences	15	40	47	232	182	400	245	96	34	9	33	1,333	34.6
Regulatory driving offences	241	708	936	4,475	3,475	5,387	3,703	1,984	469	421	417	22,216	34.4
Total	384	1,119	1,524	7,554	5,737	8,939	5,430	2,622	573	493	471	34,846	33.4
Offences against justice procedures, government security and government operations:													
Breach of justice order	1	51	115	718	749	1,604	767	231	42	37	3	4,318	34.2
Other offences against justice procedures	2	100	135	485	307	406	200	57	1	8	6	1,707	29.5
Offences against government operations	-	1	3	7	21	120	136	124	30	8	83	533	45.1
Total	3	152	253	1,210	1,077	2,130	1,103	412	73	53	92	6,558	33.7
Miscellaneous offences:													
Harassment and related offences	-	22	36	153	130	210	97	44	3	3	-	698	32.2
Public health and safety offences	1	5	6	48	63	102	89	32	6	8	190	550	36.7
Commercial/industry/financial regulations	1	1	1	35	155	631	539	339	59	50	61	1,872	42.5
Other miscellaneous offences	-	3	4	37	37	59	51	35	6	3	91	326	37.7
Total	2	31	47	273	385	1,002	776	450	74	64	342	3,446	39.1
Grand total	550	3,358	4,278	18,734	14,152	22,855	12,559	5,417	1,117	1,021	1,099	85,140	32.7

* Sexual offences against children is not a category within ASOC. These offences are also counted in the appropriate ASOC categories - sexual assault and non-assaultive sexual offences

TABLE 1.11b

**PERSONS FOUND GUILTY IN LOCAL COURT
APPEARANCES FINALISED AND AVERAGE AGE:
SEX, TYPE OF PRINCIPAL OFFENCE, AGE**

Note: Excluded from this table are 1,630 females for whom a Section 80AA warrant was issued.

		Sex: Female											
		Age (years)											
Type of principal offence	Under 18	18	19	20-24	25-29	30-39	40-49	50-59	60-65	Over 65	Unknown	Total	Average age
	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	Years
Homicide and related offences:													
Manslaughter and driving causing death	1	-	-	1	-	2	-	4	-	-	-	8	39.7
Total	1	-	-	1	-	2	-	4	-	-	-	8	39.7
Acts intended to cause injury:													
Assault	-	63	99	438	355	614	289	69	12	12	4	1,955	31.7
Other acts intended to cause injury	-	-	-	-	1	1	-	-	-	-	-	2	28.9
Total	-	63	99	438	356	615	289	69	12	12	4	1,957	31.7
Sexual assault and related offences:													
Sexual assault	-	-	-	1	-	3	1	-	-	-	-	5	33.3
Total	-	-	-	1	-	3	1	-	-	-	-	5	33.3
Sexual offences against children*	-	-	-	-	-	3	-	-	-	-	-	3	33.4
Dangerous and negligent acts endangering persons:													
Dangerous or negligent operation of vehicle	15	27	31	114	86	177	129	68	16	32	3	698	36.3
Other dangerous or negligent acts endangering persons	-	-	-	2	2	3	1	-	1	-	-	9	34.1
Total	15	27	31	116	88	180	130	68	17	32	3	707	36.3

Table continues on next page

TABLE 1.11b continued

Note: Excluded from this table are 1,630 females for whom a Section 80AA warrant was issued.

Sex: Female												
Age (years)												
Type of principal offence	Under 18		18	19	20-24	25-29	30-39	40-49	50-59	60-65	Over 65	Average age
	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	age
Robbery, extortion and related offences:												
Robbery	-	-	-	-	-	3	1	2	-	-	-	33.9
Total	-	-	-	-	-	3	1	2	-	-	-	33.9
Unlawful entry with intent/ burglary, break and enter												
	-	9	10	49	43	43	39	10	1	-	-	27.4
Theft and related offences:												
Motor vehicle theft and related offences	-	4	11	33	24	24	25	11	2	-	-	28.5
Theft (except motor vehicles)	1	104	135	538	397	684	684	398	153	36	37	33.1
Receiving or handling proceeds of crime	1	19	33	136	89	185	185	60	13	-	-	30.2
Total	2	127	179	707	510	894	894	469	168	36	37	32.4
Deception and related offences:												
Fraud, forgery or false financial instruments	1	10	24	145	186	266	266	210	72	8	16	35.4
Counterfeiting currency and related offences	-	1	1	1	2	1	1	1	-	-	-	28.9
Dishonest conversion	-	11	18	44	23	36	36	25	6	2	-	30.3
Other deception offences	3	4	2	38	21	43	43	23	4	-	4	31.4
Total	4	26	45	228	232	346	346	259	82	10	16	34.2
Illicit drug offences:												
Import or export illicit drugs	-	-	-	-	-	-	-	2	-	-	-	43.1
Deal or traffic in illicit drugs	-	1	4	21	20	28	28	14	2	-	-	31.4
Manufacture or cultivate illicit drugs	-	-	3	18	22	51	51	44	10	2	1	36.7
Possess and/or use illicit drugs	-	17	23	146	123	210	210	102	13	1	2	31.5
Other illicit drug offences	-	1	1	9	9	14	14	6	2	-	-	32.1
Total	-	19	31	194	174	303	303	168	27	3	3	32.4

Weapons and explosives offences:														
Prohibited weapons/explosives offences	-	-	-	3	3	6	4	1	-	1	-	18	35.5	
Regulated weapons/explosives offences	-	-	-	2	3	13	12	7	4	1	-	42	43.3	
Total	-	-	-	5	6	19	16	8	4	2	-	60	40.9	
Property damage and environmental pollution:														
Property damage	-	27	33	127	112	187	110	18	2	2	1	619	31.6	
Environmental pollution	1	-	-	5	-	11	6	4	-	-	17	44	36.5	
Total	1	27	33	132	112	198	116	22	2	2	18	663	31.8	
Public order offences:														
Disorderly conduct	-	45	60	211	172	284	141	37	7	3	16	976	31.4	
Regulated public order offences	-	2	6	22	23	29	12	2	-	-	1	97	30.4	
Total	-	47	66	233	195	313	153	39	7	3	17	1,073	31.3	
Road traffic and motor vehicle regulatory offences:														
Driving licence offences	16	34	51	419	374	693	299	76	7	4	-	1,973	32.1	
Road vehicle registration and roadworthiness offences	2	3	11	49	58	122	72	23	4	3	5	352	34.8	
Regulatory driving offences	33	138	171	848	652	1,251	864	336	64	55	40	4,452	34.3	
Total	51	175	233	1,316	1,084	2,066	1,235	435	75	62	45	6,777	33.7	
Offences against justice procedures, government security and government operations:														
Breach of justice order	-	6	15	110	90	246	134	23	2	6	4	636	34.3	
Other offences against justice procedures	1	19	21	135	97	152	67	14	2	-	2	510	30.6	
Offences against government operations	-	1	-	3	2	23	34	36	4	-	16	119	45.4	
Total	1	26	36	248	188	421	235	73	8	6	22	1,265	33.7	
Miscellaneous offences:														
Harassment and related offences	-	2	4	9	12	27	13	5	-	-	1	73	34.3	
Public health and safety offences	-	3	4	19	14	40	18	11	1	1	79	190	34.5	
Commercial/industry/financial regulations	-	-	-	9	46	158	148	90	19	8	16	494	42.4	
Other miscellaneous offences	-	-	-	3	4	5	6	3	-	-	26	47	37.1	
Total	-	5	8	40	76	230	185	109	20	9	122	804	40.1	
Grand total	75	551	771	3,708	3,068	5,630	3,268	1,105	194	184	245	18,799	33.3	

† Sexual offences against children is not a category within ASOC. These offences are also counted in the appropriate ASOC categories - sexual assault and non-assaultive sexual offences

TABLE 1.12

**PERSONS CHARGED IN LOCAL COURT APPEARANCES FINALISED
AND COURT DELAY:
OUTCOME OF APPEARANCE, BAIL STATUS**

a Total includes 227 people for whom bail status was unknown.
b Total includes 39 people for whom bail status was unknown.
c Total includes 187 people for whom bail status was unknown.
d Total includes 1 person for whom bail status was unknown.
e Total includes 363 people for whom bail status was unknown.
f Total includes 618 people for whom bail status was unknown.
g Total includes 274 people for whom bail status was unknown.
h Total includes 20 people for whom bail status was unknown.

Note: There were 1,056 persons excluded from this table who were in prison for a previous offence.

	Bail status											
	On bail				In gaol/shelter				Total			
	Court delay				Court delay				Court delay			
Outcome of appearance	Persons charged	Offence to first appearance	First appearance to determination	Persons charged	Offence to first appearance	First appearance to determination	Persons charged	Offence to first appearance	First appearance to determination	Persons charged	Offence to first appearance	First appearance to determination
	Number	Median delay (days)	Median delay (days)	Number	Median delay (days)	Median delay (days)	Number	Median delay (days)	Median delay (days)	Number	Median delay (days)	Median delay (days)
	16,064	36.0	114.0	2,234	50.0	54.0	18,525 ^a	38.0	109.0			
	5,328	34.0	126.0	520	3.5	37.0	5,887 ^b	32.0	120.0			
	9,926	38.0	105.0	1,619	87.0	57.0	11,732 ^c	43.0	98.0			
	810	27.0	127.0	95	20.0	69.0	906 ^d	27.0	121.0			
Sentenced after guilty plea	68,255	26.0	14.0	4,698	23.0	16.0	73,316 ^e	26.0	14.0			
Convicted ex parte ^o	24,851	33.0	0.0	108	39.5	57.0	25,577 ^f	34.0	0.0			
Arrest warrant issued	1,847	42.0	28.0	27	62.0	53.0	1,874	42.0	28.0			
All charges dismissed without hearing	9,744	62.0	80.0	809	11.0	76.0	10,827 ^g	59.0	77.0			
All charges otherwise disposed of	1,334	31.0	48.5	576	4.0	8.0	1,930 ^h	26.5	35.0			

* The category 'Proceeded to defended hearing: Other' includes persons for whom one or more charges were dismissed after a defended hearing, but who either (1) pleaded guilty to other charges or (2) were convicted ex parte of other charges.

^o The composition of this category has changed and should not be compared to that reported in previous publications (see explanatory notes).

TABLE 1.13**PERSONS FOUND GUILTY IN LOCAL COURT APPEARANCES FINALISED*:****TYPE OF PRINCIPAL OFFENCE, PRIOR PROVEN OFFENCES SINCE 1994**

<i>Type of principal offence</i>	<i>Prior proven offences since 1994</i>									
	<i>No prior proven offences</i>		<i>Prior proven offences not of same type</i>		<i>Prior proven offences of same type without imprisonment</i>		<i>Prior proven offences of same type with imprisonment</i>		<i>Total</i>	
	No.	%	No.	%	No.	%	No.	%	No.	%
Homicide and related offences	37	86.0	6	14.0	0	0.0	0	0.0	43	100.0
Acts intended to cause injury	4,466	35.1	3,646	28.6	3,455	27.1	1,163	9.1	12,730	100.0
Sexual assault and related offences	124	52.5	100	42.4	5	2.1	7	3.0	236	100.0
Dangerous or negligent acts endangering persons	2,751	62.1	1,288	29.1	342	7.7	46	1.0	4,427	100.0
Abduction and related offences	1	100.0	0	0.0	0	0.0	0	0.0	1	100.0
Robbery, extortion and related offences	14	29.8	24	51.1	4	8.5	5	10.6	47	100.0
Unlawful entry with intent/burglary, break and enter	223	14.1	593	37.5	233	14.7	533	33.7	1,582	100.0
Theft and related offences	3,139	31.5	1,912	19.2	3,083	31.0	1,822	18.3	9,956	100.0
Deception and related offences	1,827	51.4	1,143	32.2	464	13.1	118	3.3	3,552	100.0
Illicit drug offences	1,589	27.8	1,834	32.1	1,914	33.5	375	6.6	5,712	100.0
Weapons and explosives offences	574	54.7	407	38.8	53	5.1	15	1.4	1,049	100.0
Property damage and environmental pollution	1,453	35.8	1,601	39.5	827	20.4	174	4.3	4,055	100.0
Public order offences	2,202	32.3	1,951	28.6	2,314	33.9	352	5.2	6,819	100.0
Road traffic and motor vehicle regulatory offences	19,903	48.1	5,628	13.6	14,718	35.6	1,122	2.7	41,371	100.0
Offences against justice procedures, government security and government operations	1,771	22.9	2,868	37.0	2,266	29.2	843	10.9	7,748	100.0
Miscellaneous offences	2,534	59.9	1,419	33.6	239	5.7	36	0.9	4,228	100.0
Total	42,608	41.1	24,420	23.6	29,917	28.9	6,611	6.4	103,556	100.0

* The data in this table are sourced from the Bureau of Crime Statistics and Research's Reoffending Database which is derived from court data (see explanatory notes). As a consequence the totals shown here are slightly different to those presented elsewhere in this section of the report.

TABLE 1.14

APPREHENDED VIOLENCE ORDERS GRANTED:
STATISTICAL DIVISION OF RESIDENCE

Statistical Division of residence of protected person	Domestic		Personal	
	<i>Number</i>	<i>Rate per 100,000 population</i>	<i>Number</i>	<i>Rate per 100,000 population</i>
Sydney:				
Inner Sydney	822	268.7	401	131.1
Eastern Suburbs	361	149.4	131	54.2
St George – Sutherland	883	201.5	216	49.3
Canterbury – Bankstown	721	232.5	192	61.9
Fairfield – Liverpool	1,030	290.9	281	79.4
Outer South Western Sydney	862	359.3	248	103.4
Inner Western Sydney	243	146.3	56	33.7
Central Western Sydney	865	287.7	213	70.8
Outer Western Sydney	796	249.2	266	83.3
Blacktown	892	326.4	234	85.6
Lower Northern Sydney	303	102.1	85	28.6
Central Northern Sydney	393	93.7	101	24.1
Northern Beaches	267	114.4	80	34.3
Gosford – Wyong	997	329.2	274	90.5
Hunter	2,378	396.3	906	151.0
Illawarra	1,632	399.9	510	125.0
Richmond – Tweed	920	415.3	524	236.5
Mid-North Coast	1,336	463.8	546	189.6
Northern	923	513.5	503	279.9
North Western	778	653.2	415	348.4
Central West	697	389.5	336	187.7
South Eastern	682	343.6	310	156.2
Murrumbidgee	849	554.9	449	293.5
Murray	399	349.0	229	200.3
Far West	263	1,100.6	70	292.9
New South Wales	20,292	303.5	7,576	113.3

Note: Excluded from this table are 100 orders where the residence of the person was interstate. The population data used to calculate rates are preliminary estimates of population as at 30 June 2003 from the Australian Bureau of Statistics publication, **Population, New South Wales, 30 June 2003**, Catalogue No. 3218.0.

TABLE 1.15**PERSONS CHARGED IN LOCAL COURT APPEARANCES FINALISED:
STATISTICAL DIVISION OF RESIDENCE**

<i>Statistical Division of residence</i>	<i>Persons charged</i>	
	<i>Number</i>	<i>Rate per 100,000 population</i>
Sydney:		
Inner Sydney	7,911	2,586.0
Eastern Suburbs	3,518	1,456.0
St George – Sutherland	6,392	1,458.5
Canterbury – Bankstown	5,943	1,916.6
Fairfield – Liverpool	8,577	2,422.1
Outer South Western Sydney	5,313	2,214.8
Inner Western Sydney	2,183	1,314.7
Central Western Sydney	6,281	2,089.0
Outer Western Sydney	5,122	1,603.6
Blacktown	7,267	2,659.3
Lower Northern Sydney	2,648	892.0
Central Northern Sydney	3,283	783.1
Northern Beaches	3,233	1,385.5
Gosford – Wyong	5,855	1,933.5
Hunter	11,871	1,978.5
Illawarra	7,388	1,810.5
Richmond – Tweed	4,986	2,250.5
Mid-North Coast	6,356	2,206.6
Northern	4,112	2,287.8
North Western	3,500	2,938.7
Central West	3,785	2,114.9
South Eastern	3,841	1,935.1
Murrumbidgee	4,050	2,647.0
Murray	2,155	1,885.2
Far West	875	3,661.7
New South Wales	126,445	1,891.0

Note: Excluded from this table are 4,075 people whose residence was recorded as interstate or overseas, 1,512 people whose residence was unknown/no fixed abode, and 1,073 people who were institutionalised.

The population data used to calculate rates are preliminary estimates of population as at 30 June 2003 from the Australian Bureau of Statistics publication, **Population, New South Wales, 30 June 2003**, Catalogue No. 3218.0.

Hunter	1.0	212.8	4.0	67.2	-	0.5	33.2	151.8	63.2	86.3	15.0	67.3	86.8	658.5	143.0	43.2
Illawarra	0.5	180.6	3.4	58.6	0.2	-	22.3	140.9	49.5	63.0	12.3	70.3	83.1	572.2	123.5	34.8
Richmond – Tweed	0.5	210.8	2.3	52.4	-	0.9	21.7	169.3	36.6	184.2	10.8	79.0	153.9	813.4	124.1	44.7
Mid-North Coast	0.3	272.9	5.6	49.6	-	0.7	28.8	163.2	55.9	145.8	24.3	83.7	163.9	647.5	169.4	48.3
Northern	1.1	291.0	6.7	40.1	-	0.6	34.5	125.2	38.9	95.7	36.7	91.2	224.2	590.9	177.5	57.9
North Western	0.8	410.6	2.5	66.3	-	0.8	31.9	155.3	42.0	81.4	29.4	115.9	230.1	780.8	215.8	64.7
Central West	1.1	275.5	4.5	67.1	-	-	33.5	138.6	41.9	101.1	26.8	84.4	173.2	561.5	145.3	48.1
South Eastern	-	223.7	4.5	61.0	-	0.5	26.7	108.8	34.8	69.5	23.2	76.1	164.2	649.9	147.1	57.4
Murrumbidgee	0.7	391.5	7.8	84.3	-	1.3	29.4	141.8	46.4	94.8	36.6	98.0	206.5	787.6	190.8	75.2
Murray	-	230.9	1.7	60.4	-	-	24.5	71.7	36.7	85.7	36.7	63.9	156.6	543.3	136.5	43.7
Far West	-	920.7	8.4	58.6	-	8.4	41.8	117.2	83.7	83.7	37.7	205.1	217.6	615.2	397.6	58.6
New South Wales	0.5	184.3	3.4	63.6	0.0	0.6	21.4	143.6	51.6	82.0	15.0	59.1	94.0	597.4	112.0	61.5

Note: Excluded from this table are 3,373 people whose residence was recorded as interstate or overseas, 1,177 people whose residence was unknown/no fixed abode, and 971 people who were institutionalised.

The population data used to calculate rates are preliminary estimates of population as at 30 June 2003 from the Australian Bureau of Statistics publication, **Population, New South Wales, 30 June 2003**, Catalogue No. 3218.0.

TABLE 1.17

PERSONS/ORGANISATIONS CHARGED IN LICENSING COURT APPEARANCES FINALISED:
TYPE OF OFFENCE CHARGED

Type of offence charged <i>Division / Subdivision / Group</i>	Persons/ organisations* charged Charges	
	<i>No.</i>	<i>No.</i>
Deception and related offences:		
Fraud, forgery or false financial instruments		Fraud, other
Other deception offences		Misrepresentation of professional status
Total	3 9 12	3 9 12
Public order offences:		
Regulated public order offences		Betting and gambling offences
	67	Liquor and tobacco offences
Total	304 356	80 462 542
Offences against justice procedures, government security and government operations:		
Breach of justice order	1	Breach of justice order, other
Other offences against justice procedures	2	Resist or hinder police officer or justice official
	1	Resist or hinder government official
Offences against government operations	24	Offences against government operations, other
Total	28	29 33
Miscellaneous offences:		
Public health and safety offences	1	Public health and safety offences, other
Commercial/industry/financial regulations	21	Commercial/industry/financial regulations
Total	22	30 31
Grand total	400	618

* For 'persons/organisations charged', the sub-totals represent distinct persons/organisations, ie if one person/organisation has more than one charge in an offence category group, this person/organisation will be counted only once in the total for that offence group. For the grand total, this will be a count of distinct persons, ie., the total number of persons charged in local court appearances finalised. The sub-totals and grand total for charges will simply sum over the categories.

Note that the composition of some ASOC categories in this table have changed significantly from those in last year's report. This is due to a revision of the mapping of some licensing offences to ASOC by the NSW Judicial Commission (see explanatory notes).

TABLE 1.18**CHARGES IN LICENSING COURT APPEARANCES FINALISED:
OUTCOME OF CHARGE**

<i>Outcome of charge</i>	<i>Charges</i>	
	<i>Number</i>	<i>%</i>
Offence proven:		
Conviction (matter proven, accused present)	443	71.7
Conviction ex parte	86	13.9
Dismissed:		
After hearing	30	4.9
Withdrawn - No evidence offered	59	9.5
Total	618	100.0

TABLE 1.19**PERSONS/ORGANISATIONS CHARGED IN
LICENSING COURT APPEARANCES FINALISED:
OUTCOME OF APPEARANCE**

<i>Outcome of appearance</i>	<i>Persons/organisations charged</i>	
	<i>Number</i>	<i>%</i>
Proceeded to defended hearing:		
All charges dismissed	20	5.0
Guilty of at least one charge	114	28.5
Other*	6	1.5
Sentenced after guilty plea	161	40.3
Convicted ex parte	71	17.8
All charges dismissed without hearing	28	7.0
Total	400	100.0

* The category 'Proceeded to defended hearing: Other' includes persons for whom one or more charges were dismissed after a defended hearing, but who either (1) pleaded guilty to other charges or (2) were convicted ex parte of other charges.

TABLE 1.20

PERSONS/ORGANISATIONS FOUND GUILTY IN LICENSING COURT APPEARANCES FINALISED:
TYPE OF PRINCIPAL OFFENCE, PENALTY FOR PRINCIPAL OFFENCE

<i>Type of principal offence</i>	<i>Penalty for principal offence</i>										
	<i>No.</i>	<i>No.</i>	<i>No.</i>	<i>No.</i>	<i>No.</i>	<i>No.</i>	<i>No.</i>	<i>No.</i>	<i>No.</i>	<i>No.</i>	<i>Total</i>
		<i>Trading licence sanction</i>	<i>Bond with supervision</i>	<i>Bond without supervision</i>	<i>Bond without conviction</i>	<i>Fine</i>	<i>Trading licence conditions</i>	<i>Compensation</i>	<i>Normal sentence</i>	<i>No conviction recorded</i>	<i>No action taken</i>
Deception and related offences:											
Fraud, forgery or false financial instruments	-	-	-	-	2	-	-	-	-	-	2
Other deception offences	-	-	-	-	4	-	-	-	-	4	9
Total	-	-	-	-	6	-	-	-	-	4	11
Public order offences:											
Regulated public order offences	9	1	3	8	226	5	1	12	37	1	303
Total	9	1	3	8	226	5	1	12	37	1	303
Offences against justice procedures, government security and government operations:											
Offences against government operations	-	-	-	1	15	-	-	2	2	-	20
Total	-	-	-	1	15	-	-	2	2	-	20
Miscellaneous offences:											
Commercial/industry/financial regulations	-	-	-	-	15	-	-	-	3	-	18
Total	-	-	-	-	15	-	-	-	3	-	18
Grand total	9	1	3	9	262	5	1	14	46	2	352

NEW SOUTH WALES CHILDREN'S COURTS

Tables

TABLE 2.1

PERSONS CHARGED IN CHILDREN'S COURT APPEARANCES FINALISED:
TYPE OF PRINCIPAL OFFENCE

<i>Type of offence charged</i>		<i>Persons appearing</i>		<i>Persons with offence proven</i>	
<i>Division / Subdivision / Group</i>		<i>No.</i>		<i>No.</i>	
Homicide and related offences:					
Murder	Murder	2		2	
Conspiracies and attempts to murder	Attempted murder	4		-	
Manslaughter and driving causing death	Manslaughter	1		-	
	Driving causing death	6		3	
Total		13		5	
Acts intended to cause injury:					
Assault	Aggravated assault	97		49	
	Non-aggravated assault	1,645		1,069	
Other acts intended to cause injury	Acts intended to cause injury, other	13		12	
Total		1,755		1,130	
Sexual assault and related offences:					
Sexual assault	Aggravated sexual assault	103		62	
	Non-aggravated sexual assault	2		2	
Total		105		64	
Dangerous and negligent acts endangering persons:					
Dangerous or negligent operation of vehicle	Driving under the influence of alcohol or drugs	7		7	
	Dangerous or negligent driving	98		77	
Other dangerous or negligent acts endangering persons	Dangerous or negligent acts endangering persons, other	1		1	
Total		106		85	
Abduction and related offences:					
Abduction and kidnapping	Abduction and kidnapping	7		4	
Total		7		4	

Robbery, extortion and related offences:			
Robbery	Aggravated robbery	531	360
	Non-aggravated robbery	80	49
Blackmail and extortion	Blackmail and extortion	1	1
Total		612	410
Unlawful entry with intent/burglary, break and enter:			
Unlawful entry with intent/burglary, break and enter	Unlawful entry with intent/burglary, break and enter	648	447
Theft and related offences:			
Motor vehicle theft and related offences	Theft of motor vehicle	24	13
	Illegal use of motor vehicle	492	329
Theft (except motor vehicles)	Theft from person (excluding by force)	75	55
	Theft from retail premises	348	255
	Theft (except motor vehicle), other	625	433
Receiving or handling proceeds of crime	Receiving or handling proceeds of crime	287	153
Total		1,851	1,238
Deception and related offences:			
Fraud, forgery or false financial instruments	Cheque or credit card fraud	3	3
	Make, use equipment to make false financial instrument	9	9
	Fare evasion	34	23
	Fraud, other	45	28
Dishonest conversion	Dishonest conversion	7	3
Other deception offences	Misrepresentation of professional status	1	1
	Deception offences, other	16	15
Total		115	82
Illicit drug offences:			
Deal or traffic in illicit drugs	Deal or traffic in illicit drugs, unknown quantity	39	26
	Deal or traffic in illicit drugs, commercial quantity	2	1
	Deal or traffic in illicit drugs, non-commercial quantity	6	6
Manufacture or cultivate illicit drugs	Manufacture or cultivate illicit drugs	10	10
Possess and/or use illicit drugs	Possess an illicit drug	184	144
	Use illicit drug	3	2
Other illicit drug offences	Illicit drug offences, other	14	9
Total		258	198

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TABLE 2.1 continued

Type of offence charged		Persons appearing	Persons with offence proven
<i>Division / Subdivision / Group</i>		No.	No.
Weapons and explosives offences:			
Prohibited weapons/explosives offences	Sell, possess and/or use prohibited weapons/explosives	10	8
Regulated weapons/explosives offences	Unlawfully obtain or possess regulated weapons/explosives	9	7
	Misuse of regulated weapons/explosives	17	12
	Deal or traffic regulated weapons/explosives offences	1	1
Total		37	28
Property damage and environmental pollution:			
Property damage	Property damage by fire or explosion	42	26
	Graffiti	10	3
	Property damage, other	424	267
Environmental pollution	Noise pollution offences	1	1
	Environmental pollution offences, other	2	1
Total		479	298
Public order offences:			
Disorderly conduct	Trespass	169	125
	Offensive language	115	84
	Offensive behaviour	239	149
	Criminal intent	153	88
	Conspiracy	2	1
	Disorderly conduct, other	29	15
Regulated public order offences	Betting and gambling offences	1	1
	Liquor and tobacco offences	8	5
	Offences against public order sexual standards	4	3
	Regulated public order offences, other	1	-
Total		721	471

Road traffic and motor vehicle regulatory offences:		
Driving licence offences	29	26
Driving while licence cancelled or suspended	49	37
Driving without a licence	27	27
Driving licence offences, other	59	44
Registration offences	175	167
Exceeding the prescribed content of alcohol limit	15	10
Exceeding legal speed limit	4	4
Parking offences	46	32
Regulatory driving offences, other	1	-
Pedestrian offences	405	347
Total		
Offences against justice procedures, government security and government operations:		
Breach of justice order	22	17
Escape custody offences	91	10
Breach of bail	109	84
Breach of domestic violence order	213	96
Breach of justice order, other	3	1
Subvert the course of justice	237	153
Resist or hinder police officer or justice official	5	4
Prison regulation offences	13	9
Offences against justice procedures, other	1	-
Resist or hinder government official	3	3
Offences against government operations, other	697	377
Total		
Miscellaneous offences:		
Harassment and related offences	8	8
Harassment and private nuisance	49	31
Threatening behaviour	9	8
Transport offences	2	1
Dangerous substances offences	3	2
Licit drug offences	10	3
Public health and safety offences, other	6	4
Commercial/industry/financial regulations	7	6
Other miscellaneous offences	94	63
Total		
Grand total	7,903	5,247

TABLE 2.2

PERSONS CHARGED IN CHILDREN'S COURT APPEARANCES FINALISED:
BAIL STATUS AT FINAL APPEARANCE, SEX

	Sex					
	Male			Female		
	No.	%	No.	%	No.	%
<i>Bail status at final appearance</i>						
Bail refused	608	9.2	65	5.0	673	8.5
On bail	2,476	37.4	494	38.3	2,970	37.6
Bail dispensed with	184	2.8	34	2.6	218	2.8
Unknown bail status	1,007	15.2	152	11.8	1,159	14.7
Summons or court attendance notice	2,339	35.4	544	42.2	2,883	36.5
Total	6,614	100.0	1,289	100.0	7,903	100.0

TABLE 2.3

**PERSONS WITH OFFENCE PROVEN IN CHILDREN'S COURT APPEARANCES FINALISED:
TYPE OF PRINCIPAL OFFENCE, PENALTY FOR PRINCIPAL OFFENCE**

<i>Type of principal offence</i>	<i>Penalty for principal offence</i>									
	<i>Control order</i>	<i>Community Service Order</i>	<i>Probation</i>	<i>Bond and fine</i>	<i>Fine</i>	<i>Bond</i>	<i>Dismissed with caution</i>	<i>Other proven outcomes</i>	<i>Total</i>	<i>No.</i>
Homicide and related offences:										
Murder	-	-	-	-	-	-	-	2	2	2
Manslaughter and driving causing death	-	1	-	-	-	2	-	-	3	3
Total	-	1	-	-	-	2	-	2	5	5
Acts intended to cause injury:										
Assault	134	74	225	7	61	470	113	32	1,116	1,116
Other acts intended to cause injury	-	1	3	-	2	5	-	1	12	12
Total	134	75	228	7	63	475	113	33	1,128	1,128
Sexual assault and related offences:										
Sexual assault	8	4	14	-	-	22	2	12	62	62
Total	8	4	14	-	-	22	2	12	62	62
Dangerous and negligent acts endangering persons:										
Dangerous or negligent operation of vehicle	3	12	9	1	24	25	7	2	83	83
Other dangerous or negligent acts endangering persons	-	-	-	-	-	-	1	-	1	1
Total	3	12	9	1	24	25	8	2	84	84
Abduction and related offences:										
Abduction and kidnapping	1	-	-	-	-	1	-	1	3	3
Total	1	-	-	-	-	1	-	1	3	3

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TABLE 2.3 continued

	Penalty for principal offence									
	Cont'd order	Community Service Order	Probation	Bond and fine	Fine	Bond	Dismissed with caution	Other proven outcomes	Total	
Type of principal offence.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.
Robbery, extortion and related offences:										
Robbery	57	50	162	-	-	98	9	18	394	
Blackmail and extortion	-	-	-	-	-	1	-	-	1	
Total	57	50	162	-	-	99	9	18	395	
Unlawful entry with intent/burglary, break and enter	102	61	88	-	6	148	27	15	447	
Theft and related offences:										
Motor vehicle theft and related offences	58	31	75	-	12	112	44	10	342	
Theft (except motor vehicles)	55	59	122	1	107	255	124	20	743	
Receiving or handling proceeds of crime	4	8	27	-	26	50	35	3	153	
Total	117	98	224	1	145	417	203	33	1,238	
Deception and related offences:										
Fraud, forgery or false financial instruments	-	3	8	-	16	18	17	1	63	
Dishonest conversion	-	-	-	-	-	2	1	-	3	
Other deception offences	-	-	1	-	7	5	3	-	16	
Total	-	3	9	-	23	25	21	1	82	
Illicit drug offences:										
Deal or traffic in illicit drugs	3	6	5	-	-	16	2	1	33	
Manufacture or cultivate illicit drugs	-	-	2	-	2	6	-	-	10	
Possess and/or use illicit drugs	-	-	10	-	44	38	52	2	146	
Other illicit drug offences	-	-	-	-	2	3	4	-	9	
Total	3	6	17	-	48	63	58	3	198	

Weapons and explosives offences:												
Prohibited weapons/explosives offences	-	-	-	-	-	4	3	1	-	8		
Regulated weapons/explosives offences	2	3	2	-	4	4	6	2	1	20		
Total	2	3	2	-	8	8	9	3	1	28		
Property damage and environmental pollution:												
Property damage	21	29	29	1	36		99	66	15	296		
Environmental pollution	-	-	-	-	-	-	-	2	-	2		
Total	21	29	29	1	36		99	68	15	298		
Public order offences:												
Disorderly conduct	17	24	48	1	129		102	136	5	462		
Regulated public order offences	-	-	1	-	2		4	2	-	9		
Total	17	24	49	1	131		106	138	5	471		
Road traffic and motor vehicle regulatory offences:												
Driving licence offences	3	5	3	-	43		24	8	4	90		
Road vehicle registration and roadworthiness offences	-	-	-	-	28		3	12	1	44		
Regulatory driving offences	1	-	3	-	124		72	10	3	213		
Total	4	5	6	-	195		99	30	8	347		
Offences against justice procedures, government security and government operations:												
Breach of justice order	48	28	35	-	14		55	23	4	207		
Other offences against justice procedures	10	14	23	-	25		65	29	1	167		
Offences against government operations	1	-	-	-	-		-	2	-	3		
Total	59	42	58	-	39		120	54	5	377		
Miscellaneous offences:												
Harassment and related offences	8	5	4	-	4		15	2	1	39		
Public health and safety offences	1	-	-	-	3		2	8	-	14		
Commercial/industry/financial regulations	-	-	-	-	1		-	1	2	4		
Other miscellaneous offences	-	-	-	-	3		-	3	-	6		
Total	9	5	4	-	11		17	14	3	63		
Grand total	537	418	899	11	729		1,727	748	157	5,226		

TABLE 2.4

PERSONS CHARGED IN CHILDREN'S COURT APPEARANCES FINALISED:
SEX, TYPE OF PRINCIPAL OFFENCE, AGE

		Sex: Total male and female									
		Age (years)									
		10	11	12	13	14	15	16	17	18 and over	Total
<i>Type of principal offence</i>		No.	No.	No.	No.	No.	No.	No.	No.	No.	No.
Homicide and related offences:											
Murder		-	-	-	-	-	-	-	1	1	2
Conspiracies and attempts to murder		-	-	-	-	-	1	1	2	-	4
Manslaughter and driving causing death		-	-	-	-	-	1	-	-	6	7
Total		-	-	-	-	-	2	1	3	7	13
Acts intended to cause injury:											
Assault		1	6	34	63	160	231	391	555	301	1,742
Other acts intended to cause injury		-	2	-	1	2	1	2	4	1	13
Total		1	8	34	64	162	232	393	559	302	1,755
Sexual assault and related offences:											
Sexual assault		-	-	4	4	8	19	22	26	22	105
Total		-	-	4	4	8	19	22	26	22	105
Dangerous and negligent acts endangering persons:											
Dangerous or negligent operation of vehicle		-	-	-	-	4	13	15	47	26	105
Other dangerous or negligent acts endangering persons		-	-	-	1	-	-	-	-	-	1
Total		-	-	-	1	4	13	15	47	26	106
Abduction and related offences:											
Abduction and kidnapping		-	-	-	-	-	-	4	1	2	7
Total		-	-	-	-	-	-	4	1	2	7

Robbery, extortion and related offences:												
Robbery	-	-	6	15	57	98	141	201	93	611		
Blackmail and extortion	-	-	-	-	-	-	-	1	-	1		
Total	-	-	6	15	57	98	141	202	93	612		
Unlawful entry with intent/burglary, break and enter												
	1	8	11	34	74	93	137	165	125	648		
Theft and related offences:												
Motor vehicle theft and related offences	-	2	9	23	56	75	127	138	86	516		
Theft (except motor vehicles)	2	10	26	66	135	193	222	252	142	1,048		
Receiving or handling proceeds of crime	1	1	4	12	23	52	72	73	49	287		
Total	3	13	39	101	214	320	421	463	277	1,851		
Deception and related offences:												
Fraud, forgery or false financial instruments	-	-	1	4	4	11	18	24	29	91		
Dishonest conversion	-	-	-	-	-	2	1	3	1	7		
Other deception offences	-	-	-	-	2	1	7	6	1	17		
Total	-	-	1	4	6	14	26	33	31	115		
Illicit drug offences:												
Deal or traffic in illicit drugs	-	-	-	-	3	5	7	18	14	47		
Manufacture or cultivate illicit drugs	-	-	-	-	1	3	1	4	1	10		
Possess and/or use illicit drugs	-	-	1	2	8	18	38	84	36	187		
Other illicit drug offences	-	-	-	-	2	1	4	5	2	14		
Total	-	-	1	2	14	27	50	111	53	258		
Weapons and explosives offences:												
Prohibited weapons/explosives offences	-	-	-	-	-	1	2	6	1	10		
Regulated weapons/explosives offences	-	-	-	1	2	4	5	8	7	27		
Total	-	-	-	1	2	5	7	14	8	37		
Property damage and environmental pollution:												
Property damage	3	5	14	25	43	64	106	154	62	476		
Environmental pollution	-	-	-	-	-	2	-	-	1	3		
Total	3	5	14	25	43	66	106	154	63	479		

Table continues on next page

TABLE 2.4 continued

Sex: Total male and female													
Age (years)													
10	11	12	13	14	15	16	17	18 and over	Total				
No.	No.	No.	No.	No.	No.	No.	No.	No.	No.				
Type of principal offence													
Public order offences:													
-	4	6	17	67	122	184	222	85	707				
-	-	-	-	-	2	6	5	1	14				
-	4	6	17	67	124	190	227	86	721				
Road traffic and motor vehicle regulatory offences:													
-	-	-	3	-	15	19	49	19	105				
-	-	-	2	4	6	17	22	8	59				
-	-	-	2	5	16	36	145	36	240				
-	-	-	-	-	-	-	-	1	1				
-	-	-	7	9	37	72	216	64	405				
Offences against justice procedures, government security and government operations:													
1	2	6	10	40	67	87	120	102	435				
-	-	1	4	15	37	54	106	41	258				
-	-	-	-	2	-	1	1	-	4				
1	2	7	14	57	104	142	227	143	697				
Miscellaneous offences:													
-	-	-	2	8	8	14	13	12	57				
-	-	-	1	4	1	4	11	3	24				
-	-	-	-	-	1	2	3	-	6				
-	-	-	-	-	2	4	1	-	7				
-	-	-	3	12	12	24	28	15	94				
9	40	123	292	729	1,166	1,751	2,476	1,317	7,903				

TABLE 2.4a

PERSONS CHARGED IN CHILDREN'S COURT APPEARANCES FINALISED:
SEX, TYPE OF PRINCIPAL OFFENCE, AGE

		Sex: Male										
		Age (years)										
		10	11	12	13	14	15	16	17	18 and over	Total	
Type of principal offence		No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.
Homicide and related offences:												
Murder		-	-	-	-	-	-	-	1	1	2	
Conspiracies and attempts to murder		-	-	-	-	-	1	1	2	-	4	
Manslaughter and driving causing death		-	-	-	-	-	1	-	-	5	6	
Total		-	-	-	-	-	2	1	3	6	12	
Acts intended to cause injury:												
Assault		1	6	29	45	120	164	290	451	243	1,349	
Other acts intended to cause injury		-	2	-	1	2	1	2	4	1	13	
Total		1	8	29	46	122	165	292	455	244	1,362	
Sexual assault and related offences:												
Sexual assault		-	-	4	4	8	19	22	26	22	105	
Total		-	-	4	4	8	19	22	26	22	105	
Dangerous and negligent acts endangering persons:												
Dangerous or negligent operation of vehicle		-	-	-	-	4	10	15	43	20	92	
Other dangerous or negligent acts endangering persons		-	-	-	1	-	-	-	-	-	1	
Total		-	-	-	1	4	10	15	43	20	93	
Abduction and related offences:												
Abduction and kidnapping		-	-	-	-	-	-	4	1	2	7	
Total		-	-	-	-	-	-	4	1	2	7	

Table continues on next page

TABLE 2.4a continued

		Sex: Male										
		Age (years)										
		10	11	12	13	14	15	16	17	18 and over	Total	
<i>Type of principal offence</i>		No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.
Robbery, extortion and related offences:												
Robbery	-	-	-	6	13	46	80	119	185	84	533	
Blackmail and extortion	-	-	-	-	-	-	-	-	1	-	1	
Total	-	-	-	6	13	46	80	119	186	84	534	
Unlawful entry with intent/burglary, break and enter		1	8	11	29	67	84	125	153	116	594	
Theft and related offences:												
Motor vehicle theft and related offences	-	2	2	9	19	48	64	108	126	74	450	
Theft (except motor vehicles)	2	9	9	22	55	112	152	172	199	108	831	
Receiving or handling proceeds of crime	1	1	1	2	12	19	44	61	63	36	239	
Total	3	12	33	33	86	179	260	341	388	218	1,520	
Deception and related offences:												
Fraud, forgery or false financial instruments	-	-	-	1	2	3	10	17	16	19	68	
Dishonest conversion	-	-	-	-	-	-	1	1	3	1	6	
Other deception offences	-	-	-	-	-	2	1	6	5	1	15	
Total	-	-	-	1	2	5	12	24	24	21	89	
Illicit drug offences:												
Deal or traffic in illicit drugs	-	-	-	-	-	3	2	5	16	11	37	
Manufacture or cultivate illicit drugs	-	-	-	-	-	1	1	1	3	-	6	
Possess and/or use illicit drugs	-	-	-	1	2	8	14	37	71	31	164	
Other illicit drug offences	-	-	-	-	-	1	1	3	3	1	9	
Total	-	-	-	1	2	13	18	46	93	43	216	

Weapons and explosives offences:												
Prohibited weapons/explosives offences	-	-	-	-	-	-	-	1	2	6	1	10
Regulated weapons/explosives offences	-	-	-	-	1	2	2	4	5	8	7	27
Total	-	-	-	-	1	2	2	5	7	14	8	37
Property damage and environmental pollution:												
Property damage	3	5	12	23	38	54	92	134	55	416		
Environmental pollution	-	-	-	-	-	2	-	-	-	-	-	2
Total	3	5	12	23	38	56	92	134	55	418		
Public order offences:												
Disorderly conduct	-	4	4	16	61	99	161	196	71	612		
Regulated public order offences	-	-	-	-	-	2	6	5	1	14		
Total	-	4	4	16	61	101	167	201	72	626		
Road traffic and motor vehicle regulatory offences:												
Driving licence offences	-	-	-	3	-	13	17	44	15	92		
Road vehicle registration and roadworthiness offences	-	-	-	2	4	6	14	19	8	53		
Regulatory driving offences	-	-	-	2	5	14	33	126	32	212		
Pedestrian offences	-	-	-	-	-	-	-	-	1	1		
Total	-	-	-	7	9	33	64	189	56	358		
Offences against justice procedures, government security and government operations:												
Breach of justice order	1	2	5	9	35	51	70	103	86	362		
Other offences against justice procedures	-	-	1	4	13	29	37	81	32	197		
Offences against government operations	-	-	-	-	2	-	1	1	-	4		
Total	1	2	6	13	50	80	108	185	118	563		
Miscellaneous offences:												
Harassment and related offences	-	-	-	1	7	7	13	13	12	53		
Public health and safety offences	-	-	-	1	4	-	4	7	3	19		
Commercial/industry/financial regulations	-	-	-	-	-	-	1	3	-	4		
Other miscellaneous offences	-	-	-	-	-	2	2	-	-	4		
Total	-	-	-	2	11	9	20	23	15	80		
Grand total	9	39	107	245	615	934	1,447	2,118	1,100	6,614		

TABLE 2.4b

PERSONS CHARGED IN CHILDREN'S COURT APPEARANCES FINALISED:
SEX, TYPE OF PRINCIPAL OFFENCE, AGE

Type of principal offence	Sex: Female									
	Age (years)									
	11	12	13	14	15	16	17	18 and over	Total	
	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.
Homicide and related offences:										
Manslaughter and driving causing death	-	-	-	-	-	-	-	1	1	1
Total	-	-	-	-	-	-	-	1	1	1
Acts intended to cause injury:										
Assault	-	5	18	40	67	101	104	58	393	393
Total	-	5	18	40	67	101	104	58	393	393
Dangerous and negligent acts endangering persons:										
Dangerous or negligent operation of vehicle	-	-	-	-	3	-	4	6	13	13
Total	-	-	-	-	3	-	4	6	13	13
Robbery, extortion and related offences:										
Robbery	-	-	2	11	18	22	16	9	78	78
Total	-	-	2	11	18	22	16	9	78	78
Unlawful entry with intent/burglary, break and enter	-	-	5	7	9	12	12	9	54	54
Theft and related offences:										
Motor vehicle theft and related offences	-	-	4	8	11	19	12	12	66	66
Theft (except motor vehicles)	1	4	11	23	41	50	53	34	217	217
Receiving or handling proceeds of crime	-	2	-	4	8	11	10	13	48	48
Total	1	6	15	35	60	80	75	59	331	331
Deception and related offences:										
Fraud, forgery or false financial instruments	-	-	2	1	1	1	8	10	23	23
Dishonest conversion	-	-	-	-	1	-	-	-	1	1
Other deception offences	-	-	-	-	-	1	1	-	2	2
Total	-	-	2	1	2	2	9	10	26	26

Illicit drug offences:										
Deal or traffic in illicit drugs	-	-	-	-	-	3	2	2	3	10
Manufacture or cultivate illicit drugs	-	-	-	-	-	2	-	1	1	4
Possess and/or use illicit drugs	-	-	-	-	-	4	1	13	5	23
Other illicit drug offences	-	-	-	-	1	-	1	2	1	5
Total	-	-	-	-	1	9	4	18	10	42
Property damage and environmental pollution:										
Property damage	-	2	2	5	10	14	20	7	60	
Environmental pollution	-	-	-	-	-	-	-	-	1	1
Total	-	2	2	5	10	14	20	8	61	
Public order offences:										
Disorderly conduct	-	2	1	6	23	23	26	14	95	
Total	-	2	1	6	23	23	26	14	95	
Road traffic and motor vehicle regulatory offences:										
Driving licence offences	-	-	-	-	2	2	5	4	13	
Road vehicle registration and roadworthiness offences	-	-	-	-	-	3	3	-	6	
Regulatory driving offences	-	-	-	-	2	3	19	4	28	
Total	-	-	-	-	4	8	27	8	47	
Offences against justice procedures, government security and government operations:										
Breach of justice order	-	1	1	5	16	17	17	16	73	
Other offences against justice procedures	-	-	-	2	8	17	25	9	61	
Total	-	1	1	7	24	34	42	25	134	
Miscellaneous offences:										
Harassment and related offences	-	-	1	1	1	1	-	-	4	
Public health and safety offences	-	-	-	-	1	-	4	-	5	
Commercial/industry/financial regulations	-	-	-	-	1	1	-	-	2	
Other miscellaneous offences	-	-	-	-	-	2	1	-	3	
Total	-	-	1	1	3	4	5	-	14	
Grand total	1	16	47	114	232	304	358	217	1,289	

TABLE 2.5

PERSONS FOUND GUILTY IN CHILDREN'S COURT APPEARANCES FINALISED*:
TYPE OF PRINCIPAL OFFENCE, PRIOR PROVEN OFFENCES SINCE 1994

	<i>Prior proven offences since 1994</i>							
	<i>No prior proven offences</i>		<i>Prior proven offences not of same type</i>		<i>Prior proven offences of same type without imprisonment</i>		<i>Prior proven offences of same type with imprisonment</i>	
	No.	%	No.	%	No.	%	No.	%
<i>Type of principal offence</i>	No.	%	No.	%	No.	%	No.	%
Homicide and related offences	3	100.0	0	0.0	0	0.0	0	0.0
Acts intended to cause injury	450	47.2	198	20.8	229	24.0	77	8.1
Sexual assault and related offences	33	70.2	12	25.5	2	4.3	0	0.0
Dangerous and negligent acts endangering persons	73	68.9	24	22.6	9	8.5	0	0.0
Abduction and related offences	0	0.0	1	100.0	0	0.0	0	0.0
Robbery, extortion and related offences	254	66.0	76	19.7	34	8.8	21	5.5
Unlawful entry with intent/burglary, break and enter	173	30.1	166	28.9	159	27.7	76	13.2
Theft and related offences	549	39.1	237	16.9	503	35.8	116	8.3
Deception and related offences	53	65.4	22	27.2	5	6.2	1	1.2
Illicit drug offences	112	52.3	74	34.6	25	11.7	3	1.4
Weapons and explosives offences	15	39.5	17	44.7	6	15.8	0	0.0
Property damage and environmental pollution	172	40.2	136	31.8	103	24.1	17	4.0
Public order offences	251	43.7	143	24.9	167	29.1	13	2.3
Road traffic and motor vehicle regulatory offences	236	64.5	69	18.9	56	15.3	5	1.4
Offences against justice procedures, government security and government operations	133	31.4	143	33.7	109	25.7	39	9.2
Miscellaneous offences	47	43.1	46	42.2	12	11.0	4	3.7
Total	2,554	44.7	1,364	23.9	1,419	24.9	372	6.5
							5,709	100.0

* The data in this table are sourced from the Bureau of Crime Statistics and Research's Reoffending Database which is derived from court data (see explanatory notes). As a consequence the totals shown here are slightly different to those presented elsewhere in this section of the report.

NEW SOUTH WALES HIGHER COURTS

Tables

TABLE 3.1

TRIAL AND SENTENCE CASES REGISTERED:
REGISTRY, TYPE OF COMMITTAL

<i>Registry</i>	<i>Type of committal</i>					
	<i>Committed for trial</i>			<i>Committed for sentence</i>		
	<i>No.</i>	<i>%</i>		<i>No.</i>	<i>%</i>	<i>Total</i>
Supreme Court	107	4.7		1	0.1	108
District Court:						
Dubbo	158	6.9		75	5.3	233
Lismore	138	6.0		66	4.7	204
Newcastle	280	12.2		198	14.1	478
Sydney	690	30.1		550	39.1	1,240
Sydney West	709	30.9		375	26.7	1,084
Wagga Wagga	65	2.8		46	3.3	111
Wollongong	149	6.5		96	6.8	245
Total	2,296	100.0		1,407	100.0	3,703

TABLE 3.2

TRIAL AND SENTENCE CASES FINALISED:
REGISTRY, TYPE OF COMMITTAL, METHOD OF FINALISATION

		Method of finalisation									
		Proceeded to trial		Proceeded to sentence only		No charges proceeded with		All charges otherwise disposed of		Total	
		No.	%	No.	%	No.	%	No.	%	No.	%
Registry, Type of committal											
Supreme Court	- committed for trial	49	56.3	29	33.3	5	5.7	4	4.6	87	100.0
	- committed for sentence	-	-	1	100.0	-	-	-	-	1	100.0
District Court	- committed for trial	578	27.5	1,168	55.6	263	12.5	93	4.4	2,102	100.0
	- committed for sentence	-	-	1,289	96.8	4	0.3	39	2.9	1,332	100.0
Dubbo	- committed for trial	46	27	85	49.7	27	15.8	13	7.6	171	100.0
	- committed for sentence	-	-	56	93.3	-	-	4	6.7	60	100.0
Lismore	- committed for trial	56	40.0	74	52.9	4	2.9	6	4.3	140	100.0
	- committed for sentence	-	-	60	98.4	-	-	1	1.6	61	100.0
Newcastle	- committed for trial	73	30.0	133	54.7	27	11.1	10	4.1	243	100.0
	- committed for sentence	-	-	205	97.6	-	-	5	2.4	210	100.0
Sydney	- committed for trial	202	28.9	392	56.1	78	11.2	27	3.9	699	100.0
	- committed for sentence	-	-	478	97.4	1	0.2	12	2.4	491	100.0
Sydney West	- committed for trial	153	23.4	378	57.7	100	15.3	24	3.7	655	100.0
	- committed for sentence	-	-	358	96.2	1	0.3	13	3.5	372	100.0
Wagga Wagga	- committed for trial	10	15.9	42	66.7	10	15.9	1	1.6	63	100.0
	- committed for sentence	-	-	40	97.6	-	-	1	2.4	41	100.0
Wollongong	- committed for trial	38	29.0	64	48.9	17	13.0	12	9.2	131	100.0
	- committed for sentence	-	-	92	94.8	2	2.1	3	3.1	97	100.0
All Registries	- committed for trial	627	28.6	1,197	54.7	268	12.2	97	4.4	2,189	100.0
	- committed for sentence	-	-	1,290	96.8	4	0.3	39	2.9	1,333	100.0
Total		627	17.8	2,487	70.6	272	7.7	136	3.9	3,522	100.0

TABLE 3.3

**TRIAL AND SENTENCE CASES FINALISED AND PERSONS CHARGED:
JURISDICTION, YEAR OF COMMITTAL, TYPE OF COMMITTAL**

Year of committal	Jurisdiction											
	Supreme Court				District Court				Total			
	Type of committal											
	Committed for trial		Committed for sentence		Committed for trial		Committed for sentence		Committed for trial		Committed for sentence	
	Cases finalised	Persons charged	Cases finalised	Persons charged	Cases finalised	Persons charged	Cases finalised	Persons charged	Cases finalised	Persons charged	Cases finalised	Persons charged
1999 or earlier	1	1	0	0	14	15	0	0	15	16	0	0
2000	2	2	0	0	22	24	0	0	24	26	0	0
2001	8	10	0	0	122	130	5	5	130	140	5	5
2002	60	72	0	0	1,104	1,170	404	414	1,164	1,242	404	414
2003	16	18	1	1	840	874	923	937	856	892	924	938
Total	87	103	1	1	2,102	2,213	1,332	1,356	2,189	2,316	1,333	1,357

TABLE 3.4

PERSONS CHARGED AND CHARGES IN TRIAL AND SENTENCE CASES FINALISED:
TYPE OF OFFENCE CHARGED

Type of offence charged		Persons * charged		Charges	
Division / Subdivision / Group		No.	No.		
Homicide and related offences:					
Murder		96		Murder	101
Conspiracies and attempts to murder		4		Conspiracy to murder	4
		49		Attempted murder	52
Manslaughter and driving causing death		38		Manslaughter	39
		73		Driving causing death	86
Total		230			282
Acts intended to cause injury:					
Assault		385		Aggravated assault	448
		481		Non-aggravated assault	587
Other acts intended to cause injury		7		Acts intended to cause injury, other	8
Total		721			1,043
Sexual assault and related offences:					
Sexual assault		465		Aggravated sexual assault	985
		23		Non-aggravated sexual assault	40
Non-assaultive sexual offences		7		Non-assaultive sexual offences against a child	14
		4		Non-assaultive sexual offences, other	4
Total		472			1,043
Sexual offences against children†		243			560
Dangerous and negligent acts endangering persons:					
Dangerous or negligent operation of vehicle		50		Driving under the influence of alcohol or drugs	58
		64		Dangerous or negligent driving	79
Other dangerous or negligent acts endangering persons		2		Other dangerous or negligent acts endangering persons	2
Total		106			139

Table continues on next page

TABLE 3.4 continued

Type of offence charged <i>Division / Subdivision / Group</i>	Persons* charged Charges	
	No.	No.
Abduction and related offences:		
Abduction and kidnapping	127	140
Deprivation of liberty/false imprisonment	15	20
Total	139	160
Robbery, extortion and related offences:		
Robbery	696	924
Non-aggravated robbery	129	148
Blackmail and extortion	4	4
Total	796	1,076
Unlawful entry with intent/burglary, break and enter:		
Unlawful entry with intent/burglary, break and enter	615	811
Theft and related offences:		
Motor vehicle theft and related offences	59	81
Illegal use of motor vehicle	71	77
Theft (except motor vehicles)	42	44
Theft from person (excluding by force)	2	3
Theft from retail premises	90	105
Theft (except motor vehicles), other		
Receiving or handling proceeds of crime	143	185
Total	359	495

Deception and related offences:		
Fraud, forgery or false financial instruments		
Cheque or credit card fraud	3	4
Make, use equipment to make false/illegal financial instrument	43	89
Fraudulent trade practices	1	1
Prescription drug fraud	1	1
Fraud, other	107	203
Counterfeiting currency	1	1
Dishonest conversion	24	46
Bribery		
Bribery involving government officials	2	3
Bribery, other	5	15
Other deception offences	4	5
Total	162	368
Illicit drug offences:		
Import or export illicit drugs		
Import illicit drugs	65	70
Export illicit drugs	5	5
Deal or traffic in illicit drugs		
Deal or traffic in illicit drugs, unknown quantity	466	617
Deal or traffic in illicit drugs, commercial quantity	105	123
Deal or traffic in illicit drugs, non-commercial quantity	96	109
Manufacture or cultivate illicit drugs	76	88
Possess and/or use illicit drugs		
Possess an illicit drug	105	111
Use illicit drug	7	7
Other illicit drug offences	5	5
Total	767	1,135
Weapons and explosives offences:		
Prohibited weapons/explosives offences		
Sell, possess and/or use prohibited weapons/explosives	46	57
Regulated weapons/explosives offences		
Prohibited weapons/explosives offences, other	2	2
Unlawfully obtain or possess regulated weapons/explosives	60	83
Misuse of regulated weapons/explosives	41	51
Deal or traffic regulated weapons/explosives offences	12	17
Total	115	210
Property damage and environmental pollution:		
Property damage		
Property damage by fire or explosion	33	41
Property damage, other	66	69
Total	99	110

Table continues on next page

TABLE 3.4 continued

Type of offence charged <i>Division / Subdivision / Group</i>	Persons* charged		Charges
	No.	No.	
Public order offences:			
Disorderly conduct			
Trespass	6		6
Offensive behaviour	45		46
Criminal intent	37		39
Conspiracy	4		4
Disorderly conduct, other	1		1
Regulated public order offences			
Censorship offences	1		2
Prostitution offences	6		11
Offences against public order sexual standards	4		5
Total	102		114
Road traffic and motor vehicle regulatory offences:			
Driving licence offences			
Driving while licence cancelled or suspended	13		14
Driving without a licence	7		7
Regulatory driving offences			
Registration offences	6		8
Exceeding the prescribed content of alcohol limit	4		4
Exceeding legal speed limit	3		3
Regulatory driving offences, other	11		12
Total	32		48
Offences against justice procedures, government security and government operations:			
Breach of justice order			
Escape custody offences	33		34
Breach of domestic violence order	7		7
Breach of justice order, other	3		4
Other offences against justice procedures			
Subvert the course of justice	45		52
Resist or hinder police officer or justice official	24		25
Offences against justice procedures, other	20		20
Other offences against government operations			
Resist or hinder government official	1		1
Total	129		143

Miscellaneous offences:		
Harassment and related offences		
Harassment and private nuisance	3	3
Threatening behaviour	36	41
Public health and safety offences		
Licit drug offences	2	2
Public health and safety offences, nec	3	3
Commercial/industry/financial regulations		
Commercial/industry/financial regulations	7	9
Other miscellaneous offences		
Environmental regulation offences	2	2
Immigration regulation offences	1	1
Import/export regulations	8	8
Procure or commit illegal abortion	1	1
Miscellaneous offences, nec	1	1
Total	64	71
Grand total	3,673	7,248

* 'Persons charged' counts the number of people charged with the specified offence. A person who is charged with more than one offence within an offence group (for example, a person charged with both theft of a motor vehicle and theft from person) is counted **only once** in the offence division total. Hence the numbers within an offence division do not sum to the offence division total. The grand total is a count of the total number of distinct persons charged in Higher Court appearances. For 'charges', all totals simply sum over the categories.

† Sexual offences against children is not a category within ASOC.

These offences are also counted in the appropriate ASOC categories - sexual assault and non-assaultive sexual offences.

TABLE 3.5

**PERSONS CHARGED IN
TRIAL AND SENTENCE CASES FINALISED:
NUMBER OF OFFENCES CHARGED**

<i>Number of offences charged</i>	<i>Persons charged</i>	
	<i>Number</i>	<i>%</i>
1	1,794	48.8
2	1,024	27.9
3	443	12.1
4	222	6.0
5	93	2.5
6	40	1.1
7	30	0.8
8	8	0.2
9	5	0.1
10 or more	14	0.4

TABLE 3.6

**PERSONS CHARGED IN TRIAL AND SENTENCE CASES FINALISED:
OUTCOME OF CHARGE, JURISDICTION**

<i>Outcome of charge</i>	<i>Jurisdiction</i>					
	<i>Supreme Court</i>		<i>District Court</i>		<i>Total</i>	
	<i>Number</i>	<i>%</i>	<i>Number</i>	<i>%</i>	<i>Number</i>	<i>%</i>
Proceeded to trial:						
Acquitted of all charges	14	13.5	259	7.3	273	7.4
Found guilty of at least one charge	42	40.4	322	9.0	364	9.9
Other*	2	1.9	29	0.8	31	0.8
Proceeded to sentence only	34	32.7	2,530	70.9	2,564	69.8
No charges proceeded with	8	7.7	289	8.1	297	8.1
All charges otherwise disposed of	4	3.8	140	3.9	144	3.9
Total	104	100.0	3,569	100.0	3,673	100.0

* The category 'Proceeded to trial: Other' includes persons who were acquitted of one or more charges at trial but pleaded guilty to at least one other charge.

TABLE 3.7

PERSONS FOUND GUILTY IN TRIAL AND SENTENCE CASES FINALISED:
TYPE OF PRINCIPAL OFFENCE, PENALTY FOR PRINCIPAL OFFENCE

<i>Type of principal offence</i>	<i>Penalty for principal offence</i>													
	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	Total
Homicide and related offences:														
Murder	41	-	-	-	1	-	-	-	-	-	-	-	-	42
Conspiracies and attempts to murder	9	-	-	-	-	-	-	-	-	-	-	-	-	9
Manslaughter and driving causing death	54	-	1	8	5	7	1	2	1	-	-	-	-	79
Total	104	-	1	8	6	7	1	2	1	-	-	-	-	130
Acts intended to cause injury:														
Assault	267	-	7	17	42	21	11	31	9	6	-	1	4	416
Other acts intended to cause injury	2	-	-	-	-	-	-	-	-	-	-	-	-	2
Total	269	-	7	17	42	21	11	31	9	6	-	1	4	418
Sexual assault and related offences:														
Sexual assault	148	-	3	12	22	14	2	15	8	-	-	-	5	229
Non-assaultive sexual offences	4	-	-	-	-	-	-	-	-	-	-	-	-	4
Total	152	-	3	12	22	14	2	15	8	-	-	-	5	233
<i>Sexual offences against children*</i>	73	-	2	7	15	9	1	11	3	-	-	-	5	126
Dangerous and negligent acts endangering persons:														
Dangerous or negligent operation of vehicle	35	3	-	14	1	4	5	-	2	-	-	-	-	64
Other dangerous or negligent acts endangering persons	1	-	-	-	-	-	-	-	-	-	-	-	-	1
Total	36	3	-	14	1	4	5	-	2	-	-	-	-	65

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TABLE 3.7 continued

Penalty for principal offence													
Type of principal offence	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	Total
Abduction and related offences:													
Abduction and kidnapping	30	-	1	-	1	3	-	-	-	-	-	-	35
Deprivation of liberty/false imprisonment	5	-	-	-	-	1	-	-	-	-	-	-	6
Total	35	-	1	-	1	4	-	-	-	-	-	-	41
Robbery, extortion and related offences:													
Robbery	460	-	12	18	55	16	7	17	5	-	-	-	590
Blackmail and extortion	1	-	-	-	-	-	-	-	-	-	-	-	1
Total	461	-	12	18	55	16	7	17	5	-	-	-	591
Unlawful entry with intent/ burglary, break and enter	327	-	-	13	40	6	10	17	6	3	-	-	422
Theft and related offences:													
Motor vehicle theft and related offences	12	-	-	-	3	-	1	2	-	-	-	-	18
Theft (except motor vehicles)	34	-	-	1	6	1	1	3	1	-	1	1	50
Receiving or handling proceeds of crime	26	-	-	4	5	6	1	6	1	-	-	-	49
Total	72	-	-	5	14	7	3	11	2	-	1	1	117
Deception and related offences:													
Fraud, forgery or false financial instruments	62	2	1	7	1	5	4	2	3	-	-	-	87
Dishonest conversion	12	-	-	4	2	-	1	-	-	-	-	-	19
Bribery	1	-	-	3	-	-	-	-	-	-	-	-	4
Other deception offences	-	-	-	-	-	-	-	-	1	-	-	-	1
Total	75	2	1	14	3	5	5	2	4	-	-	-	111

Illicit drug offences:																
Import or export illicit drugs	56	-	-	1	-	-	-	-	-	-	-	-	-	-	-	57
Deal or traffic in illicit drugs	299	3	-	44	72	28	14	22	12	3	1	-	-	-	-	498
Manufacture or cultivate illicit drugs	25	-	-	10	3	4	4	3	2	-	-	-	-	-	1	52
Possess and/or use illicit drugs	20	-	-	-	2	2	1	3	1	-	3	-	-	-	1	33
Other illicit drug offences	-	-	-	-	-	1	-	-	-	-	-	-	-	-	-	1
Total	400	3	-	55	77	35	19	28	15	3	4	-	-	-	2	641
Weapons and explosives offences:																
Prohibited weapons/explosives offences	2	-	-	-	1	-	-	2	-	-	-	-	-	-	-	5
Regulated weapons/explosives offences	24	-	-	3	2	3	-	-	-	2	-	-	-	-	-	34
Total	26	-	-	3	3	3	-	2	-	2	-	-	-	-	-	39
Property damage and environmental pollution:																
Property damage	16	-	-	-	5	2	-	5	-	-	1	1	-	-	-	30
Total	16	-	-	-	5	2	-	5	-	-	1	1	-	-	-	30
Public order offences:																
Disorderly conduct	14	-	-	1	2	1	3	2	4	-	-	-	-	-	-	27
Regulated public order offences	1	-	-	-	-	2	-	1	-	-	-	-	-	-	-	4
Total	15	-	-	1	2	3	3	3	4	-	-	-	-	-	-	31
Road traffic and motor vehicle regulatory offences:																
Road vehicle registration and roadworthiness offences	-	-	-	-	-	-	-	-	-	-	1	-	-	-	-	1
Regulatory driving offences	-	-	-	-	-	-	-	-	-	-	1	-	-	-	-	1
Total	-	-	-	-	-	-	-	-	-	-	2	-	-	-	-	2
Offences against justice procedures, government security and government operations:																
Breach of justice order	14	-	-	-	-	-	1	1	-	-	-	1	-	-	-	17
Other offences against justice procedures	15	-	-	-	6	5	4	8	2	1	-	-	-	-	1	42
Total	29	-	-	-	6	5	5	9	2	1	-	1	-	1	1	59
Miscellaneous offences:																
Harassment and related offences	7	-	-	-	-	1	-	2	1	1	-	-	-	-	-	12
Public health and safety offences	2	-	-	-	-	-	-	-	-	-	-	-	-	-	-	2
Commercial/industry/financial regulations	3	-	-	1	-	-	-	-	-	-	1	-	-	-	1	6
Other miscellaneous offences	6	-	-	-	-	2	-	-	1	-	-	-	-	-	-	9
Total	18	-	-	1	-	3	-	2	2	1	1	-	-	-	1	29
Grand total	2,035	8	25	161	277	135	71	144	60	16	9	4	4	14	14	2,959

† Sexual offences against children is not a category within ASOC. These offences are also counted in the appropriate ASOC category - sexual assault.

TABLE 3.7a

PERSONS FOUND GUILTY OF DRUG OFFENCES IN TRIAL AND SENTENCE CASES FINALISED:
TYPE OF DRUG, PENALTY FOR PRINCIPAL OFFENCE

<i>Type of drug</i>	<i>Penalty for principal offence</i>											
	<i>No.</i>	<i>No.</i>	<i>No.</i>	<i>No.</i>	<i>No.</i>	<i>No.</i>	<i>No.</i>	<i>No.</i>	<i>No.</i>	<i>No.</i>	<i>No.</i>	<i>Total</i>
Opiates:												
Import illicit drugs	31	-	1	-	-	-	-	-	-	-	-	32
Export illicit drugs	1	-	-	-	-	-	-	-	-	-	-	1
Deal or traffic in illicit drugs, unknown quantity	68	-	2	10	4	1	2	1	-	-	-	88
Deal or traffic in illicit drugs, commercial quantity	26	-	1	1	-	-	-	-	-	-	-	28
Deal or traffic in illicit drugs, non-commercial quantity	5	-	-	1	-	1	-	-	-	-	-	7
Possess illicit drugs	5	-	-	-	-	-	-	-	-	-	-	5
Total	136	-	4	12	4	2	2	1	-	-	-	161
Cannabis:												
Deal or traffic in illicit drugs, unknown quantity	20	-	2	-	4	1	1	2	-	-	-	30
Deal or traffic in illicit drugs, commercial quantity	8	-	-	-	-	-	-	-	-	-	-	8
Deal or traffic in illicit drugs, non-commercial quantity	3	-	-	-	-	-	-	-	-	-	-	3
Manufacture or cultivate illicit drugs	12	-	8	1	2	2	2	1	-	-	-	28
Possess illicit drug	-	-	-	2	-	1	-	-	-	-	-	3
Total	43	-	10	3	6	4	3	3	-	-	-	72
Hallucinogens:												
Deal or traffic in illicit drugs, unknown quantity	-	-	-	1	-	-	-	-	-	-	-	1
Possess illicit drug	-	-	-	-	-	-	-	-	-	-	-	1
Total	-	-	-	1	-	-	-	-	-	-	-	2

Amphetamines:																
Import illicit drugs	2	-	-	-	-	-	-	-	-	-	-	-	-	-	-	2
Deal or traffic in illicit drugs, unknown quantity	81	2	25	34	10	2	15	3	1	-	-	-	-	-	-	173
Deal or traffic in illicit drugs, commercial quantity	28	-	1	-	1	-	-	1	-	-	-	-	-	-	-	31
Deal or traffic in illicit drugs, non-commercial quantity	8	-	-	10	2	1	1	-	-	-	-	-	-	-	-	22
Manufacture or cultivate illicit drugs	9	-	2	2	1	1	1	1	-	-	-	-	-	-	1	18
Possess illicit drug	6	-	-	-	1	-	2	1	-	-	-	-	-	-	-	12
Illicit drug offences, other	-	-	-	-	1	-	-	-	-	-	-	-	-	-	-	1
Total	134	2	28	46	16	4	19	6	1	2	2	1	2	1	1	259
Cocaine:																
Import illicit drugs	11	-	-	-	-	-	-	-	-	-	-	-	-	-	-	11
Deal or traffic in illicit drugs, unknown quantity	14	-	5	6	1	1	-	1	-	-	-	-	-	-	-	28
Deal or traffic in illicit drugs, commercial quantity	4	-	-	-	1	-	-	-	-	-	-	-	-	-	-	5
Deal or traffic in illicit drugs, non-commercial quantity	5	-	-	-	-	2	-	-	-	-	-	-	-	-	-	7
Manufacture or cultivate illicit drugs	1	-	-	-	1	-	-	-	-	-	-	-	-	-	-	2
Possess illicit drug	5	-	-	-	1	-	-	-	-	-	-	-	-	-	-	7
Total	40	-	5	6	4	3	-	1	-	1	-	-	1	-	-	60
Ecstasy:																
Import illicit drugs	11	-	-	-	-	-	-	-	-	-	-	-	-	-	-	11
Deal or traffic in illicit drugs, unknown quantity	14	1	7	7	3	5	2	4	2	1	-	-	-	-	-	46
Deal or traffic in illicit drugs, commercial quantity	9	-	1	-	-	-	-	-	-	-	-	-	-	-	-	10
Deal or traffic in illicit drugs, non-commercial quantity	3	-	-	2	2	-	1	-	-	-	-	-	-	-	-	8
Manufacture or cultivate illicit drugs	3	-	-	-	-	-	-	-	-	-	-	-	-	-	-	3
Possess illicit drugs	3	-	-	-	-	-	1	-	-	-	-	-	-	-	-	4
Total	43	1	8	9	5	5	4	4	2	1	-	-	-	-	-	82
Unknown:																
Deal or traffic in illicit drugs, unknown quantity	2	-	-	-	-	-	-	-	-	-	-	-	-	-	-	2
Deal or traffic in illicit drugs, commercial quantity	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1
Manufacture or cultivate illicit drugs	-	-	-	-	-	1	-	-	-	-	-	-	-	-	-	1
Possess illicit drug	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1
Total	4	-	-	-	-	1	-	-	-	-	-	-	-	-	-	5
Grand total	400	3	55	77	35	19	28	15	3	4	4	2	3	4	2	641

TABLE 3.8

AVERAGE PENALTY, PERSONS FOUND GUILTY IN TRIAL AND SENTENCE CASES FINALISED:

TYPE OF PRINCIPAL OFFENCE, PENALTY FOR PRINCIPAL OFFENCE

Penalty for principal offence												
Type of principal offence	Average months	Average months	Home detention	Detention in Juvenile Institution	Average months	Periodic detention	Average months	Suspended sentence	Average hours	Community Service Order	Average months	Average \$
Homicide and related offences:												
Murder	170.1	-	-	-	-	-	24.0	-	-	-	-	-
Conspiracies and attempts to murder	58.4	-	-	-	-	-	-	-	-	-	-	-
Manslaughter and driving causing death	39.3	-	-	21.0	17.4	19.5	19.5	500.0	40.0	40.0	-	-
Total	91.0	-	-	21.0	17.4	19.8	19.8	500.0	40.0	40.0	-	-
Acts intended to cause injury:												
Assault	24.7	-	-	24.1	12.9	17.8	17.8	261.4	22.7	22.7	-	-
Other acts intended to cause injury	70.5	-	-	-	-	-	-	-	-	-	-	-
Total	25.0	-	-	24.1	12.9	17.8	17.8	261.4	22.7	22.7	-	-
Sexual assault and related offences:												
Sexual assault	38.2	-	-	40.0	16.1	18.9	18.9	500.0	26.9	26.9	-	-
Non-assaultive sexual offences	38.0	-	-	-	-	-	-	-	-	-	-	-
Total	38.2	-	-	40.0	16.1	18.9	18.9	500.0	26.9	26.9	-	-
Sexual offences against children†	29.7	-	-	18.0	17.3	19.1	19.1	500.0	27.0	27.0	-	-
Dangerous and negligent acts endangering persons:												
Dangerous or negligent operation of vehicle	15.1	11.0	-	-	15.4	20.4	20.4	372.0	30.0	30.0	-	-
Other dangerous or negligent acts endangering persons	7.0	-	-	-	-	-	-	-	-	-	-	-
Total	14.8	11.0	-	-	15.4	20.4	20.4	372.0	30.0	30.0	-	-

Abduction and related offences:										
Abduction and kidnapping	29.3	-	18.0	-	21.8	-	-	-	-	-
Deprivation of liberty/false imprisonment	42.4	-	-	-	18.0	-	-	-	-	-
Total	31.2	-	18.0	-	21.0	-	-	-	-	-
Robbery, extortion and related offences:										
Robbery	27.9	-	18.4	20.4	21.5	241.4	30.7	-	-	-
Blackmail and extortion	21.0	-	-	-	-	-	-	-	-	-
Total	27.8	-	18.4	20.4	21.5	241.4	30.7	-	-	-
Unlawful entry with intent/burglary, break and enter										
	20.0	-	-	20.5	19.5	315.0	23.5	-	-	-
Theft and related offences:										
Motor vehicle theft and related offences	23.8	-	-	-	23.0	150.0	18.0	-	-	-
Theft (except motor vehicles)	13.6	-	-	8.0	17.1	400.0	18.0	-	-	500
Receiving or handling proceeds of crime	10.6	-	-	14.3	17.7	300.0	25.7	-	-	-
Total	14.3	-	-	13.0	18.3	283.3	22.2	-	-	500
Deception and related offences:										
Fraud, forgery or false financial instruments	21.2	7.0	8.0	11.3	20.7	275.0	31.2	-	-	-
Dishonest conversion	17.8	-	-	21.0	24.0	400.0	-	-	-	-
Bribery	12.0	-	-	27.3	-	-	-	-	-	-
Other deception offences	-	-	-	-	-	-	36.0	-	-	-
Total	20.5	7.0	8.0	17.5	21.5	300.0	32.0	-	-	-
Illicit drug offences:										
Import or export illicit drugs	82.7	-	-	18.0	-	-	-	-	-	-
Deal or traffic in illicit drugs	24.8	11.0	-	13.9	18.0	301.8	26.0	-	-	300
Manufacture or cultivate illicit drugs	20.6	-	-	16.6	18.4	457.5	26.4	-	-	-
Possess and/or use illicit drugs	40.4	-	-	-	14.8	350.0	25.5	-	-	783
Other illicit drug offences	-	-	-	-	6.0	-	-	-	-	-
Total	33.5	11.0	-	14.5	17.8	337.1	26.0	-	-	663
Weapons and explosives offences:										
Prohibited weapons/explosives offences	21.5	-	-	-	15.0	-	30.0	-	-	-
Regulated weapons/explosives offences	25.6	-	-	26.0	21.6	-	24.0	-	-	-
Total	25.3	-	-	26.0	20.5	-	27.0	-	-	-
Property damage and environmental pollution:										
Property damage	19.0	-	-	-	20.7	-	28.8	-	-	600
Total	19.0	-	-	-	20.7	-	28.8	-	-	600

Table continues on next page

TABLE 3.8 continued

Penalty for principal offence														
Type of principal offence	Imprisonment †		Home detention		Detention in juvenile institution		Periodic detention		Suspended sentence		Community Service Order		Fine	
	Average months	Average months	Average months	Average months	Average months	Average months	Average months	Average months	Average hours	Average months	Average months	Average \$		
Public order offences:														
Disorderly conduct	14.4	-	-	-	-	6.0	-	16.0	333.3	32.0	-	-	-	-
Regulated public order offences	9.0	-	-	-	-	-	-	24.0	-	24.0	-	-	-	-
Total	14.1	-	-	-	-	6.0	-	19.2	333.3	30.9	-	-	-	-
Road traffic and motor vehicle regulatory offences:														
Road vehicle registration and roadworthiness offences	-	-	-	-	-	-	-	-	-	-	-	-	500	-
Regulatory driving offences	-	-	-	-	-	-	-	-	-	-	-	-	1,500	-
Total	-	-	-	-	-	-	-	-	-	-	-	-	1,000	-
Offences against justice procedures, government security and government operations:														
Breach of justice order	7.7	-	-	-	-	-	-	-	250.0	24.0	-	-	-	-
Other offences against justice procedures	12.2	-	-	-	-	-	-	20.2	300.0	24.5	-	-	-	-
Total	10.0	-	-	-	-	-	-	20.2	290.0	24.5	-	-	-	-
Miscellaneous offences:														
Harassment and related offences	8.6	-	-	-	-	-	-	24.0	-	25.5	-	-	-	-
Public health and safety offences	20.0	-	-	-	-	-	-	-	-	-	-	-	-	-
Commercial/industry/financial regulations	12.0	-	-	-	-	18.0	-	-	-	-	-	-	8,000	-
Other miscellaneous offences	27.3	-	-	-	-	-	-	12.0	-	24.0	-	-	-	-
Total	16.7	-	-	-	-	18.0	-	16.0	-	25.2	-	-	8,000	-
Grand total	29.8	10.0	22.3	16.2	19.1	313.8	25.9	1,528						

* Excludes three persons receiving sentences of 'life imprisonment', two for murder and one for deal or traffic in illicit drugs, commercial quantity.

† Sexual offences against children is not a category within ASOC. These offences are also counted in the appropriate ASOC category - sexual assault.

TABLE 3.9

PERSONS FOUND GUILTY IN TRIAL AND SENTENCE CASES FINALISED AND AVERAGE AGE:
SEX, TYPE OF PRINCIPAL OFFENCE, AGE

Sex: Total male and female													
Age (years)													
Under 18	18	19	20-24	25-29	30-39	40-49	50-59	60-65	Over 65	Unknown	Total	Average age	
Type of principal offence													
Homicide and related offences:													
Murder	-	1	1	13	6	12	6	3	-	-	-	42	32.1
Conspiracies and attempts to murder	-	-	-	2	-	1	4	2	-	-	-	9	41.7
Manslaughter and driving causing death	-	3	5	21	17	17	13	3	-	-	-	79	30.4
Total	-	4	6	36	23	30	23	8	-	-	-	130	31.7
Acts intended to cause injury:													
Assault	19	29	41	72	64	120	55	11	1	1	3	416	29.9
Other acts intended to cause injury	-	-	-	-	2	-	-	-	-	-	-	2	28.9
Total	19	29	41	72	66	120	55	11	1	1	3	418	29.9
Sexual assault and related offences:													
Sexual assault	12	9	7	18	24	42	51	46	10	10	-	229	39.9
Non-assaultive sexual offences	-	-	-	2	-	1	-	1	-	-	-	4	35.5
Total	12	9	7	20	24	43	51	47	10	10	-	233	39.8
Sexual offences against children†	9	3	5	3	11	21	29	30	7	8	-	126	42.5
Dangerous and negligent acts endangering persons:													
Dangerous or negligent operation of vehicle	2	-	6	15	12	16	7	4	2	-	-	64	31.9
Dangerous or negligent acts endangering persons	-	-	-	-	-	1	-	-	-	-	-	1	37.5
Total	2	-	6	15	12	17	7	4	2	-	-	65	32.0

Illicit drug offences:													
Import or export illicit drugs	-	-	-	7	6	18	16	8	2	-	-	57	39.3
Deal or traffic in illicit drugs	-	5	19	119	100	148	77	25	1	1	3	498	32.1
Manufacture or cultivate illicit drugs	-	1	-	3	3	19	14	8	-	4	-	52	41.0
Possess and/or use illicit drugs	-	-	2	8	9	11	1	1	-	-	1	33	29.5
Other illicit drug offences	-	-	-	-	-	-	1	-	-	-	-	1	41.0
Total	-	6	21	137	118	196	109	42	3	5	4	641	33.4
Weapons and explosives offences:													
Prohibited weapons/explosives offences	-	-	-	1	-	3	-	1	-	-	-	5	34.7
Regulated weapons/explosives offences	-	-	2	8	5	7	4	4	3	1	-	34	36.7
Total	-	-	2	9	5	10	4	5	3	1	-	39	36.5
Property damage and environmental pollution:													
Property damage	-	1	3	7	6	9	1	3	-	-	-	30	30.3
Total	-	1	3	7	6	9	1	3	-	-	-	30	30.3
Public order offences:													
Disorderly conduct	1	1	3	5	6	8	3	-	-	-	-	27	28.0
Regulated public order offences	-	-	-	-	-	-	3	1	-	-	-	4	46.9
Total	1	1	3	5	6	8	6	1	-	-	-	31	30.4
Road traffic and motor vehicle regulatory offences:													
Road vehicle registration and roadworthiness	-	-	-	-	-	1	-	-	-	-	-	1	35.0
Regulatory driving offences	-	-	-	1	-	-	-	-	-	-	-	1	21.1
Total	-	-	-	1	-	1	-	-	-	-	-	2	28.1
Offences against justice procedures, government security and government operations:													
Breach of justice order	-	-	-	1	5	6	3	2	-	-	-	17	34.8
Other offences against justice procedures	-	2	1	13	6	13	5	2	-	-	-	42	30.7
Total	-	2	1	14	11	19	8	4	-	-	-	59	31.9
Miscellaneous offences:													
Harassment and related offences	-	1	-	2	1	7	1	-	-	-	-	12	32.4
Public health and safety offences	-	1	-	1	-	-	-	-	-	-	-	2	20.6
Commercial/industry/financial regulations	-	-	-	-	1	1	2	-	-	-	2	6	38.6
Other miscellaneous offences	-	-	-	2	2	3	2	-	-	-	-	9	32.1
Total	-	2	-	5	4	11	5	-	-	-	2	29	32.4
Grand total	73	181	193	676	522	732	369	156	24	22	11	2,959	30.8

† Sexual offences against children is not a category within ASOC. These offences are also counted in the appropriate ASOC category - sexual assault.

TABLE 3.9a

PERSONS FOUND GUILTY IN TRIAL AND SENTENCE CASES FINALISED AND AVERAGE AGE:
SEX, TYPE OF PRINCIPAL OFFENCE, AGE

Sex: Male												
Age (years)												
Under 18	18	19	20-24	25-29	30-39	40-49	50-59	60-65	Over 65	Unknown	Total	Average age
No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	Years
Type of principal offence												
Homicide and related offences:												
Murder	-	1	1	13	5	10	6	2	-	-	38	31.5
Conspiracies and attempts to murder	-	-	1	-	1	3	2	2	-	-	7	44.8
Manslaughter and driving causing death	-	3	4	18	16	13	10	3	-	-	67	30.3
Total	-	4	5	32	21	24	19	7	-	-	112	31.6
Acts intended to cause injury:												
Assault	19	29	38	67	60	107	51	10	1	1	2	29.7
Other acts intended to cause injury	-	-	-	-	2	-	-	-	-	-	2	28.9
Total	19	29	38	67	62	107	51	10	1	1	2	29.6
Sexual assault and related offences:												
Sexual assault	12	9	7	18	23	41	50	45	10	10	-	39.9
Non-assaultive sexual offences	-	-	-	2	-	1	-	1	-	-	4	35.5
Total	12	9	7	20	23	42	50	46	10	10	-	39.8
Sexual offences against children†	9	3	5	3	10	20	29	29	7	8	-	42.6
Dangerous and negligent acts endangering persons:												
Dangerous or negligent operation of vehicle	2	-	6	12	8	14	7	4	2	-	-	32.5
Other dangerous or negligent acts endangering persons	-	-	-	-	-	1	-	-	-	-	1	37.5
Total	2	-	6	12	8	15	7	4	2	-	-	32.6

Abduction and related offences:														
Abduction and kidnapping	4	3	-	6	9	7	3	1	-	-	-	-	33	27.8
Deprivation of liberty/false imprisonment	-	-	-	3	2	1	-	-	-	-	-	-	6	25.8
Total	4	3	-	9	11	8	3	1	-	-	-	-	39	27.5
Robbery, extortion and related offences:														
Robbery	30	85	65	176	85	68	29	3	-	-	-	1	542	24.6
Blackmail and extortion	-	-	-	-	-	1	-	-	-	-	-	-	1	30.3
Total	30	85	65	176	85	69	29	3	-	-	-	1	543	24.6
Unlawful entry with intent/burglary, break and enter														
	3	24	25	101	90	116	29	2	2	-	-	-	392	28.5
Theft and related offences:														
Motor vehicle theft and related offences	-	2	-	6	2	4	1	-	-	-	-	-	15	26.4
Theft (except motor vehicles)	-	4	3	14	12	7	3	2	1	-	-	-	46	28.1
Receiving or handling proceeds of crime	-	2	3	8	15	11	4	-	1	-	-	-	44	29.4
Total	-	8	6	28	29	22	8	2	2	-	-	-	105	28.4
Deception and related offences:														
Fraud, forgery or false financial instruments	1	-	-	5	6	13	13	15	1	3	-	-	57	42.6
Dishonest conversion	-	1	-	-	2	7	3	-	-	-	1	-	14	34.7
Bribery	-	-	-	-	1	-	3	-	-	-	-	-	4	42.4
Other deception offences	-	-	-	-	-	1	-	-	-	-	-	-	1	33.2
Total	1	1	-	5	9	21	19	15	1	3	1	-	76	41.1
Illicit drug offences:														
Import or export illicit drugs	-	-	-	6	6	17	14	6	2	-	-	-	51	38.8
Deal or traffic in illicit drugs	-	5	17	101	84	125	60	24	1	1	3	-	421	32.1
Manufacture or cultivate illicit drugs	-	-	-	3	3	16	13	8	-	4	-	-	47	42.0
Possess and/or use illicit drugs	-	-	2	7	9	10	-	1	-	-	1	-	30	29.2
Total	-	5	19	117	102	168	87	39	3	5	4	-	549	33.5
Weapons and explosives offences:														
Prohibited weapons/explosives offences	-	-	-	1	-	3	-	1	-	-	-	-	5	34.7
Regulated weapons/explosives offences	-	-	2	8	5	7	4	4	3	1	-	-	34	36.7
Total	-	-	2	9	5	10	4	5	3	1	-	-	39	36.5
Property damage and environmental pollution:														
Property damage	-	1	3	7	6	9	1	3	-	-	-	-	30	30.3
Total	-	1	3	7	6	9	1	3	-	-	-	-	30	30.3

Table continues on next page

TABLE 3.9a continued

Sex: Male												
Age (years)												
Under 18	18	19	20-24	25-29	30-39	40-49	50-59	60-65	Over 65	Unknown	Total	Average age
No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	Years
Type of principal offence												
Public order offences:												
Disorderly conduct	1	1	3	4	5	6	3	-	-	-	23	28.0
Regulated public order offences	-	-	-	-	-	-	2	1	-	-	3	47.4
Total	1	1	3	4	5	6	5	1	-	-	26	30.2
Road traffic and motor vehicle regulatory offences:												
Road vehicle registration	-	-	-	-	-	1	-	-	-	-	1	35.0
and roadworthiness offences	-	-	-	1	-	-	-	-	-	-	1	21.1
Regulatory driving offences	-	-	-	1	-	1	-	-	-	-	2	28.1
Total	-	-	-	1	-	1	-	-	-	-	2	
Offences against justice procedures, government security and government operations:												
Breach of justice order	-	-	-	1	4	6	3	2	-	-	16	35.3
Other offences against justice procedures	-	2	-	11	2	10	4	1	-	-	30	30.4
Total	-	2	-	12	6	16	7	3	-	-	46	32.1
Miscellaneous offences:												
Harassment and related offences	-	1	-	2	1	6	1	-	-	-	11	31.9
Public health and safety offences	-	1	-	1	-	-	-	-	-	-	2	20.6
Commercial/industry/financial regulations	-	-	-	-	1	1	2	-	-	2	6	38.6
Other miscellaneous offences	-	-	-	2	2	3	2	-	-	-	9	32.1
Total	-	2	-	5	4	10	5	-	-	2	28	32.1
Grand total	72	174	179	605	466	644	324	141	24	10	2,659	30.7

† Sexual offences against children is not a category within ASOC. These offences are also counted in the appropriate ASOC category - sexual assault.

TABLE 3.9b

PERSONS FOUND GUILTY IN TRIAL AND SENTENCE CASES FINALISED AND AVERAGE AGE:
SEX, TYPE OF PRINCIPAL OFFENCE, AGE

Sex: Female																					
Age (years)																					
Type of principal offence	Under 18																		Average age		
	No.	18	No.	19	No.	20-24	No.	25-29	No.	30-39	No.	40-49	No.	50-59	No.	60-65	No.	Over 65	Unknown	Total	
Homicide and related offences:																					
Murder	-	-	-	-	-	-	1	2	-	-	1	-	-	-	-	-	-	-	-	4	37.7
Conspiracies and attempts to murder	-	-	-	-	1	3	1	4	3	-	-	-	-	-	-	-	-	-	-	2	31.0
Manslaughter and driving causing death	-	-	1	1	3	4	2	6	4	-	-	-	-	1	-	-	-	-	-	12	31.0
Total	-	-	1	1	4	4	2	6	4	-	-	-	-	1	-	-	-	-	-	18	32.5
Acts intended to cause injury:																					
Assault	-	-	3	3	5	5	4	4	13	4	4	1	1	-	-	-	-	-	1	31	32.6
Total	-	-	3	3	5	5	4	4	13	4	4	1	1	-	-	-	-	-	1	31	32.6
Sexual assault and related offences:																					
Sexual assault	-	-	-	-	-	-	1	1	1	1	1	1	-	1	-	-	-	-	-	4	39.6
Total	-	-	-	-	-	-	1	1	1	1	1	1	-	1	-	-	-	-	-	4	39.6
Sexual offences against children†	-	-	-	-	-	-	1	1	1	1	-	-	-	1	-	-	-	-	-	3	38.9
Dangerous and negligent acts endangering persons:																					
Dangerous or negligent operation of vehicle	-	-	-	-	3	3	4	2	2	-	-	-	-	-	-	-	-	-	-	9	27.9
Total	-	-	-	-	3	3	4	4	2	2	-	-	-	-	-	-	-	-	-	9	27.9
Abduction and related offences:																					
Abduction and kidnapping	-	-	-	-	-	-	1	1	1	1	-	-	-	-	-	-	-	-	-	2	29.6
Total	-	-	-	-	-	-	1	1	1	1	-	-	-	-	-	-	-	-	-	2	29.6
Robbery, extortion and related offences:																					
Robbery	1	6	3	3	15	7	7	13	7	13	3	3	-	-	-	-	-	-	-	48	26.8
Total	1	6	3	3	15	7	7	13	7	13	3	3	-	-	-	-	-	-	-	48	26.8
Unlawful entry with intent/burglary, break and enter																					
	-	-	2	2	11	5	9	9	1	1	2	-	-	-	-	-	-	-	-	30	30.3

Table continues on next page

[†] Sexual offences against children is not a category within ASOC. These offences are also counted in the appropriate ASOC category - sexual assault.

TABLE 3.11a

PERSONS CHARGED IN TRIAL AND SENTENCE CASES FINALISED AND COURT DELAY:
REGISTRY, OUTCOME OF CHARGE, BAIL STATUS

Registry: Supreme Court													
Bail status													
On bail													
In gaol/shelter													
Total													
	On bail				In gaol/shelter				Total				
	Persons charged	Arrest to committed	Committed to outcome	Outcome to sentence	Persons charged	Arrest to committed	Committed to outcome	Outcome to sentence	Persons charged	Arrest to committed	Committed to outcome	Outcome to sentence	
Outcome of charge	No.	Median delay (days)	Median delay (days)	Median delay (days)	No.	Median delay (days)	Median delay (days)	Median delay (days)	No.	Median delay (days)	Median delay (days)	Median delay (days)	
Proceeded to trial: Acquitted of all charges Found guilty of at least one charge Other*	17	329.0	362.0	86.0	41	304.0	286.0	94.5	58	304.0	292.0	88.0	
	7	233.0	378.0	-	7	170.0	297.0	-	14	230.0	351.0	-	
	10	344.0	331.0	86.0	32	322.0	278.0	83.5	42	323.0	289.0	86.0	
	-	-	-	-	2	166.5	408.5	119.5	2	167.0	408.5	119.5	
Proceeded to sentence only	7	302.0	200.0	44.0	27	244.0	263.0	30.0	34	278.0	259.0	39.5	
No charges proceeded with	3	654.0	50.0	-	5	300.0	218.0	-	8	332.0	218.0	-	
All charges otherwise disposed of	-	-	-	-	4	167.0	254.0	-	4	167.0	254.0	-	

* The category 'Proceeded to trial: Other' includes persons who were acquitted of one or more charges at trial but pleaded guilty to at least one other charge.

TABLE 3.11b

PERSONS CHARGED IN TRIAL AND SENTENCE CASES FINALISED AND COURT DELAY:
REGISTRY, OUTCOME OF CHARGE, BAIL STATUS

- a Total includes 6 people for whom bail status was unknown.
 b Total includes 4 people for whom bail status was unknown.
 c Total includes 2 people for whom bail status was unknown.
 d Total includes 8 people for whom bail status was unknown.
 e Total includes 1 person for whom bail status was unknown.

All District Court Registries												
Bail status												
On bail				In gaol/shelter				Total				
Court delay				Court delay				Court delay				
Persons charged	Arrest to court	Committed to outcome	Outcome to sentence	Persons charged	Arrest to court	Committed to outcome	Outcome to sentence	Persons charged	Arrest to court	Committed to outcome	Outcome to sentence	
No.	Median delay (days)	No.	Median delay (days)	No.	Median delay (days)	No.	Median delay (days)	No.	Median delay (days)	No.	Median delay (days)	
Proceeded to trial: Acquitted of all charges Found guilty of at least one charge Other*	401	196.5	214.0	64.5	203	147.0	190.0	78.0	610 ^a	182.0	210.0	69.0
	183	189.0	190.0	-	72	132.0	167.5	-	259 ^b	178.0	183.0	-
	195	203.0	246.0	65.0	125	160.0	221.0	80.0	322 ^c	182.0	244.5	71.0
	23	202.0	231.0	4.0	6	153.5	260.0	24.5	29	202.0	234.0	4.0
Proceeded to sentence only	1,216	168.0	138.0	0.0	1,306	114.0	106.0	0.0	2,530 ^d	140.0	120.0	0.0
No charges proceeded with	226	184.0	174.5	-	63	144.0	150.0	-	289	172.0	169.0	-
All charges otherwise disposed of	103	154.0	158.0	-	36	111.0	168.0	-	140 ^e	152.0	161.0	-

* The category 'Proceeded to trial: Other' includes persons who were acquitted of one or more charges at trial but pleaded guilty to at least one other charge.

TABLE 3.11C

**PERSONS CHARGED IN TRIAL AND SENTENCE CASES FINALISED AND COURT DELAY:
REGISTRY, OUTCOME OF CHARGE, BAIL STATUS**

a Total includes 1 person for whom bail status was unknown.

[illegible]

* The category 'Proceeded to trial: Other' includes persons who were acquitted of one or more charges at trial but pleaded guilty to at least one other charge.

TABLE 3.11d

PERSONS CHARGED IN TRIAL AND SENTENCE CASES FINALISED AND COURT DELAY:

REGISTRY, OUTCOME OF CHARGE, BAIL STATUS

a Total includes 1 person for whom bail status was unknown.

District Court Registry: Lismore												
Bail status												
On bail				In gaol/shelter				Total				
Court delay				Court delay				Court delay				
Persons charged	Arrest to committed	Committed to outcome	Outcome to sentence	Persons charged	Arrest to committed	Committed to outcome	Outcome to sentence	Persons charged	Arrest to committed	Committed to outcome	Outcome to sentence	
No.	Median delay (days)	Median delay (days)	Median delay (days)	No.	Median delay (days)	Median delay (days)	Median delay (days)	No.	Median delay (days)	Median delay (days)	Median delay (days)	
Proceeded to trial: Acquitted of all charges Found guilty of at least one charge Other*	41	174.0	266.0	14.0	15	114.0	225.0	20.0	56	162.0	247.0	14.0
	18	184.5	197.5	-	5	114.0	119.0	-	23	140.0	189.0	-
	20	199.0	299.0	25.5	9	93.0	225.0	39.0	29	174.0	281.0	31.0
	3	136.0	171.0	0.0	1	265.0	274.0	0.0	4	139.0	187.5	0.0
Proceeded to sentence only	88	181.0	118.0	0.0	50	90.0	67.5	12.5	139 ^a	146.0	105.0	3.0
No charges proceeded with	5	70.0	425.0	-	-	-	-	-	5	70.0	425.0	-
All charges otherwise disposed of	7	178.5	97.0	-	-	-	-	-	7	179.0	97.0	-

* The category 'Proceeded to trial: Other' includes persons who were acquitted of one or more charges at trial but pleaded guilty to at least one other charge.

TABLE 3.11e

PERSONS CHARGED IN TRIAL AND SENTENCE CASES FINALISED AND COURT DELAY:

REGISTRY, OUTCOME OF CHARGE, BAIL STATUS

a Total includes 1 person for whom bail status was unknown.
 b Total includes 1 person for whom bail status was unknown.
 c Total includes 6 people for whom bail status was unknown.

District Court Registry: Newcastle												
Bail status												
On bail												
In gaol/shelter												
Total												
Outcome of charge	On bail			In gaol/shelter			Total			Court delay		
	Persons charged	Arrest to outcome	Commit to outcome	Persons charged	Arrest to outcome	Commit to outcome	Persons charged	Arrest to outcome	Commit to outcome	Persons charged	Arrest to outcome	Commit to outcome
	No.	Median delay (days)	Outcome to sentence	No.	Median delay (days)	Outcome to sentence	No.	Median delay (days)	Outcome to sentence	No.	Median delay (days)	Outcome to sentence
Proceeded to trial:	56	166.5	206.0	65.5	19	97.0	149.0	81.0	76 ^a	134.0	192.0	68.0
	28	166.0	192.0	-	9	92.0	188.0	-	38 ^b	137.0	192.0	-
	23	134.0	215.0	66.0	10	98.0	124.0	81.0	33	126.0	153.0	70.0
	5	186.0	209.0	0.0	-	-	-	-	5	186.0	209.0	0.0
Proceeded to sentence only	188	125.0	135.0	0.0	163	84.0	89.0	0.0	357 ^c	105.0	113.0	0.0
No charges proceeded with	30	148.0	195.5	-	-	-	-	-	30	148.0	195.5	-
All charges otherwise disposed of	10	152.5	304.5	-	5	154.0	304.0	-	15	154.0	304.0	-

* The category 'Proceeded to trial: Other' includes persons who were acquitted of one or more charges at trial but pleaded guilty to at least one other charge.

TABLE 3.11f

PERSONS CHARGED IN TRIAL AND SENTENCE CASES FINALISED AND COURT DELAY: ^a Total includes 4 people for whom bail status was unknown.
 REGISTRY, OUTCOME OF CHARGE, BAIL STATUS ^b Total includes 2 people for whom bail status was unknown.
^c Total includes 2 people for whom bail status was unknown.

District Court Registry: Sydney												
Bail status												
On bail				In gaol/shelter				Total				
Court delay				Court delay				Court delay				
Persons charged	Arrest to committed	Committed to outcome	Outcome to sentence	Persons charged	Arrest to committed	Committed to outcome	Outcome to sentence	Persons charged	Arrest to committed	Committed to outcome	Outcome to sentence	
No.	Median delay (days)	No.	Median delay (days)	No.	Median delay (days)	No.	Median delay (days)	No.	Median delay (days)	No.	Median delay (days)	
Proceeded to trial: Acquitted of all charges Found guilty of at least one charge Other*	131	216.0	228.0	73.0	94	152.5	198.0	96.0	229 ^a	197.0	218.0	85.0
	50	169.0	151.5	-	35	160.0	169.0	-	87 ^b	169.0	164.0	-
	73	257.5	252.0	83.0	58	151.0	232.0	92.0	133 ^c	207.0	252.0	85.0
	8	268.5	462.0	35.0	1	97.0	518.0	315.0	9	223.0	462.0	63.0
Proceeded to sentence only	401	187.0	130.0	0.0	499	130.0	105.0	0.0	900	157.0	114.5	0.0
No charges proceeded with	64	194.0	168.0	-	25	136.0	117.0	-	89	167.0	165.0	-
All charges otherwise disposed of	35	154.0	146.0	-	8	135.0	135.5	-	43	154.0	144.0	-

* The category 'Proceeded to trial: Other' includes persons who were acquitted of one or more charges at trial but pleaded guilty to at least one other charge.

TABLE 3.11g

**PERSONS CHARGED IN TRIAL AND SENTENCE CASES FINALISED AND COURT DELAY:
REGISTRY, OUTCOME OF CHARGE, BAIL STATUS**

^a Total includes 1 person for whom bail status was unknown.

District Court Registry: Sydney West												
Bail status												
On bail				In gaol/shelter				Total				
Court delay				Court delay				Court delay				
Persons charged	Arrest to court	Arrest to outcome	Outcome to sentence	Persons charged	Arrest to court	Arrest to outcome	Outcome to sentence	Persons charged	Arrest to court	Arrest to outcome	Outcome to sentence	Outcome to sentence
No.	Median delay (days)	Median delay (days)	Median delay (days)	No.	Median delay (days)	Median delay (days)	Median delay (days)	No.	Median delay (days)	Median delay (days)	Median delay (days)	Median delay (days)
Proceeded to trial: Acquitted of all charges Found guilty of at least one charge Other*	107	218.0	210.0	78.0	47	218.0	198.0	69.0	154	218.0	204.0	77.5
	54	208.5	204.0	-	14	170.5	159.0	-	68	202.0	198.0	-
	46	221.0	210.5	77.5	32	230.0	237.5	74.5	78	226.0	216.5	77.5
	7	291.0	183.0	80.0	1	421.0	246.0	50.0	8	329.0	214.5	65.0
Proceeded to sentence only	340	184.0	158.5	31.5	402	125.0	124.0	0.0	743 ^a	154.0	138.0	3.0
No charges proceeded with	74	190.0	192.5	-	29	173.5	182.0	-	103	185.0	192.0	-
All charges otherwise disposed of	23	231.0	152.0	-	14	111.0	170.5	-	37	175.0	168.0	-

* The category 'Proceeded to trial: Other' includes persons who were acquitted of one or more charges at trial but pleaded guilty to at least one other charge.

TABLE 3.11h

PERSONS CHARGED IN TRIAL AND SENTENCE CASES FINALISED AND COURT DELAY:
REGISTRY, OUTCOME OF CHARGE, BAIL STATUS

District Court Registry: Wagga Wagga												
Bail status												
On bail				In gaol/shelter				Total				
Court delay				Court delay				Court delay				
Persons charged	Arrest to committed	Committed to outcome	Outcome to sentence	Persons charged	Arrest to committed	Committed to outcome	Outcome to sentence	Persons charged	Arrest to committed	Committed to outcome	Outcome to sentence	
No.	Median delay (days)	No.	Median delay (days)	No.	Median delay (days)	No.	Median delay (days)	No.	Median delay (days)	No.	Median delay (days)	
Proceeded to trial: Acquitted of all charges Found guilty of at least one charge Other*	9	263.0	152.0	93.0	1	569.0	203.0	0.0	10	263.0	167.5	9.0
	7	263.0	131.0	-	-	-	-	-	7	263.0	131.0	-
	2	268.0	308.0	93.0	1	569.0	203.0	0.0	3	379.0	203.0	9.0
	-	-	-	-	-	-	-	-	-	-	-	-
Proceeded to sentence only	56	142.0	104.5	2.0	30	100.0	56.5	0.0	86	121.0	95.0	1.0
No charges proceeded with	10	160.0	107.5	-	-	-	-	-	10	160.0	107.5	-
All charges otherwise disposed of	2	101.0	134.0	-	1	143.0	106.0	-	3	107.0	126.0	-

* The category 'Proceeded to trial: Other' includes persons who were acquitted of one or more charges at trial but pleaded guilty to at least one other charge.

TABLE 3.11i

**PERSONS CHARGED IN TRIAL AND SENTENCE CASES FINALISED AND COURT DELAY:
REGISTRY, OUTCOME OF CHARGE, BAIL STATUS**

^a Total includes 1 person for whom bail status was unknown.
^b Total includes 1 person for whom bail status was unknown.

District Court Registry: Wollongong												
Bail status												
Total												
On bail				In gaol/shelter				Total				
Persons charged	Court delay			Persons charged	Court delay			Persons charged	Court delay			Outcome to sentence
	Arrest to court	Arrest to outcome	Arrest to sentence		Arrest to court	Arrest to outcome	Arrest to sentence		Arrest to court	Arrest to outcome	Arrest to sentence	
Outcome of charge	No.	Median delay (days)	No.	No.	Median delay (days)	No.	Median delay (days)	No.	Median delay (days)	No.	Median delay (days)	Median delay (days)
Proceeded to trial:	26	137.0	242.0	65.0	11	110.0	274.0	86.0	38 ^a	123.0	242.0	72.5
Acquitted of all charges	9	137.0	240.0	-	6	97.0	197.5	-	16 ^b	134.0	197.5	-
Found guilty of at least one charge	17	140.0	244.0	65.0	4	111.0	339.5	116.5	21	122.0	259.0	80.0
Other*	-	-	-	-	1	39.0	87.0	4.0	1	39.0	87.0	4.0
Proceeded to sentence only	75	111.0	160.0	0.0	83	85.0	113.0	0.0	158	97.0	140.5	0.0
No charges proceeded with	20	189.0	255.5	-	2	48.5	182.0	-	22	171.0	227.5	-
All charges otherwise disposed of	11	121.0	481.0	-	6	94.0	218.5	-	17	112.0	276.0	-

* The category 'Proceeded to trial: Other' includes persons who were acquitted of one or more charges at trial but pleaded guilty to at least one other charge.

TABLE 3.12**PERSONS FOUND GUILTY IN HIGHER COURT APPEARANCES FINALISED*:**

TYPE OF PRINCIPAL OFFENCE, PRIOR PROVEN OFFENCES SINCE 1994

<i>Type of principal offence</i>	<i>Prior proven offences since 1994</i>									
	<i>No prior proven offences</i>		<i>Prior proven offences not of same type</i>		<i>Prior proven offences of same type without imprisonment</i>		<i>Prior proven offences of same type with imprisonment</i>		<i>Total</i>	
	<i>No.</i>	<i>%</i>	<i>No.</i>	<i>%</i>	<i>No.</i>	<i>%</i>	<i>No.</i>	<i>%</i>	<i>No.</i>	<i>%</i>
Homicide and related offences	46	35.4	75	57.7	0	0.0	9	6.9	130	100.0
Acts intended to cause injury	78	19.5	106	26.4	105	26.2	112	27.9	401	100.0
Sexual assault and related offences	102	44.9	96	42.3	7	3.1	22	9.7	227	100.0
Dangerous or negligent acts endangering persons	28	43.1	33	50.8	4	6.2	0	0.0	65	100.0
Abduction and related offences	6	15.0	34	85.0	0	0.0	0	0.0	40	100.0
Robbery, extortion and related offences	112	20.0	306	54.6	39	7.0	103	18.4	560	100.0
Unlawful entry with intent/burglary, break and enter	41	10.5	124	31.9	39	10.0	185	47.6	389	100.0
Theft and related offences	14	14.0	22	22.0	21	21.0	43	43.0	100	100.0
Deception and related offences	63	60.6	19	18.3	7	6.7	15	14.4	104	100.0
Illicit drug offences	227	36.4	206	33.0	149	23.9	42	6.7	624	100.0
Weapons and explosives offences	9	24.3	16	43.2	10	27.0	2	5.4	37	100.0
Property damage and environmental pollution	7	24.1	13	44.8	5	17.2	4	13.8	29	100.0
Public order offences	8	26.7	11	36.7	10	33.3	1	3.3	30	100.0
Road traffic and motor vehicle regulatory offences	1	50.0	0	0.0	1	50.0	0	0.0	2	100.0
Offences against justice procedures, government security and government operations	13	24.1	19	35.2	12	22.2	10	18.5	54	100.0
Miscellaneous offences	16	55.2	10	34.5	2	6.9	1	3.4	29	100.0
Total	771	27.3	1,090	38.6	411	14.6	549	19.5	2,821	100.0

* The data in this table are sourced from the Bureau of Crime Statistics and Research's Reoffending Database which is derived from court data (see explanatory notes). As a consequence the totals shown here are slightly different to those presented elsewhere in this section of the report.

TABLE 3.13

APPEALS AGAINST CONVICTION FINALISED:
OUTCOME OF APPEAL, BAIL STATUS

	Bail status					
	On bail		In gaol/shelter		Unknown	
	No.	%	No.	%	No.	%
Outcome of appeal						
Appeal upheld for all matters	306	34.2	47	24.1	45	40.5
Appeal dismissed/withdrawn for all matters	529	59.2	130	66.7	62	55.9
Appeal for some matters upheld	49	5.5	17	8.7	4	3.6
Other (did not appear, died etc)	10	1.1	1	0.5	-	-
Total	894	100.0	195	100.0	111	100.0
					1,200	100.0

TABLE 3.14

**APPEALS AGAINST SEVERITY OF SENTENCE FINALISED:
OUTCOME OF APPEAL, BAIL STATUS**

	Bail status							
	On bail		In gaol/shelter		Unknown		Total	
	No.	%	No.	%	No.	%	No.	%
Outcome of appeal								
Appeal upheld for all matters	1,481	66.9	720	46.7	160	70.2	2,361	59.3
Appeal dismissed/withdrawn for all matters	599	27.1	566	36.7	61	26.8	1,226	30.8
Appeal for some matters upheld	79	3.6	239	15.5	7	3.1	325	8.2
Other (did not appear, died etc)	54	2.4	16	1.0	-	-	70	1.8
Total	2,213	100.0	1,541	100.0	228	100.0	3,982	100.0

TABLE 3.15

APPEALS AGAINST INADEQUACY OF SENTENCE FINALISED:
OUTCOME OF APPEAL, BAIL STATUS

	Bail status					
	On bail		In gaol/shelter		Unknown	
	No.	%	No.	%	No.	%
Outcome of appeal						
Appeal upheld for all matters	9	39.1	5	71.4	20	43.5
Appeal dismissed/withdrawn for all matters	10	43.5	2	28.6	20	43.5
Appeal for some matters upheld	1	4.3	-	-	5	10.9
Other (did not appear, died etc)	3	13.0	-	-	1	2.2
Total	23	100.0	7	100.0	46	100.0
					76	100.0

Note: This is a new table. Appeals against inadequacy of sentence have not previously been reported in this publication.

NEW SOUTH WALES CRIMINAL COURTS

Explanatory notes

EXPLANATORY NOTES

This report contains statistics relating to criminal matters finalised in the New South Wales courts in 2003. Statistics for the criminal jurisdictions of the Local, Licensing, Children's, District and Supreme Courts are reported.

With the exception of the Children's Court data and some Licensing Court data, the statistics presented are extracted from datasets maintained by the Bureau of Crime Statistics and Research. The data contained in these datasets are collected from the courts. The Department of Juvenile Justice provides the Children's Court data presented in this report.

The report includes information on offence type, court outcomes, penalties, bail status, court delay, and the age, gender, Aboriginality status and prior offending record of offenders. In most tables the counting unit is persons charged in court appearances finalised or persons found guilty in court appearances finalised. In some tables, however, the counting unit is the number of finalised charges. In these tables a person charged with more than one offence would appear more than once.

The offence categories used in this report are based on the Australian Standard Offence Classification (ASOC) issued by the Australian Bureau of Statistics (ABS 1997, Cat. No. 1234.0).

EXPLANATORY NOTES - LOCAL COURTS

TABLE 1.1:
PERSONS CHARGED AND CHARGES

Charge

A charge refers to an instance of a particular type of offence being charged against a person. A *finalised* charge is one which has been fully determined by the court and for which no further court proceedings are required.

Where there are multiple counts of the same offence (i.e. charged under the same Act and Section) and each count receives the same outcome, the multiple counts are treated as a single charge. Where multiple counts of the same offence have different outcomes, they are counted as separate charges.

Persons charged

A *person charged* refers to a group of one or more charges, against a single individual, which are finalised by the court on a single day. Such a group of finalised charges against a single individual is also referred to as a *finalised court appearance*. (A company charged with an offence is treated as a person.)

This report does not distinguish 'distinct' persons within the counting period. If a person is a defendant in more than one court appearance during the counting period, such a person will be counted more than once in the report.

Table 1.1 shows the numbers of persons charged with offences within particular offence groups. This table counts individuals more than once, in all cases where the accused was charged with more than one offence and those offences fall within different offence groups. However, individuals are counted only once in the overall total.

EXPLANATORY NOTES - LOCAL COURTS *continued*

Type of offence

Offence groups in the Local Courts tables are based on the Australian Standard Offence Classification (ASOC) issued by the Australian Bureau of Statistics (ABS 1997, Cat. No. 1234.0). Table 1.1 shows offences classified at ASOC division, subdivision and group levels. All other tables show offences classified at ASOC division and subdivision levels.

The composition of ASOC groups in this publication is the same as reported in *NSW Criminal Courts Statistics 2002* but different to that reported in *NSW Criminal Courts Statistics 2001* and earlier. Comparisons should not be made at the lowest ASOC level between this publication and the earlier reports as apparent changes in the distribution of offence categories may be due to ASOC revisions. Comparisons can be made between 2002 and 2003 data.

Note: the Bureau has offence information at the level of Act and Section. Information at this level of detail can be obtained by contacting the Information Officer.

Sexual offences against children

In Table 1.1 and elsewhere in this section, the numbers of charges and persons charged for offences classified as *sexual offences against children* are shown separately from other offences in the *sexual assault and related offences* division. The subdivision *sexual offences against children* is not part of the ASOC system. The offences in this category also appear in the appropriate ASOC subdivisions and as such are included in the total.

Some charges which have been laid under Section 61I (*sexual intercourse without consent*) and Section 61L (*indecent assault*) of the *Crimes Act 1900*, however, may have involved child victims. Since such offences are counted in the *sexual assault* subdivision in this report, the frequency within the *sexual offences against children* classification is subject to undercounting.

Drug offences

ASOC does not include the type of drug in the offence classification. Table 1.7a shows penalties received by persons with a proven drug offence by the type and quantity of drug. The 'Other' drug category includes cases where more than one drug is involved. In such cases the drug quantity may be recorded as 'Unknown'.

TABLE 1.2:
OUTCOME OF CHARGE

Table 1.2 shows the court outcomes for all charges. Where a person was charged with more than one offence, each offence is counted separately. Those cases resulting in dismissal of the charge are separated from those in which the offence was proven. A charge can be dismissed by the court after a hearing, or where the prosecution elects to withdraw the charge due to insufficient evidence, or for some other reason, such as the death of the accused. A matter can also be stood out of the court list for various reasons; this outcome allows the prosecution to re-enter the matter at a later time.

This year there have been some changes in the outcome codes for charges. Some outcomes have been given more descriptive names while the content of some categories has changed. The most significant changes are:

EXPLANATORY NOTES - LOCAL COURTS *continued*

Offence proven: Accused present

This category replaces the previous category 'Offence proven: Other'. The composition of the category is unchanged. The category includes all charges finalised by a guilty plea or by a guilty finding at a defended hearing where the accused person was present.

Offence proven: Conviction ex parte

The composition of this category has changed significantly and should not be compared with that reported in previous publications. As of this year 'conviction ex parte' only includes charges where the accused either (i) pleaded guilty and was convicted in his/her absence, or (ii) failed to appear, was convicted by the court on the evidence presented and a conviction warrant issued by the court for the offender to be brought before the court to be sentenced.

In previous years the category also included charges for which the accused person failed to appear and, rather than being convicted in their absence, a warrant was issued for their arrest. These charges are now separately identified in the table as 'arrest warrant issued'.

Arrest warrant issued

As mentioned above, this is a new category. Charges in this category were previously counted within the category 'conviction ex parte'. 'Arrest warrant issued' includes cases where the accused failed to appear and an arrest warrant was issued to have him or her appear in court to face the charge. Instead of convicting the accused in their absence, the court has deferred judgement until the accused appears.

Adjourned to Drug Court

This is a new category. Charges within this category were not previously included in this publication.

Mental Health (Criminal Procedure) Act

This category replaces the previous category 'Dismissed: Mental Health'. The composition of the category is unchanged. Under Section 32 of the *Mental Health (Criminal Procedure) Act 1990* (No. 10) the Court can dismiss the charge and discharge a defendant who is suffering from a mental illness. Under Section 33, a magistrate can order a mentally ill defendant to be detained in a hospital for an assessment; or discharge the defendant, either unconditionally, or conditionally into the care of a responsible person.

TABLES 1.3 AND 1.4: OUTCOME OF APPEARANCE

Table 1.3 presents the major outcome of the court process for individual persons charged.

Table 1.4 presents this information for those persons who identified themselves as Aboriginal and/or Torres Strait Islanders.

The proportion of defendants whose Indigenous status was recorded as 'unknown' increased in 2003; there has been a corresponding drop in the proportion of accused persons identified as Aboriginal and/or Torres Strait Islanders and as non-Indigenous persons. As a result, figures showing the number of Aboriginal and Torres Strait Islanders appearing in court in 2003 should not be compared to similar figures reported in previous publications.

The increase in the proportion of defendants whose Indigenous status is unknown appears to be related to changes in the way people are brought to court. Indigenous status has never

EXPLANATORY NOTES - LOCAL COURTS *continued*

been recorded for all defendants appearing in court. Court data collection systems have been set up to record Indigenous status for persons brought to court by way of a charge or court attendance notice but not for those appearing by way of summons. In July 2003 the orders used to bring people to court were changed. Since then, people are more commonly brought to court by methods for which Indigenous status is less frequently recorded.

Another contributing factor is a change in the processing of traffic incidents by NSW Police. Indigenous status is now not recorded for these matters.

Those appearances which involved a defended hearing are separated from those where the accused was convicted *ex parte* or pleaded guilty to all charges. Separate categories are also included where the charges were dismissed without a defended hearing or were otherwise disposed of. The possible outcome types are as follows.

Proceeded to defended hearing

All charges dismissed: Appearances in this category involved the accused being found not guilty of any offence, following a defended hearing. Such appearances may have included some charges being dismissed without hearing.

Guilty of at least one charge: In this category the accused pleaded not guilty, but was found guilty by the court of at least one of the offences charged.

Other: Appearances in this category include persons for whom one or more charges were dismissed after a defended hearing, but who either (i) pleaded guilty to other charges or (ii) were convicted *ex parte* of other charges.

Sentenced after guilty plea

Appearances in this category include cases where the accused pleaded guilty to at least one charge, and any other charges were dismissed or otherwise disposed of.

Convicted *ex parte*

The composition of this category has changed significantly and should not be compared with that reported in previous publications. As of this year, the category 'convicted *ex parte*' only includes cases where the accused either (i) pleaded guilty and was convicted in his/her absence, or (ii) failed to appear, was convicted by the court on the evidence presented and a conviction warrant issued by the court for the offender in order to impose a penalty.

In previous years this category also included persons who failed to appear and, rather than being convicted in their absence, a warrant was issued for their arrest. Persons in this category are now separately identified in the table as 'arrest warrant issued' described below.

Arrest warrant issued

As mentioned above, this is a new category. Persons in this category were previously counted within the category 'convicted *ex parte*'. 'Arrest warrant issued' includes cases where the accused failed to appear in court and an arrest warrant was issued to have him or her appear in court to face the charges. Instead of convicting the accused in their absence, the court has deferred judgement until the accused appears.

All charges dismissed without hearing

This category includes cases where all charges were dismissed by the court, but there was no defended hearing. For instance, the prosecution may not have offered any evidence in respect to the case or the accused may have died prior to finalisation.

All charges otherwise disposed of

This category includes cases where the charges were stood out of the list and those that are adjourned to the Drug Court.

EXPLANATORY NOTES - LOCAL COURTS *continued*

TABLES 1.5 AND 1.6: LEGAL REPRESENTATION AND BAIL STATUS

Tables 1.5 and 1.6 present the outcome for each appearance by legal representation and the bail status of the accused respectively.

Bail status

Bail status refers to the status of the accused at the final appearance. Those remanded in custody (bail refused) are distinguished from those people who were on bail and those for whom either bail had been dispensed with or who had received a summons. Those persons in gaol for a previous offence are regarded as being of equivalent status to those on bail in terms of receiving priority for a Local Court hearing. (For this reason they are excluded from the gaol category in the court delay table, Table 1.12.)

TABLES 1.7 TO 1.11: PENALTIES IMPOSED FOR PRINCIPAL OFFENCE

Persons found guilty

Persons found guilty are those persons who, for at least one offence charged, either pleaded guilty, were found guilty ex parte, or were found guilty after a defended hearing.

Principal offence

Appendix 1 provides explanations of the penalty types used in the Local Courts. Penalties shown in the tables indicate the *principal penalty* imposed for the *principal offence*. The *principal offence* is defined to be that offence charged, which received the most serious penalty according to the following rules:

- (a) Where an offender was found guilty of more than one offence, that offence which received the most serious penalty type is the principal offence. Appendix 2 lists the hierarchy of penalty type seriousness used for this calculation.
- (b) Where there were two or more offences which received the same penalty type, that offence which received the greatest quantum of that penalty type is the principal offence. (Note that for this calculation, if multiple counts of the same offence type received different penalties, they are treated as separate offences.)
- (c) If there was more than one offence which received the same quantum of the same penalty type, the first of these offences recorded on the court file is selected as the principal offence.
- (d) Where an offence received more than one penalty, a *principal penalty* for that offence is first calculated following the rules set out above. The determination of principal offence is then calculated on the principal penalty for each offence.

Quantum of penalty

Table 1.9 shows the average duration of principal penalties which involve a time component and the average dollar amount of fines imposed, where a fine was the principal penalty. Tables 1.8 and 1.10 show persons who identified themselves as Aboriginal and/or Torres Strait Islanders. For the reasons outlined above, data in these tables should not be compared to those reported in previous publications.

EXPLANATORY NOTES - LOCAL COURTS *continued*

Imprisonment

Where imprisonment is the principal penalty imposed for the principal offence the sentence specifies the term of the sentence and a non-parole period. The non-parole period must not be less than three quarters of the term unless there are special circumstances which the court must note. The court may decline to set a non-parole period, noting the reasons. For sentences of imprisonment of six months or less no non-parole period is set. The average durations shown in Tables 1.9 and 1.10 include only the non-parole period where a non-parole period has been specified. Cumulative terms of imprisonment are excluded from these tables. In those cases where a cumulative term was imposed, only the penalty for the principal offence is shown. Note that a maximum of two years of imprisonment can be imposed in the Local Courts for any one offence.

Community Service Order (CSO)

Where a CSO is the principal penalty imposed for the principal offence a maximum of 500 hours of community service can be imposed on any one occasion.

**TABLE 1.12:
COURT DELAY**

This table gives an indication of the time taken to dispose of a case for defended and undefended hearings by bail status at final appearance. It shows the median number of days taken at each stage of proceedings. The median duration is used in preference to the average duration because there may be a small number of cases with very long durations. (The definition of median is such that half the cases had durations less than the median value and the other half had longer durations.) Where a person's bail status changed in the course of the proceedings the duration may have been affected.

Excluded from this table are those people who were in custody for another offence, as this fact will have altered the duration of proceedings for these cases.

**TABLE 1.13:
PRIOR PROVEN OFFENCES**

Table 1.13 provides information on the history of prior proven offences since 1994 of those persons found guilty in the Local Court. This information is sourced from the Bureau of Crime Statistics and Research's Reoffending Database. The reoffending database is used to derive a ten year offending history for individuals by searching and matching court records from 1994 to the present. Court records from the Children's, Local, District and Supreme Courts are considered. Due to the application of matching techniques and slightly different composition rules (such as the exclusion of companies and outcomes where a warrant was issued) the total number of persons within each offence type is slightly different than in other tables in this section.

The following prior offending categories are used in the table:

EXPLANATORY NOTES - LOCAL COURTS *continued*

No prior proven outcomes

At the time of sentencing, persons in this category had no prior proven outcomes of any kind in the past ten years.

Prior proven outcomes, not of the same type

Persons in this category had a history of prior proven outcomes but none were of the same general type as the principal offence receiving sentence on this occasion. This category can include offences which resulted in a gaol term as well as non-custodial penalties.

Prior proven outcomes of the same type

In this category are persons who had been found guilty of an offence of the same general type as the principal offence, on a previous occasion, but not sentenced to a period of imprisonment for that offence.

Prior proven outcomes of the same type, with imprisonment

Persons in this category were found guilty of an offence of the same general type as the principal offence, on a previous occasion, and in addition, had received a custodial penalty on at least one occasion, for an offence of this type.

**TABLE 1.14:
APPREHENDED VIOLENCE ORDERS**

Table 1.14 counts only those orders finalised by a magistrate at a Local Court hearing. It does not include interim orders granted.

An Apprehended Violence Order may protect more than one person. For the purposes of Table 1.14, the residence of only one protected person has been included for each order.

Data source: Computerised Operational Policing System (COPS).

**TABLES 1.15 AND 1.16:
STATISTICAL DIVISION OF RESIDENCE**

These tables indicate the Statistical Division within which the residence of the accused falls. Within the Sydney Statistical Division, the Subdivisions are shown, to provide more detail. The composition of these geographical areas is shown in Appendix 4. In these tables, appearances are excluded if the accused resided interstate, overseas or in an institution, had no fixed place of abode, or if the area of residence was unknown.

Table 1.15 shows the number and rate per 100,000 population of Local Court appearances by the area of residence of the accused.

Table 1.16 presents, for those accused who were found guilty, rates per 100,000 population by the area of residence and the type of principal offence.

EXPLANATORY NOTES - LOCAL COURTS *continued*

TABLES 1.17 TO 1.20: LICENSING COURT

A revision in the classification of some lawpart codes to offence categories by the NSW Judicial Commission has led to significant changes in Licensing Court figures at the ASOC group level in this report. For this reason data at the offence level in this report should not be compared with that presented in *NSW Criminal Courts Statistics 2002*.

Licensing Court records were provided by the Department of Gaming and Racing. These records were processed by the Bureau into the data format used for the Local Criminal Courts collection.

The Licensing Court exercises jurisdiction under the Liquor Act 1982 and Registered Clubs Act 1976, and deals with applications for licences, breaches of the act and complaints against licensees and club secretaries.

Licensing Magistrates, who are also magistrates under the Local Courts Act 1982, deal with breaches under other legislation including the Casino Control Act 1992, Local Government Act 1993 and Property, Stock and Business Agents Act 1941.

The Licensing Court is located in Sydney and Licensing Magistrates may also travel to country areas to determine matters.

The Licensing Court data in these tables are all criminal prosecutions determined by the court and exclude complaints heard by the court and the Liquor Administration Board.

In addition to legislated penalties for particular offences, the Licensing Court may impose additional penalties including:

- suspending or cancelling a trading licence or disqualifying the licensee/manager/club secretary
- imposing, revoking or varying trading licence conditions
- reprimanding the licensee/manager/club secretary

Table 1.17 contains counts of the persons/organisations charged and charges by offence type and has the same format as Local Court Table 1.1.

Table 1.18 shows the court outcome for each charge and has the same format as Local Court Table 1.2.

Table 1.19 contains the major outcome of the court process for individual persons charged and has the same format as Local Court Table 1.3.

Table 1.20 shows the principal offence imposed for persons/organisations found guilty and has the same format as Local Court Table 1.7 with the addition of Licensing Court-specific penalties including trading licence sanctions (suspending or cancelling a licence or disqualifying a licensee/manager/club secretary) and the imposition of trading licence conditions.

EXPLANATORY NOTES - CHILDREN'S COURTS

Children's Courts data are provided by the Department of Juvenile Justice, which has been responsible for the administration of juvenile justice since 1991. Juveniles aged 10 to 17 years who allegedly offend against the criminal laws may be brought before the Children's Courts or diverted to a Youth Justice Conference or cautioned. This report deals only with court appearances.

Only matters involving criminal offences that are classified under ASOC are included in these tables. Apprehended violence orders that are heard in the Children's Court are excluded. Similarly, juveniles may also appear before the Children's Courts for complaints under the *Children (Care and Protection) Act 1987*. These matters deal with issues such as truancy or neglect. As welfare matters are the responsibility of the Department of Community Services, rather than the Department of Juvenile Justice, and do not constitute criminal proceedings, they are not included in this report.

TABLE 2.1:
APPEARANCES AND OFFENCE PROVEN, BY PRINCIPAL OFFENCE

Table 2.1 provides information on the numbers of criminal matters before the Children's Courts in 2001.

Appearance

An appearance is defined as a group of one or more charges against an individual, disposed of by the Children's Courts. For juveniles with multiple charges only one charge, the most serious, is presented in this table.

Offence proven

Proven offences include those appearances resulting in referral to drug programs, return to former custody, revoked or amended community service orders and referrals to other jurisdictions. Appearances resulting in Apprehended Violence Orders are not included.

Type of offence

In this and subsequent tables, the type of offence charged is the principal offence charged. The principal offence charged is defined as the most serious charge laid against an individual at the court appearance.

The offence categories appearing in Table 2.1 are based on the Australian Standard Offence Classification (ASOC) division, subdivision and group.

The composition of ASOC groups in this publication is the same as reported in *NSW Criminal Courts Statistics 2002* but different to that reported in *NSW Criminal Courts Statistics 2001* and earlier. Comparisons should not be made at the lowest ASOC level between this publication and the earlier reports as apparent changes in the distribution of offence categories may be due to ASOC revisions. Comparisons can be made between 2002 and 2003 data.

EXPLANATORY NOTES - CHILDREN'S COURTS *continued*

TABLE 2.2:
BAIL STATUS AT FINAL APPEARANCE, SEX

Table 2.2 includes both those accused for whom a bail decision was made and those accused whose cases resulted from a summons or court attendance notice.

TABLE 2.3:
TYPE OF PRINCIPAL OFFENCE, PENALTY FOR PRINCIPAL OFFENCE

If more than one offence was finalised at an appearance, Table 2.3 lists the offence with the most serious outcome or severity. If more than one offence received the same outcome then the most serious offence is calculated as the one with the lowest ASOC code.

Penalties

'Control order' includes fixed term, minimum and additional term with DJJ supervision, minimum and additional term with other supervision and minimum and additional term with no supervision.

'Probation' includes probation orders with DJJ supervision, probation orders with other supervision and probation without supervision.

'Bond and fine' includes a fine and a bond Sec 33 (i) (d).

'Bond' includes bond, deferred sentence (Sec 55.8), suspended committal and conditional discharge, with supervision and without supervision.

'Dismissed with caution' includes dismissed with a caution and admonished and discharged.

'Other proven outcomes' includes periodic/weekly detention, drug program, disqualified driver, returned to former custody, compensation, committed to the rising of the court, committed to Higher Court, remitted to Local Court and Community Service Order revoked or amended.

TABLES 2.4, 2.4a AND 2.4b:
TYPE OF OFFENCE, SEX, AGE

These tables detail the age and gender of all defendants appearing before the Children's Courts including both proven and unproven outcome. The age category '18 years and over' which appears in these tables, refers to those alleged offenders who were under 18 years at the time of the alleged offence, but were 18 years or over at the time of the finalisation of the matter.

EXPLANATORY NOTES - CHILDREN'S COURTS continued

TABLE 2.5:
PRIOR PROVEN OFFENCES

Table 2.5 provides information on the history of prior proven offences since 1994 of those persons found guilty in the Children's Court. This information is sourced from the Bureau of Crime Statistics and Research's Reoffending Database. The reoffending database derives an offending history for individuals' by searching and matching court records from 1994 to the present. Court records from the Children's, Local, District and Supreme Courts are considered. Due to the application of matching techniques and slightly different composition rules (such as the exclusion of companies and outcomes where a warrant was issued) the total number of persons within each offence type is slightly different than in other tables in this section. In the case of the Children's Court, the method to determining principal offence is also different in the Reoffending Database to that used by the Department of Juvenile Justice.

The following prior offending categories are used in the table:

No prior proven outcomes

At the time of sentencing, persons in this category had no prior proven outcomes of any kind in the past ten years.

Prior proven outcomes, not of the same type

Persons in this category had a history of prior proven outcomes, but none were of the same general type as the principal offence receiving sentence on this occasion. This category can include offences which resulted in a gaol term as well as non-custodial penalties.

Prior proven outcomes of the same type

In this category are persons who had been found guilty of an offence of the same general type as the principal offence, on a previous occasion, but not sentenced to a period of imprisonment for that offence.

Prior proven outcomes of the same type, with imprisonment

Persons in this category were found guilty of an offence of the same general type as the principal offence, on a previous occasion, and in addition, had received a custodial penalty on at least one occasion, for an offence of this type.

EXPLANATORY NOTES - HIGHER COURTS

TABLES 3.1 AND 3.2: CASES APPEARING IN HIGHER CRIMINAL COURTS

Jurisdiction

There are two jurisdictions in the NSW Higher Courts, the Supreme Court which hears cases in Sydney and on circuit in country centres periodically, and the District Court which has a number of metropolitan and country sites. The Supreme Court deals only with the most serious matters. The District Court deals with all other matters on indictment and appeals against conviction or sentence arising from Local Court cases.

Registry

Registries handle the administrative work involved in preparing a case for trial. The District Court is regionalised into a number of Registries. Appendix 3 lists the various courts which fall within each Registry's administrative area.

Case

Court workload is usually measured by the number of cases where a case is defined to be all matters, involving one or more accused persons, each with one or more charges, which are recorded together on a single court file.

A finalised case is a case where one or more charges against one or more accused were dealt with by the court in the reporting period.

For cases where there are remaining defendants with outstanding charges or where there are outstanding charges against an accused, a new case would be counted in a subsequent counting period.

For this reason there is not necessarily a direct relationship between the incoming cases registered, shown in Table 3.1 and finalised cases shown in Table 3.2.

Committal

Cases normally appear before the Higher Courts following a committal hearing in the Local Courts. A committal involves a preliminary hearing by a magistrate of the evidence against the accused. If the accused pleads guilty at the committal hearing he or she may be committed for sentencing to a Higher Court. Alternatively, if the defendant pleads not guilty, or reserves his or her defence, he or she is committed for trial. Cases which do not proceed beyond committal are not included in this report.

TABLES 3.3 AND 3.4: PERSONS AND CHARGES IN TRIAL AND SENTENCE CASES

Persons charged

In these and subsequent tables, information is shown for individual persons within finalised cases. As described in the section on cases, a case may involve one or more accused persons. Thus, the total number of persons indicated in these tables is greater than the total number of cases.

EXPLANATORY NOTES - HIGHER COURTS *continued*

This report does not distinguish 'distinct' persons within the counting period. If a person is a defendant in more than one case during the counting period, such a person will be counted more than once in the report.

Note that Table 3.4, which shows the number of persons charged with offences within a particular offence group, counts individuals more than once in all cases where the accused was charged with more than one offence and those offences fall within different groups. However, persons are counted only once in the overall total.

Year of committal

Year of committal is included to provide some indication of the length of time cases normally require to be processed in the Higher Courts. More detailed information on this subject is provided in Tables 3.14a to 3.14h.

Type of offence

Offence groups in the Higher Courts tables are based on the Australian Standard Offence Classification (ASOC) issued by the Australian Bureau of Statistics (ABS 1997, Cat. No. 1234.0). Table 3.4 shows offences classified at ASOC division, subdivision and group levels. All other tables show offences classified at ASOC division and subdivision levels.

The composition of ASOC groups in this publication is the same as reported in *NSW Criminal Courts Statistics 2002* but different to that reported in *NSW Criminal Courts Statistics 2001* and earlier. Comparisons should not be made at the lowest ASOC level between this publication and the earlier reports as apparent changes in the distribution of offence categories may be due to ASOC revisions. Comparisons can be made between 2002 and 2003 data.

Note: the Bureau has offence information at the level of Act and Section. Information at this level of detail can be obtained by contacting the Information Officer.

Sexual offences against children

In Table 3.4 and elsewhere in this section, the numbers of charges and persons charged for offences classified as *sexual offences against children* are shown separately from other offences in the *sexual assault and related offences* division. *Sexual offences against children* is not part of the ASOC system. The offences in this category also appear in the appropriate ASOC subdivisions and as such are included in the total.

Some charges which have been laid under Section 61I (*sexual intercourse without consent*) and Section 61L (*indecent assault*) of the *Crimes Act 1900*, however, may have involved child victims. Since such offences are counted in the *sexual assault* subdivision in this report, the frequency within the *sexual offences against children* classification is subject to undercounting.

Drug offences

ASOC does not include the type of drug in the offence classification. Table 3.7a shows penalties received by persons with a proven drug offence by the type and quantity of drug. The 'Other' drug category includes cases where more than one drug is involved. In such cases the drug quantity may be recorded as 'Unknown'.

EXPLANATORY NOTES - HIGHER COURTS *continued*

TABLE 3.5:
NUMBER OF OFFENCES CHARGED

Table 3.5 indicates the number of distinct offences charged against each accused. Where there were multiple counts of the same offence (i.e. charged under the same Act and Section) and each count had the same outcome, the multiple counts are counted as a single charge. Where charges of the same type had different outcomes, they are counted as separate charges.

TABLE 3.6:
OUTCOME OF CHARGE

Table 3.6 presents the major outcome of the court process for each defendant. Those cases which involved a trial before a judge and jury (or a judge alone) are separated from those where the accused pleaded guilty to all charges, where the charges were not proceeded with, or where the charges were otherwise disposed of. Possible outcome types are as follows:

Proceeded to trial

Acquitted of all charges: Cases in this category involved the accused being found not guilty of any offence, following a trial. Such cases may have included some charges not being proceeded with or being otherwise disposed of.

Found guilty of at least one charge: In this category, cases proceeded to a trial, and the defendant was found guilty of at least one of the offences charged.

Other: Cases in the 'Other' category are those where the accused was acquitted of one or more charges following a trial, but pleaded guilty to at least one other charge.

Proceeded to sentence only

Cases in this category involved a plea of guilty by the defendant to at least one charge. Other offences may have been disposed of other than by trial or not proceeded with.

No charges proceeded with

Cases in this category did not proceed to trial. The charges were not proceeded with by the Director of Public Prosecutions.

All charges otherwise disposed of

Included in this category are cases where the accused died or absconded.

EXPLANATORY NOTES - HIGHER COURTS *continued*

TABLES 3.7 AND 3.8: PENALTIES IMPOSED FOR PRINCIPAL OFFENCE

Persons found guilty

Persons found guilty are those persons who, for at least one offence charged, either pleaded guilty or were found guilty by trial.

Principal offence

Appendix 1 provides explanations of the penalty types. Penalties shown in the tables indicate the *principal penalty* imposed on the *principal offence*. The *principal offence* is defined to be that offence charged which received the most serious penalty according to the following rules:

- a) Where an offender was found guilty of more than one offence, that offence which received the most serious penalty type is the principal offence. Appendix 2 lists the hierarchy of penalty type seriousness used for this calculation.
- b) Where there were two or more offences which received the same penalty type, that offence which received the greatest quantum of that penalty type is the principal offence. (Note that for this calculation, if multiple counts of the same offence type received different penalties, they are treated as separate offences.)
- c) If there was more than one offence which received the same quantum of the same penalty type, the last of these offences recorded on the indictment is selected as the principal offence.
- d) Where an offence received more than one penalty, a *principal penalty* for that offence is first calculated following the rules set out above. The determination of principal offence is thus calculated on the principal penalty for each offence.

Quantum of penalty

Table 3.8 shows the average duration of principal penalties which involve a time component and the average dollar amount of fines imposed, where a fine was the principal penalty

Duration of imprisonment

Average duration of imprisonment in Table 3.8 is the mean length of time in months of the non-parole period or the total term, where no non-parole period is specified, imposed on the principal offence. As imprisonment is the most serious penalty which can be imposed, Table 3.8 includes all charges where an imprisonment penalty was imposed. Excluded from this table are sentences of cumulative imprisonment. In those cases where a cumulative term was imposed, only the penalty for the principal offence is shown.

The calculation of the average duration of imprisonment shown in Table 3.8 does not include sentences of life imprisonment.

EXPLANATORY NOTES - HIGHER COURTS *continued*

**TABLE 3.10:
BAIL STATUS**

Table 3.10 indicates the bail status of the defendant at the hearing which disposed of the matter. The bail categories distinguish broadly between defendants who were at large or in custody, and additionally for those at large, whether or not they were supervised.

**TABLE 3.11 AND 3.11a TO 3.11h:
COURT DELAY**

These tables give an indication of the time taken to dispose of a case for defended and undefended cases by bail status at final appearance. They show the median number of days taken at each stage of proceedings. The median duration is used in preference to the average duration because there may be a small number of cases with very long duration times. (The definition of median is such that half the cases had duration times less than the median duration time and the other half of the cases had longer duration times.) Where a person's bail status changed in the course of the trial the duration of proceedings may have been affected.

The outcome categories are used to distinguish those cases which involved a trial. The stages of proceedings are categorised as follows:

Arrest to committal

The time from date of arrest to date committed.

Committal to outcome

The time from date committed to latest date of determination of charges. (Note that it is not possible to distinguish whether the defendant altered his or her plea during the course of proceedings. Such a change of plea would be expected to alter the time taken to dispose of the case.)

Outcome to sentence

The time from latest date of determination of charges (guilty plea or verdict) to date of sentence. (This category is applicable only to those defendants who were found guilty.)

Those who were in custody for another offence during the course of the trial were excluded from the duration calculations, as were those who absconded at some stage in proceedings.

The category 'proceeded to sentence only' includes, in addition to guilty pleas, cases where the plea was changed from not guilty to guilty in the course of the trial. Some of these matters could, therefore, be expected to take longer to dispose of than matters originally committed for sentence.

EXPLANATORY NOTES - HIGHER COURTS *continued*

**TABLE 3.12:
PRIOR PROVEN OFFENCES**

Table 3.12 provides information on the history of prior proven offences since 1994 of those persons found guilty in the Higher Courts. This information is sourced from the Bureau of Crime Statistics and Research's Reoffending Database. The reoffending database derives an offending history for individuals' by searching and matching court records from 1994 to the present. Court records from the Children's, Local, District and Supreme Courts are considered. Due to the application of matching techniques and slightly different composition rules (such as the exclusion of companies and outcomes where a warrant was issued) the total number of persons within each offence type is slightly different than in other tables in this section.

The following prior offending categories are used in the table:

No prior proven outcomes

At the time of sentencing, persons in this category had no prior proven outcomes of any kind in the past ten years. Prior proven outcomes, not of the same type

Persons in this category had a history of prior proven outcomes, but none were of the same general type as the principal offence receiving sentence on this occasion. This category can include offences which resulted in a gaol term as well as non-custodial penalties.

Prior proven outcomes of the same type

In this category are persons who had been found guilty of an offence of the same general type as the principal offence, on a previous occasion, but not sentenced to a period of imprisonment for that offence.

Prior proven outcomes of the same type, with imprisonment

Persons in this category were found guilty of an offence of the same general type as the principal offence, on a previous occasion, and in addition, had received a custodial penalty on at least one occasion, for an offence of this type.

**TABLES 3.13, 3.14 AND 3.15:
APPEALS AGAINST CONVICTION, SEVERITY OF SENTENCE AND INADEQUACY OF SENTENCE**

Tables 3.13, 3.14 and 3.15 present the outcomes for appeals to the District Court against convictions or sentences imposed in the Local Courts. Table 3.15 shows appeals against inadequacy of sentence. This is a new table and this information has not previously been reported in this publication.

Appeals by or against companies as well as individuals or persons are included.

Due to the recent adoption of more accurate coding for appeal outcomes, these appeal tables can be compared to those published in *NSW Criminal Court Statistics 2002* but not with those published in previous years.

EXPLANATORY NOTES - HIGHER COURTS continued

The appeal outcome categories are as follows:

Appeal upheld for all matters

This category indicates that:

- 1) the conviction was overturned, for an appeal against conviction;
 - or 2) the penalty was varied, for a severity or inadequacy appeal,
- for all charges appealed against.

Appeal dismissed/withdrawn for all matters

This indicates that the court dismissed the appeal for all the charges appealed against or that the appellant withdrew the appeal.

Appeal upheld for some matters

This indicates that the court dismissed the appeal on some charges but upheld the appeal for at least one charge.

Other

This indicates that the appeal was dismissed due to non-appearance of the appellant or that a bench warrant was issued or that the appellant died.

NEW SOUTH WALES CRIMINAL COURTS

Appendices

APPENDIX 1

NOTES ON PENALTIES

Unlike the self-explanatory penalties, such as fines and imprisonment, the following court actions may need some explanation.

Home detention

The *Home Detention Act 1996* and *Home Detention Regulation 1997* came into effect on 21 February 1997, establishing a Home Detention Order as an alternative means of serving sentences of full-time imprisonment of up to 18 months. The conditions of the Order constrain the offender's liberty to an extent that approximates confinement in minimum security custody with access to day release programs. The *Crimes (Sentencing Procedures) Act, 1999* came into effect on 3 April 2000 replacing the former act and regulation as the legislative basis for home detention penalties.

Periodic detention

The offender is held in custody in prison periodically (at weekends for example) for a specified period.

Suspended sentence

Under Section 12 of the *Crimes (Sentencing Procedures) Act, 1999*, a court may impose a sentence of imprisonment of up to two years' duration and then suspend the sentence on the condition that the offender enters into a good behaviour bond.

Community Service Order

The offender is ordered to perform a specified number of hours of unpaid community service work.

Bond (previously recognizance)

There are several different types of bonds, which may be imposed by a court. Generally speaking they all require the offender to be 'of good behaviour' for a certain length of time and may impose other conditions as well. Common conditions include that the offender:

- report to the Probation and Parole Service on a regular basis (bond with supervision);
- attend alcohol counselling;
- reside in a certain area; etc.

S.20 (Commonwealth) Conditional release after sentence

This is a form of bond imposed after a prison term has been served.

S.10 dismissal/bond/ intervention program

Under Section 10 of the *Crimes (Sentencing Procedures) Act, 1999*, the court may, where it finds a charge proved, elect not to proceed to a conviction, but to either discharge the offender with no penalty, with some nominal penalty, or with a good behaviour bond, or with an agreement to participate and comply with an intervention program.

Rising of the Court

This is a nominal penalty where the offender is held in custody until the court adjourns.

APPENDIX 2

PENALTY HIERARCHY FOR PRINCIPAL OFFENCE

The penalty hierarchy for the calculation of the principal offence is shown below.

The penalties are listed from the most to the least serious.

1. Imprisonment
2. Home detention
3. Juvenile detention (Control order)
4. Periodic detention
5. Suspended sentence with supervision
6. Suspended sentence
7. Community Service Order
8. Good behaviour bond with supervision
9. Good behaviour bond without supervision
10. Good behaviour bond/intervention program without conviction
11. Fine
12. Non-Association/Place Restriction Order
13. Disqualified/suspended from driving
14. Compensation
15. Rising of the Court
16. No conviction recorded

APPENDIX 3

DISTRICT COURTS IN REGISTRY REGIONS

1. Sydney Registry

Sydney District Court

2. Sydney West Registry

Campbelltown District Court
Lithgow District Court
Liverpool District Court
Parramatta District Court
Penrith District Court
Katoomba District Court

3. Newcastle Registry

Cessnock District Court
East Maitland District Court
Gosford District Court
Gunnedah District Court
Moree District Court
Muswellbrook District Court
Narrabri District Court
Newcastle District Court
Port Macquarie District Court
Singleton District Court
Tamworth District Court
Taree District Court

4. Wollongong Registry

Bega District Court
Cooma District Court
Goulburn District Court
Moruya District Court
Moss Vale District Court
Nowra District Court
Queanbeyan District Court
Wollongong District Court

5. Lismore Registry

Armidale District Court
Coffs Harbour District Court
Glen Innes District Court
Grafton District Court
Inverell District Court
Kempsey District Court
Lismore District Court
Murwillumbah District Court

6. Dubbo Registry

Bathurst District Court
Bourke District Court
Broken Hill District Court
Cobar District Court
Condobolin District Court
Coonamble District Court
Cowra District Court
Dubbo District Court
Forbes District Court
Mudgee District Court
Nyngan District Court
Orange District Court
Parkes District Court
Wentworth District Court

7. Wagga Wagga Registry

Albury District Court
Cootamundra District Court
Deniliquin District Court
Griffith District Court
Gundagai District Court
Hay District Court
Leeton District Court
Wagga Wagga District Court
Wyalong District Court
Yass District Court
Young District Court

APPENDIX 4

LOCAL GOVERNMENT AREAS IN STATISTICAL DIVISIONS

Sydney Statistical Subdivisions

Inner Sydney

Botany Bay
Leichhardt
Marrickville
South Sydney
Sydney

Outer South Western Sydney

Camden
Campbelltown
Wollondilly

Lower Northern Sydney

Hunters Hill
Lane Cove
Mosman
North Sydney
Ryde
Willoughby

Eastern Suburbs

Randwick
Waverley
Woollahra

Inner Western Sydney

Ashfield
Burwood
Canada Bay
Strathfield

Central Northern Sydney

Baulkham Hills
Hornsby
Ku-ring-gai

St George – Sutherland

Hurstville
Kogarah
Rockdale
Sutherland

Central Western Sydney

Auburn
Holroyd
Parramatta

Northern Beaches

Manly
Pittwater
Warringah

Canterbury – Bankstown

Bankstown
Canterbury

Outer Western Sydney

Blue Mountains
Hawkesbury
Penrith

Gosford – Wyong

Gosford
Wyong

Fairfield – Liverpool

Fairfield
Liverpool

Blacktown

Blacktown

APPENDIX 4 continued

LOCAL GOVERNMENT AREAS IN STATISTICAL DIVISIONS

NSW Statistical Subdivisions

Hunter

Cessnock
Dungog
Gloucester
Great Lakes
Lake Macquarie
Maitland
Merriwa
Murrurundi
Muswellbrook
Newcastle
Port Stephens
Scone
Singleton

Illawarra

Kiama
Shellharbour
Shoalhaven
Wingecarribee
Wollongong

Richmond – Tweed

Ballina
Byron
Kyogle
Lismore
Richmond Valley
Tweed

Mid-North Coast

Bellingen
Coffs Harbour
Copmanhurst
Grafton
Greater Taree
Hastings
Kempsey
Lord Howe Island
Macleay
Nambucca
Pristine Waters

Northern

Armidale Dumaresq
Barraba
Bingara
Glen Innes
Gunnedah
Guyra
Inverell
Manilla
Moree Plains
Narrabri
Nundle
Parry
Quirindi
Severn
Tamworth
Tenterfield
Uralla
Walcha
Yallaro

North Western

Bogan
Bourke
Brewarrina
Cobar
Coolah
Coonabarabran
Coonamble
Dubbo
Gilgandra
Mudgee
Narromine
Walgett
Warren
Wellington

Central West

Bathurst
Bland
Blayney
Cabonne
Cowra
Evans
Forbes
Greater Lithgow
Lachlan
Oberon
Orange
Parkes
Rylstone
Weddin

South Eastern

Bega Valley
Bombala
Boorowa
Cooma-Monaro
Crookwell
Eurobodalla
Goulburn
Gunning
Harden
Mulwaree
Queanbeyan
Snowy River
Tallaganda
Yarrowlumla
Yass
Young

Murrumbidgee

Carrathool
Coolamon
Cootamundra
Griffith
Gundagai
Hay
Juncie
Leeton
Lockhart
Murrumbidgee
Narrandera
Temora
Tumut
Wagga Wagga

Murray

Albury
Balranald
Berrigan
Conargo
Corowa
Culcairn
Deniliquin
Holbrook
Hume
Jerilderie
Murray
Tumbarumba
Urana
Wakool
Wentworth

Far West

Broken Hill
Central Darling
Unincorporated Far West

