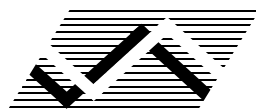

NEW SOUTH WALES CRIMINAL COURTS STATISTICS 2008



NSW Bureau of Crime
Statistics and Research

2009

Published by the NSW Bureau of Crime Statistics and Research
Department of Justice and Attorney General
Level 8
St James Centre
111 Elizabeth Street
Sydney

bcsr@agd.nsw.gov.au

www.bocsar.nsw.gov.au

Telephone: (02) 9231 9190

Facsimile: (02) 9231 9187

ISSN 1038 – 6998

This report is available in pdf format on our website and may be provided in alternative formats. Please contact the Bureau on (02) 9231 9190 or email us at bcsr@agd.nsw.gov.au.

INTRODUCTION

This report deals with criminal cases finalised in 2008 by the New South Wales (NSW) Local, Children's, District, Supreme and Licensing Courts.

The data presented in the report are collected from the courts and maintained by the NSW Bureau of Crime Statistics and Research. Data for the tables on prior convictions for proven offenders are sourced from the Bureau's Reoffending Database (ROD).

The majority of Children's Court data presented in this publication are collected directly by the NSW Bureau of Crime Statistics and Research. The Department of Juvenile Justice continues to provide raw data for non-computerised courts, which are then processed by the Bureau.

This year marked a major change in the way Higher Courts data are sourced and counted. The Case Tracking System was replaced by the electronic JusticeLink system in February 2008. Court staff and Judges' Associates are now responsible for entering the data while the Bureau has taken on the role of validating and auditing this information. For more information regarding these changes refer to pages 131-138 of the report.

The Licensing Court of NSW ceased operation on 1 July 2008. From that date criminal offences under the Liquor Act 2007, Registered Clubs Act 1976 and associated legislation are dealt with in the Local Court. The Licensing Court tables in this report only show data from January to June 2008.

In 2008, there was a 1.9 percent increase in the number of persons/organisations with matters finalised in the Local Courts (up to 138,872) from the previous year. The number of persons with matters finalised in Children's Courts increased 14.4% (up to 10,100). This was largely due to increases in the offences of unlawful entry with intent/burglary, break and enter (up 22.7%) and acts intended to cause injury (up 19.6%). The number of persons finalised in trial and sentence matters in the Higher Courts remained stable.

From this year, the Children's Courts figures do not include committals to Higher Courts. This makes the recording of committals from Children's Courts consistent with the recording of committals from Local Courts.

Dr Don Weatherburn
Director

August 2009

ACKNOWLEDGEMENTS

The Bureau is grateful for the support provided by court staff, the Department of Juvenile Justice and the NSW Office of Liquor, 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 GLC support team in Local Courts and the Information Services Branch. Data for matters finalised in non-computerised Local Courts were provided by the court staff who completed and returned coding forms for each person appearing before the Local Courts on criminal charges. Data for Children's Courts matters finalised in non-computerised courts are provided to the Bureau by the Department of Juvenile Justice.

The data for the Higher Courts were obtained from the new JusticeLink System, an administrative computer system used by District Court Registries from February 2008. The Bureau would like to express its gratitude for the assistance provided by the Information Services Branch and the District Court Criminal Registries in obtaining the information from the computer system.

Data from the Licensing Court provided by the NSW Office of Liquor, Gaming and Racing underwent additional processing before being incorporated into the report.

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

- Team management: Tracy Painting, Jacqueline Fitzgerald
- Programming and table production: Derek Goh, Matthew Holmes,
- Data collection and validation: Rita Breheny, Lucy Daher, Teresa Slowik
- Data analysis and text: Derek Goh, Aneta Di Marco
- Desktop publishing: Derek Goh, Florence Sin
- Checking and editing publication: Jessie Holmes, Jacqueline Fitzgerald

CONTENTS

INTRODUCTION	iii
ACKNOWLEDGEMENTS	iv
CONTENTS	v
NEW SOUTH WALES CRIMINAL COURTS EXECUTIVE SUMMARY	1
SECTION 1: NEW SOUTH WALES LOCAL COURTS TABLES	15
Table 1.1 Persons charged and charges in Local Court appearances finalised: Type of offence charged	16
Table 1.2 Charges in Local Court appearances finalised: Outcome of charge	21
Table 1.3 Persons charged in Local Court appearances finalised: Outcome of appearance	22
Table 1.4 Aboriginal and Torres Strait Islander persons charged in Local Court appearances finalised: Outcome of appearance	22
Table 1.5 Persons charged in Local Court appearances finalised: Outcome of appearance Legal representation	23
Table 1.6 Persons charged in Local Court appearances finalised: Outcome of appearance Bail status	24
Table 1.7 Persons found guilty in Local Court appearances finalised: Type of principal offence Penalty for principal offence	25
Table 1.7a Persons found guilty of drug offences in Local Court appearances finalised: Type of drug Penalty for principal offence	28
Table 1.8 Aboriginal and Torres Strait Islander persons found guilty in Local Court appearances finalised: Type of principal offence Penalty for principal offence	30
Table 1.9 Average penalty for persons found guilty in Local Court appearances finalised: Type of principal offence Penalty for principal offence	33

CONTENTS *continued*

Table 1.10	Average penalty for Aboriginal and Torres Strait Islander persons found guilty in Local Court appearances finalised: Type of principal offence Penalty for principal offence	36
Table 1.11	Persons found guilty in Local Court appearances finalised by gender and age: Type of principal offence, Age, Average age Table 1.11 Gender: Total male and female Table 1.11a Gender: Male Table 1.11b Gender: Female	39 39 42 45
Table 1.12	Persons charged in Local Court appearances finalised and duration of proceedings: Outcome of appearance Bail status	48
Table 1.13	Persons found guilty in Local Court appearances finalised: Type of principal offence Prior proven offences since 1999	49
Table 1.14	Apprehended Violence Orders granted: Statistical Division of residence of Person of Interest	50
Table 1.15	Persons charged in Local Court appearances finalised: Statistical Division of residence	51
Table 1.16	Persons found guilty in Local Court appearances finalised, rate per 100,000 population: Statistical Division of residence Type of principal offence	52
Table 1.17	Persons/organisations charged in Licensing Court appearances finalised: Type of offence charged	54
Table 1.18	Charges in Licensing Court appearances finalised: Outcome of charge	55
Table 1.19	Persons/organisations charged in Licensing Court appearances finalised: Outcome of appearance	55
Table 1.20	Persons/organisations found guilty in Licensing Court appearances finalised: Type of principal offence Penalty for principal offence	56

CONTENTS *continued*

SECTION 2: NEW SOUTH WALES CHILDREN'S COURTS TABLES		57
Table 2.1	Persons charged in Children's Court appearances finalised: Type of principal offence charged	58
Table 2.2	Persons charged in Children's Court appearances finalised: Outcome of appearance Bail status	62
Table 2.3	Persons with an offence proven in Children's Court appearances finalised: Type of principal offence Penalty for principal offence	63
Table 2.4	Persons charged in Children's Court appearances finalised by gender and age: Type of principal offence, Age	66
	Table 2.4 Gender: Total male and female	66
	Table 2.4a Gender: Male	69
	Table 2.4b Gender: Female	72
Table 2.5	Persons found guilty in Children's Court appearances finalised: Type of principal offence Prior proven offences since 1999	74

CONTENTS *continued*

SECTION 3: NEW SOUTH WALES HIGHER COURTS TABLES		75
Table 3.1	Trial and sentence cases registered: Registry Type of committal	76
Table 3.2	Persons charged in trial and sentence appearances finalised: Registry Type of committal Method of finalisation	77
Table 3.3	Persons charged in trial and sentence appearances finalised: Year of committal Jurisdiction Type of committal	78
Table 3.4	Persons charged and number of charges in trial and sentence appearances Type of offence charged	79
Table 3.5	Persons charged in trial and sentence appearances finalised: Number of offences charged	84
Table 3.6	Persons charged in trial and sentence appearances finalised: Method of finalisation Jurisdiction	84
Table 3.7	Persons found guilty in trial and sentence appearances finalised: Type of principal offence Penalty for principal offence	85
Table 3.7a	Persons found guilty of drug offences in trial and sentence appearances Type of drug and principal offence Penalty for principal offence	88
Table 3.8	Average penalty for persons found guilty in trial and sentence appearances finalised: Type of principal offence Penalty for principal offence	90
Table 3.9	Persons found guilty in trial and sentence appearances finalised by gender Type of principal offence, Age, Average age	93
	Table 3.9 Gender: Total male and female	93
	Table 3.9a Gender: Male	96
	Table 3.9b Gender: Female	99
Table 3.10	Persons charged in trial and sentence appearances finalised: Method of finalisation Bail status	102

CONTENTS *continued*

Table 3.11	Persons charged in trial and sentence appearances finalised and court	103
	Registry	
	Method of finalisation	
	Bail status	
	Table 3.11a Registry: Supreme Court	103
	Table 3.11b All District Court Registries	104
	Table 3.11c District Court Registry: Dubbo	105
	Table 3.11d District Court Registry: Lismore	106
	Table 3.11e District Court Registry: Newcastle	107
	Table 3.11f District Court Registry: Sydney	108
	Table 3.11g District Court Registry: Sydney West	109
	Table 3.11h District Court Registry: Wagga Wagga	110
	Table 3.11i District Court Registry: Wollongong	111
Table 3.12	Persons found guilty in Higher Court appearances finalised:	112
	Type of principal offence	
	Prior proven offences since 1999	
Table 3.13	Appeal appearances finalised:	113
	Outcome of appeal	
	Type of appeal	
NEW SOUTH WALES CRIMINAL COURTS EXPLANATORY NOTES		114
APPENDIX 1. Notes on penalties		137
APPENDIX 2. Penalty hierarchy for principal offence		138
APPENDIX 3. District Courts in Registry regions		139
APPENDIX 4. Local Government Areas in Statistical Divisions		140

NEW SOUTH WALES CRIMINAL COURTS

Executive Summary

SUMMARY - LOCAL COURTS**PERSONS CHARGED AND CHARGES (TABLES 1.1 AND 1.2)**

	2007	2008
Total finalisations		
Persons charged	136,312	138,872
Charges determined	241,570	246,196
Most frequently charged offence		
Acts intended to cause injury		
- Non-aggravated assault	32,082	32,940
Road traffic and motor vehicle regulatory offences		
- Exceeding the PCA limit	26,425	28,408
- Driving while licence cancelled, suspended or disqualified	17,810	19,398
- Driving without a licence	13,355	12,865
Outcome of charges		
Percentage proven		
- Accused present	66.2	68.0
- Conviction ex parte	16.7	14.6
Percentage receiving other outcomes	17.1	17.3*

PERSONS CHARGED (TABLES 1.3 TO 1.6)

	2007	2008
Outcome of appearance		
Number of defended hearings	17,348	17,964
- Percentage of finalised appearances with defended hearings	12.7	12.9
Number of persons found guilty	119,085	120,910
- Percentage of persons found guilty	87.4	87.1
Outcome of appearance - Aboriginal and Torres Strait Islander persons		
Number of persons appearing	19,143	18,901
Number of defended hearings	2,848	2,921
- Percentage of finalised appearances with defended hearings	14.9	15.5
Number of persons found guilty	16,374	16,053
- Percentage of persons found guilty	85.5	84.9
Legal representation		
Number of persons represented	77,983	82,121
- Percentage of finalised appearances where persons were represented	57.2	59.1
Percentage of persons found guilty		
- Percentage of represented persons found guilty	84.6	84.4
- Percentage of unrepresented persons found guilty	91.2	91.1

SUMMARY - LOCAL COURTS *continued*

Bail status	2007	2008
Number of persons refused bail	8,010	8,480
- Percentage of persons refused bail	5.9	6.1
Number of persons granted bail	38,801	40,018
- Percentage of persons granted bail	28.5	28.8
Number of persons where bail dispensed with	85,220	86,121
- Percentage of persons where bail dispensed with	62.5	62.0

PENALTIES (TABLES 1.7 TO 1.10)

Imprisonment	2007	2008
Number of persons sentenced to imprisonment	7,764	8,233
- Persons sentenced to imprisonment as a percentage of all persons found guilty	6.9	7.2

Persons sentenced to imprisonment as a percentage of all persons found guilty ¹

Highest imprisonment rates		
- Unlawful entry with intent/burglary, break and enter	48.5	48.5
- Motor vehicle theft and related offences	39.6	41.6
- Deal or traffic in illicit drugs	26.5	30.9

Highest number of persons sentenced to imprisonment

Assault	1,512	1,625
Breach of justice order	1,405	1,411
Driving licence offences	920	937

Most frequently imposed principal penalty

Fine	53,616	52,978
Bond without supervision	13,299	14,112
Bond without conviction	11,879	13,041

Average duration of imprisonment for offences with highest imprisonment rates (months)¹

Unlawful entry with intent/burglary, break and enter	8.5	8.7
Motor vehicle theft and related offences	6.8	7.4
Deal or traffic in illicit drugs	6.7	6.1
All offences	5.8	5.8

Imprisonment - Aboriginal and Torres Strait Islander

Number of persons sentenced to imprisonment	2,586	2,857
- Percentage of persons found guilty sentenced to imprisonment	18.1	19.5

Persons sentenced to imprisonment as a percentage of all persons found guilty – Aboriginal and Torres Strait Islander

Highest imprisonment rates ²		
- Unlawful entry with intent/burglary, break and enter	59.1	67.8
- Motor vehicle theft and related offence	48.2	47.4
- Deal or traffic in illicit drugs	42.2	44.7

SUMMARY - LOCAL COURTS *continued*

Highest number of persons sentenced to imprisonment – Aboriginal and Torres Strait Islander	2007	2008
Assault	680	724
Breach of justice order	478	532
Theft (except motor vehicles)	228	278
Driving licence offences	230	239
Most frequently imposed principal penalty – Aboriginal and Torres Strait Islander		
Fine	5,373	5,148
Imprisonment	2,586	2,857
Bond without supervision	1,770	1,962
Average duration of imprisonment for offences with highest imprisonment rates (months) – Aboriginal and Torres Strait Islander²		
Unlawful entry with intent/burglary, break and enter	8.2	8.7
Motor vehicle theft and related offences	5.5	7.4
Deal or traffic in illicit drugs	6.7	6.1
All offences	5.6	5.8

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

Gender of persons found guilty	2007	2008
Percentage male	80.4	80.0
Percentage female	19.6	20.0
Most common proven offences for males and females²		
Percentage male		
- Sexual assault	98.8	99.2
- Regulated weapons/explosives offences	95.6	94.0
- Prohibited weapons/explosives offences	94.1	93.4
Percentage female		
- Fraud, forgery or false financial instruments	44.6	43.0
- Theft (except motor vehicle)	40.8	38.0
- Dishonest conversion	36.3	36.8
Average age of persons found guilty		
All persons	33.0	33.4
- Male	32.9	33.3
- Female	33.6	33.7
Average age of all persons found guilty of specific offences²		
Highest age		
- Offences against government operations	43.3	44.5
- Commercial/industry/financial regulations	41.3	42.8
- Regulated weapons/explosives offences	40.0	42.0
Lowest age		
- Motor vehicle theft and related offences	27.6	27.7
- Unlawful entry with intent/burglary, break and enter	28.8	28.9
- Property damage	29.3	29.5

SUMMARY - LOCAL COURTS *continued***COURT DELAY (TABLE 1.12)**

Median delay, offence to determination (days)	2007	2008
Defended hearing, on bail	190.0	191.0
- All charges dismissed	183.0	191.0
- Guilty of at least one charge	197.0	193.0
- All charges dismissed without hearing	176.0	175.0
Defended hearing, in custody	157.0	154.0
- All charges dismissed	65.0	66.0
- Guilty of at least one charge	204.5	193.5
- All charges dismissed without hearing	120.0	90.5

PRIOR PROVEN OFFENCES (TABLE 1.13)

Percentage of persons found guilty who had no prior proven offences in previous 10 years	2007	2008
Average (all offences)	41.0	41.3
Highest ²		
- Dangerous and negligent acts endangering persons	60.2	60.6
- Weapons and explosives offences	50.8	54.1
- Deception and related offences	57.0	53.4
Lowest ²		
- Unlawful entry with intent/burglary, break and enter	13.5	13.2
- Offences against justice procedures, government security and operations	20.8	22.0
- Theft and related offences	31.1	25.6

APPREHENDED VIOLENCE ORDERS (AVOs) GRANTED (TABLE 1.14)

Number of AVOs granted (NSW)	2007	2008
Domestic AVOs	22,049	22,684
Personal AVOs	6,129	6,328
Rate of AVOs granted ³		
NSW rates		
Domestic AVOs	320.1	324.8
Personal AVOs	89.0	90.6
Highest rates		
Domestic AVOs		
- Far West (SD)	832.7	1,218.3
- North Western (SD)	752.9	714.4
Personal AVOs		
- Far West (SD)	249.8	378.2
- North Western (SD)	266.9	283.5
Lowest rates		
Domestic AVOs		
- Central Northern Sydney (SSD)	88.4	90.6
- Lower Northern Sydney (SSD)	101.9	101.5
Personal AVOs		
- Central Northern Sydney (SSD)	15.2	15.5
- Lower Northern Sydney (SSD)	24.3	24.6

SUMMARY - LOCAL COURTS *continued***REGION (TABLES 1.15 AND 1.16)**

Regional rate of court appearance ³	2007	2008
Largest decreases		
- Far West (SD)	3,067.9	2,678.5
- Northern Beaches (SSD)	1,218.9	1,092.0
Largest increases		
- Blacktown (SSD)	2,515.3	2,650.8
- Canterbury-Bankstown (SSD)	1,746.0	1,873.3
Highest regional rate of persons found guilty for selected offence categories ³		
Acts intended to cause injury		
- Far West (SD)	525.9	417.8
- NSW	191.3	191.2
Sexual assault and related offences ⁴		
- Central West (SD)	7.3	6.7
- NSW	3.5	3.5
Unlawful entry with intent/burglary, break and enter ⁴		
- Hunter (SD)	22.4	21.5
- NSW	14.8	13.4
Theft and related offences		
- Inner Sydney (SSD)	207.7	204.0
- NSW	104.2	86.4
Deception and related offences		
- Inner Sydney (SSD)	67.8	71.7
- NSW	41.0	41.0
Illicit drug offences		
- Inner Sydney (SSD)	200.5	242.6
- NSW	85.4	95.3
Road traffic and motor vehicle regulatory offences		
- Murrumbidgee (SD)	942.7	960.4
- NSW	651.5	678.1

SUMMARY - LOCAL COURTS *continued***LICENSING COURT (Tables 1.17 to 1.20⁺⁺)**

	Jan - Jun 2008⁵
Total finalisations	
Persons/organisations charged	243
Charges determined	342
Outcome of charges	
Percentage proven	76.9
Percentage dismissed	23.1
Outcome of appearance	
Number of defended hearings	132
- Percentage of finalised appearances with defended hearings	54.3
Number of persons/organisations found guilty	188
- Percentage of finalised appearances where persons/organisations found guilty	77.4
Most frequently imposed principal penalty	
Fine	141
Dismissed without conviction	29

1 Excludes offences with less than 450 persons convicted in 2008

2 Excludes offences with less than 100 persons convicted in 2008

3 Rate per 100,000 population. The 2007 rates are calculated using population figures published in 2007 and 2008 rates are calculated using population figures published in 2008.

4 Excludes Statistical Divisions (SDs) with less than 10 persons convicted in 2008.

5 Figures are based on data from January to June 2008 and therefore should not be compared with annual figures reported in previous publications.

* Total percentage figure does not equal to 100 due to rounding.

++ The Licensing Court of NSW ceased operation on 1 July 2008. From that date, criminal offences under the Liquor Act 2007, Registered Clubs Act 1976 and associated legislation are dealt with in the Local Court. As a result, no comparison is made with 2007.

SUMMARY - CHILDREN'S COURTS

APPEARANCES AND OFFENCES PROVEN (TABLE 2.1)

	2007	2008
Persons charged and offence proven		
Persons charged and appearance finalised	8,829	10,100
Persons with offence proven	6,318	7,373
- Percentage of persons with offence proven	71.6	73.0
Most common principal offence (ASOC subdivision and group)		
Number of persons appearing		
Acts intended to cause injury		
- Non-aggravated assault	1,733	2,040
Unlawful entry with intent /burglary, break and enter	1,099	1,349
Robbery, extortion and related offences		
- Aggravated robbery	649	760
Property damage and environmental pollution		
- Property damage, other	658	730
Disorderly conduct		
- Offensive behaviour	471	553
Percentage of all persons appearing, by principal offence (ASOC subdivision)		
Acts intended to cause injury	21.2	22.2
Theft and related offences	17.5	17.4
Unlawful entry with intent /burglary, break and enter	12.4	13.4

OUTCOME OF APPEARANCE, BAIL STATUS OF DEFENDANT AT FINAL APPEARANCE (TABLE 2.2)

	2007	2008
Bail Status		
Number of persons with bail refused	1,094	1,616
- Percentage of persons with bail refused	12.4	16.0
Number of persons granted bail	4,787	5,536
- Percentage of persons granted bail	54.2	54.8
Number of persons where bail dispensed with	2,919	2,902
- Percentage of persons where bail dispensed with	33.1	28.7

PENALTY FOR PRINCIPAL OFFENCE (TABLE 2.3)

	2007	2008
Most frequently imposed principal penalty		
- Bond	2,175	2,387
- Probation	960	1,434
- Dismissed with caution	1,003	1,183
- Control order	670	788
Percentage of all principal penalties		
- Bond	34.4	32.4
- Dismissed with caution	15.9	16.0
- Probation	15.2	19.4
- Fine	10.6	8.9
Persons with proven offences receiving control orders		
Number of persons with offences proven receiving control orders	670	788
- Percentage of persons with offences proven receiving control orders	10.6	10.7
Highest number		
- Unlawful entry with intent /burglary, break and enter	182	223
- Assault	108	130
- Robbery	86	100
Highest percentage of principal penalties ¹		
- Unlawful entry with intent /burglary, break and enter	22.6	22.9
- Breach of justice order	20.6	19.4
- Robbery	19.5	17.6

SUMMARY - CHILDREN'S COURTS *continued***AGE AND GENDER OF DEFENDANTS (TABLES 2.4, 2.4A AND 2.4B)**

Males within age group as a percentage of all males appearing		
	2007	2008
10 to 12	2.5	1.9
13	4.1	4.2
14	7.8	9.4
15	15.8	15.0
16	22.0	22.8
17	30.3	28.7
18 and over	17.5	17.9
Females within age group as a percentage of all females appearing		
	2007	2008
10 to 12	0.8	1.5
13	4.1	5.3
14	12.2	11.7
15	23.0	20.7
16	21.4	24.4
17	25.2	23.3
18 and over	13.4	13.2
Most common offences charged for males and females¹		
	2007	2008
Percentage male	81.0	82.2
- Sexual assault	99.1	99.1
- Unlawful entry with intent /burglary, break and enter	93.6	93.3
- Dangerous or negligent operation of a vehicle	85.5	88.8
Percentage female	19.0	17.8
- Assault	26.7	26.3
- Theft (except motor vehicles)	26.3	26.3
- Breach of justice order	27.9	20.8

PRIOR PROVEN OFFENCES (TABLE 2.5)

Percentage of persons found guilty who had no prior proven offences in previous 10 years		
	2007	2008
Average (all offences)	45.6	44.0
Highest ²		
- Sexual assault and related offences	66.0	80.3
- Robbery, extortion and related offences	61.1	58.4
- Dangerous and negligent acts endangering persons	67.9	57.6
Lowest ²		
- Offences against justice procedures, government security and operations	32.3	31.1
- Unlawful entry with intent/burglary, break and enter	32.5	32.1
- Theft and related offences	38.1	35.4

¹ Excludes offences with less than 100 persons convicted in 2008.

² Excludes offences with less than 50 persons convicted in 2008 and is calculated over the period 1999-2008.

SUMMARY - HIGHER COURTS***REGISTRATIONS (TABLE 3.1)****

	2007	2008
Total cases registered		
Higher Courts	3,296	3,804
- Supreme Court	133	101
- District Court	3,163	3,703
Cases committed for trial		
Higher Courts	1,781	1,993
- Supreme Court	116	96
- District Court	1,665	1,897
Cases committed for sentence		
Higher Courts	1,515	1,811
- Supreme Court	17	5
- District Court	1,498	1,806
Percentage of cases committed for trial		
Higher Courts	54.0	52.4
- Supreme Court	87.2	95.0
- District Court	52.6	51.2

FINALISATIONS (TABLES 3.2 TO 3.4)

	2007	2008
Persons		
Total	3,341	3,342
- Committed for trial and finalised by any means	1,893	1,824
- Committed for sentence and finalised	1,448	1,518
Persons proceeded against to trial		
Higher Courts	546	554
- Supreme Court	41	56
- District Court	505	498
Persons committed for trial proceeded against to sentence only		
Higher Courts	1,053	1,015
- Supreme Court	42	42
- District Court	1,011	973
Percentage of persons proceeded against to trial		
Higher Courts	16.3	16.6
- Supreme Court	37.6	47.9
- District Court	15.6	15.4
Most frequently charged offence**		
Sexual assault and related offences		
- Aggravated sexual assault	1,935	1,932
Unlawful entry with intent/burglary, break & enter	772	1,222
Robbery, extortion and related offences		
- Aggravated robbery	798	1,014
Deal or traffic in illicit drugs	1,045	1,194

SUMMARY - HIGHER COURTS* *continued***NUMBER OF OFFENCES CHARGED (TABLE 3.5)**

Higher Courts	2007	2008
Percentage of persons charged with one offence	40.6	36.5
Percentage of persons charged with two offences	24.7	24.0

OUTCOME FOR PERSONS (TABLE 3.6)

Percentage of persons proceeding to trial	2007	2008
Higher Courts	16.3	16.6
- Supreme Court	37.6	47.9
- District Court	15.6	15.4
Percentage of persons proceeding to sentence only		
Higher Courts	74.0	75.2
- Supreme Court	55.0	40.2
- District Court	74.6	76.5
Percentage of persons found guilty		
Higher Courts	83.4	84.7

PENALTIES (TABLES 3.7 AND 3.8)

Most frequently imposed principal penalty	2007	2008
Imprisonment	1,948	1,926
Suspended sentence	418	477
Bond	182	209
Most frequently imposed principal penalty (percentage of all principal penalties)		
Imprisonment	69.9	67.8
Suspended sentence	15.0	16.8
Bond	6.5	7.4
Average duration of imprisonment for most frequently charged offences (months)		
Average (all offences)	29.6	30.8
Sexual assault	38.1	37.8
Unlawful entry with intent/burglary, break & enter	20.7	22.4
Robbery	24.0	26.1
Deal or traffic in illicit drugs	23.6	25.2

SUMMARY - HIGHER COURTS* *continued***PERSONS FOUND GUILTY BY AGE AND GENDER (TABLES 3.9, 3.9A AND 3.9B)**

Gender of persons found guilty	2007	2008
Percentage male	90.8	90.7
Percentage female	9.2	9.3
Average age of persons found guilty		
Male	31.1	30.5
Female	33.0	32.4
Average age of persons found guilty by offence category¹		
Highest age		
- Sexual assault and related offences	35.7	36.0
- Illicit drug offences	34.5	33.6
Lowest age		
- Robbery, extortion and related offences	25.0	24.7
- Unlawful entry with intent, burglary, break and enter	28.5	28.2

BAIL STATUS (TABLE 3.10)

Persons with bail refused	2007	2008
Number of persons with bail refused	1,584	1,730
Percentage of all finalisations with bail refused	47.4	51.8
Outcome for persons with bail refused		
Number of persons with guilty outcome	1441	1581
Percentage of persons with guilty outcome	91.0	91.4

COURT DELAY (TABLES 3.11A TO 3.11H)

District Courts - Median delay, committal to outcome (days)	2007	2008
On bail, proceeded to trial	267.0	257.0
- Acquitted of all charges	264.0	259.5
- Found guilty of at least one charge	287.0	242.0
On bail, proceeded to sentence only	155.5	163.0
On bail, no charges proceeded with	169.5	206.0
In custody, proceeded to trial	188.0	216.0
- Acquitted of all charges	138.5	190.0
- Found guilty of at least one charge	210.0	240.0
In custody, proceeded to sentence only	121.0	135.0
In custody, no charges proceeded with	143.0	155.0

SUMMARY - HIGHER COURTS* *continued***PRIOR PROVEN OFFENCES (TABLE 3.12)**

Percentage of persons found guilty who had no prior proven offences in previous 10 years	2007	2008
Average (all offences)	28.6	29.2
Highest ²		
- Deception and related offences	59.8	68.9
- Sexual assault and related offences	50.4	51.0
Lowest ²		
- Unlawful entry with intent/burglary, break & enter	9.4	12.7
- Robbery, extortion and related offences	15.1	14.6

APPEALS (TABLE 3.13)**

Appeals against severity of sentence	2007	2008
Number of appeals finalised	5,245	5,614
- Appeal upheld for all matters (%)	55.1	61.4
- Appeal dismissed for all matters (%)	33.8	29.2
Appeals against conviction and sentence		
Number of appeals finalised	1,315	1,299
- Appeal upheld for all matters (%)	31.7	28.6
- Appeal dismissed for all matters (%)	60.5	66.3
Appeals against inadequacy of sentence		
Number of appeals finalised	34	19
- Appeal upheld for all matters (%)	26.5	36.8
- Appeal dismissed for all matters (%)	64.7	52.6
Appeals against Apprehended Violence Orders		
Number of appeals finalised	215	151
- Appeal upheld for all matters (%)	22.8	13.9
- Appeal dismissed for all matters (%)	73.5	86.1

1 Excludes offences with less than 100 persons convicted in 2008.

2 Excludes offences with less than 50 persons convicted in 2008.

* From 2008, the counting unit for Higher Court data changed. We now count people in finalised cases. All matters finalised for an accused on the same date are consolidated into one count. Consequently these data should not be directly compared with that published in prior reports. In Tables 3.2 to 3.4, data for 2007 has been recalculated to provide comparative person-based figures with the 2008 data. See Explanatory Notes (pp. 129-135) for details concerning changes to the Higher Courts tables.

** This table includes cases where companies and persons are accused.

++ Refer to Explanatory Notes (page 131) regarding number of offences charged.

**SECTION 1:
NEW SOUTH WALES
LOCAL COURTS**

Tables

TABLE 1.1

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

<i>Type of offence charged</i>	<i>Persons charged *</i>		<i>Charges</i>
	<i>No.</i>	<i>No.</i>	
<i>Division / Subdivision / Group</i>			
Homicide and related offences			
Manslaughter and driving causing death		51	52
Total		51	52
Acts intended to cause injury			
Assault		929	975
Aggravated assault		25,886	32,940
Other acts intended to cause injury		61	63
Total		26,298	33,978
Sexual assault and related offences			
Sexual assault		568	773
Non-aggravated sexual assault		95	101
Non-assaultive sexual offences against a child		1	1
Non-assaultive sexual offences, other		42	51
Total		676	926
<i>Sexual offences against children *</i>			
Dangerous and negligent acts endangering persons		294	447
Dangerous or negligent operation of a vehicle			
Driving under the influence of alcohol or drugs		1,302	1,339
Dangerous or negligent driving		6,707	7,551
Other dangerous or negligent acts endangering persons		44	46
Neglect of person under care		85	87
Other dangerous or negligent acts endangering persons, other		7,798	9,023
Total			
Abduction and related offences			
Deprivation of liberty, false imprisonment		1	1
Total		1	1
Robbery, extortion and related offences			
Robbery		40	40
Non-aggravated robbery		98	111
Blackmail and extortion		4	4
Total		140	155

* '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.

Unlawful entry with intent/burglary, break and enter		2,377	2,974
Theft and related offences			
Motor vehicle theft and related offences	Theft of motor vehicle	185	197
	Illegal use of motor vehicle	1,362	1,522
	Theft from a person (excluding by force)	401	450
	Theft of intellectual property	41	178
	Theft from retail premises	3,515	4,107
	Theft (except motor vehicles), other	4,091	4,901
Receiving or handling proceeds of crime	Receiving or handling proceeds of crime	5,464	7,121
Illegal use of property (except motor vehicles)	Illegal use of property (except motor vehicles)	2	2
Total		12,798	18,478
Deception and related offences			
Fraud, forgery or false financial instruments	Cheque or credit card fraud	100	191
	Make, use or possess equipment to make false or illegal financial instrument	760	1,760
	Fraudulent trade practices	40	82
	Prescription drug fraud	122	183
	Fare evasion	5	6
	Fraud, other	3,092	5,782
Counterfeiting currency and related offences	Counterfeiting currency	24	40
Dishonest conversion	Dishonest conversion	636	1,063
Bribery	Bribery involving Government officials	5	7
	Bribery, other	1	1
Other deception offences	Misrepresentation of professional status	89	109
	Non-fraudulent trade practices	2	2
	Deception offences, other	749	831
Total		5,127	10,057
Illicit drug offences			
Import or export illicit drugs	Import illicit drugs	1	2
Deal or traffic in illicit drugs	Deal or traffic in illicit drugs, non-commercial quantity	1,267	1,422
Manufacture or cultivate illicit drugs	Manufacture or cultivate illicit drugs	840	855
Possess and/or use illicit drugs	Possess illicit drug	9,548	10,552
	Use illicit drug	327	329
Other illicit drug offences	Illicit drug offences, other	748	780
Total		10,711	13,940

Table continues on next page

TABLE 1.1 continued

<i>Type of offence charged</i>	<i>Division / Subdivision / Group</i>	<i>Persons charged *</i>		<i>Charges</i>	
		<i>No.</i>	<i>No.</i>	<i>No.</i>	<i>No.</i>
Weapons and explosives offences					
Prohibited weapons or explosives offences			629		696
	Sell, possess and/or use prohibited weapons or explosives		50		52
	Prohibited weapons or explosives offences, other		745		1,141
Regulated weapons or explosives offences	Unlawfully obtain or possess regulated weapons or explosives		567		650
	Misuse of regulated weapons or explosives		13		17
	Deal or traffic regulated weapons or explosives offences		20		24
	Regulated weapons or explosives offences, other		1,466		2,580
Total					
Property damage and environmental pollution					
Property damage	Property damage by fire or explosion		160		197
	Graffiti		91		103
	Property damage, other		10,031		10,994
Environmental pollution	Water pollution offences		58		59
	Noise pollution offences		34		34
	Environmental pollution offences, other		290		308
Total			10,603		11,695
Public order offences					
Disorderly conduct	Trespass		2,817		2,954
	Offensive language		3,225		3,273
	Offensive behaviour		6,971		7,636
	Criminal intent		1,442		1,597
	Conspiracy		5		5
	Disorderly conduct, other		532		953
	Betting and gambling offences		25		26
Regulated public order offences	Liquor and tobacco offences		1,079		1,132
	Censorship offences		147		273
	Prostitution offences		101		102
	Offences against public order sexual standards		259		272
	Regulated public order offences, other		27		27
Total			14,789		18,250

Road traffic and motor vehicle regulatory offences		
Driving licence offences	Driving while licence cancelled, suspended or disqualified	17,377
	Driving without a licence	11,740
	Driving licence offences, other	267
	Registration offences	8,224
Road vehicle registration and roadworthiness offences	Exceeding the prescribed content of alcohol limit †	27,909
Regulatory driving offences #	Regulatory driving offences, other	10,744
Total		58,044
Offences against justice procedures, government security and government operations		
Breach of justice order	Escape custody offences	203
	Breach of bail	2,876
	Breach of domestic violence order	6,185
	Breach of other restraining order	886
	Breach of justice order, other	5,650
	Subvert the course of justice	114
Other offences against justice procedures	Resist or hinder police officer or justice official	7,348
	Prison regulation offences	327
	Offences against justice procedures, other	447
Offences against government security	Offences against government security, other	16
Offences against government operations	Resist or hinder government official	237
	Offences against government operations, other	1,362
Total		23,639

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				
		3,923		4,213
			6	8
		1,527		1,752
Public health and safety offences		3		6
		73		85
		50		91
		834		923
		1,001		1,356
Commercial, industry or financial regulations		780		1,345
Other miscellaneous offences		232		344
		10		13
		79		103
		454		486
Total		8,611		10,725
Grand Total [^]		138,872		246,196

* '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.

[^] The grand total is a count of the total number of distinct persons charged in Local Court appearances finalised. For 'charges', all totals simply sum over the offence categories.

Parking offences under the Local Government Act 1993 (NSW) have been removed this year as they are out of scope with the offences reported in this collection. Therefore, regulatory driving offences this year cannot be directly compared to prior publications.

‡ PCA-high - 4,716 persons appearing and 4,783 charges

PCA-medium - 12,865 persons appearing and 13,055 charges

PCA-low - 8,074 persons appearing and 8,229 charges

PCA-special - 2,210 persons appearing and 2,297 charges

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

<i>Outcome of charge</i>	<i>Charges</i>	
	<i>No.</i>	<i>%</i>
Offence proven		
Conviction	167,521	68.0
Conviction ex parte	36,047	14.6
Other outcomes		
Dismissed after hearing	8,719	3.5
Dismissed <i>Mental Health (Criminal Procedure) Act</i>	4,045	1.6
Adjourned to Drug Court	1,463	0.6
Stood out of list	171	0.1
Arrest warrant issued	2,847	1.2
Death of accused	135	0.1
Non-appearance of parties	303	0.1
Withdrawn - no evidence offered	24,945	10.1
Total	246,196	100.0

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

<i>Outcome of appearance</i>	<i>Persons charged</i>	
	<i>No.</i>	<i>%</i>
Proceeded to defended hearing		
All charges dismissed	5,912	4.3
Guilty of at least one charge	11,088	8.0
Other*	964	0.7
Sentenced after guilty plea	85,335	61.4
Convicted ex parte	23,523	16.9
Arrest warrant issued	1,450	1.0
All charges dismissed without hearing	10,086	7.3
All charges otherwise disposed of	514	0.4
Total	138,872	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 1.4**ABORIGINAL AND TORRES STRAIT ISLANDER PERSONS
CHARGED IN LOCAL COURT APPEARANCES FINALISED:
OUTCOME OF APPEARANCE**

<i>Outcome of appearance</i>	<i>Persons charged</i>	
	<i>No.</i>	<i>%</i>
Proceeded to defended hearing		
All charges dismissed	862	4.6
Guilty of at least one charge	1,872	9.9
Other*	187	1.0
Sentenced after guilty plea	10,593	56.0
Convicted ex parte	3,402	18.0
Arrest warrant issued	345	1.8
All charges dismissed without hearing	1,576	8.3
All charges otherwise disposed of	65	0.3
Total	18,902	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 1.5

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

	Legal representation							
	Represented		Not represented		Company/ Corporate body		Total	
	No.	%	No.	%	No.	%	No.	%
Outcome of appearance								
Proceeded to defended hearing								
All charges dismissed	5,105	6.2	787	1.4	20	1.0	5,912	4.3
Guilty of at least one charge	8,372	10.2	2,613	4.8	103	5.4	11,088	8.0
Other*	856	1.0	107	0.2	1	0.1	964	0.7
Sentenced after guilty plea	58,738	71.5	26,039	47.5	558	29.1	85,335	61.4
Convicted ex parte	1,382	1.7	21,169	38.6	972	50.7	23,523	16.9
Arrest warrant issued	104	0.1	1,346	2.5	-	-	1,450	1.0
All charges dismissed without hearing	7,175	8.7	2,649	4.8	262	13.7	10,086	7.3
All charges otherwise disposed of	389	0.5	122	0.2	3	0.2	514	0.4
Total	82,121	100.0	54,832	100.0	1,919	100.0	138,872	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 1.6

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

	Bail status												
	Bail not required or bail dispensed with		On bail		Refused		In custody, prior offence		Unknown, N/A, Company/ Corporate body		Total		
	No.	%	No.	%	No.	%	No.	%	No.	%	No.	%	
Outcome of appearance													
Proceeded to defended hearing													
All charges dismissed	2,516	2.9	2,776	6.9	561	6.6	39	1.7	20	1.0	5,912	4.3	
Guilty of at least one charge	4,838	5.6	4,307	10.8	1,390	16.4	449	19.4	103	5.4	11,088	8.0	
Other*	325	0.4	478	1.2	125	1.5	35	1.5	1	0.1	964	0.7	
Sentenced after guilty plea	55,301	64.2	22,014	55.0	5,797	68.4	1,654	71.4	558	29.1	85,335	61.4	
Convicted ex parte	17,454	20.3	4,994	12.5	97	1.1	4	0.2	972	50.7	23,523	16.9	
Arrest warrant issued	978	1.1	472	1.2	-	-	-	-	-	-	1,450	1.0	
All charges dismissed without hearing	4,622	5.4	4,870	12.2	210	2.5	120	5.2	262	13.7	10,086	7.3	
All charges otherwise disposed of	87	0.1	107	0.3	300	3.5	17	0.7	3	0.2	514	0.4	
Total	86,121	100.0	40,018	100.0	8,480	100.0	2,318	100.0	1,919	100.0	138,872	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 1.7

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

Type of principal offence	Penalty for principal offence														Total
	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	
	Imprisonment	Home Detention	Periodic detention	Suspended sentence with supervision	Suspended sentence without supervision	Community service order	Bond with supervision	Bond without supervision	Fine	Nominal sentence	Section 10A conviction with no other penalty	Bond without conviction	Dismissed without conviction	Total	
Homicide and related offences															
Manslaughter and driving causing death	-	-	1	1	2	4	1	14	5	-	-	4	1	33	
Total	-	-	1	1	2	4	1	14	5	-	-	4	1	33	
Acts intended to cause injury															
Assault	1,625	1	137	784	453	787	1,926	3,700	2,329	19	72	1,931	457	14,221	
Other acts intended to cause injury	2	-	-	4	-	1	-	4	3	-	-	1	2	17	
Total	1,627	1	137	788	453	788	1,926	3,704	2,332	19	72	1,932	459	14,238	
Sexual assault and related offences															
Sexual assault	83	-	5	32	22	6	40	50	3	-	-	8	4	253	
Non-assaultive sexual offences	5	-	-	5	1	1	5	5	3	-	-	1	-	26	
Total	88	-	5	37	23	7	45	55	6	-	-	9	4	279	
Sexual offences against children ⁺	41	-	2	19	11	3	13	11	1	-	-	2	-	103	
Dangerous and negligent acts endangering persons															
Dangerous or negligent operation of a vehicle	168	3	31	67	68	173	101	425	2,750	1	69	201	362	4,419	
Other dangerous or negligent acts endangering persons	3	-	-	2	1	2	3	8	17	-	-	4	-	40	
Total	171	3	31	69	69	175	104	433	2,767	1	69	205	362	4,459	
Robbery, extortion and related offences															
Robbery	27	-	2	4	5	4	6	4	-	-	-	-	-	52	
Blackmail and extortion	-	-	-	-	-	1	-	-	-	-	-	-	-	1	
Total	27	-	2	4	5	5	6	4	-	-	-	-	-	53	

Table continues on next page

⁺ '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 1.7 continued

Type of principal offence	Penalty for principal offence														Total
	Imprisonment	Home Detention	Periodic detention	Suspended sentence with supervision	Suspended sentence without supervision	Community service order	Bond with supervision	Bond without supervision	Fine	Nominal sentence	Section 10A conviction with no other penalty	Bond without conviction	Dismissed without conviction	Total	
Unlawful entry with intent/burglary, break and enter	593	4	16	115	60	118	103	157	22	3	7	20	4	1,222	
Theft and related offences															
Motor vehicle theft and related offences	239	3	12	39	24	44	54	88	40	4	5	16	6	574	
Theft (except motor vehicles)	747	12	18	158	156	158	371	581	1,590	12	43	408	160	4,414	
Receiving or handling proceeds of crime	305	3	7	64	60	79	153	325	494	9	14	84	42	1,639	
Total	1,291	18	37	261	240	281	578	994	2,124	25	62	508	208	6,627	
Deception and related offences															
Fraud, forgery or false financial instruments	280	26	37	116	188	401	133	600	355	2	5	164	67	2,374	
Counterfeiting currency and related offences	1	-	-	2	-	-	-	1	5	-	-	-	1	10	
Dishonest conversion	28	-	21	17	23	50	32	118	79	-	2	60	13	443	
Bribery	3	-	-	-	-	-	-	1	-	-	-	-	-	4	
Other deception offences	6	1	-	1	5	9	3	11	150	3	5	17	24	235	
Total	318	27	58	136	216	460	168	731	589	5	12	241	105	3,066	
Illicit drug offences															
Import or export illicit drugs	1	-	-	-	-	-	-	-	-	-	-	-	-	1	
Deal or traffic in illicit drugs	167	1	10	69	50	44	54	95	33	-	3	13	2	541	
Manufacture or cultivate illicit drugs	18	1	3	24	21	30	60	137	241	-	3	46	15	599	
Possess and/or use illicit drugs	139	-	4	31	24	24	285	363	3,712	15	105	749	424	5,875	
Other illicit drug offences	11	-	-	3	4	-	7	8	74	-	1	8	5	121	
Total	336	2	17	127	99	98	406	603	4,060	15	112	816	446	7,137	
Weapons and explosives offences															
Prohibited weapons/explosives offences	16	-	2	1	6	7	11	33	116	-	2	48	31	273	
Regulated weapons/explosives offences	35	-	8	14	13	11	17	61	181	-	12	84	65	501	
Total	51	-	10	15	19	18	28	94	297	-	14	132	96	774	

Property damage and environmental pollution														
Property damage	211	1	16	85	71	142	442	736	1,797	9	66	612	342	4,530
Environmental pollution	-	-	-	-	-	-	-	-	150	-	5	2	32	189
Total	211	1	16	85	71	142	442	736	1,947	9	71	614	374	4,719
Public order offences														
Disorderly conduct	324	1	16	85	82	149	218	499	3,123	11	160	486	556	5,710
Regulated public order offences	36	-	9	24	16	2	30	44	344	1	14	40	70	630
Total	360	1	25	109	98	151	248	543	3,467	12	174	526	626	6,340
Road traffic and motor vehicle regulatory offences														
Driving licence offences	937	93	234	389	695	1,112	351	1,860	10,182	2	270	2,039	1,489	19,653
Road vehicle registration and roadworthiness offences	-	-	-	-	-	-	3	2	1,642	3	120	15	461	2,246
Regulatory driving offences	330	53	155	316	279	804	832	1,931	17,745	2	163	5,153	1,176	28,939
Total	1,267	146	389	705	974	1,916	1,186	3,793	29,569	7	553	7,207	3,126	50,838
Offences against justice procedures, government security and government operations														
Breach of justice order	1,411	46	204	424	372	331	770	1,092	1,177	72	172	276	212	6,559
Other offences against justice procedures	205	1	6	70	52	68	247	491	1,739	5	64	281	212	3,441
Offences against government security	-	-	-	-	-	-	-	2	3	-	-	1	1	7
Offences against government operations	-	-	-	-	1	4	1	19	1,044	1	10	30	149	1,259
Total	1,616	47	210	494	425	403	1,018	1,604	3,963	78	246	588	574	11,266
Miscellaneous offences														
Harassment and related offences	253	-	11	127	58	85	286	561	260	2	10	155	39	1,847
Public health and safety offences	16	-	-	3	4	1	21	50	792	-	26	29	153	1,095
Commercial/industry/financial regulations	1	-	-	1	-	-	1	5	442	-	3	4	51	508
Other miscellaneous offences	7	1	-	2	3	7	6	31	336	1	4	51	50	499
Total	277	1	11	133	65	93	314	647	1,830	3	43	239	293	3,949
Grand Total	8,233	251	965	3,079	2,819	4,659	6,573	14,112	52,978	177	1,435	13,041	6,678	115,000

Note: Excluded from this table are 206 persons who received no action taken on a breach of court orders, 5,677 persons who received a warrant and 28 persons who received a licence disqualification.

TABLE 1.7a

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

Type of principal offence	Penalty for principal offence														Total
	Imprisonment	Home detention	Periodic detention	Suspended sentence with supervision	Suspended sentence without supervision	Community service order	Bond with supervision	Bond without supervision	Fine	Normal sentence	Section 10A conviction with no other penalty	Bond without conviction	Dismissed without conviction	Total	
Opiates															
Import illicit drugs	1	-	-	-	-	-	-	-	-	-	-	-	-	1	
Deal or traffic in illicit drugs, non-commercial quantity	44	-	1	8	7	1	8	8	3	-	2	-	-	82	
Possess illicit drug	24	-	1	4	3	-	37	28	164	2	3	12	8	286	
Use illicit drug	-	-	-	1	-	-	2	2	22	-	1	-	-	28	
Illicit drug offences, other	-	-	-	-	-	-	-	-	1	-	-	-	-	1	
Total	69	-	2	13	10	1	47	38	190	2	4	14	8	398	
Cannabis															
Deal or traffic in illicit drugs, non-commercial quantity	59	1	6	41	25	27	30	53	17	-	2	5	-	266	
Manufacture or cultivate illicit drugs	15	1	3	24	20	30	60	137	240	-	3	46	15	594	
Possess illicit drug	66	-	2	17	13	13	153	197	2,422	9	77	216	177	3,362	
Use illicit drug	2	-	-	-	-	-	1	-	16	-	-	-	3	22	
Illicit drug offences, other	-	-	-	1	-	-	-	1	19	-	1	3	2	27	
Total	142	2	11	83	58	70	244	388	2,714	9	83	270	197	4,271	
Hallucinogens															
Deal or traffic in illicit drugs, non-commercial quantity	1	-	-	-	-	1	2	-	-	-	-	-	-	4	
Possess illicit drug	1	-	-	-	-	1	2	3	21	-	1	5	7	41	
Illicit drug offences, other	-	-	-	-	-	-	-	1	-	-	-	-	-	1	
Total	2	-	-	-	-	2	4	4	21	-	1	5	7	46	

Amphetamines														
Deal or traffic in illicit drugs, non-commercial quantity	47	-	2	16	12	10	10	13	6	-	1	2	-	119
Manufacture or cultivate illicit drugs	3	-	-	-	1	-	-	-	-	-	-	-	-	4
Possess illicit drug	36	-	1	9	8	7	64	90	605	2	16	133	53	1,024
Use illicit drug	2	-	-	-	-	-	2	3	9	-	1	2	2	21
Illicit drug offences, other	-	-	-	1	2	-	1	1	18	-	-	2	2	27
Total	88	-	3	26	23	17	77	107	638	2	18	139	57	1,195
Barbiturates														
Deal or traffic in illicit drugs, non-commercial quantity	-	-	-	1	-	-	-	-	-	-	-	-	-	1
Possess illicit drug	1	-	-	-	-	-	4	3	18	-	-	13	6	45
Total	1	-	-	1	-	-	4	3	18	-	-	13	6	46
Cocaine														
Deal or traffic in illicit drugs, non-commercial quantity	9	-	-	-	1	-	-	3	1	-	-	-	-	14
Possess illicit drug	1	-	-	-	-	-	3	7	79	-	2	57	24	173
Use illicit drug	-	-	-	-	-	-	-	-	2	-	-	1	-	3
Illicit drug offences, other	-	-	-	-	-	-	-	-	5	-	-	-	-	5
Total	10	-	-	-	1	-	3	10	87	-	2	58	24	195
Other drug														
Possess illicit drug	-	-	-	-	-	-	-	-	4	-	-	1	-	5
Total	-	-	-	-	-	-	-	-	4	-	-	1	-	5
Ecstasy														
Deal or traffic in illicit drugs, non-commercial quantity	6	-	1	3	5	5	4	18	6	-	-	4	2	54
Possess illicit drug	4	-	-	-	-	3	16	28	336	2	4	307	144	844
Use illicit drug	-	-	-	-	-	-	-	1	2	-	-	-	-	3
Illicit drug offences, other	-	-	-	-	-	-	-	-	1	-	-	-	-	1
Total	10	-	1	3	5	8	20	47	345	2	4	311	146	902
Unknown drug type														
Deal or traffic in illicit drugs, non-commercial quantity	1	-	-	-	-	-	-	-	-	-	-	-	-	1
Manufacture or cultivate illicit drugs	-	-	-	-	-	-	-	-	1	-	-	-	-	1
Possess illicit drug	2	-	-	-	-	-	-	1	11	-	-	2	-	16
Use illicit drug	-	-	-	-	-	-	1	-	1	-	-	-	-	2
Illicit drug offences, other	11	-	-	1	2	-	6	5	30	-	-	3	1	59
Total	14	-	-	1	2	-	7	6	43	-	-	5	1	79
Grand Total	336	2	17	127	99	98	406	603	4,060	15	112	816	446	7,137

TABLE 1.8

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

Type of principal offence	Penalty for principal offence														Total
	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	
	Imprisonment	Home detention	Periodic detention	Suspended sentence with supervision	Suspended sentence without supervision	Community service order	Bond with supervision	Bond without supervision	Fine	Nominal sentence	Section 10A conviction with no other penalty	Bond without conviction	Dismissed without conviction		
Homicide and related offences															
Manslaughter and driving causing death	-	-	-	-	-	-	-	-	-	-	-	-	-	0	
Total	-	-	-	-	-	-	-	-	-	-	-	-	-	0	
Acts intended to cause injury															
Assault	724	1	25	245	112	191	431	568	328	4	8	135	36	2,808	
Other acts intended to cause injury	-	-	-	2	-	-	-	1	2	-	-	-	1	6	
Total	724	1	25	247	112	191	431	569	330	4	8	135	37	2,814	
Sexual assault and related offences															
Sexual assault	24	-	-	3	-	-	3	3	-	-	-	-	-	33	
Non-assaultive sexual offences	-	-	-	-	-	-	-	-	-	-	-	-	-	0	
Total	24	-	-	3	-	-	3	3	-	-	-	-	-	33	
Sexual offences against children ⁺	6	-	-	1	-	-	-	-	-	-	-	-	-	7	
Dangerous and negligent acts endangering persons															
Dangerous or negligent operation of a vehicle	34	1	3	4	10	14	10	14	80	-	2	2	7	181	
Other dangerous or negligent acts endangering persons	1	-	-	-	-	-	-	1	-	-	-	-	-	2	
Total	35	1	3	4	10	14	10	15	80	-	2	2	7	183	

⁺ '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	5	-	-	2	1	-	4	1	-	-	-	13
Blackmail and extortion	-	-	-	-	-	-	-	-	-	-	-	0
Total	5	-	-	2	1	-	4	1	-	-	-	13
Unlawful entry with intent/burglary, break and enter												
Theft and related offences	234	2	3	24	8	23	21	26	3	-	1	345
Motor vehicle theft and related offences	72	-	3	14	7	10	20	18	-	-	1	2
Theft (except motor vehicles)	278	-	3	51	30	30	101	107	220	2	6	846
Receiving or handling proceeds of crime	84	-	-	13	8	13	44	66	103	3	6	352
Total	434	-	6	78	45	53	165	191	328	5	12	1,350
Deception and related offences												
Fraud, forgery or false financial instruments	34	-	-	16	10	16	11	25	21	-	2	4
Counterfeiting currency and related offences	-	-	-	-	-	-	-	-	1	-	-	1
Dishonest conversion	1	-	-	-	2	-	-	5	4	-	2	1
Bribery	-	-	-	-	-	-	-	-	-	-	-	0
Other deception offences	-	-	-	1	1	-	-	-	18	-	1	22
Total	35	-	-	17	13	16	11	30	44	-	2	180
Illicit drug offences												
Import or export illicit drugs	-	-	-	-	-	-	-	-	-	-	-	0
Deal or traffic in illicit drugs	46	-	1	10	12	2	11	14	5	-	2	103
Manufacture or cultivate illicit drugs	1	-	-	5	1	1	9	17	23	-	-	57
Possess and/or use illicit drugs	49	-	1	4	1	-	45	57	580	4	22	808
Other illicit drug offences	2	-	-	1	1	-	3	1	6	-	-	15
Total	98	-	2	20	15	3	68	89	614	4	22	983
Weapons and explosives offences												
Prohibited weapons/explosives offences	1	-	-	-	1	-	1	1	9	-	-	13
Regulated weapons/explosives offences	6	-	-	2	-	2	-	6	12	-	2	30
Total	7	-	-	2	1	2	1	7	21	-	2	43
Property damage and environmental pollution												
Property damage	84	1	3	25	15	28	120	149	318	5	10	827
Environmental pollution	-	-	-	-	-	-	-	-	6	-	-	6
Total	84	1	3	25	15	28	120	149	324	5	10	833
Public order offences												
Disorderly conduct	131	1	1	31	32	33	61	134	862	7	48	1,449
Regulated public order offences	7	-	-	-	-	-	3	4	50	1	4	74
Total	138	1	1	31	32	33	64	138	912	8	52	1,523

Table continues on next page

TABLE 1.8 continued

Type of principal offence	Penalty for principal offence														Total
	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	
	Imprisonment	Home detention	Periodic detention	Suspended sentence with supervision	Suspended sentence without supervision	Community service order	Bond with supervision	Bond without supervision	Fine	Nominal sentence	Section 10A conviction with no other penalty	Bond without conviction	Dismissed without conviction		
Road traffic and motor vehicle regulatory offences															
Driving licence offences	239	6	27	83	105	130	60	225	1,034	-	38	129	102	2,178	
Road vehicle registration and roadworthiness offences	-	-	-	-	-	-	2	1	123	-	10	1	10	147	
Regulatory driving offences	70	3	6	50	46	72	83	123	752	-	2	83	12	1,302	
Total	309	9	33	133	151	202	145	349	1,909	-	50	213	124	3,627	
Offences against justice procedures, government security and government operations															
Breach of justice order	532	3	51	128	78	54	231	190	179	12	29	26	34	1,546	
Other offences against justice procedures	80	-	4	21	17	12	57	86	275	2	13	22	17	606	
Offences against government security	-	-	-	-	-	-	-	-	-	-	-	-	-	0	
Offences against government operations	-	-	-	-	-	-	-	-	11	-	-	-	1	12	
Total	612	3	55	149	95	66	288	276	465	14	42	48	52	2,164	
Miscellaneous offences															
Harassment and related offences	113	-	2	45	15	20	61	102	40	1	1	10	4	414	
Public health and safety offences	3	-	-	-	1	1	4	11	51	-	3	-	4	78	
Commercial/industry/financial regulations	-	-	-	-	-	-	-	-	2	-	-	-	-	2	
Other miscellaneous offences	2	-	-	-	-	6	1	6	26	-	-	1	2	44	
Total	118	-	2	45	16	27	66	119	119	1	4	11	10	538	
Grand Total	2,857	18	133	780	514	658	1,397	1,962	5,149	41	204	558	359	14,629	

Note: Excluded from this table are 49 persons who received no action taken on a breach of court orders, 1,373 persons who received a warrant and 2 persons who received a licence disqualification.

TABLE 1.9

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

Type of principal offence	Penalty for principal offence						
	Average months	Home detention	Periodic detention	Suspended sentence	Community service order	Bond	Fine
	Average months	Average months	Average months	Average months	Average hours	Average months	Average \$
Homicide and related offences							
Manslaughter and driving causing death	-	-	4.0	12.7	312.5	24.6	1,402
Total	-	-	4.0	12.7	312.5	24.6	1,402
Acts intended to cause injury							
Assault	6.2	9.0	7.0	9.4	142.2	15.0	566
Other acts intended to cause injury	4.5	-	-	14.5	150.0	10.8	683
Total	6.2	9.0	7.0	9.4	142.2	15.0	566
Sexual assault and related offences							
Sexual assault	8.2	-	5.0	12.1	180.8	20.8	500
Non-assaultive sexual offences	10.8	-	-	7.8	50.0	22.9	433
Total	8.4	-	5.0	11.7	162.1	21.0	467
<i>Sexual offences against children*</i>	9.4	-	6.5	12.4	183.3	25.6	400
Dangerous and negligent acts endangering persons							
Dangerous or negligent operation of a vehicle	5.8	7.0	7.5	9.2	133.8	16.4	492
Other dangerous or negligent acts endangering persons	4.0	-	-	19.0	100.0	18.8	668
Total	5.8	7.0	7.5	9.4	133.4	16.5	493

Table continues on next page

* '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 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 \$
Robbery, extortion and related offences							
Robbery	7.7	-	12.0	10.9	182.5	17.4	-
Blackmail and extortion	-	-	-	-	300.0	-	-
Total	7.7	-	12.0	10.9	206.0	17.4	-
Unlawful entry with intent/burglary, break and enter							
Theft and related offences							
Motor vehicle theft and related offences	7.4	10.0	7.1	9.7	139.8	16.1	609
Theft (except motor vehicles)	4.7	6.8	5.3	8.1	105.8	14.3	427
Receiving or handling proceeds of crime	4.5	6.0	5.3	6.5	116.5	14.2	464
Total	5.2	7.2	5.9	7.9	114.1	14.4	439
Deception and related offences							
Fraud, forgery or false financial instruments	6.1	5.8	7.7	14.0	141.7	18.4	1,098
Counterfeiting currency and related offences	4.0	-	-	14.0	-	12.0	870
Dishonest conversion	6.3	-	10.2	11.5	183.3	17.0	557
Bribery	6.7	-	-	-	-	12.0	-
Other deception offences	5.8	9.0	-	11.3	121.1	16.7	752
Total	6.1	6.0	8.6	13.7	145.8	18.1	936
Illicit drug offences							
Import or export illicit drugs	2.1	-	-	-	-	-	-
Deal or traffic in illicit drugs	6.1	6.0	7.0	9.8	172.6	18.4	955
Manufacture or cultivate illicit drugs	6.2	6.0	6.7	9.9	174.5	16.5	580
Possess and/or use illicit drugs	3.1	-	6.8	8.0	118.5	12.7	331
Other illicit drug offences	6.0	-	-	9.3	-	17.0	354
Total	4.9	6.0	6.9	9.4	159.9	13.8	351

Weapons and explosives offences									
Prohibited weapons or explosives offences	4.4	-	9.0	8.1	140.0	14.2	503		
Regulated weapons or explosives offences	8.2	-	6.9	10.9	111.8	15.2	512		
Total	7.0	-	7.3	10.4	122.8	14.9	508		
Property damage and environmental pollution									
Property damage	4.5	10.0	5.8	8.6	108.8	13.3	429		
Environmental pollution	-	-	-	-	-	12.0	1,407		
Total	4.5	10.0	5.8	8.6	108.8	13.3	504		
Public order offences									
Disorderly conduct	5.8	6.0	7.5	9.0	127.7	14.1	323		
Regulated public order offences	7.0	-	7.7	12.9	70.0	15.1	438		
Total	5.9	6.0	7.6	9.7	126.9	14.1	334		
Road traffic and motor vehicle regulatory offences									
Driving licence offences	6.4	7.3	6.7	9.7	131.9	15.5	508		
Road vehicle registration and roadworthiness offences	-	-	-	-	-	11.5	292		
Regulatory driving offences	6.2	7.1	6.7	10.0	145.1	14.7	616		
Total	6.4	7.2	6.7	9.8	137.4	15.0	561		
Offences against justice procedures, government security and government operations									
Breach of justice order	4.9	5.8	5.7	8.1	100.6	14.7	935		
Other offences against justice procedures	3.7	6.0	4.3	8.3	113.7	13.5	426		
Offences against government security	-	-	-	-	-	20.0	667		
Offences against government operations	-	-	-	12.0	137.5	16.7	2,184		
Total	4.7	5.8	5.6	8.2	103.2	14.4	1,040		
Miscellaneous offences									
Harassment and related offences	5.3	-	8.5	9.2	126.0	15.3	526		
Public health and safety offences	2.8	-	-	5.9	50.0	12.4	2,730		
Commercial, industry or financial regulations	6.1	-	-	24.0	-	18.0	963		
Other miscellaneous offences	3.1	5.0	-	20.4	67.9	15.5	2,238		
Total	5.1	5.0	8.5	9.4	120.8	15.1	1,900		
Grand Total	5.8	6.8	6.7	9.5	134.2	14.9	606		

TABLE 1.10

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

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 \$
Acts intended to cause injury							
Assault	6.3	9.0	6.8	10.1	142.5	15.3	516
Other acts intended to cause injury	-	-	-	12.0	-	12.0	525
Total	6.3	9.0	6.8	10.1	142.5	15.3	516
Sexual assault and related offences							
Sexual assault	8.6	-	-	9.3	-	14.0	-
Total	8.6	-	-	9.3	-	14.0	-
<i>Sexual offences against children</i> *	11.2	-	-	7.0	-	-	-
Dangerous and negligent acts endangering persons							
Dangerous or negligent operation of a vehicle	6.7	6.0	9.0	8.4	139.3	15.3	487
Other dangerous or negligent acts endangering persons	4.0	-	-	-	-	12.0	-
Total	6.7	6.0	9.0	8.4	139.3	15.2	487
Robbery, extortion and related offences							
Robbery	11.0	-	-	9.0	-	13.2	-
Total	11.0	-	-	9.0	-	13.2	-
Unlawful entry with intent/burglary, break and enter							
	8.4	7.5	8.0	12.3	139.3	19.1	383

* '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.

Theft and related offences									
Motor vehicle theft and related offences	7.1	-	8.3	9.6	137.0	14.8	680		
Theft (except motor vehicles)	4.7	-	2.3	8.1	116.5	14.4	374		
Receiving or handling proceeds of crime	4.4	-	-	5.5	113.5	14.0	405		
Total	5.0	-	5.3	7.9	119.6	14.3	389		
Deception and related offences									
Fraud, forgery or false financial instruments	5.9	-	-	11.3	162.8	16.7	440		
Counterfeiting currency and related offences	-	-	-	-	-	-	400		
Dishonest conversion	3.0	-	-	10.5	-	15.4	525		
Other deception offences	-	-	-	8.0	-	12.0	490		
Total	5.8	-	-	11.0	162.8	16.4	468		
Illicit drug offences									
Deal or traffic in illicit drugs	6.3	-	3.0	9.3	50.0	15.9	685		
Manufacture or cultivate illicit drugs	12.0	-	-	5.7	100.0	16.4	400		
Possess and/or use illicit drugs	2.9	-	9.0	8.2	-	14.3	292		
Other illicit drug offences	6.0	-	-	7.5	-	16.5	242		
Total	4.7	-	6.0	8.4	66.7	14.9	299		
Weapons and explosives offences									
Prohibited weapons/explosives offences	6.0	-	-	9.0	-	21.0	367		
Regulated weapons/explosives offences	6.8	-	-	18.0	87.5	13.0	492		
Total	6.7	-	-	15.0	87.5	14.6	438		
Property damage and environmental pollution									
Property damage	3.9	10.0	5.0	8.6	100.1	13.5	406		
Environmental pollution	-	-	-	-	-	-	153		
Total	3.9	10.0	5.0	8.6	100.1	13.5	401		
Public order offences									
Disorderly conduct	5.7	6.0	6.0	8.8	125.2	14.1	291		
Regulated public order offences	4.2	-	-	-	-	15.3	276		
Total	5.7	6.0	6.0	8.8	125.2	14.2	290		

Table continues on next page

TABLE 1.10 continued

Type of principal offence	Penalty for principal offence						
	Average months	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 licences offences	6.2	7.0	7.0	10.0	133.0	15.9	455
Road vehicle registration and roadworthiness offences	-	-	-	-	-	13.5	270
Regulatory driving offences	6.9	7.0	5.8	10.6	143.3	16.3	573
Total	6.4	7.0	6.8	10.2	136.7	16.1	489
Offences against justice procedures, government security and government operations							
Breach of justice order	5.1	6.3	6.2	8.3	94.2	14.5	355
Other offences against justice procedures	3.2	-	3.5	8.7	127.5	13.7	378
Offences against government operations	-	-	-	-	-	-	438
Total	4.8	6.3	6.0	8.4	100.3	14.3	371
Miscellaneous offences							
Harassment and related offences	5.3	-	6.5	9.3	108.8	14.6	484
Public health and safety offences	1.4	-	-	12.0	50.0	12.0	346
Commercial/industry/financial regulations	-	-	-	-	-	-	1,775
Other miscellaneous offences	1.8	-	-	-	70.8	16.5	669
Total	5.1	-	6.5	9.3	98.1	14.4	487
Grand Total	5.8	7.1	6.4	9.5	129.9	14.9	410

TABLE 1.11

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

Type of principal offence	Gender: Total male and female												Average age Years
	Age (years)											Total No.	
	Under 18 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 No.	Not known No.		
Homicide and related offences													
Manslaughter and driving causing death	-	-	-	7	3	4	8	3	2	6	-	-	33
Total	-	-	-	7	3	4	8	3	2	6	-	-	33
Acts intended to cause injury													
Assault	-	442	672	2,967	2,370	4,126	2,495	853	153	143	6	14,227	
Other acts intended to cause injury	-	2	1	5	2	5	1	-	1	-	-	17	
Total	-	444	673	2,972	2,372	4,131	2,496	853	154	143	6	14,244	
Sexual assault and related offences													
Sexual assault	-	2	5	34	39	56	51	35	11	20	-	253	
Non-assaultive sexual offences	-	-	-	1	2	12	4	2	5	-	-	26	
Total	-	2	5	35	41	68	55	37	16	20	-	279	
Sexual offences against children ⁺	-	-	3	11	13	24	19	15	5	13	-	103	
Dangerous and negligent acts endangering persons													
Dangerous or negligent operation of a vehicle	154	266	214	896	644	965	675	323	108	172	3	4,420	
Other dangerous or negligent acts endangering persons	-	1	-	6	9	17	6	-	-	-	1	40	
Total	154	267	214	902	653	982	681	323	108	172	4	4,460	

Table continues on next page

⁺ '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 continued

Gender: Total male and female														
Age (years)														
Under 18	Age (years)													Average age
	18	19	20-24	25-29	30-39	40-49	50-59	60-65	Over 65	Not known	Total	Years		
No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	
Type of principal offence														
Robbery, extortion and related offences														
Robbery	-	6	2	15	12	10	5	1	1	-	-	-	52	28.7
Blackmail and extortion	-	-	-	-	-	-	1	-	-	-	-	-	1	49.5
Total	-	6	2	15	12	10	6	1	1	-	-	-	53	29.1
Unlawful entry with intent/burglary, break and enter														
-	77	104	331	227	335	130	14	1	2	1	1,222	28.9		
Theft and related offences														
Motor vehicle theft and related offences	-	60	51	162	106	154	33	7	1	-	-	-	574	27.7
Theft (except motor vehicles)	-	270	299	836	828	1,212	611	244	63	51	2	4,416	32.2	
Receiving or handling proceeds of crime	-	71	90	347	305	496	248	62	12	8	-	1,639	31.7	
Total	-	401	440	1,345	1,239	1,862	892	313	76	59	2	6,629	31.7	
Deception and related offences														
Fraud, forgery or false financial instruments	1	49	69	332	416	752	477	188	39	26	23	2,372	35.3	
Counterfeiting currency and related offences	-	1	1	2	1	3	2	-	-	-	-	10	30.8	
Dishonest conversion	-	16	28	115	69	92	81	28	8	3	3	443	32.5	
Bribery	-	-	-	-	-	2	2	-	-	-	-	4	39.9	
Other deception offences	1	13	7	51	46	63	23	12	3	2	13	234	31.8	
Total	2	79	105	500	532	912	585	228	50	31	39	3,063	34.7	
Illicit drug offences														
Import or export illicit drugs	-	-	-	-	-	-	1	-	-	-	-	1	49.5	
Deal or traffic in illicit drugs	-	11	22	106	107	148	104	31	6	5	1	541	33.5	
Manufacture or cultivate illicit drugs	-	6	9	61	81	161	175	81	16	9	-	599	39.1	
Possess and/or use illicit drugs	-	167	228	1,310	1,161	1,685	978	306	24	11	6	5,876	32.3	
Other illicit drug offences	-	4	2	23	26	38	19	7	1	1	-	121	33.3	
Total	-	188	261	1,500	1,375	2,032	1,277	425	47	26	7	7,138	33.0	

Weapons and explosives offences													
Prohibited weapons/explosives offences	-	17	15	73	48	66	31	17	1	5	-	273	31.5
Regulated weapons/explosives offences	-	4	8	74	54	105	94	75	41	43	2	500	42.0
Total	-	21	23	147	102	171	125	92	42	48	2	773	38.3
Property damage and environmental pollution													
Property damage	1	379	368	1,246	766	1,036	531	154	23	24	4	4,532	29.5
Environmental pollution	-	4	4	17	18	23	16	10	3	3	55	153	35.8
Total	1	383	372	1,263	784	1,059	547	164	26	27	59	4,685	29.7
Public order offences													
Disorderly conduct	3	419	512	1,587	918	1,282	688	216	35	32	21	5,713	29.7
Regulated public order offences	-	10	21	103	99	162	125	68	16	19	7	630	36.7
Total	3	429	533	1,690	1,017	1,444	813	284	51	51	28	6,343	30.4
Road traffic and motor vehicle regulatory offences													
Driving licence offences	428	659	884	4,304	3,567	5,184	2,974	1,142	249	208	59	19,658	32.4
Road vehicle registration and roadworthiness offences	55	56	55	357	317	596	454	193	76	44	32	2,235	36.0
Regulatory driving offences	483	901	1,052	5,281	4,459	6,712	4,869	2,733	659	584	431	28,164	35.0
Total	966	1,616	1,991	9,942	8,343	12,492	8,297	4,068	984	836	522	50,057	34.0
Offences against justice procedures, government security and government operations													
Breach of justice order	4	92	211	1,142	1,146	2,250	1,329	417	55	49	15	6,710	34.4
Other offences against justice procedures	12	170	200	895	613	749	425	142	29	21	89	3,345	30.6
Offences against government security	-	-	-	-	4	-	1	2	-	-	-	7	38.7
Offences against government operations	-	3	6	19	42	180	222	169	39	19	116	815	44.5
Total	16	265	417	2,056	1,805	3,179	1,977	730	123	89	220	10,877	33.9
Miscellaneous offences													
Harassment and related offences	-	41	62	321	305	605	367	103	26	16	2	1,848	34.3
Public health and safety offences	-	5	15	68	89	160	129	52	12	6	440	976	36.8
Commercial/industry/financial regulations	-	-	-	14	29	132	128	70	21	11	26	431	42.8
Other miscellaneous offences	-	-	2	48	40	83	45	28	15	12	216	489	38.4
Total	-	46	79	451	463	980	669	253	74	45	684	3,744	36.2
Grand Total	1,142	4,224	5,219	23,156	18,968	29,661	18,558	7,788	1,755	1,555	1,574	113,600	33.4

Note: Excluded from this table are 1,634 companies (included in Table 1.7) and 5,677 persons for which a warrant was issued.

TABLE 1.11a

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

Type of principal offence	Gender: Male													Average age Years
	Age (years)													
	Under 18	18	19	20-24	25-29	30-39	40-49	50-59	60-65	Over 65	Not known	Total		
No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	
Homicide and related offences														
Manslaughter and driving causing death	-	-	-	6	1	2	5	2	-	-	5	-	21	45.4
Total	-	-	-	6	1	2	5	2	-	-	5	-	21	45.4
Acts intended to cause injury														
Assault	-	331	535	2,419	1,933	3,355	2,055	706	132	124	6	11,596	33.4	
Other acts intended to cause injury	-	2	1	4	1	3	1	-	1	-	-	13	29.3	
Total	-	333	536	2,423	1,934	3,358	2,056	706	133	124	6	11,609	33.4	
Sexual assault and related offences														
Sexual assault	-	2	5	34	38	56	50	35	11	20	-	251	40.6	
Non-assaultive sexual offences	-	-	-	1	2	12	4	2	5	-	-	26	41.6	
Total	-	2	5	35	40	68	54	37	16	20	-	277	40.7	
Sexual offences against children*	-	-	3	11	12	24	18	15	5	13	-	101	43.3	
Dangerous and negligent acts endangering persons														
Dangerous or negligent operation of a vehicle	143	237	177	755	543	780	523	255	86	128	3	3,630	33.4	
Other dangerous or negligent acts endangering persons	-	1	-	4	5	11	2	-	-	-	1	24	30.8	
Total	143	238	177	759	548	791	525	255	86	128	4	3,654	33.4	
Robbery, extortion and related offences														
Robbery	-	6	2	14	10	9	4	1	1	-	-	47	28.4	
Blackmail and extortion	-	-	-	-	-	-	1	-	-	-	-	1	49.5	
Total	-	6	2	14	10	9	5	1	1	-	-	48	28.8	
Unlawful entry with intent/burglary, break and enter														
	-	72	99	306	197	302	118	14	-	2	1	1,111	28.8	

* '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.

Theft and related offences													
Motor vehicle theft and related offences	-	55	45	142	93	137	32	5	1	-	-	510	27.7
Theft (except motor vehicles)	-	189	220	536	505	718	380	130	34	26	-	2,738	31.5
Receiving or handling proceeds of crime	-	57	73	259	224	373	190	42	11	7	-	1,236	31.6
Total	-	301	338	937	822	1,228	602	177	46	33	-	4,484	31.1
Deception and related offences													
Fraud, forgery or false financial instruments	1	38	57	214	229	405	254	108	24	13	10	1,353	34.7
Counterfeiting currency and related offences	-	1	1	1	-	3	2	-	-	-	-	8	32.2
Dishonest conversion	-	8	12	78	53	59	45	16	7	1	1	280	32.2
Bribery	-	-	-	-	-	2	1	-	-	-	-	3	37.6
Other deception offences	1	10	4	37	33	47	18	10	3	2	11	176	32.4
Total	2	57	74	330	315	516	320	134	34	16	22	1,820	34.1
Illicit drug offences													
Import or export illicit drugs	-	-	-	-	-	-	1	-	-	-	-	1	49.5
Deal or traffic in illicit drugs	-	8	19	86	77	110	72	24	6	3	1	406	33.2
Manufacture or cultivate illicit drugs	-	6	8	52	63	137	143	69	13	8	-	499	39.1
Possess and/or use illicit drugs	-	139	192	1,128	963	1,396	813	248	21	8	5	4,913	32.2
Other illicit drug offences	-	4	2	17	19	31	16	6	1	1	-	97	33.6
Total	-	157	221	1,283	1,122	1,674	1,045	347	41	20	6	5,916	32.9
Weapons and explosives offences													
Prohibited weapons/explosives offences	-	15	15	70	46	62	30	12	1	4	-	255	31.0
Regulated weapons/explosives offences	-	4	8	68	49	96	90	70	40	43	2	470	42.3
Total	-	19	23	138	95	158	120	82	41	47	2	725	38.4
Property damage and environmental pollution													
Property damage	-	343	327	1,109	650	829	427	127	19	19	4	3,854	29.1
Environmental pollution	-	3	4	10	9	19	11	10	3	3	47	119	37.9
Total	-	346	331	1,119	659	848	438	137	22	22	51	3,973	29.3
Public order offences													
Disorderly conduct	3	366	449	1,353	776	1,021	540	175	27	28	18	4,756	29.4
Regulated public order offences	-	9	18	81	80	130	100	67	15	19	5	524	37.4
Total	3	375	467	1,434	856	1,151	640	242	42	47	23	5,280	30.2

Table continues on next page

TABLE 1.11a continued

Gender: Male																																																
Age (Years)																																																
Type of principal offence	Under 18			19			20-24			25-29			30-39			40-49			50-59			60-65			Over 65			Not known			Total			Average age														
	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	Years	Years	Years													
Road traffic and motor vehicle regulatory offences																																																
Driving licence offences	352	552	715	3,440	2,830	3,932	2,283	934	216	188	52	15,494	32.4																																			
Road vehicle registration and roadworthiness offences	49	46	42	290	225	415	334	161	66	39	31	1,698	36.2																																			
Regulatory driving offences	416	727	847	4,298	3,664	5,354	3,807	2,243	572	506	418	22,852	35.0																																			
Total	817	1,325	1,604	8,028	6,719	9,701	6,424	3,338	854	733	501	40,044	34.0																																			
Offences against justice procedures, government security and government operations																																																
Breach of justice order	4	79	180	973	985	1,882	1,150	363	43	43	11	5,713	34.4																																			
Other offences against justice procedures	8	132	166	700	491	538	301	103	23	17	85	2,564	30.2																																			
Offences against government security	-	-	-	-	4	-	1	1	-	-	-	6	35.8																																			
Offences against government operations	-	3	6	15	36	159	190	141	29	14	89	682	44.1																																			
Total	12	214	352	1,688	1,516	2,579	1,642	608	95	74	185	8,965	33.9																																			
Miscellaneous offences																																																
Harassment and related offences	-	36	54	285	271	539	319	88	26	15	2	1,635	34.3																																			
Public health and safety offences	-	5	12	53	68	104	93	45	8	5	271	664	36.9																																			
Commercial/industry/financial regulations	-	-	-	13	22	114	108	62	16	10	19	364	42.9																																			
Other miscellaneous offences	-	-	2	43	38	69	39	24	15	10	79	319	38.3																																			
Total	-	41	68	394	399	826	559	219	65	40	371	2,982	36.2																																			
Grand Total	977	3,486	4,297	18,894	15,233	23,211	14,553	6,299	1,476	1,311	1,172	90,909	33.3																																			

Note: Excluded from this table are 4,395 males for whom a warrant was issued.

TABLE 1.11b

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

Gender: Female														
Age (years)														
Type of principal offence	Age (years)													Average age
	Under 18		18	19	20-24	25-29	30-39	40-49	50-59	60-65	Over 65	Not known	Total	
No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.
Homicide and related offences														
Manslaughter and driving causing death	-	-	-	1	2	2	3	1	2	1	1	-	12	44.3
Total	-	-	-	1	2	2	3	1	2	1	-	12	44.3	
Acts intended to cause injury														
Assault	-	111	137	548	437	771	440	147	21	19	-	2,631	32.7	
Other acts intended to cause injury	-	-	-	1	1	2	-	-	-	-	-	4	29.7	
Total	-	111	137	549	438	773	440	147	21	19	-	2,635	32.6	
Sexual assault and related offences														
Sexual assault	-	-	-	-	1	-	1	-	-	-	-	2	34.8	
Total	-	-	-	-	1	-	1	-	-	-	-	2	34.8	
<i>Sexual offences against children</i> *														
Dangerous and negligent acts endangering persons														
Dangerous or negligent operation of a vehicle	11	29	37	141	101	185	152	68	22	44	-	790	36.8	
Other dangerous or negligent acts endangering persons	-	-	-	2	4	6	4	-	-	-	-	16	33.6	
Total	11	29	37	143	105	191	156	68	22	44	-	806	36.7	
Robbery, extortion and related offences														
Robbery	-	-	-	1	2	1	1	-	-	-	-	5	31.6	
Total	-	-	-	1	2	1	1	-	-	-	-	5	31.6	
Unlawful entry with intent/burglary, break and enter														
	-	5	5	25	30	33	12	-	1	-	-	111	29.9	

Table continues on next page

* '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.

Public order offences													
Disorderly conduct	-	53	63	234	142	261	148	41	8	4	3	957	31.4
Regulated public order offences	-	1	3	22	19	32	25	1	1	-	2	106	33.4
Total	-	54	66	256	161	293	173	42	9	4	5	1,063	31.6
Road traffic and motor vehicle regulatory offences													
Driving licence offences	76	107	169	864	737	1,252	691	208	33	20	7	4,164	32.5
Road vehicle registration and roadworthiness offences	6	10	13	67	92	181	120	32	10	5	1	537	35.2
Regulatory driving offences	67	174	205	983	795	1,358	1,062	490	87	78	13	5,312	34.9
Total	149	291	387	1,914	1,624	2,791	1,873	730	130	103	21	10,013	33.9
Offences against justice procedures, government security and government operations													
Breach of justice order	-	13	31	169	161	368	179	54	12	6	4	997	34.3
Other offences against justice procedures	4	38	34	195	122	211	124	39	6	4	4	781	31.8
Offences against government security	-	-	-	-	-	-	-	1	-	-	-	1	56.1
Offences against government operations	-	-	-	4	6	21	32	28	10	5	27	133	46.5
Total	4	51	65	368	289	600	335	122	28	15	35	1,912	34.0
Miscellaneous offences													
Harassment and related offences	-	5	8	36	34	66	48	15	-	1	-	213	34.4
Public health and safety offences	-	-	3	15	21	56	36	7	4	1	169	312	36.4
Commercial/industry/financial regulations	-	-	-	1	7	18	20	8	5	1	7	67	42.4
Other miscellaneous offences	-	-	-	5	2	14	6	4	-	2	137	170	38.9
Total	-	5	11	57	64	154	110	34	9	5	313	762	36.4
Grand Total	165	738	922	4,262	3,735	6,450	4,005	1,489	279	244	402	22,691	33.7

Note: Excluded from this table are 1,282 females for whom a warrant was issued.

TABLE 1.12

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

- a Total includes 125 companies for which bail status was not applicable.
 b Total includes 20 companies for which bail status was not applicable.
 c Total includes 104 companies for which bail status was not applicable.
 d Total includes 1 companies for which bail status was not applicable.
 e Total includes 569 companies for which bail status was not applicable.
 f Total includes 974 companies for which bail status was not applicable.
 g Total includes 264 persons for whom bail status was unknown.
 h Total includes 3 persons for whom bail status was unknown.

	Bail status											
	On bail			In custody			Total					
	Court Delay			Court Delay			Court Delay					
	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
Outcome of appearance	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 defended hearing	15,240	32.0	127.0	2,076	20.0	102.0	17,441 ^a	31.0	125.0			
All charges dismissed	5,292	31.0	133.0	561	2.0	43.0	5,873 ^b	28.0	127.0			
Guilty of at least one charge	9,145	33.0	124.0	1,390	24.0	124.0	10,639 ^c	32.0	124.0			
Other*	803	29.0	129.0	125	23.0	121.0	929 ^d	28.0	128.0			
Sentenced after guilty plea	77,315	29.0	21.0	5,797	9.0	44.0	83,681 ^e	29.0	21.0			
Convicted ex parte	22,448	34.0	0.0	97	24.0	49.0	23,519 ^f	37.0	0.0			
Arrest warrant issued	1,450	60.0	9.0	-	-	-	1,450	60.0	9.0			
All charges dismissed without hearing	9,492	35.0	106.0	210	2.0	60.0	9,966 ^g	36.0	104.0			
All charges otherwise disposed of	194	46.0	7.0	300	18.0	16.0	497 ^h	24.0	14.0			

* 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.

Note: This table excludes 2,318 persons who were in prison for a previous offence.

TABLE 1.13

**PERSONS* FOUND GUILTY IN LOCAL COURT APPEARANCES FINALISED:
TYPE OF PRINCIPAL OFFENCE, PRIOR PROVEN OFFENCES SINCE 1999**

Type of principal offence	Prior proven offences since 1999											
	No prior proven offences		Prior proven offences not of same type		Prior proven offences of same type without imprisonment		Prior proven offences of same type with imprisonment		Total			
	No.	%	No.	%	No.	%	No.	%	No.	%		
Homicide and related offences	24	72.7	9	27.3	-	-	-	-	33	100.0		
Acts intended to cause injury	5,201	36.9	4,034	28.6	3,535	25.1	1,319	9.4	14,089	100.0		
Sexual assault and related offences	134	48.6	115	41.7	17	6.2	10	3.6	276	100.0		
Dangerous and negligent acts endangering persons	2,672	60.6	1,383	31.4	317	7.2	34	0.8	4,406	100.0		
Robbery, extortion and related offences	10	19.2	31	59.6	2	3.8	9	17.3	52	100.0		
Unlawful entry with intent/burglary, break and enter	158	13.2	485	40.4	140	11.7	417	34.8	1,200	100.0		
Theft and related offences	1,669	25.6	1,409	21.6	1,962	30.1	1,484	22.7	6,524	100.0		
Deception and related offences	1,603	53.4	941	31.4	344	11.5	112	3.7	3,000	100.0		
Illicit drug offences	2,238	31.6	2,353	33.2	2,129	30.0	370	5.2	7,090	100.0		
Weapons and explosives offences	411	54.1	300	39.5	38	5.0	11	1.4	760	100.0		
Property damage and environmental pollution	1,669	36.1	1,820	39.4	942	20.4	192	4.2	4,623	100.0		
Public order offences	2,171	33.8	1,906	29.7	1,967	30.7	373	5.8	6,417	100.0		
Road traffic and motor vehicle regulatory offences	24,604	49.5	6,051	12.2	17,925	36.1	1,114	2.2	49,694	100.0		
Offences against justice procedures, government security and government operations	2,324	22.0	3,780	35.8	3,156	29.9	1,302	12.3	10,562	100.0		
Miscellaneous offences	1,495	40.8	1,583	43.2	461	12.6	124	3.4	3,663	100.0		
Total	46,383	41.3	26,200	23.3	32,935	29.3	6,871	6.1	112,389	100.0		

* The data in this table are sourced from the NSW Bureau of Crime Statistics and Research's Reoffending Database (ROD) which is derived from court data (see Explanatory Notes, p.123). 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 (AVOs) GRANTED:
STATISTICAL DIVISION OF RESIDENCE OF PERSON OF INTEREST (POI*)**

<i>Statistical Division of residence of POI*</i>	<i>Domestic AVO</i>		<i>Personal AVO</i>	
	<i>No.</i>	<i>Rate per 100,000 population</i>	<i>No.</i>	<i>Rate per 100,000 population</i>
Sydney:				
Inner Sydney	1,001	293.0	233	68.2
Eastern Suburbs	424	169.7	110	44.0
St George-Sutherland	969	215.1	239	53.1
Canterbury-Bankstown	844	262.0	197	61.1
Fairfield-Liverpool	1,236	336.3	272	74.0
Outer South Western Sydney	1,075	439.0	254	103.7
Inner Western Sydney	279	152.9	59	32.3
Central Western Sydney	1,009	303.0	193	58.0
Outer Western Sydney	962	300.3	244	76.2
Blacktown	1,381	473.6	329	112.8
Lower Northern Sydney	313	101.5	76	24.6
Central Northern Sydney	397	90.6	68	15.5
Northern Beaches	277	116.2	74	31.0
Gosford-Wyong	1,060	341.3	235	75.7
Hunter	2,502	395.4	769	121.5
Illawarra	1,564	369.3	424	100.1
Richmond-Tweed	866	364.8	420	176.9
Mid-North Coast	1,314	431.8	385	126.5
Northern	1,052	579.1	333	183.3
North Western	834	714.4	331	283.5
Central West	820	455.4	280	155.5
South Eastern	795	374.6	258	121.6
Murrumbidgee	886	568.4	296	189.9
Murray	547	467.1	163	139.2
Far West	277	1,218.3	86	378.2
New South Wales	22,684	324.8	6,328	90.6

* The AVOs were granted against the POIs (Persons of Interest).

The population data used to calculate rates are preliminary estimates as at 23 April 2009 from the Australian Bureau of Statistics publication *Regional Population Growth Australia, 23 April 2009, Catalogue no. 3218.0*.

Note: Excluded from this table are 555 people whose residence was recorded as interstate and 828 people whose residence was recorded as unknown.

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>No.</i>	<i>Rate per 100,000 population</i>
Sydney:		
Inner Sydney	8,326	2,436.8
Eastern Suburbs	3,475	1,390.6
St George-Sutherland	6,450	1,431.7
Canterbury-Bankstown	6,035	1,873.3
Fairfield-Liverpool	8,110	2,206.4
Outer South Western Sydney	6,067	2,477.7
Inner Western Sydney	2,157	1,181.8
Central Western Sydney	6,378	1,915.1
Outer Western Sydney	5,688	1,775.8
Blacktown	7,730	2,650.8
Lower Northern Sydney	2,634	854.2
Central Northern Sydney	3,408	777.5
Northern Beaches	2,603	1,092.0
Gosford-Wyong	6,307	2,030.9
Hunter	12,828	2,027.0
Illawarra	7,778	1,836.7
Richmond-Tweed	4,849	2,042.9
Mid-North Coast	6,152	2,021.5
Northern	4,252	2,340.5
North Western	3,369	2,886.0
Central West	3,868	2,148.0
South Eastern	3,840	1,809.3
Murrumbidgee	3,892	2,497.0
Murray	2,060	1,759.1
Far West	609	2,678.5
New South Wales	128,865	1,845.1

The population data used to calculate rates are preliminary estimates as at 23 April 2009 from the Australian Bureau of Statistics publication Regional Population Growth Australia, 23 April 2009, Catalogue no. 3218.0.

Note: Excluded from this table are 4,861 people whose residence was interstate or overseas, 2,063 people whose residence was unknown, 2,285 people who were in prison for a previous offence and 798 people who were held on remand.

TABLE 1.16

**PERSONS FOUND GUILTY IN LOCAL COURT APPEARANCES FINALISED, RATE PER 100,000 POPULATION:
STATISTICAL DIVISION OF RESIDENCE, TYPE OF PRINCIPAL OFFENCE**

Statistical Division of residence	Type of principal offence															
	Homicide and related offences	Acts intended to cause injury	Sexual assault and related offences	Dangerous and negligent acts endangering persons	Abduction and related offences	Robbery, extortion and related offences	Unlawful entry with intent, burglary, break and enter	Theft and related offences	Deception and related offences	Illicit drug offences	Weapons and explosives offences	Property damage and environmental pollution	Public order offences	Road traffic and motor vehicle regulatory offences	Against justice procedures, government security and government operations	Miscellaneous offences
	Rate per 100,000 population															
Sydney:																
Inner Sydney	-	235.0	4.7	51.8	-	2.0	19.9	204.0	71.7	242.6	10.2	79.0	161.6	573.4	178.8	49.5
Eastern Suburbs	-	136.9	1.2	36.8	-	-	8.4	57.6	34.4	90.4	4.0	43.2	57.6	527.8	76.0	38.0
St George-Sutherland	-	128.1	3.1	47.5	-	0.4	7.3	61.0	36.6	74.1	6.2	42.6	61.5	546.9	99.4	40.8
Canterbury-Bankstown	0.6	160.2	3.7	90.3	-	0.6	8.4	107.7	57.1	86.3	4.3	44.4	54.6	695.9	142.2	46.9
Fairfield-Liverpool	0.5	204.9	2.4	77.3	-	1.1	15.0	115.6	60.1	118.1	15.5	56.3	91.1	829.0	157.3	55.0
Outer South Western Sydney	0.8	267.1	5.7	73.9	-	0.8	18.8	129.1	60.9	101.3	11.8	110.7	109.9	871.9	201.3	96.8
Inner Western Sydney	-	98.1	2.7	40.5	-	0.5	2.7	62.5	42.7	64.1	6.6	32.3	40.5	449.3	87.7	28.5
Central Western Sydney	0.9	164.5	3.6	70.3	-	1.5	18.6	111.7	58.3	82.9	6.3	56.4	76.9	684.6	121.6	54.6
Outer Western Sydney	1.2	164.8	4.1	82.1	-	1.2	12.5	73.7	38.4	77.1	8.1	69.9	81.8	652.2	142.7	42.1
Blacktown	0.7	269.9	5.8	86.8	-	0.7	15.1	148.5	62.4	96.7	9.3	93.6	126.2	912.2	209.9	62.8
Lower Northern Sydney	0.3	64.9	0.6	37.3	-	-	4.9	42.2	20.1	43.8	4.5	22.7	30.8	350.6	50.9	19.8
Central Northern Sydney	0.2	52.9	2.1	46.3	-	-	3.7	27.8	14.6	37.4	6.6	21.0	23.7	332.4	51.8	22.1
Northern Beaches	-	79.7	3.4	32.3	-	-	5.0	37.3	26.8	62.1	3.4	36.9	42.4	482.0	57.5	28.1
Gosford-Wyong	-	191.0	2.3	64.1	-	1.0	16.1	79.2	44.4	79.5	7.4	70.2	73.1	862.0	176.8	60.2

Hunter	0.8	221.5	3.3	58.5	-	0.3	21.5	101.0	36.5	87.7	9.8	70.9	81.4	796.7	172.4	48.5
Illawarra	-	204.7	4.0	51.0	-	0.7	16.8	84.1	39.2	95.9	11.8	82.4	88.1	672.0	153.3	59.3
Richmond-Tweed	0.8	198.4	4.6	54.3	-	-	13.9	54.8	30.3	116.7	8.4	67.4	72.9	952.6	146.6	44.2
Mid-North Coast	0.3	272.4	4.9	56.2	-	-	18.7	75.9	27.3	134.1	16.4	76.9	111.1	739.0	191.2	68.0
Northern	0.6	303.3	3.3	65.0	-	-	13.2	74.9	23.7	117.2	17.6	90.8	173.9	767.3	190.5	68.8
North Western	0.9	364.1	1.7	73.7	-	0.9	18.0	114.8	48.0	125.1	24.0	119.1	235.6	835.2	280.1	79.7
Central West	0.6	282.7	6.7	61.1	-	-	12.8	85.0	45.0	114.4	27.8	88.9	143.3	718.6	175.5	62.8
South Eastern	0.9	213.0	4.2	62.7	-	0.5	15.1	56.1	28.7	94.7	18.4	70.2	86.2	714.3	146.1	53.7
Murrumbidgee	-	319.5	5.1	68.6	-	-	16.7	64.2	46.8	96.9	22.5	96.2	145.0	960.4	222.0	78.9
Murray	-	298.9	2.6	37.6	-	-	11.1	59.8	23.9	89.7	17.9	58.9	75.1	624.2	134.1	58.9
Far West	-	417.8	4.4	83.6	-	-	17.6	92.4	52.8	101.2	17.6	145.1	140.7	778.5	285.9	44.0
New South Wales	0.4	191.2	3.5	59.6	0.0	0.6	13.4	86.4	41.0	95.3	10.4	63.9	86.2	678.1	143.5	50.4

The population data used to calculate rates are preliminary estimates from the Australian Bureau of Statistics publication *Regional Population Growth Australia, 23 April 2009, Catalogue no. 3218.0*.

Note: Excluded from this table are 4,249 people whose residence was recorded as interstate or overseas, 1,702 people whose residence was recorded as unknown, 2,135 people who were recorded as in prison for a previous offence and 736 people who were recorded as on remand.

TABLE 1.17

PERSONS/ORGANISATIONS CHARGED IN LICENSING COURT APPEARANCES FINALISED (JAN - JUN 2008)*:
TYPE OF OFFENCE CHARGED

<i>Type of offence charged</i>	<i>Persons / organisations[^] charged</i>		<i>Charges</i>
	<i>No.</i>	<i>No.</i>	
Deception and related offences			
Fraud, forgery or false financial instruments		8	10
Other deception offences		2	2
Total		9	12
Public order offences			
Disorderly conduct		1	1
Regulated public order offences		39	49
		194	271
Total		231	321
Offences against justice procedures, government security and government operations			
Other offences against justice procedures		2	2
Offences against government operations		4	5
Total		6	7
Miscellaneous offences			
Commercial, industry or financial regulations		2	2
Total		2	2
Grand Total		243	342

* For this Licensing Court table, figures are based on data from January to June 2008 and therefore should not be compared with annual figures reported in previous publications.

[^] For 'persons/organisations charged', the sub-totals represent distinct persons/organisations, i.e., 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/organisations, i.e., the total number of persons/organisations charged in local court appearances finalised. The sub-totals and grand total for charges will simply sum over the categories.

TABLE 1.18**CHARGES IN LICENSING COURT APPEARANCES FINALISED (JAN - JUN 2008)*:
OUTCOME OF CHARGE**

Outcome of charge	Charges	
	<i>No.</i>	<i>%</i>
Offence proven+		
Conviction	263	76.9
Other outcomes		
Dismissed after hearing	19	5.6
Withdrawn - no evidence offered	60	17.5
Total	342	100.0

+ Includes offences where the accused was present and ex parte convictions.

* For this Licensing Court table, figures are based on data from January to June 2008 and therefore should not be compared with annual figures reported in previous publications.

TABLE 1.19**PERSONS/ORGANISATIONS CHARGED IN LICENSING COURT APPEARANCES
FINALISED (JAN - JUN 2008)*:
OUTCOME OF APPEARANCE**

Outcome of appearance	Persons/organisations charged	
	<i>No.</i>	<i>%</i>
Proceeded to defended hearing		
All charges dismissed	12	4.9
Guilty of at least one charge	118	48.6
Other*	2	0.8
Sentenced after guilty plea	68	28.0
All charges dismissed without hearing	43	17.7
Total	243	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.

* For this Licensing Court table, figures are based on data from January to June 2008 and therefore should not be compared with annual figures reported in previous publications.

TABLE 1.20

PERSONS/ORGANISATIONS FOUND GUILTY IN LICENSING COURT APPEARANCES FINALISED (JAN - JUN 2008)*:
TYPE OF PRINCIPAL OFFENCE, PENALTY FOR PRINCIPAL OFFENCE

Type of principal offence	Penalty for principal offence												Total
	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	
	Community service order	Trading licence sanction	Trading licence conditions	Fine	Nominal sentence	Licensee reprimanded	Bond without conviction	Dismissed without conviction	No action taken				
Deception and related offences													
Total	1	2	1	134	1	7	2	23	4				175
Fraud, forgery or false financial instruments	-	-	-	3	-	-	-	3	-				6
Other deception offences	-	-	-	-	-	-	-	1	-				1
Total	-	-	-	3	-	-	-	4	-				7
Public order offences													
Regulated public order offences	1	2	1	134	1	7	2	23	4				175
Total	1	2	1	134	1	7	2	23	4				175
Offences against justice procedures, government security and government operations													
Offences against government operations	-	-	-	4	-	-	-	2	-				6
Total	-	-	-	4	-	-	-	2	-				6
Grand Total	1	2	1	141	1	7	2	29	4				188

* For this Licensing Court table, figures are based on data from January to June 2008 and therefore should not be compared with annual figures reported in previous publications.

**SECTION 2:
NEW SOUTH WALES
CHILDREN'S COURTS**

Tables

TABLE 2.1

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

<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		
Manslaughter and driving causing death		
Manslaughter	1	1
Driving causing death	1	1
Total	2	2
Acts intended to cause injury		
Assault		
Aggravated assault	194	90
Non-aggravated assault	2,040	1,252
Other acts intended to cause injury	9	6
Total	2,243	1,348
Sexual assault and related offences		
Sexual assault		
Aggravated sexual assault	101	57
Non-aggravated sexual assault	6	5
Total	107	62
Dangerous and negligent acts endangering persons		
Dangerous or negligent operation of a vehicle		
Driving under the influence of alcohol or drugs	10	7
Dangerous or negligent driving	142	111
Other dangerous or negligent acts endangering persons		
Neglect of person under care	1	-
Other dangerous or negligent acts endangering persons, other	6	2
Total	159	120
Abduction and related offences		
Abduction and kidnapping		
Abduction and kidnapping	11	6
Total	11	6

Robbery, extortion and related offences		
Robbery	Aggravated robbery	508
	Non-aggravated robbery	60
Total		568
Unlawful entry with intent/burglary, break and enter		
Theft and related offences		
Motor vehicle theft and related offences	Theft of motor vehicle	19
	Illegal use of motor vehicle	345
Theft (except motor vehicles)	Theft from a person (excluding by force)	51
	Theft from retail premises	284
	Theft (except motor vehicles), other	354
Receiving or handling proceeds of crime	Receiving or handling proceeds of crime	250
Total		1,303
Deception and related offences		
Fraud, forgery or false financial instruments	Make, use or possess equipment to make false/illegal financial instrument	8
	Fraud, other	28
Counterfeiting currency and related offences	Counterfeiting currency	1
Dishonest conversion	Dishonest conversion	5
Other deception offences	Deception offences, other	12
Total		54
Illicit drug offences		
Deal or traffic in illicit drugs	Deal or traffic in illicit drugs, commercial quantity	2
	Deal or traffic in illicit drugs, non-commercial quantity	39
Manufacture or cultivate illicit drugs	Manufacture or cultivate illicit drugs	7
Possess and/or use illicit drugs	Possess illicit drug	136
	Use illicit drug	2
Other illicit drug offences	Illicit drug offences, other	2
Total		188

Table continues on next page

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	26	19
Regulated weapons/explosives offences	Unlawfully obtain or possess regulated weapons/explosives	14	11
	Misuse of regulated weapons/explosives	10	8
Total		50	38
Property damage and environmental pollution			
Property damage	Property damage by fire or explosion	46	33
	Graffiti	20	14
	Property damage, other	730	609
Environmental pollution	Environmental pollution offences, other	5	3
Total		801	659
Public order offences			
Disorderly conduct	Trespass	255	221
	Offensive language	134	130
	Offensive behaviour	553	428
	Criminal intent	85	59
	Conspiracy	1	-
	Disorderly conduct, other	53	29
Regulated public order offences	Liquor and tobacco offences	11	11
	Censorship offences	6	3
	Prostitution offences	2	2
	Offences against public order sexual standards	4	4
	Regulated public order offences, other	2	1
Total		1,106	888

Road traffic and motor vehicle regulatory offences		
Driving licence offences	41	37
Driving while licence cancelled, suspended or disqualified	182	169
Driving without a licence	9	8
Driving licence offences, other	46	46
Registration offences	77	76
Exceeding the prescribed content of alcohol limit	26	24
Regulatory driving offences, other	381	360
Total		
Offences against justice procedures, government security and government operations		
Breach of Justice order	16	14
Escape custody offences	101	48
Breach of bail	141	125
Breach of domestic violence order	51	41
Breach of other restraining order	259	221
Breach of justice order, other	6	2
Subvert the course of justice	206	174
Resist or hinder police officer or justice official	2	1
Prison regulation offences	43	32
Offences against justice procedures, other	2	2
Resist or hinder government official	6	4
Offences against government operations, other	833	664
Total		
Miscellaneous offences		
Harassment and related offences	110	92
Threatening behaviour	45	35
Occupational health and safety offences	1	1
Licit drug offences	2	2
Public health and safety offences, other	6	5
Commercial/industry/financial regulations	1	1
Other miscellaneous offences	3	3
Total	168	139
Grand Total	10,100	7,373

TABLE 2.2

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

	Bail not required or bail dispensed with		On bail		In custody, bail refused		In custody, prior offence		Unknown		Total	
	No.	%	No.	%	No.	%	No.	%	No.	%	No.	%
Outcome of appearance												
Proceeded to defended hearing												
All charges dismissed	162	5.6	416	7.5	99	6.1	-	-	-	-	677	6.7
Guilty of at least one charge	207	7.1	504	9.1	249	15.4	9	22.0	-	-	969	9.6
Other*	45	1.6	158	2.9	42	2.6	1	2.4	-	-	246	2.4
Sentenced after guilty plea	1,789	61.6	3,005	54.3	1,034	64.0	26	63.4	1	20.0	5,855	58.0
Convicted ex parte	376	13.0	355	6.4	4	0	-	-	-	-	735	7.3
Arrest warrant issued	35	1.2	86	1.6	-	-	-	-	-	-	121	1.2
All charges dismissed without hearing	260	9.0	960	17.3	38	2.4	4	9.8	4	80.0	1,266	12.5
All charges otherwise disposed of	28	1.0	52	0.9	150	9.3	1	2.4	-	-	231	2.3
Total	2,902	100.0	5,536	100.0	1,616	100.0	41	100.0	5	100.0	10,100	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 2.3

**PERSONS WITH AN 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>Total</i>	
	<i>Control Order</i>	<i>Community service order</i>	<i>Probation Order</i>	<i>Fine</i>	<i>Bond</i>	<i>Dismissed with Caution</i>	<i>Other proven outcomes</i>	<i>No.</i>	<i>No.</i>	<i>No.</i>		<i>Total</i>
Homicide and related offences												
Manslaughter and driving causing death	-	-	2	-	-	-	-	-	-	-	-	2
Total	-	-	2	-	-	-	-	-	-	-	-	2
Acts intended to cause injury												
Assault	130	62	263	56	539	163	129					1,342
Other acts intended to cause injury	-	-	2	2	2	-	-					6
Total	130	62	265	58	541	163	129					1,348
Sexual assault and related offences												
Sexual assault	11	-	24	-	23	4	-					62
Total	11	-	24	-	23	4	-					62
Dangerous and negligent acts endangering persons												
Dangerous or negligent operation of a vehicle	16	8	12	38	31	11	2					118
Other dangerous or negligent acts endangering persons	-	-	-	-	1	1	-					2
Total	16	8	12	38	32	12	2					120
Abduction and related offences												
Abduction and kidnapping	1	1	1	-	3	-	-					6
Total	1	1	1	-	3	-	-					6

Table continues on next page

TABLE 2.3 continued

Type of principal offence	Penalty for principal offence										Total	
	Control Order	Community service order	Probation Order	Fine	Bond	Dismissed with Caution	Other proven outcomes	No.	No.	No.		No.
Robbery, extortion and related offences												
Robbery	100	72	225	3	161	2	5					568
Total	100	72	225	3	161	2	5					568
Unlawful entry with intent/burglary, break and enter	223	54	272	10	304	47	64					974
Theft and related offences												
Motor vehicle theft and related offences	62	17	78	7	125	36	39					364
Theft (except motor vehicles)	28	13	110	55	219	169	95					689
Receiving or handling proceeds of crime	19	4	43	18	84	51	31					250
Total	109	34	231	80	428	256	165					1,303
Deception and related offences												
Fraud, forgery or false financial instruments	1	1	3	2	12	8	9					36
Counterfeiting currency and related offences	-	-	-	-	1	-	-					1
Dishonest conversion	-	-	1	2	1	-	1					5
Other deception offences	-	2	-	6	-	4	-					12
Total	1	3	4	10	14	12	10					54
Illicit drug offences												
Deal or traffic in illicit drugs	2	6	17	1	13	2	-					41
Manufacture or cultivate illicit drugs	-	-	-	1	3	2	1					7
Possess and/or use illicit drugs	2	-	5	35	36	55	5					138
Other illicit drug offences	-	-	-	1	-	1	-					2
Total	4	6	22	38	52	60	6					188

Weapons and explosives offences										
Prohibited weapons/explosives offences	-	1	5	-	7	4	2	19		
Regulated weapons/explosives offences	1	1	6	-	6	4	1	19		
Total	1	2	11	-	13	8	3	38		
Property damage and environmental pollution										
Property damage	37	15	91	56	221	128	108	656		
Environmental pollution	-	-	-	-	-	2	1	3		
Total	37	15	91	56	221	130	109	659		
Public order offences										
Disorderly conduct	34	15	104	136	252	252	74	867		
Regulated public order offences	-	-	3	8	2	4	4	21		
Total	34	15	107	144	254	256	78	888		
Road traffic and motor vehicle regulatory offences										
Driving licence offences	5	4	10	83	35	68	9	214		
Road vehicle registration and roadworthiness offences	1	-	1	23	7	14	-	46		
Regulatory driving offences	2	-	10	57	20	7	4	100		
Total	8	4	21	163	62	89	13	360		
Offences against justice procedures, government security and government operations										
Breach of Justice order	87	25	94	12	153	74	4	449		
Other offences against justice procedures	11	3	27	34	64	45	25	209		
Offences against government operations	-	-	-	2	-	4	-	6		
Total	98	28	121	48	217	123	29	664		
Miscellaneous offences										
Harassment and related offences	15	1	21	4	58	19	9	127		
Public health and safety offences	-	-	3	1	2	2	-	8		
Commercial/industry/financial regulations	-	-	1	-	-	-	-	1		
Other miscellaneous offences	-	-	-	-	2	-	1	3		
Total	15	1	25	5	62	21	10	139		
Grand Total	788	305	1,434	653	2,387	1,183	623	7,373		

TABLE 2.4

**PERSONS CHARGED IN CHILDREN'S COURT APPEARANCES FINALISED AND AGE
TYPE OF PRINCIPAL OFFENCE, AGE**

<i>Type of principal offence</i>	<i>Gender: Total male and female</i>										<i>Total</i> No.
	<i>Age (years)</i>										
	<i>10</i>	<i>11</i>	<i>12</i>	<i>13</i>	<i>14</i>	<i>15</i>	<i>16</i>	<i>17</i>	<i>18 and over</i>	<i>Total</i>	
No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.
Homicide and related offences											
Manslaughter and driving causing death	-	-	-	-	-	-	-	1	1		2
Total	-	-	-	-	-	-	-	1	1		2
Acts intended to cause injury											
Assault	2	4	24	83	206	334	524	642	415		2,234
Other acts intended to cause injury	-	-	-	1	-	1	3	3	1		9
Total	2	4	24	84	206	335	527	645	416		2,243
Sexual assault and related offences											
Sexual assault	-	1	-	1	6	20	27	20	32		107
Total	-	1	-	1	6	20	27	20	32		107
Dangerous and negligent acts endangering persons											
Dangerous or negligent operation of a vehicle	-	-	1	7	10	14	34	49	37		152
Other dangerous or negligent acts endangering persons	-	-	-	1	1	-	1	3	1		7
Total	-	-	1	8	11	14	35	52	38		159
Abduction and related offences											
Abduction and kidnapping	-	-	-	-	1	-	2	6	2		11
Total	-	-	-	-	1	-	2	6	2		11
Robbery, extortion and related offences											
Robbery	-	3	13	41	85	152	201	224	117		836
Total	-	3	13	41	85	152	201	224	117		836
Unlawful entry with intent/burglary, break and enter											
	1	5	21	62	124	250	267	335	284		1,349

Theft and related offences										
Motor vehicle theft, and related offences	-	-	8	23	50	96	126	139	72	514
Theft (except motor vehicles)	2	5	20	65	122	136	198	213	111	872
Receiving or handling proceeds of crime	-	1	10	21	52	53	99	97	40	373
Total	2	6	38	109	224	285	423	449	223	1,759
Deception and related offences										
Fraud, forgery or false financial instruments	-	-	-	-	2	5	7	16	15	45
Counterfeiting currency and related offences	-	-	-	-	-	-	-	1	-	1
Dishonest conversion	-	-	-	-	-	-	2	2	2	6
Other deception offences	-	-	-	-	-	1	5	7	4	17
Total	-	-	-	-	2	6	14	26	21	69
Illicit drug offences										
Deal or traffic in illicit drugs	-	-	-	-	1	4	11	21	20	57
Manufacture or cultivate illicit drugs	-	-	-	-	1	1	1	1	3	7
Possess and/or use illicit drugs	-	-	1	3	9	18	48	57	24	160
Other illicit drug offences	-	-	-	-	1	-	-	1	-	2
Total	-	-	1	3	12	23	60	80	47	226
Weapons and explosives offences										
Prohibited weapons/explosives offences	-	-	-	-	3	6	4	10	3	26
Regulated weapons/explosives offences	-	-	-	-	3	4	4	9	4	24
Total	-	-	-	-	6	10	8	19	7	50
Property damage and environmental pollution										
Property damage	2	4	16	38	93	150	203	173	117	796
Environmental pollution	-	-	-	-	-	1	2	1	1	5
Total	2	4	16	38	93	151	205	174	118	801
Public order offences										
Disorderly conduct	1	8	17	53	105	165	252	314	166	1,081
Regulated public order offences	-	-	-	-	3	2	6	8	6	25
Total	1	8	17	53	108	167	258	322	172	1,106

Table continues on next page

TABLE 2.4 continued

		Gender: Total male and female											Total
		Age (years)										18 and over	
		10	11	12	13	14	15	16	17	18 and over			
Type of principal offence	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	
Road traffic and motor vehicle regulatory offences													
Driving licence offences	-	-	-	-	2	13	45	58	87	27		232	
Road vehicle registration and roadworthiness offences	-	1	-	-	-	3	9	12	12	9		46	
Regulatory driving offences	-	-	-	-	-	2	9	27	48	17		103	
Total	-	1	-	-	2	18	63	97	147	53		381	
Offences against justice procedures, government security and government operations													
Breach of Justice order	-	2	7	26	63	77	107	154	132			568	
Other offences against justice procedures	-	1	3	9	14	39	53	95	43			257	
Offences against government operations	-	-	-	-	-	2	4	1	1	1		8	
Total	-	3	10	35	77	118	164	250	176			833	
Miscellaneous offences													
Harassment and related offences	-	1	3	9	9	15	23	39	50	15		155	
Public health and safety offences	-	-	-	3	3	1	1	2	1	1		9	
Commercial/industry/financial regulations	-	-	-	-	-	-	-	1	-	-		1	
Other miscellaneous offences	-	-	-	-	-	-	1	2	-	-		3	
Total	-	1	3	12	12	16	25	44	51	16		168	
Grand Total	8	36	144	448	989	1,619	2,332	2,801	1,723			10,100	

TABLE 2.4a

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

<i>Type of principal offence</i>	Gender: Male											<i>Total</i> No.
	Age (years)											
	<i>10</i> No.	<i>11</i> No.	<i>12</i> No.	<i>13</i> No.	<i>14</i> No.	<i>15</i> No.	<i>16</i> No.	<i>17</i> No.	<i>18 and over</i> No.	<i>Total</i> No.		
Homicide and related offences												
Manslaughter and driving causing death	-	-	-	-	-	-	-	1	1	1	2	2
Total	-	-	-	-	-	-	-	1	1	1	2	2
Acts intended to cause injury												
Assault	-	3	16	51	131	212	372	506	356	1,647		
Other acts intended to cause injury	-	-	-	-	-	1	2	2	1	6		
Total	-	3	16	51	131	213	374	508	357	1,653		
Sexual assault and related offences												
Sexual assault	-	1	-	1	6	20	27	20	31	106		
Total	-	1	-	1	6	20	27	20	31	106		
Dangerous and negligent acts endangering persons												
Dangerous or negligent operation of a vehicle	-	-	1	7	8	13	29	43	34	135		
Other dangerous or negligent acts endangering persons	-	-	-	1	1	-	1	1	-	4		
Total	-	-	1	8	9	13	30	44	34	139		
Abduction and related offences												
Abduction and kidnapping	-	-	-	-	1	-	-	4	2	7		
Total	-	-	-	-	1	-	-	4	2	7		
Robbery, extortion and related offences												
Robbery	-	1	11	29	66	119	169	205	104	704		
Total	-	1	11	29	66	119	169	205	104	704		

Table continues on next page

TABLE 2.4a continued

Type of principal offence	Gender: Male													Total No.
	Age (years)													
	10 No.	11 No.	12 No.	13 No.	14 No.	15 No.	16 No.	17 No.	18 and over No.	18 No.	19 No.	20 No.	21 and over No.	
Unlawful entry with intent/burglary, break and enter	1	5	18	57	115	233	244	317	268					1,258
Theft and related offences														
Motor vehicle theft and related offences	-	-	7	22	42	82	111	123	63					450
Theft (except motor vehicles)	2	5	20	51	97	86	138	157	87					643
Receiving or handling proceeds of crime	-	1	10	18	40	43	82	76	31					301
Total	2	6	37	91	179	211	331	356	181					1,394
Deception and related offences														
Fraud, forgery or false financial instruments	-	-	-	-	2	4	6	13	11					36
Counterfeiting currency and related offences	-	-	-	-	-	-	-	1	-					1
Dishonest conversion	-	-	-	-	-	-	2	1	1					4
Other deception offences	-	-	-	-	-	-	5	5	4					14
Total	-	-	-	-	2	4	13	20	16					55
Illicit drug offences														
Deal or traffic in illicit drugs	-	-	-	-	1	4	7	16	20					48
Manufacture or cultivate illicit drugs	-	-	-	-	1	1	1	1	2					6
Possess and/or use illicit drugs	-	-	1	3	9	15	40	50	19					137
Other illicit drug offences	-	-	-	-	1	-	-	1	-					2
Total	-	-	1	3	12	20	48	68	41					193
Weapons and explosives offences														
Prohibited weapons/explosives offences	-	-	-	-	3	6	4	9	3					25
Regulated weapons/explosives offences	-	-	-	-	3	3	4	9	3					22
Total	-	-	-	-	6	9	8	18	6					47

Property damage and environmental pollution										
Property damage	2	4	14	32	76	121	168	156	107	680
Environmental pollution	-	-	-	-	-	1	2	1	1	5
Total	2	4	14	32	76	122	170	157	108	685
Public order offences										
Disorderly conduct	1	6	16	43	87	128	225	271	137	914
Regulated public order offences	-	-	-	-	3	1	3	8	6	21
Total	1	6	16	43	90	129	228	279	143	935
Road traffic and motor vehicle regulatory offences										
Driving licence offences	-	-	-	2	13	40	55	73	19	202
Road vehicle registration and roadworthiness offences	-	1	-	-	3	9	11	10	7	41
Regulatory driving offences	-	-	-	-	2	7	23	45	15	92
Total	-	1	-	2	18	56	89	128	41	335
Offences against justice procedures, government security and government operations										
Breach of Justice order	-	2	5	20	50	52	84	126	111	450
Other offences against justice procedures	-	-	3	6	5	25	44	83	29	195
Offences against government operations	-	-	-	-	-	-	4	1	1	6
Total	-	2	8	26	55	77	132	210	141	651
Miscellaneous offences										
Harassment and related offences	-	1	3	6	12	18	26	46	11	123
Public health and safety offences	-	-	-	3	1	1	2	-	1	8
Commercial/industry/financial regulations	-	-	-	-	-	-	1	-	-	1
Other miscellaneous offences	-	-	-	-	-	1	1	-	-	2
Total	-	1	3	9	13	20	30	46	12	134
Grand Total	6	30	125	352	779	1,246	1,893	2,381	1,486	8,298

TABLE 2.4b

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

Type of principal offence	Gender: Female											Total
	Age (years)											
	10	11	12	13	14	15	16	17	18 and over	Total		
No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.
Acts intended to cause injury												
Assault	2	1	8	32	75	122	152	136	59			587
Other acts intended to cause injury	-	-	-	1	-	-	1	1	-			3
Total	2	1	8	33	75	122	153	137	59			590
Sexual assault and related offences												
Sexual assault	-	-	-	-	-	-	-	-	1			1
Total	-	-	-	-	-	-	-	-	1			1
Dangerous and negligent acts endangering persons												
Dangerous or negligent operation of a vehicle	-	-	-	-	2	1	5	6	3			17
Other dangerous or negligent acts endangering persons	-	-	-	-	-	-	-	2	1			3
Total	-	-	-	-	2	1	5	8	4			20
Abduction and related offences												
Abduction and kidnapping	-	-	-	-	-	-	2	2	-			4
Total	-	-	-	-	-	-	2	2	-			4
Robbery, extortion and related offences												
Robbery	-	2	2	12	19	33	32	19	13			132
Total	-	2	2	12	19	33	32	19	13			132
Unlawful entry with intent/burglary, break and enter												
Unlawful entry with intent/burglary, break and enter	-	-	3	5	9	17	23	18	16			91
Theft and related offences												
Motor vehicle theft and related offences	-	-	1	1	8	14	15	16	9			64
Theft (except motor vehicles)	-	-	-	14	25	50	60	56	24			229
Receiving or handling proceeds of crime	-	-	-	3	12	10	17	21	9			72
Total	-	-	1	18	45	74	92	93	42			365

Deception and related offences											
Fraud, forgery or false financial instruments	-	-	-	-	-	-	1	1	3	4	9
Dishonest conversion	-	-	-	-	-	-	-	-	1	1	2
Other deception offences	-	-	-	-	-	-	1	-	2	-	3
Total	-	-	-	-	-	-	2	1	6	5	14
Illicit drug offences											
Deal or traffic in illicit drugs	-	-	-	-	-	-	-	4	5	-	9
Manufacture or cultivate illicit drugs	-	-	-	-	-	-	-	-	-	1	1
Possess and/or use illicit drugs	-	-	-	-	-	-	3	8	7	5	23
Total	-	-	-	-	-	-	3	12	12	6	33
Weapons and explosives offences											
Prohibited weapons/explosives offences	-	-	-	-	-	-	-	-	1	-	1
Regulated weapons/explosives offences	-	-	-	-	-	-	1	-	-	1	2
Total	-	-	-	-	-	-	1	-	1	1	3
Property damage and environmental pollution											
Property damage	-	-	2	2	6	17	29	35	17	10	116
Total	-	-	2	2	6	17	29	35	17	10	116
Public order offences											
Disorderly conduct	-	2	1	10	18	18	37	27	43	29	167
Regulated public order offences	-	-	-	-	-	-	1	3	-	-	4
Total	-	2	1	10	18	18	38	30	43	29	171
Road traffic and motor vehicle regulatory offences											
Driving licence offences	-	-	-	-	-	-	5	3	14	8	30
Road vehicle registration and roadworthiness offences	-	-	-	-	-	-	-	1	2	2	5
Regulatory driving offences	-	-	-	-	-	-	2	4	3	2	11
Total	-	-	-	-	-	-	7	8	19	12	46
Offences against justice procedures, government security and government operations											
Breach of Justice order	-	-	2	6	13	25	25	23	28	21	118
Other offences against justice procedures	-	1	-	3	9	14	14	9	12	14	62
Offences against government operations	-	-	-	-	-	-	2	-	-	-	2
Total	-	1	2	9	22	41	41	32	40	35	182
Miscellaneous offences											
Harassment and related offences	-	-	-	3	3	5	5	13	4	4	32
Public health and safety offences	-	-	-	-	-	-	-	-	1	-	1
Other miscellaneous offences	-	-	-	-	-	-	-	1	-	-	1
Total	-	-	-	3	3	5	5	14	5	4	34
Grand Total	2	6	19	96	210	373	439	420	237	237	1,802

TABLE 2.5

**PERSONS FOUND GUILTY IN CHILDREN'S COURT APPEARANCES FINALISED:
TYPE OF PRINCIPAL OFFENCE, PRIOR PROVEN OFFENCES SINCE 1999**

	Prior proven offences since 1999						Total	
	No prior proven offences		Prior proven offences not of same type		Prior proven offences of same type without imprisonment			Prior proven offences of same type with imprisonment
Type of principal offence	No.	%	No.	%	No.	%	No.	%
Homicide and related offences	2	100.0	-	-	-	-	2	100.0
Acts intended to cause injury	669	49.7	313	23.3	300	22.3	63	4.7
Sexual assault and related offences	49	80.3	8	13.1	2	3.3	2	3.3
Dangerous and negligent acts endangering persons	72	57.6	43	34.4	6	4.8	4	3.2
Abduction and related offences	4	66.7	2	33.3	-	-	-	-
Robbery, extortion and related offences	324	58.4	162	29.2	42	7.6	27	4.9
Unlawful entry with intent/burglary, break and enter	305	32.1	270	28.4	237	24.9	138	14.5
Theft and related offences	454	35.4	279	21.8	467	36.5	81	6.3
Deception and related offences	28	50.9	25	45.5	2	3.6	-	-
Illicit drug offences	98	52.4	64	34.2	23	12.3	2	1.1
Weapons and explosives offences	16	42.1	21	55.3	1	2.6	-	-
Property damage and environmental pollution	296	46.0	177	27.5	156	24.2	15	2.3
Public order offences	401	45.5	230	26.1	232	26.3	18	2.0
Road traffic and motor vehicle regulatory offences	208	57.3	76	20.9	77	21.2	2	0.6
Offences against justice procedures, government security and government operations	198	31.1	237	37.2	171	26.8	31	4.9
Miscellaneous offences	73	52.9	52	37.7	11	8.0	2	1.4
Total	3,197	44.0	1,959	27.0	1,727	23.8	385	5.3

* The data in this table are sourced from the NSW 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.

**SECTION 3:
NEW SOUTH WALES
HIGHER COURTS**

Tables

TABLE 3.1

TRIAL AND SENTENCE CASES REGISTERED:*
REGISTRY, TYPE OF COMMITTAL

Registry	Type of committal						Total
	Committed for trial		Committed for sentence		Total		
	No.	%	No.	%	No.	%	
Supreme Court	96	4.8	5	0.3	101	2.7	
District Court:							
Dubbo	96	4.8	79	4.4	175	4.6	
Lismore	107	5.4	118	6.5	225	5.9	
Newcastle	293	14.7	298	16.5	591	15.5	
Sydney	614	30.8	590	32.6	1,204	31.7	
Sydney West	579	29.1	524	28.9	1,103	29.0	
Wagga Wagga	69	3.5	66	3.6	135	3.5	
Wollongong	139	7.0	131	7.2	270	7.1	
Total	1,993	100.0	1,811	100.0	3,804	100.0	

* This table includes companies and persons

TABLE 3.2

PERSONS CHARGED IN TRIAL AND SENTENCE APPEARANCES FINALISED:*
REGISTRY, TYPE OF COMMITTAL, METHOD OF FINALISATION

Registry	Type of committal	Method of finalisation												Total
		Proceeded to trial		Proceeded to sentence only		No charges proceeded with		All charges otherwise disposed of		Proven outcome not further described [#]		Total		
		No.	%	No.	%	No.	%	No.	%	No.	%	No.	%	
Supreme Court	Committed for trial	56	50.0	42	37.5	9	8.0	5	4.5	-	-	112	100.0	
	Committed for sentence	-	-	5	100	-	-	-	-	-	-	5	100.0	
District Court	Committed for trial	494	28.9	973	56.8	205	12.0	24	1.4	16	0.9	1,712	100.0	
	Committed for sentence	4	0.3	1,493	98.7	7	0.5	9	0.6	-	-	1,513	100.0	
Dubbo	Committed for trial	33	31.1	61	57.5	8	7.5	3	2.8	1	0.9	106	100.0	
	Committed for sentence	-	-	75	100.0	-	-	-	-	-	-	75	100.0	
Lismore	Committed for trial	32	30.5	55	52.4	16	15.2	2	1.9	-	-	105	100.0	
	Committed for sentence	-	-	113	100.0	-	-	-	-	-	-	113	100.0	
Newcastle	Committed for trial	56	24.6	141	61.8	29	12.7	2	0.9	-	-	228	100.0	
	Committed for sentence	-	-	237	99.2	1	0.4	1	0.4	-	-	239	100.0	
Sydney	Committed for trial	204	32.3	351	55.5	65	10.3	7	1.1	5	0.8	632	100.0	
	Committed for sentence	2	0.4	441	97.6	4	0.9	5	1.1	-	-	452	100.0	
Sydney West	Committed for trial	125	26.5	261	55.4	69	14.6	7	1.5	9	1.9	471	100.0	
	Committed for sentence	1	0.2	443	98.7	2	0.4	3	0.7	-	-	449	100.0	
Wagga Wagga	Committed for trial	13	26.0	28	56.0	7	14.0	1	2.0	1	2.0	50	100.0	
	Committed for sentence	-	-	55	100.0	-	-	-	-	-	-	55	100.0	
Wollongong	Committed for trial	31	25.8	76	63.3	11	9.2	2	1.7	-	-	120	100.0	
	Committed for sentence	1	0.8	129	99.2	-	-	-	-	-	-	130	100.0	
All Registries	Committed for trial	550	30.2	1,015	55.6	214	11.7	29	1.6	16	0.9	1,824	100.0	
	Committed for sentence	4	0.3	1,498	98.7	7	0.5	9	0.6	-	-	1,518	100.0	
Total		554	16.6	2,513	75.2	221	6.6	38	1.1	16	0.5	3,342	100.0	

[#] The category 'Proven outcome not further described' includes persons who received a sentence but where there was insufficient data to determine whether they had proceeded to trial or to sentence only.

* This table includes 5 companies. These are excluded from all other tables.

TABLE 3.3

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

Year of committal	Jurisdiction						Total
	Supreme Court		District Court		Total		
	Committed for trial	Committed for sentence	Committed for trial	Committed for sentence	Committed for trial	Committed for sentence	
2004 or earlier	7	0	15	4	22	4	
2005	1	0	32	0	33	0	
2006	10	0	218	31	228	31	
2007	70	4	931	553	1,001	557	
2008	17	1	498	921	515	922	
Unknown	7	0	15	2	22	2	
Total	112	5	1,709	1,511	1,821	1,516	

TABLE 3.4

**PERSONS CHARGED AND NUMBER OF CHARGES IN TRIAL AND SENTENCE APPEARANCES FINALISED:
TYPE OF OFFENCE CHARGED**

<i>Type of offence charged Division / Subdivision / Group</i>	<i>Persons charged*</i>		<i>Charges</i>
	<i>No.</i>	<i>No.</i>	
Homicide and related offences			
Murder	84	89	
Conspiracies and attempts to murder	7	9	
	36	40	
Manslaughter and driving causing death	59	62	
	38	48	
Total	198	248	
Acts intended to cause injury			
Assault	347	450	
	459	699	
Other acts intended to cause injury	15	18	
Total	685	1,167	
Sexual assault and related offences			
Sexual assault	464	1,932	
	15	51	
Non-assaultive sexual offences	15	29	
	3	4	
Total	479	2,016	
Sexual offences against children*	287	1,344	

Table continues on next page

* 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 3.4 continued

<i>Type of offence charged</i>	<i>Persons charged *</i>		<i>Charges</i>
	<i>No.</i>	<i>No.</i>	
<i>Division / Subdivision / Group</i>			
Dangerous and negligent acts endangering persons			
Dangerous or negligent operation of a vehicle			
Driving under the influence of alcohol or drugs	25	31	
Dangerous or negligent driving	42	55	
Other dangerous or negligent acts endangering persons			
Neglect of person under care	1	2	
Other dangerous or negligent acts endangering persons, other	4	5	
Total	69	93	
Abduction and related offences			
Abduction and kidnapping	108	137	
Deprivation of liberty/false imprisonment	7	29	
Total	114	166	
Robbery, extortion and related offences			
Robbery	618	1,014	
Aggravated robbery			
Non-aggravated robbery	86	119	
Blackmail and extortion	1	1	
Total	671	1,134	
Unlawful entry with intent/burglary, break and enter			
Theft and related offences			
Motor vehicle theft and related offences			
Theft of motor vehicle	50	60	
Illegal use of motor vehicle	114	207	
Theft (except motor vehicles)			
Theft from a person (excluding by force)	50	60	
Theft from retail premises	2	3	
Theft (except motor vehicles), other	89	133	
Receiving or handling proceeds of crime	246	413	
Total	489	876	

Deception and related offences		
Fraud, forgery or false financial instruments		457
Make, use or possess equipment to make false/illegal financial instrument	42	
Fraudulent trade practices	17	45
Fraud, other	99	462
Dishonest conversion	3	5
Counterfeiting currency	16	61
Dishonest conversion	5	23
Bribery involving government officials	1	2
Misrepresentation of professional status	8	21
Deception offences, other	152	1,076
Total		
Illicit drug offences		
Import or export illicit drugs	81	91
Deal or traffic in illicit drugs	183	223
Deal or traffic in illicit drugs, commercial quantity	502	836
Deal or traffic in illicit drugs, non-commercial quantity	119	135
Manufacture or cultivate illicit drugs	220	309
Possess and/or use illicit drugs	8	9
Possess illicit drug	33	36
Use illicit drug	809	1,643
Other illicit drug offences		
Total		
Weapons and explosives offences		
Prohibited weapons or explosives offences	83	121
Sell, possess and/or use prohibited weapons or explosives	4	4
Prohibited weapons or explosives offences, other	88	164
Regulated weapons or explosives offences	57	88
Unlawfully obtain or possess regulated weapons or explosives	8	13
Misuse of regulated weapons or explosives	156	390
Deal or traffic regulated weapons or explosives offences		
Total		
Property damage and environmental pollution		
Property damage	40	52
Property damage by fire or explosion	91	144
Property damage, other	127	196
Total		

Table continues on next page

TABLE 3.4 continued

<i>Type of offence charged</i> <i>Division / Subdivision / Group</i>	<i>Persons charged*</i>		<i>Charges</i> <i>No.</i>
	<i>No.</i>	<i>No.</i>	
Public order offences			
Disorderly conduct			
Trespass	9		9
Offensive language	2		2
Offensive behaviour	86		92
Criminal intent	72		88
Conspiracy	2		2
Disorderly conduct, other	2		2
Liquor and tobacco offences	3		3
Censorship offences	33		83
Prostitution offences	1		1
Offences against public order sexual standards	2		5
Regulated public order offences, other	1		1
Total	198		288
Road traffic and motor vehicle regulatory offences			
Driving licence offences			
Driving while licence cancelled, suspended or disqualified	46		57
Driving without a licence	27		32
Driving licence offences, other	5		7
Road vehicle registration and roadworthiness offences			
Registration offences	14		17
Exceeding the prescribed content of alcohol limit	8		8
Exceeding legal speed limit	4		4
Regulatory driving offences, other	18		20
Total	90		145

Offences against justice procedures, government security and government operations		
Breach of justice order		
Escape custody offences	11	14
Breach of bail	7	8
Breach of domestic violence order	19	21
Breach of other restraining order	1	1
Breach of justice order, other	4	4
Subvert the course of justice	34	46
Resist or hinder police officer or justice official	44	53
Offences against justice procedures, other	25	31
Offences against government security	1	1
Offences against government operations	2	2
Resist or hinder government official	1	1
Offences against government operations, other	139	182
Total		
Miscellaneous offences		
Harassment and related offences		
Harassment and private nuisance	24	40
Offences against privacy	1	1
Threatening behaviour	13	20
Occupational health and safety offences	1	1
Licit drug offences	24	31
Public health and safety offences, other	2	2
Commercial/industry/financial regulations	23	76
Other miscellaneous offences	2	2
Environmental regulation offences	3	9
Immigration regulation offences	2	2
Quarantine offences	2	2
Import/export regulations	7	25
Miscellaneous offences, other	1	1
Total	100	210
Offence Unknown	1	1
Grand Total	3,337	11,053

* '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 a 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 the Higher Court trial and sentence cases finalised. For 'charges', all totals simply sum over the categories.

TABLE 3.5**PERSONS CHARGED IN TRIAL AND SENTENCE APPEARANCES FINALISED:
NUMBER OF OFFENCES CHARGED**

<i>Number of offences charged</i>	<i>Persons charged</i>	
	<i>No.</i>	<i>%</i>
1	1,219	36.5
2	800	24.0
3	454	13.6
4	274	8.2
5	148	4.4
6	104	3.1
7	82	2.5
8	55	1.6
9	43	1.3
10 or more	158	4.7

TABLE 3.6**PERSONS CHARGED IN TRIAL AND SENTENCE APPEARANCES FINALISED:
METHOD OF FINALISATION, JURISDICTION**

<i>Method of finalisation</i>	<i>Jurisdiction</i>				<i>Total</i>	
	<i>Supreme Court</i>		<i>District Court</i>			
	<i>No.</i>	<i>%</i>	<i>No.</i>	<i>%</i>	<i>No.</i>	<i>%</i>
Proceeded to trial:						
Acquitted of all charges	24	20.5	226	7.0	250	7.5
Guilty of at least one charge	27	23.1	239	7.4	266	8.0
Other*	5	4.3	32	1.0	37	1.1
Proceeded to sentence only	47	40.2	2,462	76.5	2,509	75.2
Proven outcome not further described #	-	-	16	0.5	16	0.5
No charges proceeded with	9	7.7	212	6.6	221	6.6
All charges otherwise disposed of	5	4.3	33	1.0	38	1.1
Total	117	100.0	3,220	100.0	3,337	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.

The category 'Proven outcome not further described' includes persons who received a sentence but where there was insufficient data to determine whether they had proceeded to trial or to sentence only.

TABLE 3.7

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

Type of principal offence	Penalty for principal offence														Total
	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	
	Imprisonment	Detention in juvenile institution	Home detention	Periodic detention	Suspended sentence with supervision	Suspended sentence without supervision	Community service order	Bond with supervision	Bond without supervision	Fine	Nominal Sentence	STOA conviction with no other penalty	Bond without conviction	No conviction recorded	
Homicide and related offences															
Murder	27	-	-	1	-	-	-	-	-	-	-	-	-	-	
Conspiracies and attempts to murder	12	-	-	-	-	-	-	-	-	-	-	-	-	-	
Manslaughter and driving causing death	54	-	-	7	4	8	1	-	1	-	-	-	1	1	
Total	93	-	-	8	4	8	1	-	1	-	-	-	1	116	
Acts intended to cause injury															
Assault	224	1	-	35	32	21	6	15	27	-	2	2	2	367	
Other acts intended to cause injury	6	-	-	-	1	-	-	-	-	-	-	-	-	7	
Total	230	1	-	35	33	21	6	15	27	-	2	2	2	374	
Sexual assault and related offences															
Sexual assault	191	-	-	-	20	21	-	10	12	-	-	1	-	5	
Non-assaultive sexual offences	4	-	-	-	-	-	-	-	2	-	-	-	-	6	
Total	195	-	-	-	20	21	-	10	14	-	-	1	-	266	
<i>Sexual offences against children #</i>	131	-	-	-	13	14	-	7	11	-	-	1	-	182	
Dangerous and negligent acts endangering persons															
Dangerous or negligent operation of a vehicle	16	-	-	2	1	3	-	-	-	1	-	-	-	23	
Other dangerous or negligent acts endangering persons	1	-	-	-	-	-	-	-	-	-	-	-	-	1	
Total	17	-	-	2	1	3	-	-	-	1	-	-	-	24	

Table continues on next page

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 3.7 continued

Type of principal offence	Penalty for principal offence														Total
	Imprisonment	Detention in juvenile institution	Home detention	Periodic detention	Suspended sentence with supervision	Suspended sentence without supervision	Community service order	Bond with supervision	Bond without supervision	Fine	Nominal Sentence	S10A conviction with no other penalty	Bond without conviction	No conviction recorded	
Abduction and related offences															
Abduction and kidnapping	39	-	-	1	4	2	-	-	1	-	-	-	-	-	47
Deprivation of liberty/false imprisonment	4	-	-	-	-	-	1	1	-	-	-	-	-	-	6
Total	43	-	-	1	4	2	1	1	1	-	-	-	-	-	53
Robbery, extortion and related offences															
Robbery	422	1	1	27	41	29	5	6	7	-	1	-	-	-	540
Blackmail and extortion	1	-	-	-	-	-	-	-	-	-	-	-	-	-	1
Total	423	1	1	27	41	29	5	6	7	-	1	-	-	-	541
Unlawful entry with intent/burglary, break and enter															
Theft and related offences															
Motor vehicle theft and related offences	15	-	-	1	3	-	1	1	1	-	-	-	-	-	22
Theft (except motor vehicles)	15	-	-	-	5	2	-	1	3	-	-	-	1	-	27
Receiving or handling proceeds of crime	22	-	-	3	3	2	-	1	2	-	-	-	1	-	34
Total	52	-	-	4	11	4	1	3	6	-	-	1	1	-	83
Deception and related offences															
Fraud, forgery or false financial instruments	50	-	-	6	2	14	3	-	5	-	-	-	-	-	80
Counterfeiting currency and related offences	1	-	-	-	-	-	-	-	-	-	-	-	-	-	1
Dishonest conversion	5	-	1	-	-	-	-	-	1	-	-	-	-	-	7
Bribery	4	-	-	-	-	-	-	-	-	-	-	-	-	-	4
Other deception offences	-	-	-	-	-	-	-	-	-	-	-	-	-	-	0
Total	60	-	1	6	2	14	3	-	6	-	-	-	-	-	92
Illicit drug offences															
Import or export illicit drugs	72	-	-	-	-	1	-	-	1	-	-	-	-	-	74
Deal or traffic in illicit drugs	290	-	3	40	67	60	7	14	31	-	1	1	2	1	517
Manufacture or cultivate illicit drugs	67	-	-	7	10	9	-	-	4	-	-	-	-	-	97
Possess and/or use illicit drugs	6	-	-	-	2	1	-	1	3	-	1	-	-	2	19
Other illicit drug offences	-	-	-	-	-	-	-	-	-	-	-	-	-	-	0
Total	435	-	3	47	79	71	7	15	39	3	1	2	2	3	707

Weapons and explosives offences													
Prohibited weapons/explosives offences	14	-	-	3	-	2	-	-	-	-	1	-	20
Regulated weapons/explosives offences	23	-	-	1	3	2	-	-	-	-	-	1	30
Total	37	-	-	4	3	4	-	-	-	-	1	1	50
Property damage and environmental pollution													
Property damage	14	-	-	1	1	2	-	2	1	-	-	1	23
Total	14	-	-	1	1	2	-	2	1	-	-	1	23
Public order offences													
Disorderly conduct	14	-	-	2	3	6	-	5	8	-	-	2	41
Regulated public order offences	17	1	-	2	1	1	-	-	1	-	-	-	23
Total	31	1	-	4	4	7	-	5	9	-	-	2	64
Road traffic and motor vehicle regulatory offences													
Driving licence offences	-	-	-	-	-	-	-	-	-	1	-	-	1
Road vehicle registration and roadworthiness offences	-	-	-	-	-	-	-	-	-	-	-	-	0
Regulatory driving offences	-	-	-	-	-	-	-	-	1	-	-	-	1
Total	-	-	-	-	-	-	-	-	1	1	-	-	2
Offences against justice procedures, government security and government operations													
Breach of justice order	4	-	-	-	-	-	-	-	-	-	-	-	4
Other offences against justice procedures	11	-	-	1	3	3	-	4	3	-	2	3	30
Offences against government security	-	-	-	-	-	-	-	-	-	-	-	-	0
Offences against government operations	-	-	-	-	-	-	-	-	-	-	-	-	0
Total	15	-	-	1	3	3	-	4	3	-	2	3	34
Miscellaneous offences													
Harassment and related offences	2	-	-	-	2	2	-	-	1	-	-	-	7
Public health and safety offences	-	-	-	-	-	-	-	-	-	-	-	-	0
Commercial/industry/financial regulations	1	-	-	-	-	-	-	-	1	-	-	-	2
Other miscellaneous offences	5	-	-	-	1	3	-	-	-	1	-	-	10
Total	8	-	-	-	3	5	-	-	2	-	1	-	19
Offence Unknown	1	-	-	-	-	-	-	-	-	-	-	-	1
Grand Total	1,926	3	5	162	252	225	27	70	128	5	5	13	2,840

TABLE 3.7a

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

Type of principal offence	Penalty for principal offence													Total
	Imprisonment	Home detention	Periodic detention	Suspended sentence with supervision	Suspended sentence without supervision	Community service order	Bond with supervision	Bond without supervision	Fine	Nominal Sentence	S10A conviction with no other penalty	Bond without conviction	No conviction recorded	
Opiates														
Import illicit drugs	27	-	-	-	-	-	-	-	-	-	-	-	-	-
Deal or traffic in illicit drugs, commercial quantity	15	-	-	1	1	-	-	-	-	-	-	-	-	-
Deal or traffic in illicit drugs, non-commercial quantity	14	-	-	1	1	-	-	-	-	-	-	-	-	-
Total	56	-	-	2	2	-	-	-	-	-	-	-	-	60
Cannabis														
Deal or traffic in illicit drugs, commercial quantity	-	-	-	1	-	-	-	-	-	-	-	-	-	1
Deal or traffic in illicit drugs, non-commercial quantity	10	-	-	8	2	-	-	1	-	-	-	-	-	21
Manufacture or cultivate illicit drugs	42	-	7	8	5	-	-	3	-	-	-	-	-	65
Possess illicit drug	1	-	-	-	1	-	-	-	-	-	-	-	1	3
Total	53	-	7	17	8	-	-	4	-	-	-	-	1	90
Hallucinogens														
Deal or traffic in illicit drugs, non-commercial quantity	3	-	2	-	-	-	-	-	-	-	-	-	-	5
Total	3	-	2	-	-	-	-	-	-	-	-	-	-	5
Amphetamines														
Import illicit drugs	5	-	-	-	-	-	-	-	-	-	-	-	-	5
Deal or traffic in illicit drugs, commercial quantity	51	-	2	3	2	-	-	-	-	-	-	-	-	58
Deal or traffic in illicit drugs, non-commercial quantity	73	1	11	20	16	1	2	2	-	-	-	-	1	127
Manufacture or cultivate illicit drugs	7	-	-	1	1	-	-	-	-	-	-	-	-	9
Possess illicit drug	2	-	-	2	-	-	-	1	1	-	-	-	-	6
Total	138	1	13	26	19	1	2	3	1	-	-	-	1	205

Barbiturates												
Import illicit drugs	1	-	-	-	-	-	-	-	-	-	-	2
Deal or traffic in illicit drugs, non-commercial quantity	1	-	-	-	-	-	-	-	-	-	-	2
Total	2	-	-	-	-	-	-	-	-	-	-	4
Cocaine												
Import illicit drugs	22	-	-	-	-	-	-	-	-	-	-	23
Deal or traffic in illicit drugs, commercial quantity	10	-	1	-	-	-	-	-	-	-	-	11
Deal or traffic in illicit drugs, non-commercial quantity	10	-	2	9	2	-	-	-	-	-	-	25
Total	42	-	3	9	2	2	1	-	-	-	-	59
Ecstasy												
Import illicit drugs	4	-	-	-	-	-	-	-	-	-	-	4
Deal or traffic in illicit drugs, commercial quantity	33	-	5	1	2	-	1	-	1	-	-	43
Deal or traffic in illicit drugs, non-commercial quantity	27	1	13	18	19	6	14	-	1	2	-	107
Manufacture or cultivate illicit drugs	3	-	-	-	-	-	-	-	-	-	-	3
Possess illicit drug	2	-	-	-	-	-	1	-	1	-	-	5
Use illicit drug	-	-	-	-	-	-	-	-	-	-	1	1
Total	69	1	18	19	21	6	7	15	1	2	2	163
Other												
Deal or traffic in illicit drugs, non-commercial quantity	-	-	-	-	-	-	-	1	-	-	-	1
Total	-	-	-	-	-	-	-	1	-	-	-	1
Unknown/Not Stated												
Import illicit drugs	13	-	-	-	-	-	-	-	-	-	-	13
Deal or traffic in illicit drugs, commercial quantity	20	1	1	2	3	-	-	-	-	-	-	27
Deal or traffic in illicit drugs, non-commercial quantity	23	-	3	3	11	-	4	12	-	-	-	56
Manufacture or cultivate illicit drugs	15	-	-	1	3	-	-	1	-	-	-	20
Possess illicit drug	1	-	-	-	-	-	-	2	1	-	-	4
Total	72	1	4	6	17	-	4	15	1	-	-	120
Grand Total	435	3	47	79	71	7	15	39	3	1	2	707

* The number of drug offences without a drug type has increased from 5% in 2007 to 17% in 2008. Caution should be used when comparing this table with that published in previous years.

TABLE 3.8

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

<i>Type of principal offence</i>	Penalty for principal offence															
	Average months	Imprisonment	Average months	Detention in juvenile institution	Average months	Home detention	Average months	Periodic detention	Average months	Suspended sentence	Average hours	Community service order	Average months	Bond	Average \$	Fine
Homicide and related offences																
Murder	201.5	-	-	-	-	-	9.0	-	-	-	-	-	-	-	-	-
Conspiracies and attempts to murder	75.8	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Manslaughter and driving causing death	43.1	-	-	-	-	-	19.0	22.7	200.0	200.0	200.0	36.0	36.0	-	-	-
Total	92.1	-	-	-	-	-	17.8	22.7	200.0	200.0	200.0	36.0	36.0	-	-	-
Acts intended to cause injury																
Assault	27.6	16.0	-	16.0	-	-	12.1	18.1	238.3	238.3	238.3	22.7	22.7	-	-	-
Other acts intended to cause injury	20.3	-	-	-	-	-	-	24.0	-	-	-	-	-	-	-	-
Total	27.4	16.0	-	16.0	-	-	12.1	18.2	238.3	238.3	238.3	22.7	22.7	-	-	-
Sexual assault and related offences																
Sexual assault	37.8	-	-	-	-	-	-	17.2	-	-	-	26.2	26.2	-	-	-
Non-assaultive sexual offences	29.3	-	-	-	-	-	-	-	-	-	-	7.5	7.5	-	-	-
Total	37.7	-	-	-	-	-	-	17.2	-	-	-	24.7	24.7	-	-	-
<i>Sexual offences against children #</i>	35.7	-	-	-	-	-	-	36.4	-	-	-	24.9	24.9	-	-	-
Dangerous and negligent acts endangering persons																
Dangerous or negligent operation of a vehicle	14.0	-	-	-	-	-	20.0	20.0	-	-	-	-	-	1,100	-	-
Other dangerous or negligent acts endangering persons	4.0	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Total	13.4	-	-	-	-	-	20.0	20.0	-	-	-	-	-	1,100	-	-
Abduction and related offences																
Abduction and kidnapping	34.7	-	-	-	-	-	24.0	20.5	-	-	-	36.0	36.0	-	-	-
Deprivation of liberty/false imprisonment	67.3	-	-	-	-	-	-	-	500.0	500.0	500.0	36.0	36.0	-	-	-
Total	37.7	-	-	-	-	-	24.0	20.5	500.0	500.0	500.0	36.0	36.0	-	-	-

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	26.1	6.0	12.0	18.4	19.5	240.0	30.9	-	-	-
Blackmail and extortion	16.0	-	-	-	-	-	-	-	-	-
Total	26.1	6.0	12.0	18.4	19.5	240.0	30.9	-	-	-
Unlawful entry with intent/burglary, break and enter										
Total	22.4	-	-	14.2	18.8	233.3	21.3	-	-	-
Theft and related offences										
Motor vehicle theft and related offences	27.3	-	-	27.0	17.3	150.0	18.0	-	-	-
Theft (except motor vehicles)	11.5	-	-	-	16.3	-	19.2	-	-	-
Receiving or handling proceeds of crime	30.8	-	-	9.0	14.4	-	18.0	-	-	-
Total	24.3	-	-	13.5	15.9	150.0	18.6	-	-	-
Deception and related offences										
Fraud, forgery or false financial instruments	20.1	-	-	11.5	20.0	333.3	15.6	-	-	-
Counterfeiting currency and related offences	4.6	-	-	-	-	-	-	-	-	-
Dishonest conversion	24.4	-	10.0	-	-	-	24.0	-	-	-
Bribery	9.3	-	-	-	-	-	-	-	-	-
Other deception offences	-	-	-	-	-	-	-	-	-	-
Total	19.5	-	10.0	11.5	20.0	333.3	17.0	-	-	-
Illicit drug offences										
Import or export illicit drugs	61.5	-	-	-	24.0	-	2.0	-	-	-
Deal or traffic in illicit drugs	25.2	-	8.7	11.7	18.4	271.4	24.9	-	-	-
Manufacture or cultivate illicit drugs	23.3	-	-	10.0	20.2	-	19.5	-	-	-
Possess and/or use illicit drugs	47.3	-	-	-	20.0	-	15.0	-	-	1,033
Other illicit drug offences	-	-	-	-	-	-	-	-	-	-
Total	31.2	-	8.7	11.5	18.7	271.4	23.4	-	-	1,033
Weapons and explosives offences										
Prohibited weapons/explosives offences	30.1	-	-	15.0	18.7	-	-	-	-	-
Regulated weapons/explosives offences	20.0	-	-	18.0	18.6	-	-	-	-	-
Total	23.8	-	-	15.8	18.6	-	-	-	-	-
Property damage and environmental pollution										
Property damage	18.7	-	-	24.0	12.0	-	12.5	-	-	-
Total	18.7	-	-	24.0	12.0	-	12.5	-	-	-
Public order offences										
Disorderly conduct	12.4	-	-	12.0	15.6	-	16.5	-	-	-
Regulated public order offences	20.2	12.0	-	7.5	18.5	-	48.0	-	-	-
Total	16.7	12.0	-	9.8	16.1	-	18.5	-	-	-

Table continues on next page

TABLE 3.8 continued

Type of principal offence	Penalty for principal offence									
	Imprisonment Average months	Detention in juvenile institution Average months	Home detention Average months	Periodic detention Average months	Suspended sentence Average months	Community service order Average hours	Bond Average months	Fine Average \$		
Road traffic and motor vehicle regulatory offences										
Driving licence offences	-	-	-	-	-	-	-	200		
Road vehicle registration and roadworthiness offences	-	-	-	-	-	-	-	-		
Regulatory driving offences	-	-	-	-	-	24.0	-	-		
Total	-	-	-	-	-	24.0	-	200		
Offences against justice procedures, government security and government operations										
Breach of justice order	16.8	-	-	-	-	-	-	-		
Other offences against justice procedures	9.7	-	-	12.0	16.8	-	19.2	-		
Offences against government security	-	-	-	-	-	-	-	-		
Offences against government operations	-	-	-	-	-	-	-	-		
Total	11.6	-	-	12.0	16.8	-	19.2	-		
Miscellaneous offences										
Harassment and related offences	4.5	-	-	-	10.5	-	18.0	-		
Public health and safety offences	-	-	-	-	-	-	-	-		
Commercial/industry/financial regulations	3.0	-	-	-	-	-	2.0	-		
Other miscellaneous offences	46.8	-	-	-	18.0	-	-	-		
Total	30.7	-	-	-	14.3	-	10.0	-		
Offence Unknown	174.0	-	-	-	-	-	-	-		
Grand Total	30.8	11.3	9.6	13.8	18.5	262.2	22.5	880		

Note: Excluded from this table are 1 persons serving life imprisonment.

TABLE 3.9

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

Type of principal offence	Gender: Total male and female													Average Age Years	
	Age (years)														
	Under 18	18	19	20-24	25-29	30-39	40-49	50-59	60-65	Over 65	Not known	Total			
No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	
Homicide and related offences															
Murder	1	-	-	8	5	6	5	2	1	-	-	-	-	28	33.4
Conspiracies and attempts to murder	1	1	-	2	2	2	3	1	-	-	-	-	-	12	32.6
Manslaughter and driving causing death	6	2	5	17	13	18	10	4	-	1	-	-	-	76	30.3
Total	8	3	5	27	20	26	18	7	1	1	-	-	-	116	31.3
Acts intended to cause injury															
Assault	17	25	23	99	72	84	32	11	3	-	1	-	-	367	28.7
Other acts intended to cause injury	1	-	-	2	-	2	1	1	-	-	-	-	-	7	33.1
Total	18	25	23	101	72	86	33	12	3	-	1	-	-	374	28.7
Sexual assault and related offences															
Sexual assault	19	8	3	32	29	75	52	27	11	4	-	-	-	260	36.1
Non-assaultive sexual offences	-	1	-	3	1	-	-	-	-	1	-	-	-	6	31.7
Total	19	9	3	35	30	75	52	27	11	5	-	-	-	266	36.0
<i>Sexual offences against children*</i>	13	5	3	25	21	51	33	18	8	5	-	-	-	182	36.4
Dangerous and negligent acts endangering persons															
Dangerous or negligent operation of a vehicle	-	-	1	8	3	5	3	2	-	1	-	-	-	23	32.4
Other dangerous or negligent acts endangering persons	-	-	-	-	1	-	-	-	-	-	-	-	-	1	25.1
Total	-	-	1	8	4	5	3	2	-	1	-	-	-	24	32.1
Abduction and related offences															
Abduction and kidnapping	2	5	3	10	10	8	6	3	-	-	-	-	-	47	28.9
Deprivation of liberty/false imprisonment	-	1	-	-	1	-	3	1	-	-	-	-	-	6	38.6
Total	2	6	3	10	11	8	9	4	-	-	-	-	-	53	30.0

Table continues on next page

* 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 3.9 continued

Gender: Total male and female														
Age (years)														
Type of principal offence	Age (years)											Average Age		
	Under 18	18	19	20-24	25-29	30-39	40-49	50-59	60-65	Over 65	Not known		Total	
No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	Years
Robbery, extortion and related offences														
Robbery	30	103	48	153	101	82	18	3	2	-	-	-	-	24.7
Blackmail and extortion	-	-	-	-	-	-	1	-	-	-	-	-	-	45.9
Total	30	103	48	153	101	82	19	3	2	-	-	-	-	24.7
Unlawful entry with intent/burglary, break and enter														
	5	42	30	110	67	92	38	5	-	1	1	-	-	28.2
Theft and related offences														
Motor vehicle theft and related offences	2	1	3	5	5	5	1	-	-	-	-	-	-	26.4
Theft (except motor vehicles)	1	4	2	9	5	5	1	-	-	-	-	-	-	25.2
Receiving or handling proceeds of crime	-	-	1	10	4	15	4	-	-	-	-	-	-	31.0
Total	3	5	6	24	14	25	6	-	-	-	-	-	-	27.9
Deception and related offences														
Fraud, forgery or false financial instruments	-	-	-	6	8	16	30	15	2	3	-	-	-	42.0
Counterfeiting currency and related offences	-	-	-	-	-	-	1	-	-	-	-	-	-	40.9
Dishonest conversion	-	-	-	-	-	3	3	-	1	-	-	-	-	43.2
Bribery	-	-	-	-	1	-	3	-	-	-	-	-	-	42.6
Other deception offences	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Total	-	-	-	6	9	19	37	15	3	3	-	-	-	42.1
Illicit drug offences														
Import or export illicit drugs	-	-	1	8	17	23	20	3	1	1	-	-	-	36.4
Deal or traffic in illicit drugs	1	20	25	115	102	152	66	30	3	3	-	-	-	31.8
Manufacture or cultivate illicit drugs	-	-	-	3	9	32	36	16	-	1	-	-	-	41.2
Possess and/or use illicit drugs	-	-	-	3	3	8	4	-	1	-	-	-	-	35.0
Other illicit drug offences	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Total	1	20	26	129	131	215	126	49	5	5	-	-	-	33.6

Weapons and explosives offences													
Prohibited weapons/explosives offences	-	1	-	3	4	6	4	2	-	-	-	20	34.3
Regulated weapons/explosives offences	-	2	2	4	5	7	5	3	1	1	-	30	35.3
Total	-	3	2	7	9	13	9	5	1	1	-	50	34.9
Property damage and environmental pollution													
Property damage	1	2	-	3	1	8	7	1	-	-	-	23	34.6
Total	1	2	-	3	1	8	7	1	-	-	-	23	34.6
Public order offences													
Disorderly conduct	1	4	5	17	6	5	2	1	-	-	-	41	25.3
Regulated public order offences	-	-	-	-	1	5	7	8	1	1	-	23	47.6
Total	1	4	5	17	7	10	9	9	1	1	-	64	33.3
Road traffic and motor vehicle regulatory offences													
Driving licence offences	-	-	1	-	-	-	-	-	-	-	-	1	20.0
Road vehicle registration and roadworthiness offences	-	-	-	-	-	-	-	-	-	-	-	0	-
Regulatory driving offences	-	-	-	-	-	-	-	-	1	-	-	1	61.0
Total	-	-	1	-	-	-	-	-	1	-	-	2	40.5
Offences against justice procedures, government security and government operations													
Breach of justice order	-	-	-	1	2	1	-	-	-	-	-	4	28.3
Other offences against justice procedures	-	4	1	10	5	5	5	-	-	-	-	30	28.6
Offences against government security	-	-	-	-	-	-	-	-	-	-	-	0	-
Offences against government operations	-	-	-	-	-	-	-	-	-	-	-	0	-
Total	-	4	1	11	7	6	5	-	-	-	-	34	28.6
Miscellaneous offences													
Harassment and related offences	-	-	-	1	-	2	4	-	-	-	-	7	37.4
Public health and safety offences	-	-	-	-	-	-	-	-	-	-	-	0	-
Commercial/industry/financial regulations	-	-	-	-	1	-	1	-	-	-	-	2	35.5
Other miscellaneous offences	-	-	-	2	-	3	4	1	-	-	-	10	37.5
Total	-	-	-	3	1	5	9	1	-	-	-	19	37.2
Offence Unknown	-	-	-	-	-	1	-	-	-	-	-	1	31.9
Grand Total	88	226	154	644	484	676	380	140	28	18	2	2,840	30.7

TABLE 3.9a

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

Type of principal offence	Gender: Male													Average Age (years)
	Age (years)													
	Under 18	18	19	20-24	25-29	30-39	40-49	50-59	60-65	Over 65	Not known	Total	Average Age	
No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	Years	
Homicide and related offences														
Murder	1	-	-	8	4	4	5	2	1	-	-	25	33.6	
Conspiracies and attempts to murder	1	1	-	1	2	2	1	1	-	-	-	9	30.8	
Manslaughter and driving causing death	6	2	5	15	9	15	10	3	-	-	-	65	29.5	
Total	8	3	5	24	15	21	16	6	1	-	-	99	30.7	
Acts intended to cause injury														
Assault	16	25	23	93	65	78	26	10	3	-	1	340	28.4	
Other acts intended to cause injury	1	-	-	2	-	2	-	1	-	-	-	6	30.9	
Total	17	25	23	95	65	80	26	11	3	-	1	346	28.4	
Sexual assault and related offences														
Sexual assault	19	8	3	31	28	74	52	27	11	4	-	257	36.2	
Non-assaultive sexual offences	-	1	-	3	1	-	-	-	-	1	-	6	31.7	
Total	19	9	3	34	29	74	52	27	11	5	-	263	36.1	
<i>Sexual offences against children[#]</i>	13	5	3	24	20	50	33	18	8	5	-	179	36.5	
Dangerous and negligent acts endangering persons														
Dangerous or negligent operation of a vehicle	-	-	1	8	2	5	3	2	-	1	-	22	32.6	
Other dangerous or negligent acts endangering persons	-	-	-	-	-	-	-	-	-	-	-	0	-	
Total	-	-	1	8	2	5	3	2	-	1	-	22	32.6	
Abduction and related offences														
Abduction and kidnapping	2	5	3	9	8	8	6	2	-	-	-	43	28.7	
Deprivation of liberty/false imprisonment	-	-	-	-	-	-	3	1	-	-	-	4	46.6	
Total	2	5	3	9	8	8	9	3	-	-	-	47	30.2	

[#] '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	26	97	46	144	95	74	14	3	2	-	-	501	24.6
Blackmail and extortion	-	-	-	-	-	-	-	-	-	-	-	0	-
Total	26	97	46	144	95	74	14	3	2	-	-	501	24.6
Unlawful entry with intent/burglary, break and enter													
	4	42	27	104	61	85	38	5	-	1	1	368	28.3
Theft and related offences													
Motor vehicle theft and related offences	2	1	2	4	5	4	1	-	-	-	-	19	26.6
Theft (except motor vehicles)	1	4	2	9	5	4	-	-	-	-	-	25	24.2
Receiving or handling proceeds of crime	-	-	-	8	3	14	3	-	-	-	-	28	31.7
Total	3	5	4	21	13	22	4	-	-	-	-	72	27.7
Deception and related offences													
Fraud, forgery or false financial instruments	-	-	-	5	6	13	26	12	2	3	-	67	42.3
Counterfeiting currency and related offences	-	-	-	-	-	-	1	-	-	-	-	1	40.9
Dishonest conversion	-	-	-	-	-	3	1	-	-	-	-	4	37.8
Bribery	-	-	-	-	1	-	2	-	-	-	-	3	41.4
Other deception offences	-	-	-	-	-	-	-	-	-	-	-	0	-
Total	-	-	-	5	7	16	30	12	2	3	-	75	42.0
Illicit drug offences													
Import or export illicit drugs	-	-	-	8	12	14	15	3	1	1	-	54	36.9
Deal or traffic in illicit drugs	1	19	24	107	91	128	54	27	3	3	-	457	31.5
Manufacture or cultivate illicit drugs	-	-	-	3	6	28	32	14	-	1	-	84	41.6
Possess and/or use illicit drugs	-	-	-	1	3	6	4	-	1	-	-	15	36.7
Other illicit drug offences	-	-	-	-	-	-	-	-	-	-	-	0	-
Total	1	19	24	119	112	176	105	44	5	5	-	610	33.5
Weapons and explosives offences													
Prohibited weapons/explosives offences	-	1	-	3	4	6	3	2	-	-	-	19	33.8
Regulated weapons/explosives offences	-	2	2	4	5	7	5	2	1	1	-	29	34.6
Total	-	3	2	7	9	13	8	4	1	1	-	48	34.3
Property damage and environmental pollution													
Property damage	1	2	-	3	-	8	7	1	-	-	-	22	34.9
Total	1	2	-	3	-	8	7	1	-	-	-	22	34.9

Table continues on next page

TABLE 3.9a continued

Gender: Male													
Age (years)													
	Under 18	18	19	20-24	25-29	30-39	40-49	50-59	60-65	Over 65	Not known	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	-	3	4	17	3	4	2	1	-	-	-	34	25.3
Regulated public order offences	-	-	-	-	1	4	7	8	1	1	-	22	48.0
Total	-	3	4	17	4	8	9	9	1	1	-	56	34.2
Road traffic and motor vehicle regulatory offences													
Driving licence offences	-	-	-	-	-	-	-	-	-	-	-	0	-
Road vehicle registration and roadworthiness offences	-	-	-	-	-	-	-	-	-	-	-	0	-
Regulatory driving offences	-	-	-	-	-	-	-	-	1	-	-	1	61.0
Total	-	-	-	-	-	-	-	-	1	-	-	1	61.0
Offences against justice procedures, government security and government operations													
Breach of justice order	-	-	-	1	2	1	-	-	-	-	-	4	28.3
Other offences against justice procedures	-	4	1	7	4	4	1	-	-	-	-	21	26.8
Offences against government security	-	-	-	-	-	-	-	-	-	-	-	0	-
Offences against government operations	-	-	-	-	-	-	-	-	-	-	-	0	-
Total	-	4	1	8	6	5	1	-	-	-	-	25	27.0
Miscellaneous offences													
Harassment and related offences	-	-	-	1	-	2	4	-	-	-	-	7	37.4
Public health and safety offences	-	-	-	-	-	-	-	-	-	-	-	0	-
Commercial/industry/financial regulations	-	-	-	-	1	-	1	-	-	-	-	2	35.5
Other miscellaneous offences	-	-	-	2	-	3	4	1	-	-	-	10	37.5
Total	-	-	-	3	1	5	9	1	-	-	-	19	37.2
Unknown offence	-	-	-	-	-	1	-	-	-	-	-	1	31.9
Grand Total	81	217	143	601	427	601	331	128	27	17	2	2,575	30.5

TABLE 3.9b

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

Gender: Female													
Age (years)													
Type of principal offence	Under 18											Average Age	
	No.	18	19	20-24	25-29	30-39	40-49	50-59	60-65	Over 65	Not known		Total
	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	Years
Homicide and related offences													
Murder	-	-	-	-	1	2	-	-	-	-	-	-	31.6
Conspiracies and attempts to murder	-	-	-	1	-	-	2	-	-	-	-	-	37.9
Manslaughter and driving causing death	-	-	-	2	4	3	-	1	-	1	-	-	35.0
Total	-	-	-	3	5	5	2	1	-	1	-	-	34.9
Acts intended to cause injury													
Assault	1	-	-	6	7	6	6	1	-	-	-	-	32.2
Other acts intended to cause injury	-	-	-	-	-	-	1	-	-	-	-	-	46.7
Total	1	-	-	6	7	6	7	1	-	-	-	-	32.8
Sexual assault and related offences													
Sexual assault	-	-	-	1	1	1	-	-	-	-	-	-	29.4
Non-assaultive sexual offences	-	-	-	-	-	-	-	-	-	-	-	-	-
Total	-	-	-	1	1	1	-	-	-	-	-	-	29.4
Sexual offences against children #													
	-	-	-	1	1	1	-	-	-	-	-	-	29.4
Dangerous and negligent acts endangering persons													
Dangerous or negligent operation of a vehicle	-	-	-	-	1	-	-	-	-	-	-	-	28.3
Other dangerous or negligent acts endangering persons	-	-	-	-	1	-	-	-	-	-	-	-	25.1
Total	-	-	-	-	2	-	-	-	-	-	-	-	26.7
Abduction and related offences													
Abduction and kidnapping	-	-	-	1	2	-	-	-	1	-	-	-	31.7
Deprivation of liberty/false imprisonment	-	1	-	-	1	-	-	-	-	-	-	-	22.6
Total	-	1	-	1	3	-	-	1	-	-	-	-	28.7

Table continues on next page

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 3.9b continued

Gender: Female														
Age (years)														
Under 18	Age (years)												Average Age	
	18	19	20-24	25-29	30-39	40-49	50-59	60-65	Over 65	Not known	Total	Years		
No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	
Type of principal offence														
Robbery, extortion and related offences														
Robbery	4	6	2	9	6	8	4	-	-	-	-	-	39	26.1
Blackmail and extortion	-	-	-	-	-	-	1	-	-	-	-	-	1	45.9
Total	4	6	2	9	6	8	5	-	-	-	-	-	40	26.6
Unlawful entry with intent/burglary, break and enter														
1	-	3	6	6	7	-	-	-	-	-	-	-	23	27.6
Theft and related offences														
Motor vehicle theft and related offences	-	-	1	1	-	1	-	-	-	-	-	-	3	24.8
Theft (except motor vehicles)	-	-	-	-	-	1	1	-	-	-	-	-	2	37.8
Receiving or handling proceeds of crime	-	-	1	2	1	1	1	-	-	-	-	-	6	28.1
Total	-	-	2	3	1	3	2	-	-	-	-	-	11	29.0
Deception and related offences														
Fraud, forgery or false financial instruments	-	-	-	1	2	3	4	3	-	-	-	-	13	40.4
Counterfeiting currency and related offences	-	-	-	-	-	-	-	-	-	-	-	-	0	-
Dishonest conversion	-	-	-	-	-	-	2	-	1	-	-	-	3	50.5
Bribery	-	-	-	-	-	-	1	-	-	-	-	-	1	46.2
Other deception offences	-	-	-	-	-	-	-	-	-	-	-	-	0	-
Total	-	-	-	1	2	3	7	3	1	-	-	-	17	42.5
Illicit drug offences														
Import or export illicit drugs	-	-	1	-	5	9	5	-	-	-	-	-	20	34.9
Deal or traffic in illicit drugs	-	1	1	8	11	24	12	3	-	-	-	-	60	34.1
Manufacture or cultivate illicit drugs	-	-	-	-	3	4	4	2	-	-	-	-	13	39.1
Possess and/or use illicit drugs	-	-	-	2	-	2	-	-	-	-	-	-	4	28.6
Other illicit drug offences	-	-	-	-	-	-	-	-	-	-	-	-	0	-
Total	-	1	2	10	19	39	21	5	-	-	-	-	97	34.7

Weapons and explosives offences													
Prohibited weapons/explosives offences	-	-	-	-	-	-	-	-	-	-	-	1	43.5
Regulated weapons/explosives offences	-	-	-	-	-	-	-	-	-	-	-	1	56.3
Total	-	-	-	-	-	-	-	-	-	-	-	2	49.9
Property damage and environmental pollution													
Property damage	-	-	-	-	-	-	-	-	-	-	-	-	29.3
Total	-	-	-	-	-	-	-	-	-	-	-	-	29.3
Public order offences													
Disorderly conduct	1	1	1	-	3	1	-	-	-	-	-	-	24.9
Regulated public order offences	-	-	-	-	-	1	-	-	-	-	-	-	39.0
Total	1	1	1	-	3	2	-	-	-	-	-	-	26.7
Road traffic and motor vehicle regulatory offences													
Driving licence offences	-	-	1	-	-	-	-	-	-	-	-	-	20.0
Road vehicle registration and roadworthiness offences	-	-	-	-	-	-	-	-	-	-	-	-	-
Regulatory driving offences	-	-	-	-	-	-	-	-	-	-	-	-	-
Total	-	-	1	-	-	-	-	-	-	-	-	-	20.0
Offences against justice procedures, government security and government operations													
Breach of justice order	-	-	-	-	-	-	-	-	-	-	-	-	-
Other offences against justice procedures	-	-	-	3	1	1	4	-	-	-	-	-	33.0
Offences against government security	-	-	-	-	-	-	-	-	-	-	-	-	-
Offences against government operations	-	-	-	-	-	-	-	-	-	-	-	-	-
Total	-	-	-	3	1	1	4	-	-	-	-	-	33.0
Miscellaneous offences													
Harassment and related offences	-	-	-	-	-	-	-	-	-	-	-	-	-
Public health and safety offences	-	-	-	-	-	-	-	-	-	-	-	-	-
Commercial, industry, or financial regulations	-	-	-	-	-	-	-	-	-	-	-	-	-
Other miscellaneous offences	-	-	-	-	-	-	-	-	-	-	-	-	-
Total	-	-	-	-	-	-	-	-	-	-	-	-	-
Grand Total	7	9	11	43	57	75	49	12	1	1	1	265	32.4

TABLE 3.10

**PERSONS CHARGED IN TRIAL AND SENTENCE APPEARANCES FINALISED:
METHOD OF FINALISATION, BAIL STATUS**

Method of finalisation	Bail status												
	Bail dispensed with		In custody ⁺		On bail conditional		On bail unconditional		Unknown		Total		
	No.	%	No.	%	No.	%	No.	%	No.	%	No.	%	
Proceeded to trial:													
Acquitted of all charges	5	8.9	83	4.8	147	11.1	2	6.1	13	6.8	250	7.5	
Guilty of at least one charge	3	5.4	183	10.6	75	5.7	1	3.0	4	2.1	266	8.0	
Other*	-	-	16	0.9	19	1.4	-	-	2	1.0	37	1.1	
Proceeded to sentence only	38	67.9	1,376	79.5	928	69.9	24	72.7	143	75.0	2,509	75.2	
Proven outcome not further described #	-	-	6	0.3	8	0.6	-	-	2	1.0	16	0.5	
No charges proceeded with	8	14.3	57	3.3	134	10.1	5	15.2	17	8.9	221	6.6	
All charges otherwise disposed of	2	3.6	9	0.5	16	1.2	1	3.0	10	5.2	38	1.1	
Total	56	100.0	1,730	100.0	1,327	100.0	33	100.0	191	100.0	3,337	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.

The category 'Proven outcome not further described' includes persons who received a sentence but where there was insufficient data to determine whether they had proceeded to trial or to sentence only.

+ The category 'In custody' includes persons who were refused bail, persons who could not meet their bail and persons who were in custody for a prior offence.

TABLE 3.11a

PERSONS CHARGED IN TRIAL AND SENTENCE APPEARANCES FINALISED AND COURT DELAY: REGISTRY, METHOD OF FINALISATION, 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 2 persons for whom bail status was unknown
 d Total includes 2 persons for whom bail status was unknown

Method of finalisation	Supreme Court Registry											
	Bail status						Total					
	On bail		In custody		Total		On bail		In custody		Total	
	Court Delay		Court Delay		Court Delay		Court Delay		Court Delay		Court Delay	
	Persons charged	Offence to committal**	Commitment to outcome	Outcome to sentence	Persons charged	Offence to committal**	Commitment to outcome	Outcome to sentence	Persons charged	Offence to committal**	Commitment to outcome	Outcome to sentence
	No.	Median duration (days)	No.	Median duration (days)	No.	Median duration (days)	No.	Median duration (days)	No.	Median duration (days)	No.	Median duration (days)
Proceeded to trial	7	568.5	295.0	165.5	48	395.0	265.0	81.0	56	404.0	266.0	84.0
Acquitted of all charges	5	529.5	280.0	-	19	315.5	193.5	-	24	381.0	247.5	-
Guilty of at least one charge	2	1460.0	830.0	165.5	24	386.0	273.0	89.0	27	450.0	282.5	101.0
Other*	-	-	-	-	5	404.0	265.0	81.0	5	404.0	265.0	81.0
Proceeded to sentence only	7	366.0	254.0	18.0	38	344.0	293.5	57.0	47	344.0	276.0	53.0
No charges proceeded with	4	579.0	112.5	-	5	632.0	203.0	-	9	596.0	130.5	-
All charges otherwise disposed of	1	477.0	169.0	-	2	412.0	309.0	-	5	501.0	255.0	-

* 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.

** These figures cannot be directly compared with data published in previous years due to a change in scope. The table now shows time from first offence to committal whereas in previous years it reported arrest date to committal.

TABLE 3.11b

PERSONS CHARGED IN TRIAL AND SENTENCE APPEARANCES FINALISED AND COURT DELAY: REGISTRY, METHOD OF FINALISATION, BAIL STATUS

- a Total includes 18 persons for whom bail status was unknown
- b Total includes 13 persons for whom bail status was unknown
- c Total includes 3 persons for whom bail status was unknown
- d Total includes 2 persons for whom bail status was unknown
- e Total includes 142 persons for whom bail status was unknown
- f Total includes 2 persons for whom bail status was unknown
- g Total includes 17 persons for whom bail status was unknown
- h Total includes 8 persons for whom bail status was unknown

All District Court Registries

Method of finalisation	Bail status														
	On bail				In custody				Total						
	Court Delay		Court Delay		Court Delay		Court Delay		Court Delay		Court Delay				
No.	Median duration (days)	Persons charged	Offence to committal**	Median duration (days)	Persons charged	Offence to committal**	Commitment to outcome	Median duration (days)	Persons charged	Offence to committal**	Commitment to outcome	Median duration (days)	Persons charged	Offence to committal**	Commitment to outcome
Proceeded to trial	245	311.5	257.0	85.0	233	303.0	216.0	106.5	497	^a 309.0	238.0	102.0			
Acquitted of all charges	149	341.0	259.5	-	64	228.0	190.0	-	226	^b 315.0	235.0	-			
Guilty of at least one charge	77	292.0	242.0	99.0	159	323.0	240.0	110.0	239	^c 319.0	240.0	106.0			
Other*	19	249.0	287.0	2.0	11	216.0	229.0	34.0	32	^d 234.0	230.0	0.0			
Proceeded to sentence only	983	223.5	163.0	0.0	1,338	215.0	135.0	0.0	2,462	^e 222.0	142.0	0.0			
Proven outcome not further described #	8	295.5	-	-	6	269.5	-	-	16	^f 272.0	-	-			
No charges proceeded with	143	298.0	206.0	-	52	315.0	155.0	-	212	^g 298.0	185.0	-			
All charges otherwise disposed of	18	188.0	187.0	-	7	324.0	351.5	-	33	^h 207.0	288.0	-			

* 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.

The category 'Proven outcome not further described' includes persons who received a sentence but where there was insufficient data to determine whether they had proceeded to trial or to sentence only.

** These figures cannot be directly compared with data published in previous years due to a change in scope. The table now shows time from first offence to committal whereas in previous years it reported arrest date to committal.

TABLE 3.11c

PERSONS CHARGED IN TRIAL AND SENTENCE APPEARANCES FINALISED AND COURT DELAY: REGISTRY, METHOD OF FINALISATION, BAIL STATUS

- a Total includes 2 persons for whom bail status was unknown
 b Total includes 2 persons for whom bail status was unknown
 c Total includes 15 persons for whom bail status was unknown
 d Total includes 1 person for whom bail status was unknown
 e Total includes 1 person for whom bail status was unknown
 f Total includes 1 person for whom bail status was unknown

District Court Registry: Dubbo												
Bail status												
On bail												
In custody												
Total												
Method of finalisation	On bail			In custody			Total			Court Delay		
	Persons charged	Offence to committal**	Outcome to sentence	Persons charged	Offence to committal**	Outcome to sentence	Persons charged	Offence to committal**	Outcome to sentence	Persons charged	Offence to committal**	Outcome to sentence
	No.	Median duration (days)	No.	Median duration (days)	No.	Median duration (days)	No.	Median duration (days)	No.	Median duration (days)	No.	Median duration (days)
Proceeded to trial	21	260.5	274.0	69.0	10	319.0	370.5	86.5	33	261.0	308.0	72.5
Acquitted of all charges	14	291.0	211.0	-	4	171.5	497.5	-	20	231.0	261.0	-
Guilty of at least one charge	5	230.0	395.0	71.0	6	454.5	333.5	86.5	11	292.0	373.0	74.0
Other*	2	234.0	350.0	4.0	-	-	-	-	2	234.0	350.0	4.0
Proceeded to sentence only	48	258.5	199.0	0.0	73	208.0	168.0	0.0	136	224.0	176.0	0.0
Proven outcome not further described #	-	-	-	-	-	-	-	-	1	-	-	-
No charges proceeded with	5	296.0	166.0	-	2	543.0	369.0	-	8	296.0	195.0	-
All charges otherwise disposed of	-	-	-	-	2	3857.0	351.5	-	3	243.0	415.0	-

* 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.

The category 'Proven outcome not further described' includes persons who received a sentence but where there was insufficient data to determine whether they had proceeded to trial or to sentence only.

** These figures cannot be directly compared with data published in previous years due to a change in scope. The table now shows time from first offence to committal whereas in previous years it reported arrest date to committal.

TABLE 3.11d

PERSONS CHARGED IN TRIAL AND SENTENCE APPEARANCES FINALISED AND COURT DELAY: REGISTRY, METHOD OF FINALISATION, BAIL STATUS

- a Total includes 3 persons for whom bail status was unknown
 b Total includes 3 persons for whom bail status was unknown
 c Total includes 11 persons for whom bail status was unknown
 d Total includes 3 persons for whom bail status was unknown

Method of finalisation	District Court Registry: Lismore														
	On bail						In custody						Total		
	Court Delay			Court Delay			Court Delay			Court Delay			Court Delay		
	Persons charged	Offence to committal**	Outcome to sentence	Persons charged	Offence to committal**	Outcome to sentence	Persons charged	Offence to committal**	Outcome to sentence	Persons charged	Offence to committal**	Outcome to sentence	Persons charged	Offence to committal**	Outcome to sentence
No.	Median duration (days)	No.	Median duration (days)	No.	Median duration (days)	No.	Median duration (days)	No.	Median duration (days)	No.	Median duration (days)	No.	Median duration (days)	No.	Median duration (days)
Proceeded to trial	15	259.0	272.0	174.0	14	337.0	192.0	100.0	32 ^a	333.0	261.0	132.0			
Acquitted of all charges	12	255.5	270.0	-	8	145.0	140.0	-	23 ^b	261.0	191.0	-			
Guilty of at least one charge	3	1695.0	577.0	174.0	6	539.5	271.5	100.0	9	579.0	280.0	132.0			
Other*	-	-	-	-	-	-	-	-	-	-	-	-			
Proceeded to sentence only	95	214.0	153.0	0.0	62	181.5	117.0	0.0	168 ^c	202.0	142.0	0.0			
No charges proceeded with	12	536.5	176.5	-	1	360.0	285.0	-	16 ^d	629.0	176.5	-			
All charges otherwise disposed of	2	1654.5	271.5	-	-	-	-	-	2	1655.0	271.5	-			

* 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.

** These figures cannot be directly compared with data published in previous years due to a change in scope. The table now shows time from first offence to committal whereas in previous years it reported arrest date to committal.

TABLE 3.11e

PERSONS CHARGED IN TRIAL AND SENTENCE APPEARANCES FINALISED AND COURT DELAY: REGISTRY, METHOD OF FINALISATION, 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 22 persons for whom bail status was unknown
 d Total includes 1 person for whom bail status was unknown
 e Total includes 1 person for whom bail status was unknown

Method of finalisation	District Court Registry: Newcastle														
	On bail						In custody						Total		
	Court Delay		Court Delay		Court Delay		Court Delay		Court Delay		Court Delay		Court Delay		
No.	Median duration (days)	No.	Median duration (days)	No.	Median duration (days)	No.	Median duration (days)	No.	Median duration (days)	No.	Median duration (days)	No.	Median duration (days)	No.	Median duration (days)
Proceeded to trial	30	331.5	281.0	38.0	25	281.0	195.5	114.5	56	325.0	233.0	113.0			
Acquitted of all charges	22	356.5	281.0	-	9	265.0	213.0	-	32	332.0	224.0	-			
Guilty of at least one charge	5	358.0	312.0	56.0	15	308.0	193.0	115.0	20	325.0	245.0	114.0			
Other*	3	145.0	246.0	0.0	1	326.0	105.0	114.0	4	197.0	175.5	0.0			
Proceeded to sentence only	147	221.0	145.0	0.0	208	210.0	125.5	0.0	377	219.0	128.0	0.0			
No charges proceeded with	23	325.5	225.0	-	6	429.0	178.0	-	30	377.0	212.0	-			
All charges otherwise disposed of	2	184.0	251.0	-	-	-	-	-	3	221.0	251.0	-			

* 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.

** These figures cannot be directly compared with data published in previous years due to a change in scope. The table now shows time from first offence to committal whereas in previous years it reported arrest date to committal.

TABLE 3.11f

PERSONS CHARGED IN TRIAL AND SENTENCE APPEARANCES FINALISED AND COURT DELAY: REGISTRY, METHOD OF FINALISATION, BAIL STATUS

- a Total includes 5 persons for whom bail status was unknown
 b Total includes 2 persons for whom bail status was unknown
 c Total includes 2 persons for whom bail status was unknown
 d Total includes 1 person for whom bail status was unknown
 e Total includes 24 persons for whom bail status was unknown
 f Total includes 5 persons for whom bail status was unknown
 g Total includes 3 persons for whom bail status was unknown

Method of finalisation	District Court Registry: Sydney											
	On bail				In custody				Total			
	No.	Median duration (days)	Persons charged	Offence to committal**	Court Delay Outcome to committal**	Persons charged	Offence to committal**	Court Delay Outcome to committal**	No.	Median duration (days)	Persons charged	Offence to committal**
Proceeded to trial	103	373.0	231.0	82.0	98	287.5	240.0	113.0	206	338.0	231.0	102.0
Acquitted of all charges	50	394.0	239.5	-	22	232.5	167.0	-	74	350.0	197.0	-
Guilty of at least one charge	47	375.0	211.0	99.0	70	337.5	253.5	117.0	119	365.0	240.0	108.5
Other*	6	297.5	279.0	0.0	6	164.0	192.0	52.0	13	230.0	203.0	0.0
Proceeded to sentence only	301	212.5	168.5	0.0	461	234.0	143.0	0.0	786	225.0	149.0	0.0
Proven outcome not further described #	3	120.0	-	-	2	429.5	-	-	5	187.0	-	-
No charges proceeded with	39	419.0	226.5	-	25	302.0	104.0	-	69	323.0	164.0	-
All charges otherwise disposed of	7	253.0	158.0	-	2	-	447.0	-	12	178.0	308.0	-

* 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.

The category 'Proven outcome not further described' includes persons who received a sentence but where there was insufficient data to determine whether they had proceeded to trial or to sentence only.

** These figures cannot be directly compared with data published in previous years due to a change in scope. The table now shows time from first offence to committal whereas in previous years it reported arrest date to committal.

TABLE 3.11g

PERSONS CHARGED IN TRIAL AND SENTENCE APPEARANCES FINALISED AND COURT DELAY: REGISTRY, METHOD OF FINALISATION, BAIL STATUS

- a Total includes 6 persons for whom bail status was unknown
 b Total includes 4 persons for whom bail status was unknown
 c Total includes 1 person for whom bail status was unknown
 d Total includes 1 person for whom bail status was unknown
 e Total includes 42 persons for whom bail status was unknown
 f Total includes 1 person for whom bail status was unknown
 g Total includes 5 persons for whom bail status was unknown
 h Total includes 1 person for whom bail status was unknown

Method of finalisation	District Court Registry: Sydney West																	
	On bail						In custody						Total					
	Court Delay			Court Delay			Court Delay			Court Delay			Court Delay					
	No.	Median duration (days)	Persons charged	Offence to committal**	Committal to outcome	Outcome to sentence	No.	Median duration (days)	Persons charged	Offence to committal**	Committal to outcome	Outcome to sentence	No.	Median duration (days)	Persons charged	Offence to committal**	Committal to outcome	Outcome to sentence
Proceeded to trial	54	340.5	342.0	103.0	65	307.0	210.0	106.0	125	319.0	248.0	106.0						
Acquitted of all charges	35	408.0	300.5	-	14	292.5	397.5	-	53	386.0	294.5	-						
Guilty of at least one charge	13	283.0	378.0	99.0	48	311.0	202.5	106.0	62	305.0	209.5	106.0						
Other*	6	256.5	471.0	129.0	3	614.0	231.0	0.0	10	257.0	277.5	0.0						
Proceeded to sentence only	270	238.0	171.0	0.0	392	235.0	134.0	0.0	706	237.0	145.0	0.0						
Proven outcome not further described #	4	295.5	-	-	4	269.5	-	-	9	286.0	-	-						
No charges proceeded with	56	270.5	220.0	-	10	300.0	214.0	-	71	289.0	213.0	-						
All charges otherwise disposed of	6	183.5	154.0	-	3	324.0	169.0	-	10	191.0	169.0	-						

* 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.

The category 'Proven outcome not further described' includes persons who received a sentence but where there was insufficient data to determine whether they had proceeded to trial or to sentence only.

** These figures cannot be directly compared with data published in previous years due to a change in scope. The table now shows time from first offence to committal whereas in previous years it reported arrest date to committal.

TABLE 3.11h

PERSONS CHARGED IN TRIAL AND SENTENCE APPEARANCES FINALISED AND COURT DELAY: REGISTRY, METHOD OF FINALISATION, 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 7 persons for whom bail status was unknown
 d Total includes 1 person for whom bail status was unknown

District Court Registry: Wagga Wagga

Method of finalisation	Bail status											
	On bail			In custody			Total					
	Court Delay			Court Delay			Court Delay					
No.	Median duration (days)	Outcome to Commital**	Persons charged	No.	Median duration (days)	Outcome to Commital**	Persons charged	No.	Median duration (days)	Outcome to Commital**	Persons charged	
Proceeded to trial	4	403.5	235.0	-	8	695.5	209.0	65.5	13 ^a	633.0	231.0	65.5
Acquitted of all charges	4	403.5	235.0	-	4	391.5	196.0	-	9 ^b	629.0	231.0	-
Guilty of at least one charge	-	-	-	-	3	2217.0	214.0	82.0	3	2217.0	214.0	82.0
Other*	-	-	-	-	1	109.0	261.0	34.0	1	109.0	261.0	34.0
Proceeded to sentence only	32	196.0	148.5	0.0	44	161.0	106.5	0.0	83 ^c	180.0	112.0	0.0
Proven outcome not further described #	1	553.0	-	-	-	-	-	-	1	553.0	-	-
No charges proceeded with	3	263.0	105.0	-	4	194.0	136.5	-	7	196.0	106.0	-
All charges otherwise disposed of	-	-	-	-	-	-	-	-	1 ^d	7281.0	748.0	-

* 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.

The category 'Proven outcome not further described' includes persons who received a sentence but where there was insufficient data to determine whether they had proceeded to trial or to sentence only.

** These figures cannot be directly compared with data published in previous years due to a change in scope. The table now shows time from first offence to committal whereas in previous years it reported arrest date to committal.

TABLE 3.11i

PERSONS CHARGED IN TRIAL AND SENTENCE APPEARANCES FINALISED AND COURT DELAY: REGISTRY, METHOD OF FINALISATION, BAIL STATUS

- a Total includes 20 persons for whom bail status was unknown
 b Total includes 2 persons for whom bail status was unknown
 c Total includes 1 person for whom bail status was unknown

Method of finalisation	District Court Registry: Wollongong													
	On bail						In custody						Total	
	Court Delay			Court Delay			Court Delay			Court Delay			Court Delay	
	Persons charged	Offence to committal**	Outcome to sentence	Persons charged	Offence to committal**	Outcome to sentence	Persons charged	Offence to committal**	Outcome to sentence	Persons charged	Offence to committal**	Outcome to sentence	Committal to outcome	Committal to outcome
No.	Median duration (days)	No.	Median duration (days)	No.	Median duration (days)	No.	Median duration (days)	No.	Median duration (days)	No.	Median duration (days)	No.	Median duration (days)	
Proceeded to trial	18	184.0	214.0	41.0	14	193.0	184.0	80.0	32	188.0	193.5	76.0		
Acquitted of all charges	12	188.0	283.0	-	3	188.0	128.0	-	15	188.0	219.0	-		
Guilty of at least one charge	4	135.0	295.5	62.0	11	288.5	186.5	80.0	15	177.0	193.5	80.0		
Other*	2	224.5	142.0	13.0	-	-	-	-	2	225.0	142.0	13.0		
Proceeded to sentence only	90	205.5	141.5	0.0	96	175.0	139.0	0.0	206 ^a	189.0	136.0	0.0		
No charges proceeded with	5	148.0	160.0	-	4	520.0	540.0	-	11 ^b	264.0	160.0	-		
All charges otherwise disposed of	1	132.0	299.0	-	-	-	-	-	2 ^c	130.0	321.0	-		

* 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.

The category 'Proven outcome not further described' includes persons who received a sentence but where there was insufficient data to determine whether they had proceeded to trial or to sentence only.

** These figures cannot be directly compared with data published in previous years due to a change in scope. The table now shows time from first offence to committal whereas in previous years it reported arrest date to committal.

TABLE 3.12

**PERSONS* FOUND GUILTY IN HIGHER COURT APPEARANCES FINALISED:
TYPE OF PRINCIPAL OFFENCE, PRIOR PROVEN OFFENCES SINCE 1999**

Type of principal offence	Prior proven offences since 1999											
	No prior proven offences		Prior proven offences not of same type		Prior proven offences of same type without imprisonment		Prior proven offences of same type with imprisonment		Total			
	No.	%	No.	%	No.	%	No.	%	No.	%		
Homicide and related offences	50	43.1	62	53.4	-	-	4	3.4	116	100.0		
Acts intended to cause injury	63	17.1	108	29.3	110	29.8	88	23.8	369	100.0		
Sexual assault and related offences	133	51.0	103	39.5	9	3.4	16	6.1	261	100.0		
Dangerous and negligent acts endangering persons	8	34.8	12	52.2	3	13.0	-	-	23	100.0		
Abduction and related offences	12	25.0	34	70.8	-	-	2	4.2	48	100.0		
Robbery, extortion and related offences	78	14.6	306	57.3	42	7.9	108	20.2	534	100.0		
Unlawful entry with intent/burglary, break and enter	49	12.7	165	42.7	37	9.6	135	35.0	386	100.0		
Theft and related offences	18	21.4	36	42.9	17	20.2	13	15.5	84	100.0		
Deception and related offences	62	68.9	17	18.9	7	7.8	4	4.4	90	100.0		
Illicit drug offences	284	40.3	229	32.5	145	20.6	46	6.5	704	100.0		
Weapons and explosives offences	14	28.0	25	50.0	7	14.0	4	8.0	50	100.0		
Property damage and environmental pollution	3	13.0	10	43.5	6	26.1	4	17.4	23	100.0		
Public order offences	24	37.5	23	35.9	11	17.2	6	9.4	64	100.0		
Road traffic and motor vehicle regulatory offences	2	100.0	-	-	-	-	-	-	2	100.0		
Offences against justice procedures, government security and government operations	10	29.4	9	26.5	8	23.5	7	20.6	34	100.0		
Miscellaneous offences	8	47.1	7	41.2	2	11.8	-	-	17	100.0		
Offence Unknown	1	100.0	-	-	-	-	-	-	1	100.0		
Total	819	29.2	1,146	40.8	404	14.4	437	15.6	2,806	100.0		

* The data in this table are sourced from the NSW Bureau of Crime Statistics and Research's Reoffending Database (ROD) which is derived from court data (see Explanatory Notes p.136).

As a consequence, the totals shown here are slightly different to those presented elsewhere in this section of the report.

TABLE 3.13

APPEAL CASES FINALISED:*
OUTCOME OF APPEAL, TYPE OF APPEAL

<i>Outcome of appeal</i>	<i>Type of appeal</i>											
	<i>Appeals against convictions</i>		<i>Appeals against severity of sentence</i>		<i>Appeals against inadequacy of sentence</i>		<i>Appeals against apprehended violence order</i>		<i>Appeals against severity of sentence</i>		<i>Appeals against inadequacy of sentence</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>	<i>No.</i>	<i>%</i>
Appeal upheld for all matters	371	28.6	3,449	61.4	7	36.8	21	13.9	3,848	54.3	21	13.9
Appeal dismissed/withdrawn all matters	861	66.3	1,637	29.2	10	52.6	130	86.1	2,638	37.2	130	86.1
Appeal upheld for some matters	64	4.9	514	9.2	2	10.5	-	-	580	8.2	-	-
Other (did not appear, died etc)	3	0.2	14	0.2	-	-	-	-	17	0.2	-	-
Total	1,299	100.0	5,614	100.0	19	100.0	151	100.0	7,083	100.0	151	100.0

* This table includes companies and persons.

NEW SOUTH WALES CRIMINAL COURTS

Explanatory Notes

EXPLANATORY NOTES

This report contains statistics relating to criminal matters finalised in New South Wales courts in 2008. Statistics for the criminal jurisdictions of the Local, Licensing, Children's, District and Supreme Courts are reported.

With one exception, the data presented in the report are collected from the courts and maintained by the Bureau of Crime Statistics and Research. Data for the tables on prior proven offences for persons found guilty is sourced from the Bureau's Reoffending Database (ROD).

The majority of Children's Court data presented in this publication are collected directly by the Bureau. Prior to January 2006, these data were collected by the Department of Juvenile Justice. The Department of Juvenile Justice continues to provide raw data for the non-computerised courts, which is further processed by the Bureau. Due to this change in the data source, Children's Court data for this year should not be directly compared with that published in reports prior to 2006.

From this year, Higher Courts data is sourced from JusticeLink, a new electronic system that replaced the Case Tracking System. As a result, the counting unit has changed from the number of 'finalised cases' to the number of 'persons in finalised cases'. Prior to this year, one finalised case could represent one or more accused persons. JusticeLink Case records are consolidated to combine all cases for the same accused finalised on the same date by creating a new PERSONID code. Due to these changes, caution should be taken when comparing Higher Courts data for this year with earlier publications.

The report includes information on offence type, court outcomes, penalties, bail status, court delay, and the age, gender, Indigenous 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.

These changes are discussed in more details in these notes.

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.

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 2008, 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.

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 office.

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 assault) 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.

EXPLANATORY NOTES - LOCAL COURTS *continued*

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 of drug. The 'Other' drug category includes cases where more than one drug is involved and cases involving drugs which do not belong to any of the specified drug type categories.

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.

Some of the major charge outcomes are described below:

Offence proven: Accused present

Includes all charges finalised by a plea of guilt or by a guilty finding at a defended hearing where the accused person was present.

Offence proven: Conviction ex parte

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 for sentencing.

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. Prior to 2003, charges in this category were counted within the category 'conviction ex parte'.

Dismissed Mental Health (Criminal Procedure) Act

Under Section 32 of the *Mental Health (Criminal Procedure) Act 1990*, the Court can dismiss a charge and discharge a defendant who is suffering from a mental illness. The defendant may be conditionally discharged and, from February 2004, may be called before the court for failing to comply with the order within six months of the order being imposed. 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.

EXPLANATORY NOTES - LOCAL COURTS *continued*

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 identified as being of Aboriginal and/or Torres Strait Islander origin.

Changes in the identification of Aboriginal and/or Torres Strait Islander defendants

In 2004 the Bureau of Crime Statistics and Research made a major change to the way Aboriginal and Torres Strait Islander persons appearing in the criminal courts are identified. As a result, the number of Aboriginal and/or Torres Strait Islander persons reported to have appeared since 2004 is considerably higher than would have been the case under the previous counting practice. The nature of the change is discussed below.

Information about Aboriginal and Torres Strait Islander status is collected by NSW Police when legal proceedings are commenced against alleged offenders. This information is then linked to the defendant's court record. In reports prior to 2004, tables relating to Aboriginal and/or Torres Strait Islander people only included persons who identified as Aboriginal and/or Torres Strait Islander when being legally proceeded against for the reference offence.

This method, however, undercounted the actual number of Aboriginal and/or Torres Strait Islander defendants as some persons did not have a recorded Aboriginal and/or Torres Strait Islander status for the reference offence. Suspected offenders who were not proceeded against in person, that is, those issued with a Future Court Attendance Notice (previously a summons), are not asked whether they identify as being of Aboriginal and/or Torres Strait Islander origin. Police also do not ask whether a person identifies as being of Aboriginal and/or Torres Strait Islander origin when proceeded against for traffic incidents.

In order to overcome this problem, in 2004 the Bureau applied a new method of identifying Aboriginal and/or Torres Strait Islander status using our Reoffending Database (ROD) which contains Children's, Local and Higher Criminal Court records back to 1994. By matching records of persons appearing in court, we can identify whether a person has reported himself or herself to be of Aboriginal and/or Torres Strait Islander origin at a previous court appearance. Thus, Local Court Tables 1.4, 1.8 and 1.9 include persons who had appeared in 2008 and identified themselves as being of Aboriginal and/or Torres Strait Islander origin at any court appearance since 1994.

As a result of these changes, the number of persons reported as being of Aboriginal and/or Torres Strait Islander origin who have appeared in the Local Court has increased considerably. In 2003 we reported 10,995 Aboriginal and/or Torres Strait Islander persons with finalised matters in the Local Court whereas in 2004 we reported 17,655 Aboriginal and/or Torres Strait Islander persons with finalised matters. This figure has since remained relatively steady with 18,059 reported in 2005, 18,380 in the revised 2006 data, 18,560 in the revised 2007 data, and now 18,902 Aboriginal and/or Torres Strait Islander persons with matters finalised in the 2008 report. **Consequently data on Aboriginal and/or Torres Strait Islander persons presented in this report cannot be compared to data reported in publications prior to 2004.** Comparable data for previous years can be obtained by contacting our office.

The possible outcome types are as follows:

EXPLANATORY NOTES - LOCAL COURTS *continued*

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

From 2003, 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 was issued by the court for the offender to be brought before the court for sentencing.

In *NSW Criminal Courts Statistics* publications prior to 2003, 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

This category 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. Prior to 2003, persons in this category were counted within the category 'convicted ex parte'.

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 adjourned generally (previously known as 'stood out of list') and those that were 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 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 bail did not apply. Those persons in jail 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 jail category in the court delay table, Table 1.12.

TABLES 1.7 TO 1.11: PENALTIES IMPOSED FOR PRINCIPAL OFFENCE

Tables 1.8 and 1.10 both report on Aboriginal and Torres Strait Islander persons. These data have been subject to significant changes in 2004. Please see page 118 above for discussion of the changes.

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. Recent changes to the penalty hierarchy are also discussed in Appendix 2.

EXPLANATORY NOTES - LOCAL COURTS *continued*

- (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 with a custodial penalty, the offence with the longest total sentence is selected as the principal offence. Note that prior to 2005, the offence with the longest non-parole period (rather than the longest total sentence) was selected as the principal offence.
- (d) If there was more than one offence with a custodial penalty with the same quantum of total sentence, the offence with the longest non-parole period is selected as the principal offence.
- (e) If there was more than one offence which received the same quantum of the same penalty type, including the same quantum of total sentence and non-parole period, the first of these offences recorded on the court file is selected as the principal offence.
- (f) 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. Table 1.10 presents this information for those persons who have in the past identified themselves as Aboriginal and/or Torres Strait Islanders. See page 118 above for discussion of the major changes to Indigenous data in this publication.

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 and the total term where non non-parole period has been set. Cumulative terms of imprisonment are excluded from these tables. In those cases where a cumulative term was imposed, only the non-parole period duration 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 but the Local Court may impose a cumulative term of up to five years.

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.

EXPLANATORY NOTES - LOCAL COURTS *continued*

**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 1999 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 10 year offending history for individuals by searching and matching court records from January 1999 to December 2008. 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 10 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 jail 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 - LOCAL COURTS *continued*

TABLE 1.14: APPREHENDED VIOLENCE ORDERS (AVOs)

Table 1.14 counts only those orders finalised by a magistrate at a Local Court hearing. It does not include interim orders granted. Note that an Apprehended Violence Order may protect more than one person.

From 2007, data on Apprehended Violence Orders (AVOs) Granted (Table 1.14) is based on the statistical division of the person against whom the AVO is granted (Person of Interest or POI), rather than the statistical division of the protected person as was the procedure for previous reports.

The reason for this change is the increasing proportion of protected persons with no address details listed, following the implementation of the *Crimes (Domestic and Personal Violence) Act 2007*, under which 'protected persons' residential addresses are not included in AVO applications unless under certain circumstances. Data in this publication should not be directly compared with data in previous years. The Bureau can, however, provide comparable data back to 1996.

Data source: NSW Police 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. 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**

The Licensing Court of NSW ceased operation on 1 July 2008. From that date, criminal offences under the Liquor Act 2007, Registered Clubs Act 1976 and associated legislation have been dealt with in the Local Courts. Therefore, data was obtained for part of the year only from January to June 2008. These figures should not be compared with annual figures published in past reports.

The Licensing Court exercised jurisdiction under the Liquor Act 1982 and Registered Clubs Act 1976, and dealt 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, dealt with breaches under other legislation including the Casino Control Act 1992, Local Government Act 1993 and Property, Stock and Business Agents Act 2002.

The Licensing Court was located in Sydney, and Licensing Magistrates also travelled 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. Persons convicted ex parte are not separately identified in the Licensing Court.

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. Persons convicted ex parte are not separately identified in the Licensing Court. 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

From January 2006, Children's Courts data has been collected by the Bureau directly from computerised courts and via the Department of Juvenile Justice for the forms courts. Children's Courts data prior to 2006 had been provided by the Department of Juvenile Justice, which has been responsible for the administration of juvenile justice since 1991. Juveniles who were aged 10 to 17 years at the time of the alleged offence may be brought before the Children's Courts, diverted to a Youth Justice Conference, cautioned by the Courts or simply cautioned by the Police. This report deals only with court appearances, including finalised appearances for Youth Justice Conferences where the Court initiated the conference referral.

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 these are welfare matters that do not constitute criminal proceedings, they are not included in this report.

Note that from 2008 onwards, matters which were committed in Children's Courts up to the Higher Courts are not reported in the Children's Court data. In 2008 this affected 97 committals which would have previously been reported as a finalisation in the Children's Court. These matters are still reported in the Higher Courts data where they are ultimately finalised. This change brings the scope of the Children's Court data into line with that of the Local Court data.

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 2008.

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. Appearances resulting in Apprehended Violence Orders or a referral to a Youth Justice Conference are not counted as a finalised court appearance.

Offence proven

Proven offences include those appearances resulting in referral to drug programs, return to former custody, revoked or amended community service orders. Offences resulting in a dismissal or caution after a referral to a Youth Justice Conference are also included in this report as a proven offence.

Type of offence

In this and subsequent tables for Children's Court data, 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 most serious offence is calculated as the one with the lowest ASOC code.

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

EXPLANATORY NOTES - CHILDREN'S COURTS *continued*

TABLE 2.2: OUTCOME OF APPEARANCE, BAIL STATUS

Table 2.2 presents the outcome of appearance by bail status of the defendant at finalisation. This table is the Children's Court equivalent of Table 1.6 for the Local Court and for more detail see explanatory notes on 'Bail status' page 121.

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 a fixed term or a minimum and additional term of juvenile detention in DJJ facility.

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

'Bond' includes bond, suspended control order 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 detention, referral to Youth Drug and Alcohol Court, disqualified driver, compensation, committed to the rising of the court and dismissed after Youth Justice Conference.

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

These tables detail the age and gender of all defendants appearing before the Children's Courts including both proven and unproven outcomes. The age category '18 years and over' 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 1999 for 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 1999 to December 2008. 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 10 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 that resulted in a jail term as well as non-custodial penalties.

Prior proven outcomes of the same type, without imprisonment

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

From February 2008, Higher Courts data has been sourced from JusticeLink, a new electronic system which links all NSW courts onto the one computer platform. Prior to 2008 Higher Courts data was sourced from the Case Tracking System and BOCSAR staff manually recorded details directly from the final indictment. Court staff and Judge's Associates are now responsible for entering results, with BOCSAR taking on a validation and audit role. The new system resulted in some changes to the data:

- The counting unit has changed from the number of 'finalised cases' to the number of 'persons in finalised cases'. Prior to this year, one finalised case could include one or more accused persons. Each person record now includes all charges that the person had finalised on the same date (regardless of whether or not they were registered on the same date). A person with charges finalised on two dates is reported as two persons.
- A small number of incomplete records have also affected the quality of some variables. The number of drug offences with an 'unknown' drug type has risen from 5% in 2007 to 17% in 2008 (Table 3.7a). We no longer distinguish whether people in custody at finalisation are on remand or in custody for a prior offence (Table 3.10). Lastly, for 16 persons there was inadequate information provided to determine whether they were finalised by sentence or trial (Table 3.6).

For these reasons caution should be used when making comparisons with Higher Court data published in earlier years.

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, and the District Court, which has a number of metropolitan and country sites. The Supreme Court deals only with the most serious criminal matters. The District Court deals with all other matters on indictment and appeals against conviction or sentence arising from Local Court cases. In all tables where Jurisdiction is shown this reflects the Jurisdiction at which the case was registered and not where it was finalised.

Registry

Registries handle the administrative work involved in preparing a case for trial. The District Court is regionalised into a number of Registries. In all tables where Registry is shown this reflects the Registry at which the case was registered and not where it was finalised. Appendix 3 lists the various courts which fall within each Registry's administrative area.

Cases registered

A case is made up of a number of charges for one or more accused that were registered together. Table 3.1 shows the number of incoming cases registered in the Higher Court for committal to trial or sentence. This is the only table to still show cases and is unchanged in scope from previous years. Cases involving companies and persons as defendants are included.

Persons charged in appearances finalised

From this year, court workload is measured by the number of individual persons charged within cases finalised. In both the District Court and Supreme Court, a person charged refers to a group of one or more charges, against a single accused person, which are finalised by the court on the same date. The number of persons in cases finalised is shown for Table 3.2 and subsequent tables.

EXPLANATORY NOTES - HIGHER COURTS *continued*

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

However, separate charges finalised on the same date for the one accused person are consolidated and counted as one person. Where there are outstanding charges against the accused, this would be counted as a new person in a subsequent counting period. For these reasons there is no direct relationship between the incoming cases registered, shown in Table 3.1, and the number of persons with cases finalised, shown in Table 3.2.

Note that prior to 2008, the counting unit in Table 3.2 was the number of cases finalised. The District Court defined a finalised case as involving **one or more** accused persons, each with one or more charges recorded together on a single court file; separate cases for the one accused that were finalised on the same date were counted separately. From 2005 to 2007, the Supreme Court changed the definition of a finalised case to reflect one accused person, with one or more charges, which were recorded together on a single court file.

Committal

Cases normally appear before the Higher Courts following a committal hearing in the Local Court or Children's Court. A committal hearing 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 3.2 and 3.13 include companies and persons as defendants. All other Higher Court tables exclude companies.

TABLES 3.3, 3.4 AND 3.5: PERSONS CHARGED AND CHARGES IN TRIAL AND SENTENCE APPEARANCES

Persons charged

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 3.11a to 3.11i.

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 2008, 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.

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.

EXPLANATORY NOTES - HIGHER COURTS *continued*

Sexual offences against children

In Table 3.4 and elsewhere in this section, the number of charges and persons charged for offences classified as *sexual offences against children* are shown separately from other offences in the *sexual assault & 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 assault*) 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 of drug. The 'Other' drug category includes cases where more than one drug is involved. Due to poor recording of drug type in JusticeLink, the proportion of drug offences where the drug type is Unknown/Not Stated has increased from 5% in 2007 to 17% in 2008. Caution should be used when comparing Table 3.7a to previous years.

Number of offences charged

Tables 3.4 and 3.5 indicate the number of distinct offences charged against each accused person. Prior to 2008, 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 were counted as a single charge. From 2008, each individual count is treated as a separate charge.

TABLE 3.6: OUTCOME OF CHARGE

Table 3.6 presents the major outcome of the court process for each accused person. 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: Persons in this category were found not guilty of any offence following a trial. This may include 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 accused persons were found guilty of at least one of the offences charged.

Other: Persons in the 'Other' category are those who were acquitted of one or more charges following a trial but pleaded guilty to at least one other charge.

EXPLANATORY NOTES - HIGHER COURTS *continued*

Proceeded to sentence only

Persons in this category pleaded guilty to at least one charge. Other offences may have been disposed of other than by trial or not proceeded with.

Proven outcome not further described

Persons who received a sentence but where there was insufficient data to determine whether their case had proceeded to trial or to sentence only.

No charges proceeded with

Persons in this category were not proceeded against by the Director of Public Prosecutions to trial.

All charges otherwise disposed of

Included in this category are accused persons who died or absconded.

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 used in the Higher 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, the 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.
- (c) If there was more than one offence with a custodial penalty, the offence with the longest total sentence is selected as the principal offence.
- (d) If there was more than one offence with a custodial penalty with the same quantum of total sentence, the offence with the longest non-parole period is selected as the principal offence.

EXPLANATORY NOTES - HIGHER COURTS *continued*

- (e) If there was more than one offence which received the same quantum of the same penalty type, including the same quantum of total sentence and non-parole period, the first of these offences recorded on the court file is selected as the principal offence.
- (f) 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 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 non-parole duration 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.

**TABLES 3.9, 3.9a AND 3.9b:
TYPE OF PRINCIPAL OFFENCE, SEX, AGE**

From 2008, Table 3.9 shows age at the date of the offence. Prior reports showed age at the date of arrest.

**TABLE 3.10:
BAIL STATUS**

Table 3.10 indicates the bail status of the accused at the hearing which disposed of the matter (i.e. finalisation). The bail categories distinguish broadly between accused persons who were at large or in custody, and additionally for those at large, whether or not they were supervised. Caution should be taken when comparing this table to past reports as recording no longer distinguishes between accused persons in jail because they were refused bail, could not meet their bail or were in custody for a prior offence.

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

These tables give an indication of the time taken to dispose of a case for trial and sentence matters 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 persons with very long duration times. The definition of median is such that half the persons had duration times less than the median duration time and the other half of the persons had longer duration times.

EXPLANATORY NOTES - HIGHER COURTS *continued*

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, persons whose 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.

The outcome categories are used to distinguish persons who proceeded to trial. The stages of proceedings are categorised as follows:

Offence to committal

From 2008, the time from date of the earliest offence to date committed is reported. Prior to this, the duration between the arrest date to committal date was reported. As such, this year's data is not comparable to past reports.

Committal to outcome

The time from date committed to latest date of determination of charges. Note that it is not possible to distinguish from this table whether the accused 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 accused persons who were found guilty.

TABLE 3.12: PRIOR PROVEN OFFENCES

Table 3.12 provides information on the ten year history of prior proven offences since 1999 for 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 January 1999 to December 2008. 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 jail term as well as non-custodial penalties.

EXPLANATORY NOTES - HIGHER COURTS *continued***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 3.13:
TYPE OF APPEAL**

Table 3.13 presents the outcomes for appeals to the District Court against convictions, severity or adequacy of sentences imposed in the Local Courts and against Apprehended Violence Orders granted by the Local Courts. This table replaces Tables 3.13 to 3.16 in the 2006 and 2007 publications with a single summary table excluding the bail status of the accused.

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

The appeal outcome categories are as follows:

Appeal upheld for all matters

This category indicates that:

- 1) the conviction or Apprehended Violence Order was overturned for all matters appealed against; or
- 2) the penalty was varied (for a severity or inadequacy appeal) for all charges/orders appealed against.

Appeal dismissed/withdrawn for all matters

This indicates that the court dismissed the appeal for all the charges/orders 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/orders 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 had 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 description.

Home detention

Home detention orders are 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.

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 (or Commonwealth 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.

Bond without conviction and No conviction recorded

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.

Nominal sentence

This is a nominal penalty where the offender is held in custody until the court adjourns (also referred to as 'Rising of the Court').

Section 10A Conviction with no other penalty

This sentencing option was added to the *Crimes (Sentencing Procedure) Act 1999* on 29th November 2006. Under Section 10A the offender has a conviction recorded but receives no other penalty.

APPENDIX 2

PENALTY HIERARCHY FOR PRINCIPAL OFFENCE

The penalty hierarchy for the calculation of principal offence is shown below. Penalties are listed from the most to the least serious.

1. Imprisonment
2. Juvenile detention (Control order)
3. Home detention
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. Fine
11. Nominal sentence (Rising of the Court)
12. Section 10A Conviction with no other penalty
13. Good behaviour bond without conviction
14. No conviction recorded

APPENDIX 3

DISTRICT COURTS IN REGISTRY REGIONS

1. Sydney Registry

Sydney District Court

2. Sydney West Registry

Campbelltown District Court

Liverpool District Court

Parramatta District Court

Penrith District Court

3. Newcastle Registry

Cessnock District Court

East Maitland District Court

Gosford District Court

Gunnedah District Court

Maitland 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

Casino District Court

Coffs harbour District Court

Glenn 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

Narrandera District Court

Wagga Wagga District Court

Wyalong District Court

Yass District Court

Young District Court

APPENDIX 4**LOCAL GOVERNMENT AREAS IN SYDNEY STATISTICAL DIVISION****Sydney Statistical Subdivisions*****Inner Sydney***

Botany Bay
Leichhardt
Marrickville
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 Shire

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 NSW REGIONAL STATISTICAL DIVISIONS****NSW regional Statistical Divisions*****Hunter***

Cessnock
Dungog
Gloucester
Great Lakes
Lake Macquarie
Maitland
Muswellbrook
Newcastle
Port Stephens
Singleton
Upper Hunter Shire

Illawarra

Kiama
Shellharbour
Shoalhaven
Wingecarribee
Wollongong

Richmond – Tweed

Ballina
Byron
Kyogle
Lismore
Richmond Valley
Tweed

Mid-North Coast

Bellingen
Clarence Valley
Coffs Harbour
Greater Taree
Hastings
Kempsey
Lord Howe Island
Nambucca

Northern

Armidale Dumaresq
Glen Innes Severn
Gunnedah
Guyra
Gwydir
Inverell
Liverpool Plains
Moree Plains
Narrabri
Tamworth Regional
Tenterfield
Uralla
Walcha

North Western

Bogan
Bourke
Brewarrina
Cobar
Coonamble
Dubbo
Gilgandra
Mid-Western Regional
Narromine
Walgett
Warren
Warrumbungle Shire
Wellington

Central West

Bathurst Regional
Bland
Blayney
Cabonne
Cowra
Forbes
Lachlan
Lithgow
Oberon
Orange
Parkes
Weddin

South Eastern

Bega Valley
Bombala
Boorowa
Cooma-Monaro
Eurobodalla
Goulburn Mulwaree
Harden
Palerang
Queanbeyan
Snowy River
Upper Lachlan
Yass Valley
Young

Murrumbidgee

Carrathool
Coolamon
Cootamundra
Griffith
Gundagai
Hay

Murray

Albury
Balranald
Berrigan
Conargo
Corowa Shire
Deniliquin

Far West

Broken Hill
Central Darling
Unincorporated Far West

Junee

Greater Hume Shire

Leeton

Jerilderie

Lockhart

Murray

Murrumbidgee

Tumbarumba

Narrandera

Urana

Temora

Wakool

Tumut

Wentworth

Wagga Wagga