

Magistrates Courts of South Australia
1 January - 31 December 2000

TABLE 2.1 Case outcome by major offence charged. Summary of all offence groups

Offence Group	Committed for trial or sentence	Convicted		Guilty without conviction	Acquitted on Major Charge	Not guilty: mentally incompetent	Major charge withdrawn	Major charge dismissed	Orders issued/ varied/ revoked	Other (eg. Defendant died)	Total	
		With penalty	Without Penalty								No.	%
Offences against the person (excl. sexual offences)	121 (2)	1,127	47	407	2	3	901 (203)	946 (139)	0	6	3,560	13.4
Sexual offences	95 (1)	51	4	27	2 (1)	0	20 (3)	142 (12)	0	1	342	1.3
Robbery and extortion	106 (3)	4	0	1	0	0	2	120 (7)	0	1	234	0.9
Burglary and break and enter	161 (4)	465	6	14	0	0	90 (22)	507 (134)	0	1	1,244	4.7
Fraud and misappropriation	15	547	5	111	0	0	114 (19)	80 (8)	0	1	873	3.3
Larceny and receiving	16 (1)	1,738	130	853	0	1	826 (191)	312 (85)	0	6	3,882	14.6
Property damage and environmental offences	11	596	25	223	0	2	283 (47)	89 (19)	0	2	1,231	4.6
Offences against good order	35 (1)	2,247	440	1,096	2 (2)	4 (1)	791 (95)	142 (17)	0	3	4,760	17.9
Drug offences	268 (6)	724	11	253	0	0	213 (49)	213 (17)	0	0	1,682	6.3
Driving offences	0	5,880	39	35	1	1	856 (154)	70 (4)	0	3	6,885	25.9
Other offences	18	149	14	68	0	0	33 (2)	9	0	2	293	1.1
Non-offence matters	0	0	0	0	0	0	161	128	1,312	0	1,601	6.0
Total	846 (18)	13,528	721	3,088	7 (3)	11 (1)	4,290 (785)	2,758 (442)	1,312	26	26,587	
Percentage	3.2	50.9	2.7	11.6	0.0	0.0	16.1	10.4	4.9	0.1		100.0

These tables only deal with selected offences; many traffic offences, council matters and most regulations are not included. A number of additional offences were added to the 'other offences' category in 1995. Numbers in brackets indicate cases where the defendant was not found guilty of the major charge but was found guilty of another charge. The bracketed numbers are also included in the total alongside which they appear. Thus 10(1) would mean that of the 10 cases with a given outcome, 10 were not guilty of the major charge but in one case there was a finding of guilt for an offence which was not the major charge. Some of these other charges may be for offences in groups other than the major charge - e.g. a person charged with assault (an offence against the person) may eventually be found guilty and convicted of only offensive language. In such instances cases are shown in the penalty tables for the offence group for which they were convicted. The way in which the data have been presented in this table differs from that used for the corresponding table in Crime and Justice reports prior to 1996 (see Appendix A for explanation). For non-offence matters, matters previously recorded as 'Guilty without conviction' are now reported under 'Orders issued/varied/revoked'. For more detail regarding cases found not guilty on the grounds of mental incompetence see Appendix A.

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TABLE 2.2 Case outcome by major offence charged. Offences against the person (excluding sexual offences)

Offence Group	Committed for trial or sentence	Convicted		Guilty without conviction	Acquitted on Major Charge	Not guilty: mentally incompetent	Major charge withdrawn	Major charge dismissed	Orders issued/ varied/ revoked	Other (eg. Defendant died)	Total	
		With penalty	Without Penalty								No.	%
Murder	9	0	0	0	0	0	1	13 (1)	0	1	24	0.7
Attempted murder	9	0	0	0	0	0	0	15	0	0	24	0.7
Conspiracy to murder	0	0	0	0	0	0	0	0	0	0	0	0
Manslaughter	3	0	0	0	0	0	0	1	0	0	4	0.1
Driving causing death	10	0	0	0	0	0	1	2	0	0	13	0.4
Other homicide	0	0	0	0	0	0	0	0	0	0	0	0
Assault occasioning grievous bodily harm	17	24	0	0	0	0	6	53 (10)	0	0	100	2.8
Assault occasioning actual bodily harm	10	215	3	18	1	3	56 (5)	258 (33)	0	2	566	15.9
Other major assault	13	15	0	1	0	0	1 (1)	4 (1)	0	0	34	1.0
Common assault												
- of a male	0	252	15	154	0	0	280 (30)	38 (1)	0	0	739	20.8
- of a female	0	146	5	84	1	0	180 (15)	40 (3)	0	0	456	12.8
- sex of victim unspecified	0	26	1	8	0	0	24 (2)	11	0	0	70	2.0
Common assault of family member	2	181	6	88	0	0	152 (24)	290 (33)	0	0	719	20.2
Other minor assault	0	1	0	0	0	0	1 (1)	0	0	0	2	0.1
Assault police	0	194	15	44	0	0	164 (109)	9 (2)	0	2	428	12.0
Kidnapping and abduction	6	0	0	0	0	0	0	19 (4)	0	0	25	0.7
Ill treatment of children	0	0	0	0	0	0	0	0	0	0	0	0
Hijacking	0	1	0	0	0	0	0	0	0	0	1	0.0
Defamation and libel	0	0	0	0	0	0	0	0	0	0	0	0
Stalking	0	0	0	0	0	0	4	7	0	0	11	0.3
Other offences against the person	42 (2)	72	2	10	0	0	31 (16)	186 (51)	0	1	344	9.7
Total	121	1,127	47	407	2	3	901	946	0	6	3,560	
Percentage	3.4	31.7	1.3	11.4	0.1	0.1	25.3	26.6	0	0.2	100.0	

Numbers in brackets indicate cases where the defendant was not found guilty of the major charge but was found guilty of another charge. The bracketed numbers are also included in the total alongside which they appear. Thus 10(1) would mean that of the 10 cases with a given outcome, 10 were not guilty of the major charge but in one case there was a finding of guilt for an offence which was not the major charge. Some of these other charges may be for offences in groups other than the major charge - e.g. a person charged with assault (an offence against the person) may eventually be found guilty and convicted of only offensive language. In such instances cases are shown in the penalty tables for the offence group for which they were convicted. Prior to 1992 kidnapping was included under Robbery & extortion. Prior to 1994 defamation and libel was included under offences against good order. On June 1st 1994 it became an offence to stalk another person (stalking). Hijacking includes other acts endangering life involving transport. A new category of common assault of a family member was introduced in 1995. The way in which the data have been presented in this table differs from that used for the corresponding table in Crime and Justice reports prior to 1996 (see Appendix A for explanation). For non-offence matters, matters previously recorded as 'Guilty without conviction' are now reported under 'Orders issued/varied/revoked'. For more detail regarding cases found not guilty on the grounds of mental incompetence see Appendix A.

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TABLE 2.3 Case outcome by major offence charged. Sexual offences

Offence Group	Committed for trial or sentence	Convicted		Guilty without conviction	Acquitted on Major Charge	Not guilty: mentally incompetent	Major charge withdrawn	Major charge dismissed	Orders issued/ varied/ revoked	Other (eg. Defendant died)	Total	
		With penalty	Without Penalty								No.	%
Rape of female												
- Victim age under 12	1	0	0	0	0	0	0	2	0	0	3	0.9
- Victim age 12 to 16	11	0	0	0	0	0	1	6 (1)	0	0	18	5.3
- Victim age 17 or over	39 (1)	0	0	0	0	0	0	51 (3)	0	0	90	26.3
- Victim age unspecified	0	0	0	0	0	0	0	1	0	0	1	0.3
Attempted rape of female												
- Victim age under 12	0	0	0	0	0	0	0	0	0	0	0	0
- Victim age 12 to 16	1	0	0	0	0	0	0	0	0	0	1	0.3
- Victim age 17 or over	0	0	0	0	0	0	0	4 (1)	0	0	4	1.2
- Victim age unspecified	0	0	0	0	0	0	0	0	0	0	0	0
Rape of male												
- Victim age under 12	0	0	0	0	0	0	0	1	0	0	1	0.3
- Victim age 12 to 16	3	0	0	0	0	0	0	0	0	0	3	0.9
- Victim age 17 or over	0	0	0	0	0	0	0	0	0	0	0	0
- Victim age unspecified	0	0	0	0	0	0	0	0	0	0	0	0
Attempted rape of male												
- Victim age under 12	0	0	0	0	0	0	0	0	0	0	0	0
- Victim age 12 to 16	0	0	0	0	0	0	0	0	0	0	0	0
- Victim age 17 or over	2	0	0	0	0	0	0	0	0	0	2	0.6
- Victim age unspecified	0	0	0	0	0	0	0	0	0	0	0	0
Rape of victim sex and age unspecified	0	0	0	0	0	0	0	0	0	0	0	0
Attempted rape of victim sex and age unspecified	0	0	0	0	0	0	0	0	0	0	0	0

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Numbers in brackets indicate cases where the defendant was not found guilty of the major charge but was found guilty of another charge. The bracketed numbers are also included in the total alongside which they appear. Thus 10(1) would mean that of the 10 cases with a given outcome, 10 were not guilty of the major charge but in one case there was a finding of guilt for an offence which was not the major charge. Some of these other charges may be for offences in groups other than the major charge - e.g. a person charged with assault (an offence against the person) may eventually be found guilty and convicted of only offensive language. In such instances cases are shown in the penalty tables for the offence group for which they were convicted. On July 28th 1994 the offence of persistent sexual abuse of a child was introduced. The way in which the data have been presented in this table differs from that used for the corresponding table in Crime and Justice reports prior to 1996 (see Appendix A for explanation). For non-offence matters, matters previously recorded as 'Guilty without conviction' are now reported under 'Orders issued/varied/revoked'. For more detail regarding cases found not guilty on the grounds of mental incompetence see Appendix A.

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TABLE 2.3 Case outcome by major offence charged. Sexual offences (continued)

Offence Group	Committed for trial or sentence	Convicted		Guilty without conviction	Acquitted on Major Charge	Not guilty; mentally incompetent	Major charge withdrawn	Major charge dismissed	Orders issued/ varied/ revoked	Other (eg. Defendant died)	Total	
		With penalty	Without Penalty								No.	%
Indecent assault of female												
- Victim age under 12	2	7	0	0	1 (1)	0	1	9 (1)	0	0	20	5.8
- Victim age 12 to 16	4	3	0	0	0	0	2	16	0	0	25	7.3
- Victim age 17 or over	1	10	0	1	0	0	4 (2)	22 (5)	0	1	39	11.4
- Victim age unspecified	0	0	0	0	0	0	0	1	0	0	1	0.3
Indecent assault of male												
- Victim age under 12	1	2	0	0	0	0	0	4	0	0	7	2.0
- Victim age 12 to 16	1	3	0	0	0	0	0	5	0	0	9	2.6
- Victim age 17 or over	1	0	0	2	1	0	0	2	0	0	6	1.8
- Victim age unspecified	0	0	0	0	0	0	0	0	0	0	0	0
Indecent assault of victim sex and age unspecified	0	0	0	0	0	0	0	0	0	0	0	0
Unlawful sexual intercourse with female												
- Victim age under 12	10	0	0	0	0	0	0	6 (1)	0	0	16	4.7
- Victim age 12 to 16	13	0	0	0	0	0	0	4	0	0	17	5.0
- Victim age unspecified	0	0	0	0	0	0	0	0	0	0	0	0
Unlawful sexual intercourse with female by teacher/guardian	0	0	0	0	0	0	0	0	0	0	0	0
Unlawful sexual intercourse with female with intellectual disability	0	0	0	0	0	0	0	0	0	0	0	0

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Numbers in brackets indicate cases where the defendant was not found guilty of the major charge but was found guilty of another charge. The bracketed numbers are also included in the total alongside which they appear. Thus 10(1) would mean that of the 10 cases with a given outcome, 10 were not guilty of the major charge but in one case there was a finding of guilt for an offence which was not the major charge. Some of these other charges may be for offences in groups other than the major charge - e.g. a person charged with assault (an offence against the person) may eventually be found guilty and convicted of only offensive language. In such instances cases are shown in the penalty tables for the offence group for which they were convicted. On July 28th 1994 the offence of persistent sexual abuse of a child was introduced. The way in which the data have been presented in this table differs from that used for the corresponding table in Crime and Justice reports prior to 1996 (see Appendix A for explanation). For non-offence matters, matters previously recorded as 'Guilty without conviction' are now reported under 'Orders issued/varied/revoked'. For more detail regarding cases found not guilty the grounds of mental incompetence see Appendix A.

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TABLE 2.3 Case outcome by major offence charged. Sexual offences (continued)

Offence Group	Committed for trial or sentence	Convicted		Guilty without conviction	Acquitted on Major Charge	Not guilty: mentally incompetent	Major charge withdrawn	Major charge dismissed	Orders issued/ varied/ revoked	Other (eg. Defendant died)	Total	
		With penalty	Without Penalty								No.	%
Attempted unlawful sexual intercourse with female												
- Victim age under 12	0	0	0	0	0	0	0	0	0	0	0	0
- Victim age 12 to 16	0	0	0	0	0	0	0	0	0	0	0	0
- Victim age unspecified	0	0	0	0	0	0	0	0	0	0	0	0
Attempted unlawful sexual intercourse with female by teacher/guardian	0	0	0	0	0	0	0	0	0	0	0	0
Attempted unlawful sexual intercourse with female with intellectual disability	0	0	0	0	0	0	0	0	0	0	0	0
Unlawful sexual intercourse with male												
- Victim age under 12	2	0	0	0	0	0	0	0	0	0	2	0.6
- Victim age 12 to 16	3	0	0	0	0	0	0	2	0	0	5	1.5
- Victim age unspecified	0	0	0	0	0	0	0	0	0	0	0	0
Unlawful sexual intercourse with male by teacher/guardian	0	0	0	0	0	0	0	0	0	0	0	0
Unlawful sexual intercourse with male with intellectual disability	0	0	0	0	0	0	0	0	0	0	0	0
Attempted unlawful sexual intercourse with male												
- Victim age under 12	0	0	0	0	0	0	0	1	0	0	1	0.3
- Victim age 12 to 16	0	0	0	0	0	0	0	0	0	0	0	0
- Victim age unspecified	0	0	0	0	0	0	0	0	0	0	0	0

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Numbers in brackets indicate cases where the defendant was not found guilty of the major charge but was found guilty of another charge. The bracketed numbers are also included in the total alongside which they appear. Thus 10(1) would mean that of the 10 cases with a given outcome, 10 were not guilty of the major charge but in one case there was a finding of guilt for an offence which was not the major charge. Some of these other charges may be for offences in groups other than the major charge - e.g. a person charged with assault (an offence against the person) may eventually be found guilty and convicted of only offensive language. In such instances cases are shown in the penalty tables for the offence group for which they were convicted. On July 28th 1994 the offence of persistent sexual abuse of a child was introduced. The way in which the data have been presented in this table differs from that used for the corresponding table in Crime and Justice reports prior to 1996 (see Appendix A for explanation). For non-offence matters, matters previously recorded as 'Guilty without conviction' are now reported under 'Orders issued/varied/revoked'. For more detail regarding cases found not guilty on the grounds of mental incompetence see Appendix A.

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TABLE 2.3 Case outcome by major offence charged. Sexual offences (continued)

Offence Group	Committed for trial or sentence	Convicted		Guilty without conviction	Acquitted on Major Charge	Not guilty: mentally incompetent	Major charge withdrawn	Major charge dismissed	Orders issued/ varied/ revoked	Other (eg. Defendant died)	Total	
		With penalty	Without Penalty								No.	%
Attempted unlawful sexual intercourse with male by teacher/guardian	0	0	0	0	0	0	0	0	0	0	0	0
Attempted unlawful sexual intercourse with male with intellectual disability	0	0	0	0	0	0	0	0	0	0	0	0
Unlawful sexual intercourse with victim sex and age unspecified	0	0	0	0	0	0	0	0	0	0	0	0
Unlawful sexual intercourse with victim sex and age unspecified by teacher/guardian	0	0	0	0	0	0	0	0	0	0	0	0
Unlawful sexual intercourse with victim sex and age unspecified with intellectual disability	0	0	0	0	0	0	0	0	0	0	0	0
Attempted unlawful sexual intercourse with victim sex and age unspecified	0	0	0	0	0	0	0	0	0	0	0	0
Attempted unlawful sexual intercourse with victim sex and age unspecified by teacher/guardian	0	0	0	0	0	0	0	0	0	0	0	0
Attempted unlawful sexual intercourse with victim sex and age unspecified with intellectual disability	0	0	0	0	0	0	0	0	0	0	0	0
Incest	0	0	0	0	0	0	0	0	0	0	0	0
Indecent behaviour/exposure	0	20	4	23	0	0	9	1	0	0	57	16.7
Gross indecency	0	2	0	1	0	0	0	2	0	0	5	1.5
Persistent sexual abuse of a child	0	0	0	0	0	0	0	0	0	0	0	0
Other sexual offences	0	4	0	0	0	0	3 (1)	2	0	0	9	2.6
Total	95 (1)	51	4	27	2 (1)	0	20 (3)	142 (12)	0	1	342	
Percentage	27.8	14.9	1.2	7.9	0.6	0	5.8	41.5	0	0.3		100.0

Numbers in brackets indicate cases where the defendant was not found guilty of the major charge but was found guilty of another charge. The bracketed numbers are also included in the total alongside which they appear. Thus 10(1) would mean that of the 10 cases with a given outcome, 10 were not guilty of the major charge but in one case there was a finding of guilt for an offence which was not the major charge. Some of these other charges may be for offences in groups other than the major charge - e.g. a person charged with *assault* (an offence against the person) may eventually be found guilty and convicted of only *offensive language*. In such instances cases are shown in the penalty tables for the offence group for which they were convicted. On July 28th 1994 the offence of *persistent sexual abuse of a child* was introduced. The way in which the data have been presented in this table differs from that used for the corresponding table in *Crime and Justice* reports prior to 1996 (see Appendix A for explanation). For *non-offence matters*, matters previously recorded as 'Guilty without conviction' are now reported under 'Orders issued/varied/revoked'. For more detail regarding cases found not guilty on the grounds of mental incompetence see Appendix A.

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TABLE 2.4 Case outcome by major offence charged. Robbery and extortion

Offence Group	Committed for trial or sentence	Convicted		Guilty without conviction	Acquitted on Major Charge	Not guilty: mentally incompetent	Major charge withdrawn	Major charge dismissed	Orders issued/ varied/ revoked	Other (eg. Defendant died)	Total	
		With penalty	Without Penalty								No.	%
Robbery with a firearm												
- financial institution	0	0	0	0	0	0	0	0	0	0	0	0
- other institution	9	0	0	0	0	0	0	9	0	0	18	7.7
Robbery with other weapon												
- financial institution	0	0	0	0	0	0	0	0	0	0	0	0
- other institution	47 (1)	0	0	0	0	0	0	33 (2)	0	0	80	34.2
Unarmed robbery with violence												
- financial institution	0	0	0	0	0	0	0	0	0	0	0	0
- other institution	26 (1)	0	0	0	0	0	1	39 (3)	0	1	67	28.6
Unarmed robbery with no violence												
- financial institution	1	0	0	0	0	0	0	1	0	0	2	0.9
- other institution	23 (1)	2	0	0		0	1	34 (1)	0	0	60	25.6
Extortion	0	2	0	1	0	0	0	4 (1)	0	0	7	3.0
Total	106	4	0	1	0	0	2	120	0	1	234	
Percentage	45.3	1.7	0	0.4	0	0	0.9	51.3	0	0.4	100.0	

Numbers in brackets indicate cases where the defendant was not found guilty of the major charge but was found guilty of another charge. The bracketed numbers are also included in the total alongside which they appear. Thus 10(1) would mean that of the 10 cases with a given outcome, 10 were not guilty of the major charge but in one case there was a finding of guilt for an offence which was not the major charge. Some of these other charges may be for offences in groups other than the major charge - e.g. a person charged with *assault* (an offence against the person) may eventually be found guilty and convicted of only *offensive language*. In such instances cases are shown in the penalty tables for the offence group for which they were convicted. Since 1992 *kidnapping* has been included under *offences against the person (excluding sexual offences)* (Table 2.2). The way in which the data have been presented in this table differs from that used for the corresponding table in *Crime and Justice* reports prior to 1996 (see Appendix A for explanation). For *non-offence matters*, matters previously recorded as 'Guilty without conviction' are now reported under 'Orders issued/varied/revoked'. For more detail regarding cases found not guilty on the grounds of mental incompetence see Appendix A.

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TABLE 2.5 Case outcome by major offence charged. Burglary and break and enter

Offence Group	Committed for trial or sentence	Convicted		Guilty without conviction	Acquitted on Major Charge	Not guilty: mentally incompetent	Major charge withdrawn	Major charge dismissed	Orders issued/ varied/ revoked	Other (eg. Defendant died)	Total	
		With penalty	Without Penalty								No.	%
Burglary	17	0	0	0	0	0	2	19 (3)	0	0	38	3.1
Break and enter dwellings	3 (1)	120	0	1	0	0	23 (1)	103 (26)	0	0	250	20.1
Break and enter dwellings with intent	0	8	0	0	0	0	1	8 (3)	0	0	17	1.4
Break and enter dwellings at night with intent	1	0	0	0	0	0	0	1	0	0	2	0.2
Break and enter shops	2	43	1	0	0	0	10 (2)	15 (3)	0	0	71	5.7
Break and enter shops with intent	0	1	0	0	0	0	0	3	0	0	4	0.3
Break and enter schools	0	9	1	0	0	0	0	8 (2)	0	0	18	1.4
Break and enter schools with intent	0	3	0	0	0	0	0	0	0	0	3	0.2
Break and enter other building	5	66	1	1	0	0	11 (4)	35 (9)	0	0	119	9.6
Break and enter other building with intent	0	4	0	0	0	0	0	4 (2)	0	0	8	0.6
Non Aggravated serious criminal trespass												
- place of residence	13 (1)	83	0	3	0	0	7 (4)	75 (29)	0	1	182	14.6
- shops	0	26	0	1	0	0	2	12 (3)	0	0	41	3.3
- schools	0	6	0	1	0	0	1	1 (1)	0	0	9	0.7
- other buildings	5	55	1	5	0	0	18 (6)	28 (6)	0	0	112	9.0
Aggravated serious criminal trespass												
- place of residence	92 (1)	10	0	0	0	0	6 (2)	124 (22)	0	0	232	18.6
- shops	4 (1)	2	0	0	0	0	0	15 (5)	0	0	21	1.7
- schools	1	3	0	0	0	0	0	1	0	0	5	0.4
- other buildings	17	3	0	0	0	0	2	27 (5)	0	0	49	3.9
Other criminal trespass – place of residence	0	5	0	1	0	0	1	4 (3)	0	0	11	0.9
Offences related to break and enter	1	18	2	1	0	0	6 (3)	24 (12)	0	0	52	4.2
Total	161 (4)	465	6	14	0	0	90 (22)	507 (134)	0	1	1,244	
Percentage	12.9	37.4	0.5	1.1	0	0	7.2	40.8	0	0.1		100.0

Numbers in brackets indicate cases where the defendant was not found guilty of the major charge but was found guilty of another charge. The bracketed numbers are also included in the total alongside which they appear. Thus 10(1) would mean that of the 10 cases with a given outcome, 10 were not guilty of the major charge but in one case there was a finding of guilt for an offence which was not the major charge. Some of these other charges may be for offences in groups other than the major charge - e.g. a person charged with *assault* (an offence against the person) may eventually be found guilty and convicted of only *offensive language*. In such instances cases are shown in the penalty tables for the offence group for which they were convicted. The way in which the data have been presented in this table differs from that used for the corresponding table in *Crime and Justice* reports prior to 1996 (see Appendix A for explanation). For *non-offence matters*, matters previously recorded as 'Guilty without conviction' are now reported under 'Orders issued/varied/revoked'. On 25 December 1999 new legislation was proclaimed which replaced *break and enter* offences (other than *sacrilege*) with a range of *criminal trespass* offences. The *break and enter* figures cited for 2000 are therefore not directly comparable with those listed before 1999 (for more information see Appendix A). For more detail regarding cases found not guilty on the grounds of mental incompetence see Appendix A.

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TABLE 2.6 Case outcome by major offence charged. Fraud and misappropriation

Offence Group	Committed for trial or sentence	Convicted		Guilty without conviction	Acquitted on Major Charge	Not guilty: mentally incompetent	Major charge withdrawn	Major charge dismissed	Orders issued/ varied/ revoked	Other (eg. Defendant died)	Total	
		With penalty	Without Penalty								No.	%
False pretences												
- credit/debit cards	0	9	0	5	0	0	1	1	0	0	16	1.8
- cheques	2	47	1	11	0	0	22 (4)	11	0	1	95	10.9
- other	0	73	1	26	0	0	21 (3)	16	0	0	137	15.7
Forge and utter (excluding cheques)	1	9	0	2	0	0	1 (1)	2	0	0	15	1.7
False statement												
- unemployment benefit	0	24	0	2	0	0	2	0	0	0	28	3.2
- other social security benefit	0	47	0	1	0	0	4	1	0	0	53	6.1
- unspecified government benefit	0	6	0	0	0	0	0	3	0	0	9	1.0
Other fraud with respect to government benefits	2	202	0	6	0	0	18 (2)	8 (1)	0	0	236	27.0
Other fraud	5	44	2	22	0	0	23 (3)	4 (1)	0	0	100	11.5
Misappropriation												
- by director/trustee/partner	2	20	0	2	0	0	11 (4)	8 (1)	0	0	43	4.9
- by employee	3	65	1	34	0	0	11 (2)	26 (5)	0	0	140	16.0
Counterfeiting	0	1	0	0	0	0	0	0	0	0	1	0.1
Total	15	547	5	111	0	0	114 (19)	80 (8)	0	1	873	
Percentage	1.7	62.7	0.6	12.7	0	0	13.1	9.2	0	0.1		100.0

Numbers in brackets indicate cases where the defendant was not found guilty of the major charge but was found guilty of another charge. The bracketed numbers are also included in the total alongside which they appear. Thus 10(1) would mean that of the 10 cases with a given outcome, 10 were not guilty of the major charge but in one case there was a finding of guilt for an offence which was not the major charge. Some of these other charges may be for offences in groups other than the major charge - e.g. a person charged with *assault* (an offence against the person) may eventually be found guilty and convicted of only *offensive language*. In such instances cases are shown in the penalty tables for the offence group for which they were convicted. The way in which the data have been presented in this table differs from that used for the corresponding table in *Crime and Justice* reports prior to 1996 (see Appendix A for explanation). For *non-offence matters*, matters previously recorded as 'Guilty without conviction' are now reported under 'Orders issued/varied/revoked'. For more detail regarding cases found not guilty on the grounds of mental incompetence see Appendix A.

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TABLE 2.7 Case outcome by major offence charged. Larceny and receiving

Offence Group	Committed for trial or sentence	Convicted		Guilty without conviction	Acquitted on Major Charge	Not guilty: mentally incompetent	Major charge withdrawn	Major charge dismissed	Orders issued/ varied/ revoked	Other (eg. Defendant died)	Total	
		With penalty	Without Penalty								No.	%
Receiving	8	194	6	25	0	0	126 (68)	79 (37)	0	3	441	11.4
Unlawful possession of stolen goods	0	160	18	63	0	0	158 (19)	22 (1)	0	1	422	10.9
Handling of stolen goods - other	0	0	0	0	0	0	0	0	0	0	0	0
Larceny of a motor vehicle	0	17	1	1	0	0	10 (3)	20 (7)	0	0	49	1.3
Illegal use of a motor vehicle	0	171	0	15	0	0	92 (19)	45 (5)	0	1	324	8.3
Interfere with a motor vehicle	0	67	2	6	0	0	41 (14)	13 (4)	0	0	129	3.3
Larceny or illegal use of other vehicle	0	47	2	18	0	0	15 (5)	7 (4)	0	0	89	2.3
Larceny from the person	7 (1)	0	0	0	0	0	1	4 (1)	0	0	12	0.3
Larceny of livestock	0	4	0	1	0	0	4 (1)	0	0	1	10	0.3
Larceny from shops	0	593	65	507	0	0	168 (13)	44 (3)	0	0	1,377	35.5
Other larceny	1	485	36	217	0	1	211 (49)	78 (23)	0	0	1,029	26.5
Total	16 (1)	1,738	130	853	0	1	826 (191)	312 (85)	0	6	3,882	
Percentage	0.4	44.8	3.3	22.0	0	0.0	21.3	8.0	0	0.2		100.0

Numbers in brackets indicate cases where the defendant was not found guilty of the major charge but was found guilty of another charge. The bracketed numbers are also included in the total alongside which they appear. Thus 10(1) would mean that of the 10 cases with a given outcome, 10 were not guilty of the major charge but in one case there was a finding of guilt for an offence which was not the major charge. Some of these other charges may be for offences in groups other than the major charge - e.g. a person charged with *assault* (an offence against the person) may eventually be found guilty and convicted of only *offensive language*. In such instances cases are shown in the penalty tables for the offence group for which they were convicted. Due to some problems in the coding of offences in the 'Larceny from shops, and 'Other larceny' categories offence details on court files which involved these types of larceny were compared, where possible, with offence details on the apprehension report. Where discrepancies were identified, the offence codes on the apprehension report were substituted on the court file (see Appendix A for further details). The way in which the data have been presented in this table differs from that used for the corresponding table in *Crime and Justice* reports prior to 1996 (see Appendix A for explanation). For *non-offence matters*, matters previously recorded as 'Guilty without conviction' are now reported under 'Orders issued/varied/revoked'. For more detail regarding cases found not guilty on the grounds of mental incompetence see Appendix A.

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TABLE 2.8 Case outcome by major offence charged. Property damage and environmental offences

Offence Group	Committed for trial or sentence	Convicted		Guilty without conviction	Acquitted on Major Charge	Not guilty: mentally incompetent	Major charge withdrawn	Major charge dismissed	Orders issued/ varied/ revoked	Other (eg. Defendant died)	Total	
		With penalty	Without Penalty								No.	%
Arson or damage by explosives												
- dwellings	4	7	0	0	0	0	0	2 (1)	0	0	13	1.1
- shops	0	0	0	0	0	0	0	0	0	0	0	0
- schools	0	0	0	0	0	0	0	0	0	0	0	0
- factory/warehouse	0	0	0	0	0	0	0	0	0	0	0	0
- motor vehicle	1	2	0	0	0	0	1 (1)	3	0	0	7	0.6
- other/not known	2	3	0	0	0	0	3	4	0	0	12	1.0
Property damage (not arson or explosives)												
- dwellings	1	157	2	49	0	0	67 (10)	18 (3)	0	0	294	23.9
- shops	0	65	2	35	0	0	23 (7)	2 (1)	0	1	128	10.4
- schools	0	4	1	1	0	0	5	3 (1)	0	0	14	1.1
- factory/warehouse	0	3	0	1	0	0	1	0	0	0	5	0.4
- motor vehicle	0	108	7	50	0	0	80 (7)	16 (3)	0	0	261	21.2
- other/not known	2	239	13	86	0	2	102 (21)	34 (7)	0	1	479	38.9
Other property damage offences												
	0	4	0	1	0	0	0	7 (3)	0	0	12	1.0
Environmental offences												
	1	4	0	0	0	0	1 (1)	0	0	0	6	0.5
Total												
	11	596	25	223	0	2	283 (47)	89 (19)	0	2	1,231	
Percentage												
	0.9	48.4	2.0	18.1		0.2	23.0	7.2	0	0.2		100.0

Numbers in brackets indicate cases where the defendant was not found guilty of the major charge but was found guilty of another charge. The bracketed numbers are also included in the total alongside which they appear. Thus 10(1) would mean that of the 10 cases with a given outcome, 10 were not guilty of the major charge but in one case there was a finding of guilt for an offence which was not the major charge. Some of these other charges may be for offences in groups other than the major charge - e.g. a person charged with *assault* (an offence against the person) may eventually be found guilty and convicted of only *offensive language*. In such instances cases are shown in the penalty tables for the offence group for which they were convicted. The way in which the data have been presented in this table differs from that used for the corresponding table in *Crime and Justice* reports prior to 1996 (see Appendix A for explanation). For *non-offence matters*, matters previously recorded as 'Guilty without conviction' are now reported under 'Orders issued/varied/revoked'. For more detail regarding cases found not guilty on the grounds of mental incompetence see Appendix A.

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TABLE 2.9 Case outcome by major offence charged. Offences against good order

Offence Group	Committed for trial or sentence	Convicted		Guilty without conviction	Acquitted on Major Charge	Not guilty: mentally incompetent	Major charge withdrawn	Major charge dismissed	Orders issued/ varied/ revoked	Other (eg. Defendant died)	Total	
		With penalty	Without Penalty								No.	%
Offences against govt. security and operations	2	1	0	0	0	0	2	1	0	0	6	0.1
Contempt of court	0	0	0	0	0	0	0	0	0	0	0	0
Perjury	1	2	0	0	0	0	1	0	0	0	4	0.1
Pervert the course of justice	10	0	0	0	0	0	2	14 (2)	0	0	26	0.5
Breach court order (parole, bail, etc.)	0	111	72	22	0	1	64 (16)	19 (1)	0	0	289	6.1
Breach restraining/summary protection order	0	53	15	24	0	1 (1)	44	3	0	0	140	2.9
Breach domestic violence restraining order	0	77	23	42	1 (1)	0	53 (1)	15	0	0	211	4.4
Escape from custody (excluding prisons)	7	2	0	0	0	0	2 (1)	6 (3)	0	0	17	0.4
Resist/hinder police	0	408	70	180	1 (1)	1	134 (37)	11 (2)	0	0	805	16.9
Conspiracy	6 (1)	0	0	0	0	0	2	0	0	0	8	0.2
Offences against justice procedures	7	52	7	20	0	0	23 (3)	14 (4)	0	0	123	2.6
Possession/use of firearms	0	170	6	54	0	0	36 (10)	11 (2)	0	0	277	5.8
Possession/use of bombs	0	0	0	0	0	0	0	0	0	0	0	0
Possession/use of other weapons	0	223	3	90	0	0	45 (7)	7	0	0	368	7.7
Other weapon offences	0	12	0	12	0	0	5 (1)	1	0	0	30	0.6
Pornography and censorship offences	0	10	0	2	0	0	2	2	0	0	16	0.3
Liquor licensing offences	0	56	10	21	0	0	9	0	0	0	96	2.0
Betting and gaming offences	0	1	0	2	0	0	2	0	0	0	5	0.1
Trespassing offences	0	93	32	84	0	0	45 (5)	6 (1)	0	0	260	5.5

Continued on the next page

Numbers in brackets indicate cases where the defendant was not found guilty of the major charge but was found guilty of another charge. The bracketed numbers are also included in the total alongside which they appear. Thus 10(1) would mean that of the 10 cases with a given outcome, 10 were not guilty of the major charge but in one case there was a finding of guilt for an offence which was not the major charge. Some of these other charges may be for offences in groups other than the major charge - e.g. a person charged with *assault* (an offence against the person) may eventually be found guilty and convicted of only *offensive language*. In such instances cases are shown in the penalty tables for the offence group for which they were convicted. As of July 2nd 1992 *restraint orders* became known as *summary protection orders*. On August 1st 1994 *summary protection orders* became known as *restraining orders* and *domestic violence restraining orders* were introduced. Breaches of orders refer to the nature of the original order, rather than the circumstances of the breach. *Breach court order* does not include breaches of bonds or CSO.

As from 1994 *defamation and libel* has been included under *offences against the person (excluding sexual offences)* (Table 2.2). The way in which the data have been presented in this table differs from that used for the corresponding table in *Crime and Justice* reports prior to 1996 (see Appendix A for explanation). For *non-offence matters*, matters previously recorded as 'Guilty without conviction' are now reported under 'Orders issued/varied/revoked'. For more detail regarding cases found not guilty on the grounds of mental incompetence see Appendix A.

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TABLE 2.9 Case outcome by major offence charged. Offences against good order (continued)

Offence Group	Committed for trial or sentence	Convicted		Guilty without conviction	Acquitted on Major Charge	Not guilty: mentally incompetent	Major charge withdrawn	Major charge dismissed	Orders issued/ varied/ revoked	Other (eg. Defendant died)	Total	
		With penalty	Without Penalty								No.	%
Consorting	0	2	0	0	0	0	77	1	0	0	80	1.7
Prostitution offences	0	8	4	1	0	0	54	3	0	0	70	1.5
Found with intent to commit a crime	2	2	0	0	0	0	1	3 (1)	0	0	8	0.2
Indecent/offensive language	0	121	35	62	0	0	29	4	0	1	252	5.3
Disorderly behaviour	0	440	100	250	0	0	102 (12)	14 (1)	0	1	907	19.1
Offensive behaviour	0	21	3	15	0	0	5 (1)	1	0	0	45	0.9
Loitering	0	108	37	128	0	0	24 (1)	1	0	0	298	6.3
Urinating/defecating in public	0	196	19	54	0	0	8	0	0	0	277	5.8
Graffiti and related offences	0	40	1	19	0	0	6	0	0	1	67	1.4
Other offences	0	38	3	14	0	1	14	5	0	0	75	1.6
Total	35 (1)	2,247	440	1,096	2 (2)	4 (1)	791 (95)	142 (17)	0	3	4,760	
Percentage	0.7	47.2	9.2	23.0	0.0	0.1	16.6	3.0	0	0.1		100.0

Numbers in brackets indicate cases where the defendant was not found guilty of the major charge but was found guilty of another charge. The bracketed numbers are also included in the total alongside which they appear. Thus 10(1) would mean that of the 10 cases with a given outcome, 10 were not guilty of the major charge but in one case there was a finding of guilt for an offence which was not the major charge. Some of these other charges may be for offences in groups other than the major charge - e.g. a person charged with *assault* (an offence against the person) may eventually be found guilty and convicted of only *offensive language*. In such instances cases are shown in the penalty tables for the offence group for which they were convicted. As of July 2nd 1992 *restraint orders* became known as *summary protection orders*. On August 1st 1994 *summary protection orders* became known as *restraining orders* and *domestic violence restraining orders* were introduced. Breaches of orders refer to the nature of the original order, rather than the circumstances of the breach. *Breach court order* does not include breaches of bonds or CSO. As from 1994 *defamation and libel* has been included under *offences against the person (excluding sexual offences)* (Table 2.2). The way in which the data have been presented in this table differs from that used for the corresponding table in *Crime and Justice* reports prior to 1996 (see Appendix A for explanation). For *non-offence matters*, matters previously recorded as 'Guilty without conviction' are now reported under 'Orders issued/varied/revoked'. For more detail regarding cases found not guilty on the grounds of mental incompetence see Appendix A.

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TABLE 2.10 Case outcome by major offence charged. Drug offences

Offence Group	Committed for trial or sentence	Convicted		Guilty without conviction	Acquitted on Major Charge	Not guilty: mentally incompetent	Major charge withdrawn	Major charge dismissed	Orders issued/ varied/ revoked	Other (eg. Defendant died)	Total	
		With penalty	Without Penalty								No.	%
Possess/use cannabis	0	74	0	37	0	0	14 (1)	5	0	0	130	7.7
Possess/use other drug	0	159	10	32	0	0	79 (4)	7 (1)	0	0	287	17.1
Import/export cannabis	0	0	0	0	0	0	0	0	0	0	0	0
Import/export other drug	0	0	0	0	0	0	0	0	0	0	0	0
Sell/possess for sale cannabis	71 (2)	122	0	31	0	0	56 (38)	47 (6)	0	0	327	19.4
Sell/possess for sale other drug	121 (2)	9	0	1	0	0	8 (1)	112 (7)	0	0	251	14.9
Produce/manufacture cannabis	60 (1)	317	0	143	0	0	42 (4)	22	0	0	584	34.7
Produce/manufacture other drug	16 (1)	5	0	2	0	0	5	17 (3)	0	0	45	2.7
Other drug offences	0	38	1	7	0	0	9 (1)	3	0	0	58	3.4
Total	268 (6)	724	11	253	0	0	213 (49)	213 (17)	0	0	1,682	
Percentage	15.9	43.0	0.7	15.0	0	0	12.7	12.7	0	0		100.0

Numbers in brackets indicate cases where the defendant was not found guilty of the major charge but was found guilty of another charge. The bracketed numbers are also included in the total alongside which they appear. Thus 10(1) would mean that of the 10 cases with a given outcome, 10 were not guilty of the major charge but in one case there was a finding of guilt for an offence which was not the major charge. Some of these other charges may be for offences in groups other than the major charge - e.g. a person charged with *assault* (an offence against the person) may eventually be found guilty and convicted of only *offensive language*. In such instances cases are shown in the penalty tables for the offence group for which they were convicted. With effect from 1995, a breakdown of the quantities of drugs involved has been omitted from this table, since information on quantity of drugs was rarely available. Further information may be obtained from the Office of Crime Statistics on request. The way in which the data have been presented in this table differs from that used for the corresponding table in *Crime and Justice* reports prior to 1996 (see Appendix A for explanation). For *non-offence matters*, matters previously recorded as 'Guilty without conviction' are now reported under 'Orders issued/varied/revoked'. For more detail regarding cases found not guilty on the grounds of mental incompetence see Appendix A.

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TABLE 2.11 Case outcome by major offence charged. Driving offences

Offence Group	Committed for trial or sentence	Convicted		Guilty without conviction	Acquitted on Major Charge	Not guilty: mentally incompetent	Major charge withdrawn	Major charge dismissed	Orders issued/ varied/ revoked	Other (eg. Defendant died)	Total	
		With penalty	Without Penalty								No.	%
Driving under the influence of alcohol/drugs	0	706	0	0	0	0	154 (96)	7 (1)	0	0	867	12.6
Exceed prescribed concentration of alcohol												
.001 to .049	0	2	0	0	0	0	2	0	0	0	4	0.1
.050 to .079	0	15	0	12	0	0	3	0	0	0	30	0.4
.080 to .149	0	2,224	0	9	0	0	95	11	0	0	2,339	34.0
.150 or more	0	946	1	0	0	0	53	6	0	1	1,007	14.6
Unknown	0	3	0	0	0	0	2	5	0	0	10	0.1
Refuse to supply blood sample	0	2	0	0	0	0	1	1	0	0	4	0.1
Refuse breath/alcotest	0	93	0	0	0	0	24	1	0	0	118	1.7
Dangerous or reckless driving	0	489	0	0	0	1	173 (16)	9	0	0	672	9.8
Driving while licence suspended or cancelled	0	1,395	37	14	1	0	349 (42)	30 (3)	0	2	1,828	26.6
Driving without a licence	0	0	0	0	0	0	0	0	0	0	0	0
Other driving licence offences	0	5	1	0	0	0	0	0	0	0	6	0.1
Total	0	5,880	39	35	1	1	856 (154)	70 (4)	0	3	6,885	
Percentage	0	85.4	0.6	0.5	0.0	0.0	12.4	1.0	0	0.0		100.0

Numbers in brackets indicate cases where the defendant was not found guilty of the major charge but was found guilty of another charge. The bracketed numbers are also included in the total alongside which they appear. Thus 10(1) would mean that of the 10 cases with a given outcome, 10 were not guilty of the major charge but in one case there was a finding of guilt for an offence which was not the major charge. Some of these other charges may be for offences in groups other than the major charge - e.g. a person charged with *assault* (an offence against the person) may eventually be found guilty and convicted of only *offensive language*. In such instances cases are shown in the penalty tables for the offence group for which they were convicted. *Exceed prescribed content of alcohol* '.001 to .049' relates specifically to drivers on a P-plate licence as it is an offence for such licence holders to drive with any concentration of alcohol in their blood. This category also includes P-plate drivers charged with *driving under the influence of alcohol*. The category of *negligent driving* has been omitted from this table with effect from 1995, since this offence falls outside Office of Crime Statistics collection boundaries. The way in which the data have been presented in this table differs from that used for the corresponding table in *Crime and Justice* reports prior to 1996 (see Appendix A for explanation). For *non-offence matters*, matters previously recorded as 'Guilty without conviction' are now reported under 'Orders issued/varied/revoked'. For more detail regarding cases found not guilty on the grounds of mental incompetence see Appendix A.

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TABLE 2.12 Case outcome by major offence charged. Other offences

Offence Group	Committed for trial or sentence	Convicted		Guilty without conviction	Acquitted on Major Charge	Not guilty: mentally incompetent	Major charge withdrawn	Major charge dismissed	Orders issued/ varied/ revoked	Other (eg. Defendant died)	Total	
		With penalty	Without Penalty								No.	%
Banking, financial and insurance offences	1	5	0	0	0	0	0	1	0	0	7	2.4
Taxation and stamp duty (excluding excise)	0	1	0	0	0	0	3	0	0	0	4	1.4
Posts, telegraphs and telecommunications	0	0	0	0	0	0	0	0	0	0	0	0
Customs, excise, imports/exports (non-drugs)	0	6	0	0	0	0	0	0	0	0	6	2.0
Immigration, passports, etc.	0	2	0	0	0	0	0	0	0	0	2	0.7
Electoral offences	0	74	0	1	0	0	9	0	0	0	84	28.7
Air navigation, airports and aircraft operations	0	0	0	1	0	0	0	0	0	0	1	0.3
Health, mental health, quarantine, food standards etc.	0	5	0	1	0	0	0	0	0	0	6	2.0
Bankruptcy	0	2	0	0	0	0	1	1	0	1	5	1.7
Copyright and patents	0	0	0	0	0	0	0	0	0	0	0	0
Offences in custody (against prison rules)	17	0	2	0	0	0	0	1	0	0	20	6.8
Other offences	0	54	12	65	0	0	20 (2)	6	0	1	158	53.9
Total	18	149	14	68	0	0	33 (2)	9	0	2	293	
Percentage	6.1	50.9	4.8	23.2	0	0	11.3	3.1	0	0.7		100.0

Numbers in brackets indicate cases where the defendant was not found guilty of the major charge but was found guilty of another charge. The bracketed numbers are also included in the total alongside which they appear. Thus 10(1) would mean that of the 10 cases with a given outcome, 10 were not guilty of the major charge but in one case there was a finding of guilt for an offence which was not the major charge. Some of these other charges may be for offences in groups other than the major charge - e.g. a person charged with *assault* (an offence against the person) may eventually be found guilty and convicted of only *offensive language*. In such instances cases are shown in the penalty tables for the offence group for which they were convicted. A number of additional offences were added to the *other offences* category of this table in 1995. Further details may be obtained from the Office of Crime Statistics. The way in which the data have been presented in this table differs from that used for the corresponding table in *Crime and Justice* reports prior to 1996 (see Appendix A for explanation). For *non-offence matters*, matters previously recorded as 'Guilty without conviction' are now reported under 'Orders issued/varied/revoked'. For more detail regarding cases found not guilty on the grounds of mental incompetence see Appendix A.

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TABLE 2.13a Case outcome by major offence charged. Non-offence matters

Offence Group	Order issued	Order varied	Order revoked/ cancelled	Application withdrawn	Application dismissed	Application refused	No action/ no case	Total	
								No.	%
RESTRAINING ORDERS									
Application for issuance of restraining order - court application	442	84	28	81	38	9	12	694	43.3
Application for issuance of restraining order - telephone application	2	1	1	1	1	0	0	6	0.4
Application to vary/voke restraining order	0	1	4	0	2	1	5	13	0.8
Registration interstate/foreign restraining order	1	0	0	0	0	0	0	1	0.1
Application to vary/cancel registration of interstate/foreign restraining order	0	0	0	0	0	0	0	0	0
DOMESTIC VIOLENCE RESTRAINING ORDERS									
Application for issuance of domestic violence restraining order - court application	527	145	31	75	41	1	9	829	51.8
Application for issuance of domestic violence restraining order - telephone application	12	3	0	1	0	1	0	17	1.1
Application to vary/voke domestic violence restraining order	0	5	7	3	3	0	4	22	1.4
Registration foreign domestic violence restraining order	8	0	0	0	1	0	0	9	0.6
Application to vary/cancel registration of foreign domestic violence restraining order	0	0	0	0	0	0	0	0	0
PAEDOPHILE RESTRAINING ORDERS									
Application for issuance of paedophile restraining order - court application	8	2	0	0	0	0	0	10	0.6
Application for issuance of paedophile restraining order - telephone application	0	0	0	0	0	0	0	0	0
Total	1,000	241	71	161	86	12	30	1,601	
Percentage	62.5	15.1	4.4	10.1	5.4	0.7	1.9		100.0
Orders issued under s.19A of the Criminal Law (Sentencing) Act	18	0	0	0	0	0	0	18	

With effect from 1995, this table has been expanded to provide more detailed information regarding applications for restraining orders. The information relates to final orders only. Interim orders are excluded. Where an interim order is varied or revoked at the final hearing, it is included in the 'order varied' or 'order revoked' category, rather than the 'order issued' category. On August 1st 1994 *domestic violence restraining orders* were introduced (Domestic Violence Act). This Act also amended the Criminal Law (Sentencing) Act by inserting section 19A, whereby a Magistrates Court may issue a restraining order under the Domestic Violence or Summary Procedure Act on finding a defendant guilty of an offence or on sentencing a defendant for an offence. The table above provides figures based only on major outcome for major offence charged. On October 30th 1995 *paedophile restraining orders* were introduced. Breaches of orders are included under *offences against good order* (Table 2.9).

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TABLE 2.13b Disposition of cases involving persons declared to be liable to supervision on grounds of mental incompetence: Release and detention orders issued

Offence Group	Unconditional release	Conditional Release				Detention				Total	
		No.	Min	Av	Max	No.	Min	Av	Max	No.	%
Assault occasioning actual bodily harm	0	0	-	-	-	1	26	26	26	1	8.3
Breach court order (parole, bail, etc.)	0	1	52	52	52	0	-	-	-	1	8.3
Resist/hinder police	0	6	26	67	104	0	-	-	-	6	50.0
Trespassing offences	0	1	52	52	52	0	-	-	-	1	8.3
Disorderly behaviour	0	1	78	78	78	0	-	-	-	1	8.3
Other offences	0	1	156	156	156	0	-	-	-	1	8.3
Dangerous or reckless driving	1	0	-	-	-	0	-	-	-	1	8.3
Total	1	10	26	74	156	1	26	26	26	12*	
Percentage	8.3	83.3				8.3					100.0

For more detail regarding cases found not guilty on the grounds of mental incompetence see Appendix A.

*The total in this table (n=12) is slightly higher than the total number of cases listed in Table 2.1 as not guilty on grounds of mental incompetence (n=11) because this table considers the disposition of all offences within the case whereas Table 2.1 considers only the disposition of the major charge.

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TABLE 2.14 Major penalty for major charge convicted or found guilty. Summary of all offence groups

Offence Group	No penalty	Restraining order	Other order	Rising of the court	Fine (\$)				Suspension of driver's licence	Community service order	Bond	Suspended imprisonment	Imprisonment (weeks)				Total	
					No.	Min	Av	Max					No.	Min	Av	Max	No.	%
Offences against the person (excl. sexual offences)	139	12	7	0	432	20	275	1,200	5	142	450	391	129	1	28	147	1,707	9.2
Sexual offences	8	0	0	0	21	50	201	400	1	5	28	16	9	13	79	182	88	0.5
Robbery and extortion	0	0	0	0	0	-	-	-	0	0	2	2	4	3	23	52	8	0.0
Burglary and break and enter	9	0	3	0	9	100	411	700	0	27	24	256	176	1	58	250	504	2.7
Fraud and misappropriation	14	0	20	0	131	25	343	4,500	1	63	133	286	55	1	33	260	703	3.8
Larceny and receiving	294	0	33	0	989	25	174	4,000	53	302	523	486	274	1	31	190	2,954	15.9
Property damage and environmental offences	55	5	173	0	328	10	178	1,000	7	92	135	76	26	1	26	104	897	4.8
Offences against good order	922	7	106	0	2,560	1	147	2,000	50	197	268	87	28	1	9	78	4,225	22.7
Drug offences	23	0	38	0	855	50	247	1,000	1	50	44	28	12	1	26	79	1,051	5.7
Driving offences	45	0	2	0	428	40	291	2,000	4,591	310	38	561	228	1	11	261	6,203	33.4
Other offences	47	0	3	0	157	20	283	3,000	0	20	10	6	3	4	14	26	246	1.3
Non-offence matters	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Total	1,556	24	385	0	5,910	1	196	4,500	4,709	1,208	1,655	2,195	944	1	30	261	18,586	
Percentage	8.4	0.1	2.1	0	31.8				25.3	6.5	8.9	11.8	5.1					100.0

More than one penalty type may be imposed per major charge, but only the most severe penalty is shown in this table. A number of additional offences were added to the *other offences* category in 1995. *Restraining orders* as the major penalty were added from 1996 onwards.

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TABLE 2.15 Major penalty for major charge convicted or found guilty. Offences against the person (excluding sexual offences)

Offence Group	No penalty	Restraining order	Other order	Rising of the court	Fine (\$)				Suspension of driver's licence	Community service order	Bond	Suspended imprisonment	Imprisonment (weeks)				Total	
					No.	Min	Av	Max					No.	Min	Av	Max	No.	%
Murder	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Attempted murder	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Conspiracy to murder	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Manslaughter	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Driving causing death	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Other homicide	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Assault occasioning grievous bodily harm	0	0	0	0	0	-	-	-	0	0	0	15	11	8	46	104	26	1.5
Assault occasioning actual bodily harm	5	0	0	0	31	100	395	1,200	0	17	29	118	41	4	38	104	241	14.1
Other major assault	0	0	0	0	0	-	-	-	0	0	2	11	4	17	50	86	17	1.0
Common assault																		
- of a male	47	2	5	0	183	20	271	1,000	2	30	116	63	13	1	11	56	461	27.0
- of a female	26	5	2	0	79	50	250	1,000	0	24	82	31	10	1	22	104	259	15.2
- sex of victim unspecified	4	0	0	0	13	100	213	400	0	6	8	4	4	4	10	17	39	2.3
Common assault of family member	28	4	0	0	40	75	284	800	0	22	123	61	16	1	12	104	294	17.2
Other minor assault	0	0	0	0	1	300	300	300	0	0	0	0	0	-	-	-	1	0.1
Assault police	27	0	0	0	70	25	260	600	2	35	61	63	20	1	14	78	278	16.3
Kidnapping and abduction	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Ill treatment of children	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Hijacking	0	0	0	0	0	-	-	-	0	0	0	1	0	-	-	-	1	0.1
Defamation and libel	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Stalking	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Other offences against the person	2	1	0	0	15	100	311	1,000	1	8	29	24	10	4	43	147	90	5.3
Total	139	12	7	0	432	20	275	1,200	5	142	450	391	129	1	28	147	1,707	
Percentage	8.1	0.7	0.4	0	25.3				0.3	8.3	26.4	22.9	7.6					100.0

More than one penalty type may be imposed per major charge, but only the most severe penalty is shown in this table. Prior to 1992 kidnapping was included under robbery and extortion. Prior to 1994 defamation and libel was included under offences against good order. On June 1st 1994 it became an offence to stalk another person (stalking). Hijacking includes other acts endangering life involving transport. A new category of common assault of a family member was introduced in 1995. Restraining orders as the major penalty were added from 1996 onwards.

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TABLE 2.16 Major penalty for major charge convicted or found guilty. Sexual offences

Offence Group	No penalty	Restraining order	Other order	Rising of the court	Fine (\$)			Suspension of driver's licence	Community service order	Bond	Suspended imprisonment	Imprisonment (weeks)			Total			
					No.	Min	Av					Max	No.	Min	Av	Max	No.	%
Rape of female																		
- Victim age under 12	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
- Victim age 12 to 16	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
- Victim age 17 or over	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
- Victim age unspecified	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Attempted rape of female																		
- Victim age under 12	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
- Victim age 12 to 16	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
- Victim age 17 or over	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
- Victim age unspecified	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Rape of male																		
- Victim age under 12	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
- Victim age 12 to 16	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
- Victim age 17 or over	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
- Victim age unspecified	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Attempted rape of male																		
- Victim age under 12	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
- Victim age 12 to 16	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
- Victim age 17 or over	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
- Victim age unspecified	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Rape of victim sex and age unspecified	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Attempted rape of victim sex and age unspecified	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0

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More than one penalty type may be imposed per major charge, but only the most severe penalty is shown in this table. On July 28th 1994 the offence of *persistent sexual abuse of a child* was introduced. *Restraining orders* as the major penalty were added from 1996 onwards.

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TABLE 2.16 Major penalty for major charge convicted or found guilty. Sexual offences (continued)

Offence Group	No penalty	Restraining order	Other order	Rising of the court	Fine (\$)			Suspension of driver's licence	Community service order	Bond	Suspended imprisonment	Imprisonment (weeks)				Total		
					No.	Min	Av					Max	No.	Min	Av	Max	No.	%
Indecent assault of female																		
- Victim age under 12	0	0	0	0	0	-	-	-	0	0	1	3	4	13	83	156	8	9.1
- Victim age 12 to 16	0	0	0	0	0	-	-	-	0	0	0	3	0	-	-	-	3	3.4
- Victim age 17 or over	0	0	0	0	1	50	50	50	0	1	3	5	3	26	43	60	13	14.8
- Victim age unspecified	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Indecent assault of male																		
- Victim age under 12	0	0	0	0	0	-	-	-	0	0	0	0	2	65	124	182	2	2.3
- Victim age 12 to 16	0	0	0	0	1	375	375	375	0	0	0	2	0	-	-	-	3	3.4
- Victim age 17 or over	0	0	0	0	0	-	-	-	0	1	1	0	0	-	-	-	2	2.3
- Victim age unspecified	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Indecent assault of victim sex and age unspecified	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Unlawful sexual intercourse with female																		
- Victim age under 12	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
- Victim age 12 to 16	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
- Victim age unspecified	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Unlawful sexual intercourse with female by teacher/guardian	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Unlawful sexual intercourse with female with intellectual disability	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0

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More than one penalty type may be imposed per major charge, but only the most severe penalty is shown in this table. On July 28th 1994 the offence of *persistent sexual abuse of a child* was introduced. *Restraining orders* as the major penalty were added from 1996 onwards.

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TABLE 2.16 Major penalty for major charge convicted or found guilty. Sexual offences (continued)

Offence Group	No penalty	Restraining order	Other order	Rising of the court	Fine (\$)			Suspension of driver's licence	Community service order	Bond	Suspended imprisonment	Imprisonment (weeks)				Total		
					No.	Min	Av					Max	No.	Min	Av	Max	No.	%
Attempted unlawful sexual intercourse with female																		
- Victim age under 12	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
- Victim age 12 to 16	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
- Victim age unspecified	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Attempted unlawful sexual intercourse with female by teacher/guardian	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Attempted unlawful sexual intercourse with female with intellectual disability	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Unlawful sexual intercourse with male																		
- Victim age under 12	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
- Victim age 12 to 16	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
- Victim age unspecified	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Unlawful sexual intercourse with male by teacher/guardian	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Unlawful sexual intercourse with male with intellectual disability	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Attempted unlawful sexual intercourse with male																		
- Victim age under 12	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
- Victim age 12 to 16	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
- Victim age unspecified	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0

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More than one penalty type may be imposed per major charge, but only the most severe penalty is shown in this table. On July 28th 1994 the offence of *persistent sexual abuse of a child* was introduced. *Restraining orders* as the major penalty were added from 1996 onwards.

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TABLE 2.16 Major penalty for major charge convicted or found guilty. Sexual offences (continued)

Offence Group	No penalty	Restraining order	Other order	Rising of the court	Fine (\$)				Suspension of driver's licence	Community service order	Bond	Suspended imprisonment	Imprisonment (weeks)				Total	
					No.	Min	Av	Max					No.	Min	Av	Max	No.	%
Attempted unlawful sexual intercourse with male by teacher/guardian	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Attempted unlawful sexual intercourse with male with intellectual disability	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Unlawful sexual intercourse with victim age and sex unspecified	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Unlawful sexual intercourse with victim sex and age unspecified by teacher/guardian	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Unlawful sexual intercourse with victim sex and age unspecified with intellectual disability	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Attempted unlawful sexual intercourse with victim age and sex unspecified	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Attempted unlawful sexual intercourse with victim sex and age unspecified by teacher/guardian	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Attempted unlawful sexual intercourse with victim sex and age unspecified with intellectual disability	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Incest	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Indecent behaviour/exposure	7	0	0	0	19	100	199	400	1	3	19	1	0	-	-	-	50	56.8
Gross indecency	1	0	0	0	0	-	-	-	0	0	0	2	0	-	-	-	3	3.4
Persistent sexual abuse of a child	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Other sexual offences	0	0	0	0	0	-	-	-	0	0	4	0	0	-	-	-	4	4.5
Total	8	0	0	0	21	50	201	400	1	5	28	16	9	13	79	182	88	
Percentage	9.1	0	0	0	23.9				1.1	5.7	31.8	18.2	10.2					100.0

More than one penalty type may be imposed per major charge, but only the most severe penalty is shown in this table. On July 28th 1994 the offence of *persistent sexual abuse of a child* was introduced. *Restraining orders* as the major penalty were added from 1996 onwards.

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TABLE 2.17 Major penalty for major charge convicted or found guilty. Robbery and extortion

Offence Group	No penalty	Restraining order	Other order	Rising of the court	Fine (\$)			Suspension of driver's licence	Community service order	Bond	Suspended imprisonment	Imprisonment (weeks)				Total		
					No.	Min	Av					Max	No.	Min	Av	Max	No.	%
Robbery with a firearm																		
- financial institution	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
- other institution	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Robbery with other weapon																		
- financial institution	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
- other institution	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Unarmed robbery with violence																		
- financial institution	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
- other institution	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Unarmed robbery with no violence																		
- financial institution	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
- other institution	0	0	0	0	0	-	-	-	0	0	1	1	0	-	-	-	2	25.0
Extortion	0	0	0	0	0	-	-	-	0	0	1	1	4	3	23	52	6	75.0
Total	0	0	0	0	0	-	-	-	0	0	2	2	4	3	23	52	8	
Percentage	0	0	0	0	0				0	0	25.0	25.0	50.0					100.0

More than one penalty type may be imposed per major charge, but only the most severe penalty is shown in this table. *Restraining orders* as the major penalty were added from 1996 onwards.

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TABLE 2.18 Major penalty for major charge convicted or found guilty. Burglary and break and enter

Offence Group	No penalty	Restraining order	Other order	Rising of the court	Fine (\$)			Suspension of driver's licence	Community service order	Bond	Suspended imprisonment	Imprisonment (weeks)				Total		
					No.	Min	Av					Max	No.	Min	Av	Max	No.	%
Burglary	0	0	0	0	0	-	-	-	0	0	0	0	-	-	-	0	0	
Break and enter dwellings	0	0	0	0	0	-	-	-	0	8	5	59	52	8	64	250	124	24.6
Break and enter dwellings with intent	0	0	0	0	0	-	-	-	0	0	0	4	5	13	35	78	9	1.8
Break and enter dwellings at night with intent	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Break and enter shops	1	0	2	0	0	-	-	-	0	1	1	27	13	2	67	156	45	8.9
Break and enter shops with intent	0	0	0	0	0	-	-	-	0	0	0	0	1	26	26	26	1	0.2
Break and enter schools	1	0	0	0	0	-	-	-	0	1	0	6	2	17	52	86	10	2.0
Break and enter schools with intent	0	0	0	0	0	-	-	-	0	0	0	2	1	13	13	13	3	0.6
Break and enter other building	1	0	0	0	1	600	600	600	0	3	0	48	17	8	62	156	70	13.9
Break and enter other building with intent	0	0	0	0	0	-	-	-	0	1	0	1	2	17	19	21	4	0.8
Non aggravated serious criminal trespass																		
- place of residence	1	0	0	0	3	300	400	600	0	1	7	48	33	1	64	156	93	18.5
- shops	1	0	0	0	0	-	-	-	0	1	3	13	10	3	66	231	28	5.6
- school	0	0	0	0	0	-	-	-	0	0	1	3	3	8	12	21	7	1.4
- other building	2	0	0	0	1	100	100	100	0	5	6	28	22	8	44	78	64	12.7
Aggravated serious criminal trespass																		
- place of residence	0	0	0	0	0	-	-	-	0	1	0	5	4	4	51	104	10	2.0
- shops	0	0	0	0	0	-	-	-	0	0	0	1	1	8	8	8	2	0.4
- school	0	0	0	0	1	700	700	700	0	0	0	1	1	26	26	26	3	0.6
- other building	0	0	0	0	1	500	500	500	0	0	0	1	1	65	65	65	3	0.6
Other criminal trespass -place of residence	0	0	0	0	1	150	150	150	0	1	1	3	1	39	39	39	7	1.4
Offences related to break and enter	2	0	1	0	1	450	450	450	0	4	0	6	7	4	52	156	21	4.2
Total	9	0	3	0	9	100	411	700	0	27	24	256	176	1	58	250	504	
Percentage	1.8	0	0.6	0	1.8				0	5.4	4.8	50.8	34.9					100.0

More than one penalty type may be imposed per major charge, but only the most severe penalty is shown in this table. *Restraining orders* as the major penalty were added from 1996 onwards.

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TABLE 2.19 Major penalty for major charge convicted or found guilty. Fraud and misappropriation

Offence Group	No penalty	Restraining order	Other order	Rising of the court	Fine (\$)				Suspension of driver's licence	Community service order	Bond	Suspended imprisonment	Imprisonment (weeks)				Total		
					No.	Min	Av	Max					No.	Min	Av	Max	No.	%	
False pretences																			
- credit/debit cards	0	0	0	0	4	250	388	500	0	0	4	6	1	13	13	13	15	2.1	
- cheques	2	0	4	0	14	50	238	600	0	7	9	17	9	1	38	104	62	8.8	
- other	4	0	4	0	34	75	226	500	1	15	27	25	10	4	48	260	120	17.1	
Forge and utter (excluding cheques)	0	0	0	0	1	750	750	750	0	0	4	3	3	52	66	86	11	1.6	
False statement																			
- unemployment benefit	0	0	0	0	3	275	458	700	0	3	6	15	1	4	4	4	28	4.0	
- other social security benefit	0	0	0	0	1	250	250	250	0	6	12	28	2	4	5	6	49	7.0	
- unspecified govt. benefit	0	0	0	0	1	600	600	600	0	0	1	4	0	-	-	-	6	0.9	
Other fraud with respect to government benefits	0	0	1	0	8	350	688	1,250	0	11	25	141	25	3	21	156	211	30.0	
Other fraud	6	0	10	0	37	25	334	4,500	0	7	7	5	1	43	43	43	73	10.4	
Misappropriation																			
- by director/trustee/partner	0	0	1	0	3	100	667	1,750	0	3	7	12	1	6	6	6	27	3.8	
- by employee	2	0	0	0	24	100	383	1,000	0	11	31	30	2	91	95	98	100	14.2	
Counterfeiting	0	0	0	0	1	400	400	400	0	0	0	0	0	-	-	-	1	0.1	
Total	14	0	20	0	131	25	343	4,500	1	63	133	286	55	1	33	260	703		
Percentage	2.0		2.8	0	18.6				0.1	9.0	18.9	40.7	7.8					100.0	

More than one penalty type may be imposed per major charge, but only the most severe penalty is shown in this table. *Restraining orders* as the major penalty were added from 1996 onwards.

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TABLE 2.20 Major penalty for major charge convicted or found guilty. Larceny and receiving

Offence Group	No penalty	Restraining order	Other order	Rising of the court	Fine (\$)			Suspension of driver's licence	Community service order	Bond	Suspended imprisonment	Imprisonment (weeks)				Total		
					No.	Min	Av					Max	No.	Min	Av	Max	No.	%
Receiving	10	0	1	0	35	50	329	1,000	0	43	33	71	48	1	46	175	241	8.2
Unlawful possession of stolen goods	36	0	10	0	125	50	317	4,000	2	40	66	57	21	1	19	174	357	12.1
Handling of stolen goods - other	0	0	0	0	0	-	-	-	0	0	0	0	0	0	-	-	-	0
Larceny of a motor vehicle	1	0	0	0	1	200	200	200	0	2	3	14	1	13	13	13	22	0.7
Illegal use of a motor vehicle	0	0	0	0	1	200	200	200	21	19	26	101	55	3	35	177	223	7.5
Interfere with a motor vehicle	2	0	0	0	0	-	-	-	22	8	9	29	21	1	27	190	91	3.1
Larceny or illegal use of other vehicle	6	0	1	0	21	50	117	500	0	6	12	16	6	8	30	60	68	2.3
Larceny from the person	0	0	0	0	0	-	-	-	0	0	0	0	0	0	-	-	-	0
Larceny of livestock	0	0	0	0	3	100	100	100	0	0	1	1	0	-	-	-	5	0.2
Larceny from shops	158	0	8	0	547	25	140	600	1	91	247	86	36	1	18	104	1,174	39.7
Other larceny	81	0	13	0	256	50	160	750	7	93	126	111	86	1	30	161	773	26.2
Total	294	0	33	0	989	25	174	4,000	53	302	523	486	274	1	31	190	2,954	
Percentage	10.0	0	1.1	0	33.5				1.8	10.2	17.7	16.5	9.3					100.0

More than one penalty type may be imposed per major charge, but only the most severe penalty is shown in this table. *Restraining orders* as the major penalty were added from 1996 onwards. Due to some problems in the coding of offences in the 'Larceny from shops', and 'Other larceny' categories offence details on court files which involved these types of larceny were compared, where possible, with offence details on the apprehension report. Where discrepancies were identified, the offence codes on the apprehension report were substituted on the court file (see Appendix A for further details).

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TABLE 2.21 Major penalty for major charge convicted or found guilty. Property damage and environmental offences

Offence Group	No penalty	Restraining order	Other order	Rising of the court	Fine (\$)			Suspension of driver's licence	Community service order	Bond	Suspended imprisonment	Imprisonment (weeks)				Total		
					No.	Min	Av					Max	No.	Min	Av	Max	No.	%
Arson or damage by explosives																		
- dwellings	0	0	0	0	0	-	-	-	0	0	2	3	2	4	41	78	7	0.8
- shops	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
- schools	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
- factory/warehouse	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
- motor vehicle	0	0	0	0	0	-	-	-	0	0	0	2	0	-	-	-	2	0.2
- other/not known	0	0	0	0	1	200	200	200	0	0	0	2	1	13	13	13	4	0.4
Property damage (not arson)																		
- dwellings	10	4	44	0	80	10	182	500	1	21	41	19	6	1	2	4	226	25.2
- shops	3	0	25	0	49	50	139	300	0	10	10	5	2	3	12	21	104	11.6
- schools	1	0	0	0	3	20	57	100	0	2	0	0	1	104	104	104	7	0.8
- factory/warehouse	0	0	1	0	0	-	-	-	0	1	0	2	0	-	-	-	4	0.4
- motor vehicle	11	0	34	0	58	50	186	500	2	22	35	9	6	1	33	104	177	19.7
- other/not known	30	1	69	0	133	30	192	1000	4	35	46	31	8	1	32	104	357	39.8
Other property damage offences	0	0	0	0	0	-	-	-	0	1	0	3	0	-	-	-	4	0.4
Environmental offences	0	0	0	0	4	50	100	150	0	0	1	0	0	-	-	-	5	0.6
Total	55	5	173	0	328	10	178	1000	7	92	135	76	26	1	26	104	897	
Percentage	6.1	0.6	19.3	0	36.6				0.8	10.3	15.1	8.5	2.9					100.0

More than one penalty type may be imposed per major charge, but only the most severe penalty is shown in this table. *Restraining orders* as the major penalty were added from 1996 onwards.

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TABLE 2.22 Major penalty for major charge convicted or found guilty. Offences against good order

Offence Group	No penalty	Restraining order	Other order	Rising of the court	Fine (\$)			Suspension of driver's licence	Community service order	Bond	Suspended imprisonment	Imprisonment (weeks)				Total		
					No.	Min	Av					Max	No.	Min	Av	Max	No.	%
Offences against government security and operations	0	0	0	0	1	400	400	400	0	0	0	0	0	-	-	-	1	0.0
Contempt of court	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Perjury	0	0	0	0	0	-	-	-	0	1	0	1	0	-	-	-	2	0.0
Pervert the course of justice	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Breach court order (parole, bail, etc.)	98	2	3	0	65	25	163	750	5	21	24	17	9	1	6	17	244	5.8
Breach restraining order	27	0	0	0	42	50	169	400	0	6	12	8	1	4	4	4	96	2.3
Breach domestic violence restraining order	43	0	1	0	57	25	179	500	0	6	29	13	2	3	6	8	151	3.6
Escape from custody (excluding prisons)	0	0	0	0	0	-	-	-	0	0	0	2	0	-	-	-	2	0.0
Resist/hinder police	167	0	4	0	501	20	175	600	24	47	46	14	4	1	3	8	807	19.1
Conspiracy	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Offences against justice procedures	9	0	5	0	34	50	220	500	4	5	17	7	3	1	20	34	84	2.0
Possession/use of firearms	13	0	29	0	177	20	268	2,000	1	10	4	3	1	78	78	78	238	5.6
Possession/use of bombs	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Possession/use of other weapons	14	1	50	0	226	20	156	800	10	19	26	4	3	1	3	6	353	8.4
Other weapon offences	2	0	3	0	17	50	187	1,000	0	2	0	0	0	-	-	-	24	0.6
Pornography and censorship offences	0	0	0	0	8	200	706	1,500	0	1	1	2	0	-	-	-	12	0.3
Liquor licensing offences	22	0	1	0	66	20	104	500	0	4	0	0	0	-	-	-	93	2.2
Betting and gaming offences	2	0	0	0	1	200	200	200	0	0	0	0	0	-	-	-	3	0.1

Continued on the next page

More than one penalty type may be imposed per major charge, but only the most severe penalty is shown in this table. On August 1st 1994 domestic violence restraining orders were introduced. Breach court order does not include breach of bond or CSO. As from 1994 defamation and libel has been included under offences against the person (excluding sexual offences) (Table 2.15). Restraining orders as the major penalty were added from 1996 onwards.

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TABLE 2.22 Major penalty for major charge convicted or found guilty. Offences against good order (continued)

Offence Group	No penalty	Restraining order	Other order	Rising of the court	Fine (\$)			Suspension of driver's licence	Community service order	Bond	Suspended imprisonment	Imprisonment (weeks)				Total		
					No.	Min	Av					Max	No.	Min	Av	Max	No.	%
Trespassing offences	78	2	1	0	107	20	168	600	0	24	26	9	4	1	6	13	251	5.9
Consorting	0	0	0	0	2	100	100	100	0	0	0	0	0	-	-	-	2	0.0
Prostitution offences	4	0	0	0	9	50	116	250	0	0	1	0	0	-	-	-	14	0.3
Found with intent to commit a crime	0	0	0	0	0	-	-	-	0	0	0	2	0	-	-	-	2	0.0
Indecent/offensive language	70	1	0	0	155	20	104	300	1	10	7	0	0	-	-	-	244	5.8
Disorderly behaviour	231	1	4	0	572	20	127	600	5	24	46	1	1	4	4	4	885	20.9
Offensive behaviour	7	0	1	0	34	50	130	300	0	0	3	0	0	-	-	-	45	1.1
Loitering	88	0	0	0	184	20	106	400	0	2	4	1	0	-	-	-	279	6.6
Urinating/defecating in public	40	0	0	0	232	10	51	150	0	0	1	0	0	-	-	-	273	6.5
Graffiti and related offences	2	0	3	0	37	50	164	400	0	15	3	2	0	-	-	-	62	1.5
Other offences against good order	5	0	1	0	33	1	137	500	0	0	18	1	0	-	-	-	58	1.4
Total	922	7	106	0	2,560	1	147	2,000	50	197	268	87	28	1	9	78	4,225	
Percentage	21.8	0.2	2.5	0	60.6				1.2	4.7	6.3	2.1	0.7					100.0

More than one penalty type may be imposed per major charge, but only the most severe penalty is shown in this table. On August 1st 1994 *domestic violence restraining orders* were introduced. *Breach court order* does not include breach of bond or CSO. As from 1994 *defamation and libel* has been included under *offences against the person (excluding sexual offences)* (Table 2.15). *Restraining orders* as the major penalty were added from 1996 onwards.

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TABLE 2.23 Major penalty for major charge convicted or found guilty. Drug offences

Offence Group	No penalty	Restraining order	Other order	Rising of the court	Fine (\$)			Suspension of driver's licence	Community service order	Bond	Suspended imprisonment	Imprisonment (weeks)				Total		
					No.	Min	Av					Max	No.	Min	Av	Max	No.	%
Possess/use cannabis	4	0	9	0	121	50	157	500	1	2	1	0	0	-	-	-	138	13.1
Possess/use other drug	12	0	16	0	162	50	214	1,000	0	5	12	1	4	4	13	26	212	20.2
Import/export cannabis		0		0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Import/export other drug		0		0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Sell/possess for sale cannabis	1	0	1	0	108	50	341	1,000	0	16	9	17	3	6	46	79	155	14.7
Sell/possess for sale other drug	1	0	0	0	5	200	365	725	0	1	1	2	0	-	-	-	10	1.0
Produce/manufacture cannabis	4	0	8	0	434	50	260	1,000	0	24	6	2	2	4	28	52	480	45.7
Produce/manufacture other drug	0	0	1	0	6	100	271	400	0	0	0	1	0	-	-	-	8	0.8
Other drug offences	1	0	3	0	19	50	234	500	0	2	15	5	3	1	23	55	48	4.6
Total	23	0	38	0	855	50	247	1,000	1	50	44	28	12	1	26	79	1,051	
Percentage	2.2	0	3.6	0	81.4				0.1	4.8	4.2	2.7	1.1					100.0

More than one penalty type may be imposed per major charge, but only the most severe penalty is shown in this table. With effect from 1995, a breakdown of the quantities of drugs involved has been omitted from this table, since information on quantity of drugs was seldom available. Further information may be obtained from the Office of Crime Statistics on request. *Restraining orders* as the major penalty were added from 1996 onwards.

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TABLE 2.24 Major penalty for major charge convicted or found guilty. Driving offences

Offence Group	No penalty	Restraining order	Other order	Rising of the court	Fine (\$)			Suspension of driver's licence	Community service order	Bond	Suspended imprisonment	Imprisonment (weeks)				Total		
					No.	Min	Av					Max	No.	Min	Av	Max	No.	%
Driving under the influence of alcohol or drugs	0	0	0	0	2	100	125	150	671	34	0	18	8	3	20	104	733	11.8
Exceed prescribed concentration of alcohol																		
.001 to .049	0	0	0	0	1	200	200	200	1	0	0	0	0	-	-	-	2	0.0
.050 to .079	0	0	0	0	30	98	171	500	1	0	0	0	0	-	-	-	31	0.5
.080 to .149	0	0	0	0	22	100	176	600	2,241	48	3	1	0	-	-	-	2,315	37.3
.150 or more	1	0	0	0	0	-	-	-	950	51	0	2	1	4	4	4	1,005	16.2
Unknown	0	0	0	0	0	-	-	-	3	0	0	0	0	-	-	-	3	0.0
Refuse to supply blood sample	0	0	0	0	1	150	150	150	0	1	0	0	0	-	-	-	2	0.0
Refuse breath/alcotest	0	0	0	0	1	50	50	50	107	6	0	0	0	-	-	-	114	1.8
Dangerous or reckless driving	0	0	0	0	3	200	383	600	496	8	2	0	0				509	8.2
Driving while licence suspended or cancelled	43	0	2	0	363	40	311	2,000	120	162	33	540	219	1	11	261	1,482	23.9
Driving without a licence	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Other driving licence offences	1	0	0	0	5	150	190	300	1	0	0	0	0	-	-	-	7	0.1
Total	45	0	2	0	428	40	291	2,000	4,591	310	38	561	228	1	11	261	6,203	
Percentage	0.7	0	0.0	0	6.9				74.0	5.0	0.6	9.0	3.7					100.0

More than one penalty type may be imposed per major charge, but only the most severe penalty is shown in this table.

Exceed prescribed content of alcohol .001 to .049 relates specifically to drivers on a P-plate licence as it is an offence for such licence holders to drive with any concentration of alcohol in their blood. This category also includes P-plate drivers charged with *driving under the influence of alcohol*.

The category of *negligent driving* has been omitted from this table with effect from 1995, since this offence falls outside Office of Crime Statistics collection boundaries.

Restraining orders as the major penalty were added from 1996 onwards.

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TABLE 2.25 Major penalty for major charge convicted or found guilty. Other offences

Offence Group	No penalty	Restraining order	Other order	Rising of the court	Fine (\$)			Suspension of driver's licence	Community service order	Bond	Suspended imprisonment	Imprisonment (weeks)				Total		
					No.	Min	Av					Max	No.	Min	Av	Max	No.	%
Banking, financial and insurance offences	0	0	0	0	2	300	400	500	0	0	0	1	2	4	9	13	5	2.0
Taxation and stamp duty (excluding excise)	0	0	0	0	1	600	600	600	0	0	0	0	0	-	-	-	1	0.4
Posts, telegraphs and telecommunications	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Customs, excise, imports/exports (non-drugs)	0	0	0	0	5	300	1,440	3,000	0	1	0	0	0	-	-	-	6	2.4
Immigration, passports, etc	0	0	0	0	0	-	-	-	0	0	0	2	0	-	-	-	2	0.8
Electoral offences	1	0	0	0	74	20	29	50	0	0	0	0	0	-	-	-	75	30.5
Air navigation, airports and aircraft operations	0	0	0	0	0	-	-	-	0	0	1	0	0	-	-	-	1	0.4
Health, mental health, quarantine, food standards etc.	0	0	0	0	6	200	1,192	3,000	0	0	1	0	0	-	-	-	7	2.8
Bankruptcy	0	0	0	0	0	-	-	-	0	0	0	2	0	-	-	-	2	0.8
Copyright and patents		0	0	0					0	0	0	0	0	-	-	-	0	
Offences in custody (against prison rule)	2	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	2	0.8
Other offences	44	0	3	0	69	25	383	3,000	0	19	8	1	1	26	26	26	145	58.9
Total	47	0	3	0	157	20	283	3,000	0	20	10	6	3	4	14	26	246	
Percentage	19.1	0	1.2	0	63.8				0	8.1	4.1	2.4	1.2					100.0

More than one penalty type may be imposed per major charge, but only the most severe penalty is shown in this table. A number of additional offences were added to the *other offences* category in 1995. *Restraining orders* as the major penalty were added from 1996 onwards.

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TABLE 2.26 Penalties imposed for cases involving offenders convicted or found guilty of driving with more than the prescribed content of alcohol (PCA) and who have no previous convictions for such an offence within the last five years, by PCA level

Blood alcohol level	Fine (\$)		Duration of licence suspension (months)												Av.	Until further order	Total licence suspension	CSO	Bond	Suspended imprisonment	Direct imprisonment	Total convicted
	No.	Av.	1-3	4-6	7-9	10-12	13-15	16-18	19-24	25-36	37-48	49-60	61-72	73+								
.001 to .049	2	200	1	0	0	0	0	0	0	0	0	0	0	0	1.0	0	1	0	0	0	0	2
.050 to .079	30	174	1	0	0	0	0	0	0	0	0	0	0	0	1.0	0	1	0	0	0	0	30
.080 to .099	706	528	17	649	29	5	1	1	0	0	0	0	0	0	6.0	2	704	10	1	0	0	717
.100 to .149	1,192	596	6	721	425	51	7	0	2	0	1	0	0	0	6.9	1	1,214	28	1	1	0	1,221
.150 to .199	571	767	2	8	4	448	96	23	6	3	1	0	0	0	12.7	0	591	20	0	0	0	592
.200 to .249	157	856	1	1	0	45	64	42	14	0	0	0	0	0	14.9	0	167	9	0	0	0	167
.250 and over	26	920	0	0	0	7	7	4	7	0	1	1	0	0	19.2	1	28	2	0	0	0	28
Unknown	1	550	0	1	0	0	0	0	0	0	0	0	0	0	6.0	0	1	0	0	0	0	1
Total	2,685	628	28	1,380	458	556	175	70	29	3	3	1	0	0	8.5	4	2,707	69	2	1	0	2,758
Percentage	97.4		1.0	50.0	16.6	20.2	6.3	2.5	1.1	0.1	0.1	0.0	0	0		0.1	98.2	2.5	0.1	0.0	0	

This table gives the penalties for defendants with no prior convictions for drink driving offences within the last five years, while Table 2.27 focuses on defendants with one or more prior convictions within the last five years. Although the Road Traffic Act sets different penalties for first offenders and those with prior drink-driving convictions within the last five years, before 1995 this table did not distinguish between convictions more and less recent than five years prior. Recent system enhancements have now made this distinction possible.

Exceed prescribed content of alcohol '.001 to .049' relates specifically to drivers on a P-plate licence as it is an offence for such licence holders to drive with any concentration of alcohol in their blood. This category also includes P-plate drivers charged with *driving under the influence of alcohol*.

Average duration of licence suspension excludes the '*Until further order*' category. Because up to three penalties per case are counted, the percentages listed in the last row of the table exceed 100.0%.

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TABLE 2.27 Penalties imposed for cases involving offenders convicted or found guilty of driving with more than the prescribed content of alcohol (PCA) and who have one or more previous convictions for such an offence within the last five years, by PCA level

Blood alcohol level	Fine (\$)		Duration of licence suspension (months)											Av.	Until further order	Total licence suspension	CSO	Bond	Suspended Imprisonment	Direct Imprisonment	Total convicted		
	No.	Av.	1-3	4-6	7-9	10-12	13-15	16-18	19-24	25-36	37-48	49-60	61-72									73+	
.001 to .049	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
.050 to .079	1	200	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1
.080 to .099	122	727	0	25	5	63	14	0	3	1	0	0	0	0	11.2	13	124	2	1	0	0	0	125
.100 to .149	242	822	0	20	17	105	55	16	12	5	1	1	0	1	14.9	18	251	8	1	0	0	0	252
.150 to .199	144	1182	0	0	1	28	9	6	0	88	11	0	0	0	29.6	17	160	15	2	2	1	0	163
.200 to .249	41	1306	0	0	0	1	2	2	3	21	10	1	0	0	34.7	5	45	4	0	0	0	0	45
.250 and over	9	1217	0	0	0	0	0	2	1	6	1	0	0	0	31.5	0	10	1	0	0	0	0	10
Unknown	2	750	0	0	0	1	0	0	1	0	0	0	0	0	18.0	0	2	0	0	0	0	0	2
Total	561	934	0	45	23	198	80	26	20	121	23	2	0	1	19.8	53	592	30	4	2	1	0	598
Percentage	93.8		0	7.5	3.8	33.1	13.4	4.3	3.3	20.2	3.8	0.3	0	0.2	8.9	99.0	5.0	0.7	0.3	0.2	0	0	

This table gives the penalties for defendants with one or more prior convictions for drink driving offences within the last five years. Although the Road Traffic Act sets different penalties for first offenders and those with prior drink-driving convictions within the last five years, before 1995 this table did not distinguish between convictions more and less recent than five years prior. Recent system enhancements have now made this distinction possible. *Exceed prescribed content of alcohol .001 to .049* relates specifically to drivers on a P-plate licence as it is an offence for such licence holders to drive with any concentration of alcohol in their blood. This category also includes P-plate drivers charged with *driving under the influence of alcohol*.

Average duration of licence suspension excludes the 'Until further order' category. Because up to three penalties per case are counted, the percentages listed in the last row of the table exceed 100.0%.

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TABLE 2.28a Age by major offence charged. Male defendants

Offence Group	Age of males in years								Average age (years)	Total with information available		Information not available
	18-19	20-24	25-29	30-34	35-39	40-49	50-59	60 and over		Number	Percentage	
Offences against the person (excl. sexual offences)	283	563	601	569	423	420	118	36	31.4	3,013	13.9	7
Sexual offences	16	44	50	57	54	59	39	14	36.0	333	1.5	2
Robbery and extortion	38	52	43	22	16	15	5	0	27.0	191	0.9	0
Burglary and break and enter	194	318	242	162	82	66	12	2	26.8	1,078	5.0	3
Fraud and misappropriation	45	88	120	91	79	93	41	12	33.1	569	2.6	5
Larceny and receiving	490	698	509	373	239	233	92	68	29.0	2,702	12.4	6
Property damage and environmental offences	196	272	192	165	113	100	17	5	28.0	1,060	4.9	4
Offences against good order	650	997	674	514	422	482	153	45	29.4	3,937	18.1	7
Drug offences	81	214	302	262	222	200	67	29	32.8	1,377	6.3	2
Driving offences	633	1,386	1,093	869	677	823	323	129	31.4	5,933	27.3	5
Other offences	9	38	45	27	24	30	12	11	34.0	196	0.9	18
Non-offence matters	34	149	214	296	231	277	82	32	35.3	1,315	6.1	31
Total	2,669	4,819	4,085	3,407	2,582	2,798	961	383	30.8	21,704		90
Percentage	12.3	22.2	18.8	15.7	11.9	12.9	4.4	1.8			100.0	
Rate per 1,000 adult population	127.9	95.1	76.2	63.7	45.3	25.7	10.8	3.0		38.8		

In Tables 2.28 - 2.31 there is one entry for each finalised appearance by a defendant. These background items refer to the status of the defendant at the time of apprehension. Rates per 1,000 adult population have been derived from 'Population by Age and Sex, 30 June 2000' (Australian Bureau of Statistics, Catalogue no. 2335.4).

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TABLE 2.28b Age by major offence charged. Female defendants

Offence Group	Age of females in years								Average age (years)	Total with information available		Information not available
	18-19	20-24	25-29	30-34	35-39	40-49	50-59	60 and over		Number	Percentage	
Offences against the person (excl. sexual offences)	58	91	110	103	76	73	19	6	31.2	536	11.4	4
Sexual offences	0	0	0	3	0	4	0	0	39.3	7	0.1	0
Robbery and extortion	3	13	16	8	3	0	0	0	26.2	43	0.9	0
Burglary and break and enter	23	37	38	33	19	11	1	0	27.8	162	3.4	0
Fraud and misappropriation	26	65	62	37	37	45	17	5	31.6	294	6.2	0
Larceny and receiving	135	250	206	165	150	152	64	48	32.2	1,170	24.8	2
Property damage and environmental offences	10	26	41	34	28	18	6	0	31.4	163	3.5	0
Offences against good order	94	158	178	145	116	90	22	7	30.1	810	17.2	3
Drug offences	22	71	64	45	40	48	10	3	31.1	303	6.4	0
Driving offences	67	168	179	160	147	175	40	10	32.5	946	20.1	1
Other offences	2	18	21	9	2	3	2	1	29.0	58	1.2	14
Non-offence matters	12	29	46	42	36	35	14	3	33.2	217	4.6	31
Total	452	926	961	784	654	654	195	83	31.5	4,709		55
Percentage	9.6	19.7	20.4	16.6	13.9	13.9	4.1	1.8			100.0	
Rate per 1,000 adult population	22.6	19.3	18.7	14.9	11.4	5.9	2.2	0.5		8.1		

In Tables 2.28 - 2.31 there is one entry for each finalised appearance by a defendant. These background items refer to the status of the defendant at the time of apprehension. Rates per 1,000 adult population have been derived from 'Population by Age and Sex, 30 June 2000' (Australian Bureau of Statistics, Catalogue no. 2335.4).

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TABLE 2.28c Age by major offence charged. All defendants

Offence Group	Age of all defendants in years								Average age (years)	Total with information available		Information not available
	18-19	20-24	25-29	30-34	35-39	40-49	50-59	60 and over		Number	Percentage	
Offences against the person (excl. sexual offences)	341	654	711	672	499	493	137	42	31.4	3,549	13.4	11
Sexual offences	16	44	50	60	54	63	39	14	36.1	340	1.3	2
Robbery and extortion	41	65	59	30	19	15	5	0	26.9	234	0.9	0
Burglary and break and enter	217	355	280	195	102	77	13	2	26.9	1,241	4.7	3
Fraud and misappropriation	71	153	184	128	117	139	58	17	32.6	867	3.3	6
Larceny and receiving	625	948	715	538	389	385	156	116	30.0	3,872	14.7	10
Property damage and environmental offences	206	298	234	200	142	118	23	5	28.5	1,226	4.6	5
Offences against good order	744	1,155	852	659	538	572	175	53	29.6	4,748	18.0	12
Drug offences	103	285	366	307	262	248	77	32	32.5	1,680	6.4	2
Driving offences	700	1,554	1,272	1,029	824	998	363	139	31.5	6,879	26.0	6
Other offences	11	56	66	36	26	35	14	12	33.0	256	1.0	37
Non-offence matters	46	178	260	338	267	312	96	35	35.0	1,532	5.8	69
Total	3,121	5,745	5,049	4,192	3,239	3,455	1,156	467	30.9	26,424		163
Percentage	11.8	21.7	19.1	15.9	12.3	13.1	4.4	1.8			100.0	
Rate per 1,000 adult population	76.4	58.3	48.1	39.6	28.3	15.7	6.5	1.7		23.1		

In Tables 2.28 - 2.31 there is one entry for each finalised appearance by a defendant. These background items refer to the status of the defendant at the time of apprehension. Rates per 1,000 adult population have been derived from 'Population by Age and Sex, 30 June 2000' (Australian Bureau of Statistics, Catalogue no. 2335.4) The totals in this table may be slightly greater than the sum of male and female totals because sex is not always known, even though age may be known. 163 cases where information was not available were either company names or related to non-offence matters, such as restraining order applications.

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TABLE 2.29 Racial appearance of defendant by major offence charged

Offence Group	Racial appearance		Total with information available		Information not available
	Aboriginal	Non-Aboriginal	Number	Percentage	
Offences against the person (excl. sexual offences)	655	2,776	3,431	13.9	129
Sexual offences	19	311	330	1.3	12
Robbery and extortion	53	181	234	1.0	0
Burglary and break and enter	235	992	1,227	5.0	17
Fraud and misappropriation	36	619	655	2.7	218
Larceny and receiving	346	3,348	3,694	15.0	188
Property damage and environmental offences	178	1,008	1,186	4.8	45
Offences against good order	782	3,801	4,583	18.6	177
Drug offences	35	1,571	1,606	6.5	76
Driving offences	368	5,775	6,143	25.0	742
Other offences	59	153	212	0.9	81
Non-offence matters	115	1,205	1,320	5.4	281
Total	2,881	21,740	24,621		1,966
Percentage	11.7	88.3		100.0	
Rate per 1,000 adult population	257.0	21.1	23.0		

In Tables 2.28 - 2.31 there is one entry for each finalised appearance by a defendant. Racial appearance, derived from police apprehension reports, reflects the opinion of the apprehending police officer.
Rates per 1,000 adult population have been derived from Australian Bureau of Statistics 1996 Census data.
The 1,966 cases where information was not available were either company names or related to non-offence matters, such as restraining order applications.

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TABLE 2.30 Residence of defendant by major offence charged - local government areas in metropolitan Adelaide

Offence Group	Adelaide	Brighton	Burnside	Campbell- town	East Torrens	Elizabeth	Enfield	Gawler	Glenelg	Happy Valley	Henley & Grange	Hindmarsh & Woodville	Kensington & Norwood	Marion	Mitcham
Offences against the person (excl. sexual offences)	42	16	27	43	6	141	231	28	12	35	21	164	11	115	42
Sexual offences	2	1	4	3	0	14	26	13	3	3	2	17	3	12	9
Robbery and extortion	6	0	6	2	0	8	25	1	1	1	1	20	0	13	4
Burglary and break and enter	22	8	12	6	0	54	135	15	5	5	7	82	5	59	8
Fraud and misappropriation	20	5	14	17	0	30	68	8	5	15	11	60	3	49	21
Larceny and receiving	103	22	60	62	1	177	381	40	27	46	26	287	19	157	62
Property damage and environmental offences	21	6	9	16	4	50	69	16	8	20	7	56	3	53	11
Offences against good order	109	31	48	68	12	138	368	66	33	50	38	266	30	208	77
Drug offences	23	8	26	28	2	54	142	14	4	13	13	138	4	68	21
Driving offences	50	68	110	122	22	237	423	76	44	134	59	366	28	296	133
Other offences	3	1	3	9	0	10	16	4	1	2	0	15	2	11	5
Non-offence matters	21	12	24	26	2	54	85	17	6	29	3	85	8	79	45
Total	422	178	343	402	49	967	1,969	298	149	353	188	1,556	116	1,120	438
Percentage	2.4	1.0	2.0	2.3	0.3	5.6	11.4	1.7	0.9	2.0	1.1	9.0	0.7	6.5	2.5
Rate per 1,000 adult population	36.6	11.1	10.7	11.1	9.7	50.9	40.2	23.1	13.2	13.1	16.0	22.0	14.5	18.6	9.1

In Tables 2.28 - 2.31 there is one entry for each appearance by a defendant.

The local government area of 'Happy Valley' is now identified separately. Prior to 1989 it was included in 'other country'. The Hindmarsh and Woodville Councils amalgamated during 1993.

Rates per 1,000 adult population have been derived from 'Population by Age and Sex, 30 June 1997 (Australian Bureau of Statistics, Catalogue no. 3235.4).

The local government areas reflect the boundaries in place prior to the major amalgamations, which resulted in the creation of much larger local government areas.

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TABLE 2.30 Residence of defendant by major offence charged - local government areas in metropolitan Adelaide
(continued)

Offence Group	Munno Para	Noarlunga	Payneham	Port Adelaide	Prospect	Salisbury	Stirling	St Peters	Tea Tree Gully	Thebarton	Unley	Walkerville	West Torrens	Willunga	Total
Offences against the person (excl. sexual offences)	112	268	15	111	20	257	22	7	100	29	32	8	54	42	2,011
Sexual offences	10	23	0	12	3	26	0	2	18	3	4	1	4	2	220
Robbery and extortion	11	15	0	17	2	13	0	0	5	1	3	0	4	0	159
Burglary and break and enter	32	51	3	63	8	118	4	0	42	16	17	2	37	6	822
Fraud and misappropriation	23	69	6	25	9	84	3	3	39	8	13	2	16	3	629
Larceny and receiving	142	229	38	140	40	331	18	16	149	48	45	8	125	22	2,821
Property damage and environmental offences	44	100	8	37	4	85	6	4	42	7	11	2	28	8	735
Offences against good order	115	285	37	143	40	367	25	12	150	41	57	10	112	32	2,968
Drug offences	61	105	6	43	20	149	11	6	81	10	21	2	44	17	1,134
Driving offences	234	468	32	211	48	630	50	28	360	36	72	16	140	65	4,558
Other offences	8	17	1	4	1	26	1	0	11	0	2	1	3	1	158
Non-offence matters	50	173	15	48	8	94	12	6	56	14	18	2	41	17	1,050
Total	842	1,803	161	854	203	2,180	152	84	1,053	213	295	54	608	215	17,265
Percentage	4.9	10.4	0.9	4.9	1.2	12.6	0.9	0.5	6.1	1.2	1.7	0.3	3.5	1.2	100.0
Rate per 1,000 adult population	31.2	26.9	12.0	28.6	13.3	27.0	12.3	12.2	14.8	32.1	9.9	9.5	16.8	19.8	20.8

In Tables 2.28 - 2.31 there is one entry for each finalised appearance by a defendant.

The local government area of 'Happy Valley' is now identified separately. Prior to 1989 it was included in 'other country'. The Hindmarsh and Woodville Councils amalgamated during 1993.

Rates per 1,000 adult population have been derived from Population by Age and Sex, 30 June 1997. (Australian Bureau of Statistics, Catalogue no. 3235.4).

The local government areas reflect the boundaries in place prior to the major amalgamations, which resulted in the creation of much larger local government areas.

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TABLE 2.31 Residence of defendant by major offence charged - local government areas outside metropolitan Adelaide

Offence Group	Mount Gambier	Riverland	Port Lincoln	Port Augusta	Port Pirie	Whyalla	Cooper Pedy	Far North	Ceduna	Murray Bridge	Other country	No fixed place of abode	Interstate or overseas	Unknown	Total
Offences against the person (excl. sexual offences)	91	118	50	163	58	170	42	120	46	76	413	99	61	42	1,549
Sexual offences	5	14	2	7	5	9	2	7	0	5	44	14	7	1	122
Robbery and extortion	4	1	1	3	0	8	0	1	2	9	5	35	3	3	75
Burglary and break and enter	19	43	13	28	19	33	4	14	11	14	112	78	17	17	422
Fraud and misappropriation	13	33	13	14	11	27	4	2	2	8	75	13	22	7	244
Larceny and receiving	62	88	57	56	45	67	10	19	25	48	303	157	84	40	1,061
Property damage and environmental offences	30	42	34	32	26	42	9	20	13	40	145	38	17	8	496
Offences against good order	110	169	120	192	57	173	48	69	41	77	516	117	68	35	1,792
Drug offences	20	51	29	12	15	38	3	9	6	21	250	21	51	22	548
Driving offences	134	241	128	106	74	164	38	77	49	109	1,005	43	124	35	2,327
Other offences	6	9	5	11	2	3	0	59	0	5	28	3	2	2	135
Non-offence matters	27	45	20	55	24	31	16	23	4	44	185	29	34	14	551
Total	521	854	472	679	336	765	176	420	199	456	3,081	647	490	226	9,322
Percentage	5.6	9.2	5.1	7.3	3.6	8.2	1.9	4.5	2.1	4.9	33.1	6.9	5.3	2.4	100.0
Rate per 1,000 adult population	25.3	33.2	50.9	67.5	28.4	44.0	88.6	72.4	79.5	37.3	17.7	-	-	-	32.0

In Tables 2.28 - 2.31 there is one entry for each finalised appearance by a defendant.

Rates per 1,000 adult population have been derived from 'Population by Age and Sex, 30 June 1997' (Australian Bureau of Statistics, Catalogue no. 3235.4).

Prior to 1989 'Other country' included Happy Valley. This is now separately identified in Table 2.31 for metropolitan Adelaide. Since 1991 the Local Government Areas of Ceduna and Murray Bridge have been identified separately. Previously they were included in 'other country'. The local government areas reflect the boundaries in place prior to the major amalgamations, which resulted in the creation of much larger local government areas.

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TABLE 2.32 Prior criminal convictions and prior imprisonments of defendant by major offence charged

Offence Group	Prior criminal record											
	Number of prior criminal convictions							One or more previous imprisonments		Total with information available		
	No prior convictions	1	2-4	5-9	10-49	50 or more	Average	Number	Percentage of offence group	Number	Percentage	Information not available
Offences against the person (excl. sexual offences)	935	238	544	507	1,091	245	13.7	889	25.0	3,560	13.4	0
Sexual offences	123	33	59	41	77	9	8.9	67	19.6	342	1.3	0
Robbery and extortion	42	7	28	21	100	36	24.5	99	42.3	234	0.9	0
Burglary and break and enter	204	49	158	139	483	211	24.7	569	45.7	1,244	4.7	0
Fraud and misappropriation	377	68	138	107	156	26	7.7	123	14.1	872	3.3	1
Larceny and receiving	1,239	262	519	434	1,132	295	14.0	966	24.9	3,881	14.6	1
Property damage and environmental offences	306	93	212	173	376	71	12.6	265	21.5	1,231	4.6	0
Offences against good order	1,390	347	771	657	1,282	313	12.8	946	19.9	4,760	17.9	0
Drug offences	432	125	303	296	458	68	10.9	334	19.9	1,682	6.3	0
Driving offences	2,204	661	1,358	980	1,481	200	8.2	1,012	14.7	6,884	25.9	1
Other offences	108	21	38	48	66	12	9.1	48	16.4	293	1.1	0
Non-offence matters	552	120	241	224	397	48	9.1	264	16.7	1,582	6.0	19
Total	7,912	2,024	4,369	3,627	7,099	1,534	12.0	5,582		26,565	100.0	22
Percentage	29.8	7.6	16.4	13.7	26.7	5.8			100.0			

Prior to 1994 defendants with 100 or more previous convictions were recorded as 99. From 1994 onwards all previous convictions have been recorded.

A defendant's previous convictions include both adult and juvenile offences in South Australia, and, if the South Australian Police are advised of them, interstate and Commonwealth offences.

In 1996 this table was modified to bring the data in line with the counting rules used for other tables in this report. The statistics provided relate to the number of counts of offences previously convicted.

In addition, in 1996 defendants with suspended imprisonments were excluded from the number of defendants with one or more previous imprisonments. Convictions quashed by appeal or re-hearing were also excluded in 1996. The 22 individuals where information was not available were either company names or related to non-offence matters, such as restraining order applications.

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TABLE 2.33 Bail status at final court appearance by major offence charged

Offence Group	One court hearing			Two or more court hearings			Committed for trial or sentence			Total with Information available		Information not available
	Bail not required	Bail granted	In custody	Bail not required	Bail Granted	In custody	Bail not required	Bail Granted	In custody	Number	Percentage	
Offences against the person (excl. sexual offences)	429	1	0	962	1,891	156	0	90	31	3,560	13.4	0
Sexual offences	31	0	0	49	150	17	0	84	11	342	1.3	0
Robbery and extortion	6	0	0	6	82	34	0	59	47	234	0.9	0
Burglary and break and enter	81	1	4	115	689	193	0	134	27	1,244	4.7	0
Fraud and misappropriation	146	0	0	449	244	19	0	15	0	873	3.3	0
Larceny and receiving	938	2	1	1,311	1,389	225	0	12	4	3,882	14.6	0
Property damage and environmental offences	334	2	0	405	441	38	0	8	3	1,231	4.6	0
Offences against good order	2,228	2	0	1,245	1,161	89	0	29	6	4,760	17.9	0
Drug offences	439	1	0	546	399	29	0	239	29	1,682	6.3	0
Driving offences	2,325	2	0	3,351	1,163	44	0	0	0	6,885	25.9	0
Other offences	173	0	0	84	15	3	0	2	16	293	1.1	0
Non-offence matters	195	0	0	1,386	15	5	0	0	0	1,601	6.0	0
Total	7,325	11	5	9,909	7,639	852	0	672	174	26,587		0
Percentage	27.6	0.0	0.0	37.3	28.7	3.2	0	2.5	0.7		100.0	

For defendants with only one court hearing, *bail status* refers to police bail. For those with two or more hearings the *bail status* has been determined by the court.

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TABLE 2.34 Legal representation at final court appearance by major offence charged

Offence Group	One court hearing			Two or more court hearings			Committed for trial or sentence			Total with information available		Information not available
	Duty solicitor	Other legal representation	No legal representation	Duty solicitor	Other legal representation	No legal representation	Duty solicitor	Other legal representation	No legal representation	Number	Percentage	
Offences against the person (excl. sexual offences)	11	158	131	165	2,057	349	4	104	10	2,989	14.4	571
Sexual offences	2	12	12	11	160	24	5	86	2	314	1.5	28
Robbery and extortion	0	3	0	3	98	7	4	94	4	213	1.0	21
Burglary and break and enter	3	31	25	90	757	60	5	143	6	1,120	5.4	124
Fraud and misappropriation	4	55	48	26	541	76	0	15	0	765	3.7	108
Larceny and receiving	45	203	413	181	1,846	486	1	12	3	3,190	15.3	692
Property damage and environmental offences	12	72	134	42	461	210	0	10	0	941	4.5	290
Offences against good order	70	355	1,063	115	1,312	608	1	31	3	3,558	17.1	1,202
Drug offences	6	106	162	26	600	169	7	227	17	1,320	6.3	362
Driving offences	32	439	1,117	172	2,509	1,017	0	0	0	5,286	25.4	1,599
Other offences	2	43	53	4	57	19	0	18	0	196	0.9	97
Non-offence matters	3	65	70	14	261	488	0	0	0	901	4.3	700
Total	190	1,542	3,228	849	10,659	3,513	27	740	45	20,793		5,794
Percentage	0.9	7.4	15.5	4.1	51.3	16.9	0.1	3.6	0.2		100.0	

The term 'Duty solicitor' refers to solicitors rostered to service courts under the Law Society's Duty Solicitor Scheme, and to solicitors from Legal Services Commission and the Aboriginal Legal Rights Movement who also provide a duty solicitor service.

'Other' legal representation refers to private solicitors and to solicitors from legal aid organisations appearing on occasions other than as duty solicitors.

Magistrates Courts of South Australia
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TABLE 2.35 Plea at final court appearance by major offence charged

Offence Group	Finalised in summary court							Committed for trial or sentence					Total with information available		Unknown
	Guilty	Guilty 3	Not guilty	No plea	Plea not applicable	Defence reserved	<i>Ex parte</i>	Guilty	Not guilty	No plea	Defence reserved	<i>Ex parte</i>	Number	Percentage	
Offences against the person (excl. sexual offences)	1,486	0	151	1,801	0	0	1	5	108	8	0	0	3,560	13.4	0
Sexual offences	77	0	10	159	0	0	1	6	85	4	0	0	342	1.3	0
Robbery and extortion	4	0	2	122	0	0	0	18	85	3	0	0	234	0.9	0
Burglary and break and enter	452	0	24	607	0	0	0	28	127	6	0	0	1,244	4.7	0
Fraud and misappropriation	623	0	15	216	0	0	4	2	11	2	0	0	873	3.3	0
Larceny and receiving	2,500	4	61	1,274	0	0	27	2	14	0	0	0	3,882	14.6	0
Property damage and environmental offences	788	1	22	392	0	0	17	2	9	0	0	0	1,231	4.6	0
Offences against good order	3,198	78	46	1,317	0	0	86	7	28	0	0	0	4,760	17.9	0
Drug offences	859	7	6	492	0	0	50	42	216	9	1	0	1,682	6.3	0
Driving offences	5,742	3	69	1,037	0	0	34	0	0	0	0	0	6,885	25.9	0
Other offences	147	10	4	109	0	0	5	10	7	1	0	0	293	1.1	0
Non-offence matters	3	0	15	0	1,583	0	0	0	0	0	0	0	1,601	6.0	0
Total	15,879	103	425	7,526	1,583	0	225	122	690	33	1	0	26,587		0
Percentage	59.7	0.4	1.6	28.3	6.0	0	0.8	0.5	2.6	0.1	0.0	0		100.0	

In 1994 a new plea of 'not applicable' was introduced by courts. This applies to cases where the defendant is not required to enter a plea.

In 1994 'Guilty 3' replaced 'Guilty 4A' whereby a defendant charged with a summary offence not punishable by imprisonment may plead guilty to the charge without attending the court or engaging a solicitor to attend.

For non-offence matters (restraining orders), a plea of not guilty may be entered where the defendant wishes to contest the order.

