

Magistrates Courts of South Australia
1 January - 31 December 2002

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

Offence Group	Committed for trial or sentence	Convicted			Acquitted on Major Charge	Not guilty: mentally incompetent	Major charge withdrawn	Major charge dismissed	Orders issued/ varied/ revoked	Withdrawn on completion of mental health diversion program	Other (eg. Defendant died)	Total	
		With penalty	Without Penalty	Guilty without conviction								No.	%
Offences against the person (excl. sexual offences)	148 (4)	1,209	42	498	7	13 (2)	1,126 (276)	1,040 (181)	0	8	2	4,093	13.5
Sexual offences	106 (1)	77	4	21	0	0	33 (6)	133 (9)	0	0	0	374	1.2
Robbery and extortion	99 (5)	7	0	0	0	0	8 (2)	128 (22)	0	0	0	242	0.8
Serious criminal trespass	248 (14)	471	11	19	1	1	157 (41)	642 (221)	0	2	1	1,553	5.1
Fraud and misappropriation	16	473	11	125	0	0	172 (18)	92 (8)	0	0	1	890	2.9
Larceny and receiving	12	1,630	128	842	2 (1)	7	1,301 (272)	284 (71)	0	17	4	4,227	13.9
Property damage and environmental offences	11 (2)	633	32	274	0	3 (1)	345 (55)	77 (17)	0	3	1	1,379	4.5
Offences against good order	26	2,599	589	1,492	0	0	931 (128)	113 (16)	0	5	1	5,756	19.0
Drug offences	336 (7)	1,090	6	668	0	1	240 (56)	245 (28)	0	0	1	2,587	8.5
Driving offences	0	6,496	26	50	2	0	763 (127)	49 (7)	0	0	1	7,387	24.3
Other offences	6	192	4	42	0	0	30 (2)	26 (3)	0	0	0	300	1.0
Non-offence matters	0	0	0	0	0	0	171	98	1,300	0	2	1,571	5.2
Total	1,008 (33)	14,877	853	4,031	12	25	5,277 (983)	2,927 (583)	1,300	35	14	30,359	
Percentage	3.3	49.0	2.8	13.3	0.0	0.1	17.4	9.6	4.3	0.1	0.0		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			Acquitted on Major Charge	Not guilty: mentally incompetent	Major charge withdrawn	Major charge dismissed	Orders issued/ varied/ revoked	Withdrawn on completion of mental health diversion program	Other (eg. Defendant died)	Total	
		With penalty	Without Penalty	Guilty without conviction								No.	%
Murder	29 (1)	0	0	0	0	0	5	15	0	0	0	49	1.2
Attempted murder	6	0	0	0	0	0	0	18 (1)	0	0	0	24	0.6
Conspiracy to murder	0	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	0
Driving causing death	16	0	0	0	0	0	0	0	0	0	1	17	0.4
Other homicide	0	0	0	0	0	0	0	0	0	0	0	0	0
Assault occasioning grievous bodily harm	22	19	0	2	0	0	6 (2)	71 (5)	0	0	0	120	2.9
Assault occasioning actual bodily harm	6	228	2	32	4	6 (2)	75 (6)	291 (44)	0	1	0	645	15.8
Other major assault	12	12	0	1	0	1	6 (2)	8 (3)	0	0	0	40	1.0
Common assault												0	
- of a male	0	276	12	196	0	1	315 (45)	44 (5)	0	2	0	846	20.7
- of a female	0	155	6	106	0	3	248 (25)	36 (1)	0	3	0	557	13.6
- sex of victim unspecified	0	11	2	17	0	0	51 (4)	6 (1)	0	0	0	87	2.1
Common assault of family member	0	188	8	83	3	0	168 (34)	309 (41)	0	1	1	761	18.6
Other minor assault	0	0	0	0	0	0	2 (2)	0	0	0	0	2	0.0
Assault police	0	240	12	52	0	0	192 (128)	16 (7)	0	1	0	513	12.5
Kidnapping and abduction	4	1	0	0	0	0	0	9 (2)	0	0	0	14	0.3
Ill treatment of children	0	0	0	0	0	0	0	0	0	0	0	0	0
Hijacking	0	1	0	1	0	0	0	0	0	0	0	2	0.0
Defamation and libel	0	0	0	0	0	0	0	1	0	0	0	1	0.0
Stalking	0	1	0	0	0	0	5	0	0	0	0	6	0.1
Other offences against the person	53 (3)	77	0	8	0	2	53 (28)	216 (71)	0	0	0	409	10.0
Total	148 (4)	1,209	42	498	7	13 (2)	1,126 (276)	1,040 (181)	0	8	2	4,093	
Percentage	3.6	29.5	1.0	12.2	0.2	0.3	27.5	25.4	0	0.2	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. 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			Acquitted on Major Charge	Not guilty: mentally incompetent	Major charge withdrawn	Major charge dismissed	Orders issued/ varied/ revoked	Withdrawn on completion of mental health diversion program	Other (eg. Defendant died)	Total	
		With penalty	Without Penalty	Guilty without conviction								No.	%
Rape of female													
- Victim age under 12	3	0	0	0	0	0	1 (1)	3	0	0	0	7	1.9
- Victim age 12 to 16	12	0	0	0	0	0	0	14 (3)	0	0	0	26	7.0
- Victim age 17 or over	25	0	0	0	0	0	1 (1)	36 (4)	0	0	0	62	16.6
- Victim age unspecified	1	0	0	0	0	0	0	0	0	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	0
- Victim age 12 to 16	0	0	0	0	0	0	0	0	0	0	0	0	0
- Victim age 17 or over	2	0	0	0	0	0	0	1	0	0	0	3	0.8
- Victim age unspecified	0	0	0	0	0	0	0	0	0	0	0	0	0
Rape of male													
- Victim age under 12	1	0	0	0	0	0	0	0	0	0	0	1	0.3
- Victim age 12 to 16	3	0	0	0	0	0	0	0	0	0	0	3	0.8
- Victim age 17 or over	0	0	0	0	0	0	0	5	0	0	0	5	1.3
- Victim age unspecified	0	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	0
- Victim age 12 to 16	0	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	0
- Victim age unspecified	0	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
Attempted rape of victim sex and age unspecified	0	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			Acquitted on Major Charge	Not guilty: mentally incompetent	Major charge withdrawn	Major charge dismissed	Orders issued/ varied/ revoked	Withdrawn on completion of mental health diversion program	Other (eg. Defendant died)	Total	
		With penalty	Without Penalty	Guilty without conviction								No.	%
Indecent assault of female													
- Victim age under 12	3	12	0	0	0	0	1	9 (1)	0	0	0	25	6.7
- Victim age 12 to 16	4	10	0	1	0	0	2	12	0	0	0	29	7.8
- Victim age 17 or over	1	12	1	2	0	0	7 (2)	16	0	0	0	39	10.4
- Victim age unspecified	1	1	0	0	0	0	1	0	0	0	0	3	0.8
Indecent assault of male													
- Victim age under 12	0	1	0	0	0	0	0	3	0	0	0	4	1.1
- Victim age 12 to 16	3	0	0	0	0	0	1	4	0	0	0	8	2.1
- Victim age 17 or over	1	1	0	0	0	0	0	2 (1)	0	0	0	4	1.1
- Victim age unspecified	0	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	1 (1)	0	0	0	0	1	0.3
Unlawful sexual intercourse with female													
- Victim age under 12	24 (1)	0	0	0	0	0	0	12	0	0	0	36	9.6
- Victim age 12 to 16	12	0	0	0	0	0	0	7	0	0	0	19	5.1
- Victim age unspecified	0	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	0
Unlawful sexual intercourse with female with intellectual disability	0	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			Acquitted on Major Charge	Not guilty: mentally incompetent	Major charge withdrawn	Major charge dismissed	Orders issued/ varied/ revoked	Withdrawn on completion of mental health diversion program	Other (eg. Defendant died)	Total	
		With penalty	Without Penalty	Guilty without conviction								No.	%
Attempted unlawful sexual intercourse with female													
- Victim age under 12	0	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	0
- Victim age unspecified	0	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	0
Attempted unlawful sexual intercourse with female with intellectual disability	0	0	0	0	0	0	0	0	0	0	0	0	0
Unlawful sexual intercourse with male													
- Victim age under 12	5	0	0	0	0	0	0	1	0	0	0	6	1.6
- Victim age 12 to 16	3	0	0	0	0	0	0	0	0	0	0	3	0.8
- Victim age unspecified	0	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	0
Unlawful sexual intercourse with male with intellectual disability	0	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	0
- Victim age 12 to 16	0	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	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			Acquitted on Major Charge	Not guilty: mentally incompetent	Major charge withdrawn	Major charge dismissed	Orders issued/ varied/ revoked	Withdrawn on completion of mental health diversion program	Other (eg. Defendant died)	Total	
		With penalty	Without Penalty	Guilty without conviction								No.	%
Attempted unlawful sexual intercourse with male by teacher/guardian	0	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	0
Unlawful sexual intercourse with victim sex and age unspecified	0	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	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	0
Attempted unlawful sexual intercourse with victim sex and age unspecified	0	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	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	0
Incest	2	0	0	0	0	0	0	0	0	0	0	2	0.5
Indecent behaviour/exposure	0	33	3	14	0	0	15 (1)	3	0	0	0	68	18.2
Gross indecency	0	2	0	0	0	0	2	3	0	0	0	7	1.9
Persistent sexual abuse of a child	0	0	0	0	0	0	0	0	0	0	0	0	0
Other sexual offences	0	5	0	4	0	0	1	2	0	0	0	12	3.2
Total	106 (1)	77	4	21	0	0	33 (6)	133 (9)	0	0	0	374	
Percentage	28.3	20.6	1.1	5.6	0	0	8.8	35.6	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. 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			Acquitted on Major Charge	Not guilty: mentally incompetent	Major charge withdrawn	Major charge dismissed	Orders issued/ varied/ revoked	Withdrawn on completion of mental health diversion program	Other (eg. Defendant died)	Total	
		With penalty	Without Penalty	Guilty without conviction								No.	%
Robbery with a firearm													
- financial institution	0	0	0	0	0	0	0	0	0	0	0	0	0
- other institution	16 (1)	0	0	0	0	0	0	11 (2)	0	0	0	27	11.2
Robbery with other weapon													
- financial institution	0	0	0	0	0	0	0	0	0	0	0	0	0
- other institution	42 (4)	0	0	0	0	0	0	31 (5)	0	0	0	73	30.2
Unarmed robbery with violence													
- financial institution	0	0	0	0	0	0	0	0	0	0	0	0	0
- other institution	11	0	0	0	0	0	1	34 (9)	0	0	0	46	19.0
Unarmed robbery with no violence													
- financial institution	0	0	0	0	0	0	0	0	0	0	0	0	0
- other institution	28	0	0	0	0	0	3	49 (5)	0	0	0	80	33.1
Extortion	2	7	0	0	0	0	4 (2)	3 (1)	0	0	0	16	6.6
Total	99 (5)	7	0	0	0	0	8 (2)	128 (22)	0	0	0	242	
Percentage	40.9	2.9	0	0	0	0	3.3	52.9	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. 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. Serious criminal trespass

Offence Group	Committed for trial or sentence	Convicted			Acquitted on Major Charge	Not guilty: mentally incompetent	Major charge withdrawn	Major charge dismissed	Orders issued/ varied/ revoked	Withdrawn on completion of mental health diversion program	Other (eg. Defendant died)	Total	
		With penalty	Without Penalty	Guilty without conviction								No.	%
Burglary	0	0	0	0	0	0	0	0	0	0	0	0	0
Break and enter dwellings	0	9	1	0	0	0	28	11 (4)	0	0	0	49	3.2
Break and enter dwellings with intent	0	1	1	0	0	0	3	0	0	0	0	5	0.3
Break and enter dwellings at night with intent	0	0	0	0	0	0	0	0	0	0	0	0	0
Break and enter shops	0	7	0	0	0	0	9 (1)	1	0	0	0	17	1.1
Break and enter shops with intent	0	0	0	0	0	0	3	0	0	0	0	3	0.2
Break and enter schools	0	2	0	1	0	0	0	0	0	0	0	3	0.2
Break and enter schools with intent	0	0	0	0	0	0	0	0	0	0	0	0	0
Break and enter other building	1	11	0	1	0	0	22 (1)	14 (4)	0	0	0	49	3.2
Break and enter other building with intent	0	0	0	0	0	0	0	1	0	0	0	1	0.1
Non Aggravated serious criminal trespass													
- place of residence	36 (3)	146	3	7	0	0	31 (15)	213 (79)	0	0	0	436	28.1
- shops	0	44	2	3	0	0	6 (1)	27 (13)	0	0	0	82	5.3
- schools	1	26	0	0	0	0	0	7 (3)	0	0	1	35	2.3
- other buildings	6	149	0	5	0	1	18 (10)	95 (45)	0	1	0	275	17.7
Aggravated serious criminal trespass													
- place of residence	148 (8)	22	0	0	0	0	16 (6)	164 (37)	0	0	0	350	22.5
- shops	14	3	0	0	0	0	1 (1)	22 (5)	0	0	0	40	2.6
- schools	7 (1)	1	0	0	0	0	1 (1)	5 (1)	0	0	0	14	0.9
- other buildings	34 (2)	11	0	0	0	0	1	31 (12)	0	0	0	77	5.0
Other criminal trespass – place of residence	1	14	0	1	0	0	6	28 (5)	0	1	0	51	3.3
Offences related to break and enter	0	25	4	1	1	0	12 (5)	23 (13)	0	0	0	66	4.2
Total	248 (14)	471	11	19	1	1	157 (41)	642 (221)	0	2	1	1,553	
Percentage	16.0	30.3	07	1.2	0.1	0.1	10.1	41.3	0	0.1	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 *sarilege*) with a range of *criminal trespass* offences. The *break and enter* figures cited for 2000 and onwards 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			Acquitted on Major Charge	Not guilty: mentally incompetent	Major charge withdrawn	Major charge dismissed	Orders issued/ varied/ revoked	Withdrawn on completion of mental health diversion program	Other (eg. Defendant died)	Total	
		With penalty	Without Penalty	Guilty without conviction								No.	%
False pretences													
- credit/debit cards	0	16	1	4	0	0	4	1	0	0	0	26	2.9
- cheques	4	40	3	13	0	0	26 (4)	15 (3)	0	0	1	102	11.5
- other	0	70	2	33	0	0	42 (5)	20 (1)	0	0	0	167	18.8
Forge and utter (excluding cheques)	2	6	0	2	0	0	2	8	0	0	0	20	2.2
False statement													
- unemployment benefit	0	19	0	0	0	0	1	0	0	0	0	20	2.2
- other social security benefit	0	37	0	0	0	0	2	0	0	0	0	39	4.4
- unspecified government benefit	0	49	0	0	0	0	9 (1)	1	0	0	0	59	6.6
Other fraud with respect to government benefits	0	96	0	1	0	0	12 (1)	4	0	0	0	113	12.7
Other fraud	6	44	2	10	0	0	34 (1)	10 (2)	0	0	0	106	11.9
Misappropriation													
- by director/trustee/partner	3	29	3	6	0	0	19 (2)	11 (1)	0	0	0	71	8.0
- by employee	1	67	0	55	0	0	20 (3)	22 (1)	0	0	0	165	18.5
Counterfeiting	0	0	0	1	0	0	1 (1)	0	0	0	0	2	0.2
Total	16	473	11	125	0	0	172 (18)	92 (8)	0	0	1	890	
Percentage	1.8	53.1	1.2	14.0	0	0	19.3	10.3	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. 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			Acquitted on Major Charge	Not guilty: mentally incompetent	Major charge withdrawn	Major charge dismissed	Orders issued/ varied/ revoked	Withdrawn on completion of mental health diversion program	Other (eg. Defendant died)	Total	
		With penalty	Without Penalty	Guilty without conviction								No.	%
Receiving	6	143	7	31	0	1	180 (97)	77 (33)	0	0	0	445	10.5
Unlawful possession of stolen goods	0	199	13	67	0	0	192 (30)	14 (4)	0	1	2	488	11.5
Handling of stolen goods – other	0	0	0	0	0	0	0	0	0	0	0	0	0
Larceny of a motor vehicle	0	12	0	4	0	0	18 (10)	26 (6)	0	0	0	60	1.4
Illegal use of a motor vehicle	0 (1)	168	3	15	2	2	172 (47)	63 (11)	0	0	0	425	10.1
Interfere with a motor vehicle	0	52	1	6	0	0	43 (8)	7	0	0	1	110	2.6
Larceny or illegal use of other vehicle	0	33	2	11	0	0	22 (5)	10 (2)	0	0	0	78	1.8
Larceny from the person	5	1	0	0	0	0	2	2	0	0	0	10	0.2
Larceny of livestock	0	0	0	2	0	0	1 (1)	0	0	0	0	3	0.1
Larceny from shops	0	526	72	448	0	2	339 (15)	14	0	11	1	1,413	33.4
Other larceny	1	496	30	258	0	2	332 (59)	71 (15)	0	5	0	1,195	28.3
Total	12 (1)	1,630	128	842	2	7	1,301 (272)	284 (71)	0	17	4	4,227	
Percentage	0.3	38.6	3.0	19.9	0.0	0.2	30.8	6.7	0	0.4	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. 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			Acquitted on Major Charge	Not guilty: mentally incompetent	Major charge withdrawn	Major charge dismissed	Orders issued/ varied/ revoked	Withdrawn on completion of mental health diversion program	Other (eg. Defendant died)	Total	
		With penalty	Without Penalty	Guilty without conviction								No.	%
Arson or damage by explosives													
- dwellings	4 (1)	4	0	1	0	0	3 (1)	1 (1)	0	1	0	14	1.0
- shops	0	1	0	1	0	0	0	0	0	0	0	2	0.1
- schools	0	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	0
- motor vehicle	3 (1)	3	0	0	0	0	2	7 (3)	0	0	0	15	1.1
- other/not known	3	4	0	3	0	0	7 (1)	4 (1)	0	0	0	21	1.5
Property damage (not arson or explosives)													
- dwellings	0	157	6	63	0	1	81 (5)	19 (1)	0	0	0	327	23.7
- shops	0	67	3	34	0	0	18 (5)	0	0	0	0	122	8.8
- schools	0	0	0	1	0	0	0	0	0	0	0	1	0.1
- factory/warehouse	0	1	1	0	0	0	1	0	0	0	0	3	0.2
- motor vehicle	0	175	9	87	0	2 (1)	116 (21)	15 (3)	0	0	1	405	29.4
- other/not known	1	210	11	79	0	0	107 (16)	19 (4)	0	2	0	429	31.1
Other property damage offences	0	6	1	3	0	0	9 (6)	12 (4)	0	0	0	31	2.2
Environmental offences	0	5	1	2	0	0	1	0	0	0	0	9	0.7
Total	11 (2)	633	32	274	0	3 (1)	345 (55)	77 (17)	0	3	1	1,379	
Percentage	0.8	45.9	2.3	19.9	0	0.2	25.0	5.6	0	0.2	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 2.9 Case outcome by major offence charged. Offences against good order

Offence Group	Committed for trial or sentence	Convicted			Acquitted on Major Charge	Not guilty: mentally incompetent	Major charge withdrawn	Major charge dismissed	Orders issued/ varied/ revoked	Withdrawn on completion of mental health diversion program	Other (eg. Defendant died)	Total	
		With penalty	Without Penalty	Guilty without conviction								No.	%
Offences against govt. security and operations	0	1	0	1	0	0	0	1	0	0	0	3	0.1
Contempt of court	0	0	0	0	0	0	0	0	0	0	0	0	0
Perjury	0	0	0	1	0	0	0	0	0	0	0	1	0.0
Pervert the course of justice	7	0	0	0	0	0	0	8 (1)	0	0	0	15	0.3
Breach court order (parole, bail, etc.)	0	224	149	44	0	0	94 (15)	14 (1)	0	0	0	525	9.1
Breach restraining/summary protection order	0	54	18	33	0	0	50 (1)	8	0	1	0	164	2.8
Breach domestic violence restraining order	0	103	18	44	0	0	61	8 (1)	0	0	0	234	4.1
Escape from custody (excluding prisons)	13	2	0	0	0	0	0	9 (3)	0	0	0	24	0.4
Resist/hinder police	0	484	97	289	0	0	182 (56)	13 (1)	0	2	0	1,067	18.5
Conspiracy	0	0	0	0	0	0	0	1	0	0	0	1	0.0
Offences against justice procedures	2	88	6	37	0	0	31 (7)	13 (6)	0	0	0	177	3.1
Possession/use of firearms	1	149	2	41	0	0	39 (10)	4	0	0	0	236	4.1
Possession/use of bombs	0	0	0	0	0	0	0	0	0	0	0	0	0
Possession/use of other weapons	0	223	5	98	0	0	90 (10)	6	0	0	0	422	7.3
Other weapon offences	0	29	1	12	0	0	3 (1)	1	0	0	0	46	0.8
Pornography and censorship offences	0	6	0	2	0	0	3	0	0	0	0	11	0.2
Liquor licensing offences	0	73	16	38	0	0	16	1	0	0	0	144	2.5
Betting and gaming offences	0	2	0	1	0	0	2	0	0	0	0	5	0.1
Trespassing offences	0	115	17	86	0	0	63 (9)	12 (2)	0	1	0	294	5.1

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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. 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			Acquitted on Major Charge	Not guilty: mentally incompetent	Major charge withdrawn	Major charge dismissed	Orders issued/ varied/ revoked	Withdrawn on completion of mental health diversion program	Other (eg. Defendant died)	Total	
		With penalty	Without Penalty	Guilty without conviction								No.	%
Consorting	0	0	2	1	0	0	7	0	0	0	0	10	0.2
Prostitution offences	2	27	6	5	0	0	7	2	0	0	0	49	0.9
Found with intent to commit a crime	0	1	0	0	0	0	2 (2)	1 (1)	0	0	0	4	0.1
Indecent/offensive language	0	92	35	50	0	0	33	3	0	0	0	213	3.7
Disorderly behaviour	0	539	143	396	0	0	146 (15)	5	0	1	0	1,230	21.4
Offensive behaviour	0	18	8	11	0	0	5 (1)	0	0	0	0	42	0.7
Loitering	0	93	45	174	0	0	46 (1)	1	0	0	0	359	6.2
Urinating/defecating in public	0	231	15	105	0	0	27	0	0	0	0	378	6.6
Graffiti and related offences	0	36	4	22	0	0	9	1	0	0	0	72	1.3
Other offences	1	9	2	1	0	0	15	1	0	0	1	30	0.5
Total	26	2,599	589	1,492	0	0	931 (128)	113 (16)	0	5	1	5,756	
Percentage	0.5	45.2	10.2	25.9	0	0	16.2	2.0	0	0.1	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. 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			Acquitted on Major Charge	Not guilty: mentally incompetent	Major charge withdrawn	Major charge dismissed	Orders issued/ varied/ revoked	Withdrawn on completion of mental health diversion program	Other (eg. Defendant died)	Total	
		With penalty	Without Penalty	Guilty without conviction								No.	%
Possess/use cannabis	1	67	0	53	0	0	20 (1)	1	0	0	0	142	5.5
Possess/use other drug	0	101	2	23	0	0	55 (1)	7	0	0	0	188	7.3
Import/export cannabis	0	0	0	1	0	0	0	0	0	0	0	1	0.0
Import/export other drug	6 (1)	0	0	0	0	0	0	2	0	0	0	8	0.3
Sell/possess for sale cannabis	121 (2)	145	0	55	0	1	72 (43)	94 (15)	0	0	0	488	18.9
Sell/possess for sale other drug	106 (2)	4	1	1	0	0	6 (1)	76 (10)	0	0	0	194	7.5
Produce/manufacture cannabis	71 (1)	723	2	522	0	0	74 (8)	33 (2)	0	0	1	1,426	55.1
Produce/manufacture other drug	31 (1)	5	0	0	0	0	0	31	0	0	0	67	2.6
Other drug offences	0	45	1	13	0	0	13 (2)	1 (1)	0	0	0	73	2.8
Total	336 (7)	1,090	6	668	0	1	240 (56)	245 (28)	0	0	1	2,587	
Percentage	13.0	42.1	0.2	25.8	0	0.0	9.3	9.5	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. 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			Acquitted on Major Charge	Not guilty: mentally incompetent	Major charge withdrawn	Major charge dismissed	Orders issued/ varied/ revoked	Withdrawn on completion of mental health diversion program	Other (eg. Defendant died)	Total	
		With penalty	Without Penalty	Guilty without conviction								No.	%
Driving under the influence of alcohol/drugs	689	0	0	1	0	0	166 (99)	5 (4)	0	0	0	861	11.7
Exceed prescribed concentration of alcohol						0							
.001 to .049	5	0	0	0	0	0	1	1	0	0	0	7	0.1
.050 to .079	30	0	0	6	0	0	5	0	0	0	0	41	0.6
.080 to .149	2,609	0	0	16	0	0	122	10	0	0	0	2,757	37.3
.150 or more	1,012	0	0	1	0	0	79	4	0	0	1	1,097	14.9
Unknown	1	0	0	0	0	0	10	0	0	0	0	11	0.1
Refuse to supply blood sample	4	0	0	0	0	0	1	0	0	0	0	5	0.1
Refuse breath/alcotest	93	0	0	0	0	0	14	5	0	0	0	112	1.5
Dangerous or reckless driving	687	0	1	2	0	0	175 (16)	7	0	0	0	872	11.8
Driving while licence suspended or cancelled	1,360	0	25	23	2	0	190 (12)	17 (3)	0	0	0	1,617	21.9
Driving without a licence	0	0	0	0	0	0	0	0	0	0	0	0	0
Other driving licence offences	6	0	0	1	0	0	0	0	0	0	0	7	0.1
Total	6,496	0	26	50	2	0	763 (127)	49 (7)	0	0	1	7,387	
Percentage	87.9	0	0.4	0.7	0.0	0	10.3	0.7	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			Acquitted on Major Charge	Not guilty: mentally incompetent	Major charge withdrawn	Major charge dismissed	Orders issued/ varied/ revoked	Withdrawn on completion of mental health diversion program	Other (eg. Defendant died)	Total	
		With penalty	Without Penalty	Guilty without conviction								No.	%
Banking, financial and insurance offences	0	2	0	1	0	0	0	2 (1)	0	0	0	5	1.7
Taxation and stamp duty (excluding excise)	0	0	0	0	0	0	0	0	0	0	0	0	0
Posts, telegraphs and telecommunications	0	0	0	0	0	0	1	0	0	0	0	1	0.3
Customs, excise, imports/exports (non-drugs)	2	29	0	3	0	0	3	2 (1)	0	0	0	39	13.0
Immigration, passports, etc.	0	4	0	0	0	0	3	13	0	0	0	20	6.7
Electoral offences	0	7	0	2	0	0	2	0	0	0	0	11	3.7
Air navigation, airports and aircraft operations	0	0	0	0	0	0	0	0	0	0	0	0	0
Health, mental health, quarantine, food standards etc	0	0	0	0	0	0	0	0	0	0	0	0	0
Bankruptcy	0	4	0	0	0	0	0	1	0	0	0	5	1.7
Copyright and patents	0	0	0	0	0	0	0	0	0	0	0	0	0
Offences in custody (against prison rules)	4	0	0	0	0	0	1	3 (1)	0	0	0	8	2.7
Other offences	0	146	4	36	0	0	20 (2)	5	0	0	0	211	70.3
Total	6	192	4	42	0	0	30 (2)	26 (3)	0	0	0	300	
Percentage	2.0	64.0	1.3	14.0	0	0	10.0	8.7	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. 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	Accused died	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	0	484	96	25	76	36	3	5	725	46.1
Application for issuance of restraining order - telephone application	0	8	0	0	3	1	0	0	12	0.8
Application to vary/revoke restraining order	0	0	2	2	5	0	0	4	13	0.8
Registration interstate/foreign restraining order	0	2	0	0	0	0	0	0	2	0.1
Application to vary/cancel registration of interstate/foreign restraining order	0	0	0	0	0	0	0	0	0	0
DOMESTIC VIOLENCE RESTRAINING ORDERS										
Application for issuance of domestic violence restraining order - court application	2	493	140	24	79	34	4	6	782	49.8
Application for issuance of domestic violence restraining order - telephone application	0	12	1	2	0	0	0	1	16	1.0
Application to vary/revoke domestic violence restraining order	0	0	2	3	7	0	1	2	15	1.0
Registration foreign domestic violence restraining order	0	3	0	0	0	0	0	0	3	0.2
Application to vary/cancel registration of foreign domestic violence restraining order	0	0	0	0	0	0	0	0	0	0
PAEDOPHILE RESTRAINING ORDERS										
Application for issuance of paedophile restraining order - court application	0	1	0	0	1	1	0	0	3	0.2
Application for issuance of paedophile restraining order - telephone application	0	0	0	0	0	0	0	0	0	0
Total	2	1,003	241	56	171	72	8	18	1,571	
Percentage	0.1	63.8	15.3	3.6	10.9	4.6	0.5	1.1		100
Orders issued under s.19A of the Criminal Law (Sentencing) Act	0	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 ABH	0	5	52	99	130	0	-	-	-	5	17.2
Other major assault	0	1	78	78	78	0	-	-	-	1	3.4
Common assault, male victim	0	4	26	54	86	0	-	-	-	4	13.8
Common assault, female victim	0	2	26	26	26	0	-	-	-	2	6.9
Other offence against the person	0	1	104	104	104	0	-	-	-	1	3.4
Illegal use of motor vehicle	0	1	26	26	26	1	11	11	11	2	6.9
Larceny from shops	0	2	52	78	104	0	-	-	-	2	6.9
Other larceny	1	2	52	63	73	0	-	-	-	3	10.3
Property damage - dwellings	0	1	52	52	52	0	-	-	-	1	3.4
Property damage - motor vehicle	0	1	26	26	26	0	-	-	-	1	3.4
Property damage - other/not known	0	1	104	104	104	0	-	-	-	1	3.4
Resist/hinder police	0	2	52	78	104	0	-	-	-	2	6.9
Possession/use of firearms	1	0	52	52	52	0	-	-	-	1	3.4
Possession/use of other weapons	0	1	52	52	52	0	-	-	-	1	3.4
Produce/manufacture cannabis	0	1	52	52	52	0	-	-	-	1	3.4
Other offences	0	1	26	67	130	0	11	11	11	1	3.4
Total	2	26				1				29	
Percentage	6.9	89.7				3.4				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=25) is slightly higher than the total number of cases listed in Table 2.1 as not guilty on grounds of mental incompetence (n=23) 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	Bond	Community service order	Suspended imprisonment	Imprisonment (weeks)				Total		
					No.	Min	Av					Max	No.	Min	Av	Max	No.	%
Offences against the person (excl. sexual offences)	142	14	9	0	515	50	291	3,000	13	530	135	410	145	1	27	134	1,913	9.0
Sexual offences	7	0	0	0	31	50	255	500	0	25	7	30	9	8	61	104	109	0.5
Robbery and extortion	0	0	0	0	0	-	-	-	0	2	0	5	1	1	1	1	8	0.0
Serious criminal trespass	15	0	0	0	19	50	371	1,000	0	52	15	254	172	2	65	260	527	2.5
Fraud and misappropriation	21	0	16	0	114	10	293	2,000	0	160	48	238	47	1	41	182	644	3.0
Larceny and receiving	251	0	47	0	986	10	186	1,400	72	613	223	469	260	1	28	147	2,921	13.7
Property damage and environmental offences	73	2	197	0	357	50	208	1,000	15	185	84	64	29	1	26	130	1,006	4.7
Offences against good order	1,344	5	114	0	2,998	8	155	2,500	86	384	197	97	76	1	11	104	5,301	24.8
Drug offences	13	0	50	0	1,592	30	265	2,500	4	62	60	45	8	1	33	91	1,834	8.6
Driving offences	35	0	0	0	505	20	276	1,500	5,225	67	322	496	193	1	9	69	6,843	32.0
Other offences	17	0	2	0	197	20	495	17,500	1	23	11	5	2	4	11	18	258	1.2
Non-offence matters	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Total	1,918	21	435	0	7,314	8	216	17,500	5,416	2,103	1,102	2,113	942	1	30	260	21,364	
Percentage	9.0	0.1	2.0	0	34.2				25.4	9.8	5.2	9.9	4.4					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	Bond	Community Service Order	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	1	200	200	200	0	2	0	11	7	47	68	91	21	1.1
Assault occasioning actual bodily harm	7	1	0	0	34	50	487	3,000	0	36	18	133	55	1	33	134	284	14.8
Other major assault	0	0	0	0	1	250	250	250	3	3	1	5	3	26	52	69	16	0.8
Common assault																		
- of a male	46	4	3	0	217	50	263	1,000	2	140	35	70	21	2	11	52	538	28.1
- of a female	29	3	3	0	108	50	257	1,000	1	98	18	33	4	1	10	26	297	15.5
- sex of victim unspecified	7	0	1	0	9	75	303	1,000	1	15	2	1	1	4	4	4	37	1.9
Common assault of family member	21	6	1	0	47	50	349	1,200	0	125	20	54	21	2	18	86	295	15.4
Other minor assault	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Assault police	30	0	0	0	87	50	279	1,000	5	71	37	77	18	3	11	39	325	17.0
Kidnapping and abduction	0	0	0	0	0	-	-	-	0	0	0	1	0	-	-	-	1	0.1
Ill treatment of children	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Hijacking	0	0	0	0	0	-	-	-	0	2	0	0	0	-	-	-	2	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	1	0	-	-	-	1	0.1
Other offences against the person	2	0	1	0	11	100	418	1,000	1	38	4	24	15	8	45	86	96	5.0
Total	142	14	9	0	515	50	291	3,000	13	530	135	410	145	1	27	134	1,913	
Percentage	7.4	0.7	0.5	0	26.9				0.7	27.7	7.1	21.4	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	Bond	Community Service Order	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
Attempted rape of victim sex and 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	Bond	Community Service Order	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	1	0	9	3	39	71	104	13	11.9	
- Victim age 12 to 16	1	0	0	0	1	400	400	400	0	1	0	6	3	8	59	104	12	11.0	
- Victim age 17 or over	1	0	0	0	5	300	390	500	0	2	2	3	2	26	65	104	15	13.8	
- Victim age unspecified	0	0	0	0	0	-	-	-	0	0	0	1	0	-	-	-	1	0.9	
Indecent assault of male																			
- Victim age under 12	0	0	0	0	0	-	-	-	0	0	0	1	0	-	-	-	1	0.9	
- 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	1	0	-	-	-	1	0.9	
- 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	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0	
- 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	Bond	Community Service Order	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	Bond	Community Service Order	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	5	0	0	0	24	50	217	450	0	16	5	5	0	-	-	-	55	50.5
Gross indecency	0	0	0	0	0	-	-	-	0	1	0	0	1	26	26	26	2	1.8
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	1	350	350	350	0	4	0	4	0	-	-	-	9	8.3
Total	7	0	0	0	31	50	255	500	0	25	7	30	9	8	61	104	109	
Percentage	6.4	0	0	0	28.4				0	22.9	6.4	27.5	8.3					100.0

More than one penalty type may be imposed per major charge, but only the most severe penalty is shown in this table. 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	Bond	Community Service Order	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	0	0	0	-	-	-	0	0
Extortion	0	0	0	0	0	-	-	-	0	2	0	5	1	1	1	1	8	100.0
Total	0	0	0	0	0	-	-	-	0	2	0	5	1	1	1	1	8	
Percentage	0	0	0	0	0				0	25.0	0	62.5	12.5					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. Serious criminal trespass

Offence Group	No penalty	Restraining order	Other order	Rising of the court	Fine (\$)				Suspension of driver's licence	Bond	Community Service Order	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	0
Break and enter dwellings	1	0	0	0	0	-	-	-	0	1	0	3	5	8	43	104	10	1.9
Break and enter dwellings with intent	1	0	0	0	0	-	-	-	0	0	0	1	0	-	-	-	2	0.4
Break and enter dwellings at night with intent	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Break and enter shops	0	0	0	0	0	-	-	-	0	0	0	6	1	30	30	30	7	1.3
Break and enter shops with intent	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Break and enter schools	0	0	0	0	0	-	-	-	0	0	1	2	0	-	-	-	3	0.6
Break and enter schools with intent	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Break and enter other building	1	0	0	0	0	-	-	-	0	1	0	7	3	39	56	65	12	2.3
Break and enter other building with intent	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Non aggravated serious criminal trespass																		
- place of residence	4	0	0	0	5	100	260	350	0	15	2	65	68	6	81	260	159	30.2
- shops	2	0	0	0	1	50	50	50	0	5	2	29	15	21	63	156	54	10.2
- school	0	0	0	0	1	750	750	750	0	2	1	18	5	4	47	78	27	5.1
- other building	1	0	0	0	3	350	583	1,000	0	16	6	90	49	4	59	156	165	31.3
Aggravated serious criminal trespass																		
- place of residence	0	0	0	0	0	-	-	-	0	2	0	11	9	17	65	104	22	4.2
- shops	0	0	0	0	0	-	-	-	0	1	0	1	1	86	86	86	3	0.6
- school	0	0	0	0	0	-	-	-	0	0	0	0	1	86	86	86	1	0.2
- other building	0	0	0	0	0	-	-	-	0	0	0	10	1	63	63	63	11	2.1
Other criminal trespass -place of residence	1	0	0	0	3	100	317	500	0	6	0	6	3	2	16	26	19	3.6
Offences related to break and enter	4	0	0	0	6	100	375	800	0	3	3	5	11	4	32	78	32	6.1
Total	15	0	0	0	19	50	371	1 000	0	52	15	254	172	2	65	260	527	
Percentage	2.8	0	0	0	3.6				0	9.9	2.8	48.2	32.6					100.0

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

On 25th December 1999 new legislation was proclaimed which replaced *break and enter offences* (other than sacrilege) with a range of *criminal trespass offences* (for more details see Appendix A).

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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	Bond	Community Service Order	Suspended imprisonment	Imprisonment (weeks)				Total		
					No.	Min	Av	Max					No.	Min	Av	Max	No.	%	
False pretences																			
- credit/debit cards	2	0	0	0	2	250	250	250	0	7	2	9	2	17	28	39	24	3.7	
- cheques	5	0	2	0	6	175	388	1,000	0	16	3	24	7	4	55	130	63	9.8	
- other	5	0	2	0	31	50	267	750	0	44	15	19	10	4	42	104	126	19.6	
Forge and utter (excluding cheques)	1	0		0	2	150	275	400	0	2	1		2	13	35	56	8	1.2	
False statement																			
- unemployment benefit	0	0	0	0	2	450	600	750	0	2	0	13	2	26	28	30	19	3.0	
- other social security benefit	0	0	1	0	3	500	1,083	2,000	0	10	4	19	1	1	1	1	38	5.9	
- unspecified govt. benefit	0	0	0	0	2	500	600	700	0	5	3	35	4	1	17	39	49	7.6	
Other fraud with respect to government benefits	0	0	0	0	3	500	583	750	0	13	3	72	8	4	21	43	99	15.4	
Other fraud	2	0	9	0	26	10	177	1,000	0	5	1	8	5	1	48	112	56	8.7	
Misappropriation																			
- by director/trustee/partner	3	0	2	0	10	100	245	500	0	11	4	5	3	4	20	43	38	5.9	
- by employee	3	0	0	0	27	50	269	750	0	44	12	34	3	69	127	182	123	19.1	
Counterfeiting	0	0	0	0	0				0	1	0	0	0	-	-	-	1	0.2	
Total	21	0	16	0	114	10	293	2,000	0	160	48	238	47	1	41	182	644		
Percentage	3.3	0	2.5	0	17.7				0	24.8	7.5	37.0	7.3					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.

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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	Bond	Community Service Order	Suspended imprisonment	Imprisonment (weeks)				Total	
					No.	Min	Av	Max					No.	Min	Av	Max	No.	%
Receiving	11	0	0	0	35	40	375	1,000	1	57	23	70	36	1	41	130	233	8.0
Unlawful possession of stolen goods	30	0	15	0	146	50	280	1,400	10	76	36	61	25	1	14	78	399	13.7
Handling of stolen goods - other	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Larceny of a motor vehicle	0	0	0	0	2	200	250	300	0	5	0	11	4	6	23	60	22	0.8
Illegal use of a motor vehicle	3	0	1	0	1	300	300	300	33	34	12	85	68	1	31	147	237	8.1
Interfere with a motor vehicle	1	0	0	0	1	200	200	200	11	11	2	23	18	2	24	91	67	2.3
Larceny or illegal use of other vehicle	2	0	0	0	12	65	203	400	0	14	5	9	8	5	34	104	50	1.7
Larceny from the person	0	0	0	0	1	200	200	200	0	0	0	0	0	-	-	-	1	0.0
Larceny of livestock	0	0	0	0	1	80	80	80	0	1	0	0	0	-	-	-	2	0.1
Larceny from shops	139	0	18	0	480	20	142	1,000	1	226	75	76	47	1	19	142	1,062	36.4
Other larceny	65	0	13	0	307	10	188	1,250	16	189	70	134	54	1	29	130	848	29.0
Total	251	0	47	0	986	10	186	1,400	72	613	223	469	260	1	28	147	2,921	
Percentage	8.6	0	1.6	0	33.8				2.5	21.0	7.6	16.1	8.9					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. 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	Bond	Community service order	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	1	1	2	1	39	39	39	5	0.5
- shops	0	0	0	0	2	200	350	500	0	0	0	0	0	-	-	-	2	0.2
- 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	1	2	8	34	60	3	0.3
- other/not known	0	0	1	0	0	-	-	-	0	2	3	1	0	-	-	-	7	0.7
Property damage (not arson)																		
- dwellings	23	1	45	0	96	50	177	600	3	40	18	13	4	3	16	26	243	24.2
- shops	9	0	27	0	38	50	218	800	0	17	12	4	3	1	8	17	110	10.9
- schools	0	0	0	0	1	300	300	300	0	0	0	1	0	-	-	-	2	0.2
- factory/warehouse	1	0	0	0	1	300	300	300	0	0	0	0	0	-	-	-	2	0.2
- motor vehicle	18	1	59	0	101	50	227	700	5	53	27	22	7	4	36	78	293	29.1
- other/not known	19	0	65	0	114	50	214	1,000	7	66	21	19	9	2	18	69	320	31.8
Other property damage offences	1	0	0	0	1	150	150	150	0	4	0	1	3	2	50	130	10	1.0
Environmental offences	2	0	0	0	3	50	117	200	0	2	2	0	0	-	-	-	9	0.9
Total	73	2	197	0	357	50	208	1,000	15	185	84	64	29	1	26	130	1,006	
Percentage	7.3	0.2	19.6	0	35.5				1.5	18.4	8.3	6.4	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	Bond	Community service order	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	700	700	700	0	1	0	0	0	-	-	-	2	0.0
Contempt of court	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Perjury	1	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	1	0.0
Pervert the course of justice	0	0	0	0	0	-	-	-	0	0	0	1	0	-	-	-	1	0.0
Breach court order (parole, bail, etc.)	204	1	1	0	150	50	171	600	10	49	14	24	35	1	4	17	488	9.2
Breach restraining order	36	0	0	0	41	50	150	500	0	28	0	5	1	10	10	10	111	2.1
Breach domestic violence restraining order	48	0	1	0	75	25	210	1,000	0	33	2	13	6	1	9	26	178	3.4
Escape from custody (excluding prisons)	0	0	0	0	0	-	-	-	0	0	2	0	0	-	-	-	2	0.0
Resist/hinder police	272	0	9	0	607	10	183	700	35	66	48	15	8	1	3	8	1,060	20.0
Conspiracy	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Offences against justice procedures	15	0	7	0	57	50	281	1,200	12	31	9	10	3	5	67	104	144	2.7
Possession/use of firearms	5	0	16	0	158	50	318	2,500	3	13	6	4	6	3	29	91	211	4.0
Possession/use of bombs	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Possession/use of other weapons	20	1	66	0	236	25	176	700	10	20	17	3	2	4	13	21	375	7.1
Other weapon offences	1	0	2	0	39	40	236	600	0	1	0	0	0	-	-	-	43	0.8
Pornography and censorship offences	0	0	0	0	3	350	700	1,000	0	2	1	2	0	-	-	-	8	0.2
Liquor licensing offences	36	0	0	0	92	8	130	500	0	2	2	0	0	-	-	-	132	2.5
Betting and gaming offences	1	0	0	0	2	300	350	400	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	Bond	Community service order	Suspended imprisonment	Imprisonment (weeks)				Total	
					No.	Min	Av	Max					No.	Min	Av	Max	No.	%
Trespassing offences	60	3	6	0	117	30	165	500	2	49	20	11	13	1	16	52	281	5.3
Consorting	2	0	0	0	1	50	50	50	0	0	0	0	0	-	-	-	3	0.1
Prostitution offences	7	0	0	0	28	50	81	250	0	2	1	0	0	-	-	-	38	0.7
Found with intent to commit a crime	0	0	0	0	0	-	-	-	0	0	0	0	1	26	26	26	1	0.0
Indecent/offensive language	73	0	0	0	121	40	131	400	0	4	3	1	0	-	-	-	202	3.8
Disorderly behaviour	368	0	1	0	718	20	127	1,000	12	60	46	5	0	-	-	-	1,210	22.8
Offensive behaviour	12	0	0	0	22	75	124	300	1	4	1	0	0	-	-	-	40	0.8
Loitering	142	0	0	0	165	30	101	350	1	8	8	0	0	-	-	-	324	6.1
Urinating/defecating in public	34	0	0	0	326	20	53	200	0	0	2	0	0	-	-	-	362	6.8
Graffiti and related offences	4	0	5	0	31	50	194	500	0	7	14	2	1	6	6	6	64	1.2
Other offences against good order	3	0	0	0	8	50	265	500	0	4	1	1	0	-	-	-	17	0.3
Total	1,344	5	114	0	2,998	8	155	2,500	86	384	197	97	76	1	11	104	5,301	
Percentage	25.4	0.1	2.2	0	56.6				1.6	7.2	3.7	1.8	1.4					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	Bond	Community service order	Suspended imprisonment	Imprisonment (weeks)				Total	
					No.	Min	Av	Max					No.	Min	Av	Max	No.	%
Possess/use cannabis	1	0	9	0	122	30	185	800	1	1	5	4	0	-	-	-	143	7.8
Possess/use other drug	3	0	13	0	107	50	231	1,250	2	10	1	0	0	-	-	-	136	7.4
Import/export cannabis	0	0	0	0	0	-	-	-	0	1	0	0	0	-	-	-	1	0.1
Import/export other drug	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Sell/possess for sale cannabis	0	0	5	0	132	100	398	2,500	1	14	16	26	5	17	50	91	199	10.9
Sell/possess for sale other drug	1	0	0	0	4	150	263	350	0	0	1	0	0	-	-	-	6	0.3
Produce/manufacture cannabis	7	0	14	0	1,196	50	262	1,500	0	20	34	8	1	1	1	1	1,280	69.8
Produce/manufacture other drug	0	0	0	0	5	150	300	500	0	0	0	0	0	-	-	-	5	0.3
Other drug offences	1	0	9	0	26	50	221	500	0	16	3	7	2	4	6	8	64	3.5
Total	13	0	50	0	1,592	30	265	2,500	4	62	60	45	8	1	33	91	1,834	
Percentage	0.7	0	2.7	0	86.8				0.2	3.4	3.3	2.5	0.4					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	Bond	Community service order	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	8	20	412	1,500	636	4	47	12	6	3	7	13	713	10.4
Exceed prescribed concentration of alcohol																		
.001 to .049	0	0	0	0	3	100	250	400	2	0	0	0	0	-	-	-	5	0.1
.050 to .079	0	0	0	0	41	75	202	600	1	0	0	0	0	-	-	-	42	0.6
.080 to .149	0	0	0	0	36	50	182	600	2,571	0	81	0	0	-	-	-	2,688	39.3
.150 or more	1	0	0	0	1	800	800	800	1,034	1	53	0	0	-	-	-	1,090	15.9
Unknown	0	0	0	0	0	-	-	-	1	0	0	0	0	-	-	-	1	0.0
Refuse to supply blood sample	0	0	0	0	0	-	-	-	2	0	2	0	0	-	-	-	4	0.1
Refuse breath/alcotest	0	0	0	0	0	-	-	-	105	0	5	0	0	-	-	-	110	1.6
Dangerous or reckless driving	1	0	0	0	12	50	242	350	677	2	18	3	1	39	39	39	714	10.4
Driving while licence suspended or cancelled	33	0	0	0	397	50	291	1,000	196	60	116	481	186	1	9	69	1,469	21.5
Driving without a licence	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Other driving licence offences	0	0	0	0	7	80	134	250	0	0	0	0	0	-	-	-	7	0.1
Total	35	0	0	0	505	20	276	1,500	5,225	67	322	496	193	1	9	69	6,843	
Percentage	0.5	0	0	0	7.4				76.4	1.0	4.7	7.2	2.8					100.0

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

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	Bond	Community service order	Suspended imprisonment	Imprisonment (weeks)				Total	
					No.	Min	Av	Max					No.	Min	Av	Max	No.	%
Banking, financial and insurance offences	0	0	0	0	2	1,000	1,000	1,000	0	2	0	0	0	-	-	-	4	1.6
Taxation and stamp duty (excluding excise)	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
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	25	120	600	2,000	0	4	3	1	0	-	-	-	33	12.8
Immigration, passports, etc	0	0	0	0	1	1,000	1,000	1,000	0	1	0	1	1	4	4	4	4	1.6
Electoral offences	1	0	0	0	8	20	36	100	0	0	0	0	0	-	-	-	9	3.5
Air navigation, airports and aircraft operations	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Health, mental health, quarantine, food standards etc.	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Bankruptcy	0	0	0	0	1	500	500	500	0	0	1	1	1	18	18	18	4	1.6
Copyright and patents	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Offences in custody (against prison rule)	0	0	0	0	0	-	-	-	0	0	0	0	0	-	-	-	0	0
Other offences	16	0	2	0	160	50	493	17,500	1	16	7	2	0	-	-	-	204	79.1
Total	17	0	2	0	197	20	495	17,500	1	23	11	5	2	4	11	18	258	
Percentage	6.6	0	0.8	0	76.4				0.4	8.9	4.3	1.9	0.8					100.0

More than one penalty type may be imposed per major charge, but only the most severe penalty is shown in this table. 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	Bond	CSO	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	5	346	1	0	1	0	0	0	0	0	0	0	0	0	4.5	0	2	0	0	0	0	5
.050 to .079	34	185	1	0	0	0	0	0	0	0	0	0	0	0	1.0	0	1	0	0	0	0	34
.080 to .099	816	522	13	760	40	5	1	1	0	0	0	0	0	0	6.1	0	820	0	24	0	0	841
.100 to .149	1,478	597	10	914	489	88	8	3	2	0	0	0	0	0	6.9	1	1,515	0	46	0	0	1,528
.150 to .199	673	769	5	14	7	498	127	34	9	3	0	0	0	0	12.6	0	697	0	25	0	0	698
.200 to .249	140	854	1	1	0	52	51	32	8	3	0	0	0	0	14.8	1	149	0	9	0	0	149
.250 and over	33	896	0	1	0	8	6	9	11	4	0	0	0	0	18.5	0	39	0	5	0	0	39
Unknown	1	500	0	1	0	0	0	0	0	0	0	0	0	0	6.0	0	1	0	0	0	0	1
Total	3,180	624	31	1,691	537	651	193	79	30	10	0	0	0	0	8.4	2	3,224	0	109	0	0	3,295
Percentage			0.9	51.3	16.3	19.8	5.9	2.4	0.9	0.3	0	0	0	0	0.1	97.8	0	3.3	0	0	0	100.0

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	Bond	CSO	Suspended		Direct	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+						Imprisonment	Imprisonment		
.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	8	269	0	0	0	0	0	0	0	0	0	0	0	0	2	0	0	0	0	0	0	0	8
.080 to .099	92	707	1	19	1	59	8	1	2	0	0	0	0	0	11.1	4	95	0	3	0	0	0	96
.100 to .149	213	817	0	12	12	90	50	22	12	11	3	0	0	0	14.8	9	221	0	8	0	0	0	223
.150 to .199	146	1204	0	1	1	13	4	5	5	97	14	0	0	0	32.4	17	157	1	11	0	0	0	158
.200 to .249	32	1267	0	0	0	1	1	2	0	24	4	1	1	0	36.6	1	35	2	2	0	0	0	36
.250 and over	9	1272	0	0	0	0	2	0	1	3	1	3	0	0	37.7	0	10	0	1	0	0	0	10
Unknown	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Total	500	938	1	32	14	163	65	30	20	135	22	4	1	0	21.1	31	518	3	25	0	0	0	531
Percentage	94.2		0.2	6.0	2.6	30.7	12.2	5.6	3.8	25.4	4.1	0.8	0.2	0	5.8	97.6	0.6	4.7	0	0	0	0	100.0

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)	316	689	627	621	524	461	185	56	31.8	3,479	13.9	12
Sexual offences	26	46	39	66	53	79	34	22	36.5	365	1.5	2
Robbery and extortion	51	71	42	25	15	11	1	0	25.4	216	0.9	2
Serious criminal trespass	228	360	315	207	129	116	13	1	27.5	1,369	5.5	3
Fraud and misappropriation	43	120	94	105	81	93	39	9	32.6	584	2.3	5
Larceny and receiving	565	687	554	452	323	285	99	58	29.1	3,023	12.1	11
Property damage and environmental offences	169	309	209	185	122	116	43	10	29.1	1,163	4.7	3
Offences against good order	747	1,220	837	691	541	562	190	63	29.6	4,851	19.4	7
Drug offences	67	287	383	401	344	407	127	57	34.7	2,073	8.3	3
Driving offences	669	1,599	1,063	835	754	893	365	133	31.4	6,311	25.3	9
Other offences	13	36	25	40	30	35	19	14	35.8	212	0.8	12
Non-offence matters	47	155	210	235	230	274	99	47	35.8	1,297	5.2	32
Total	2,941	5,579	4,398	3,863	3,146	3,332	1,214	470	31.1	24,943		101
Percentage	11.8	22.4	17.6	15.5	12.6	13.4	4.9	1.9			100.0	
Rate per 1,000 adult population	137.0	111.5	88.9	69.7	56.0	29.7	12.7	3.6		43.6		

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 Catalogue no. 3101.0 30th June 2002 (Australian Demographic Statistics).

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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)	68	133	95	114	86	78	15	6	30.5	595	11.4	5
Sexual offences	1	0	3	2	1	0	0	0	28.9	7	0.1	0
Robbery and extortion	5	8	5	3	3	0	0	0	25.2	24	0.5	0
Serious criminal trespass	27	50	18	37	28	13	5	0	28.8	178	3.4	2
Fraud and misappropriation	33	77	53	39	37	40	13	1	30.4	293	5.6	4
Larceny and receiving	156	243	227	181	136	136	60	37	31.2	1,176	22.6	14
Property damage and environmental offences	17	36	48	43	28	32	9	0	31.4	213	4.1	0
Offences against good order	101	179	173	133	135	133	21	7	30.6	882	16.9	2
Drug offences	27	93	89	97	65	85	38	15	33.8	509	9.8	0
Driving offences	87	212	190	168	154	179	57	17	32.4	1,064	20.4	0
Other offences	4	12	11	12	5	9	2	0	31.3	55	1.1	2
Non-offence matters	8	32	23	45	31	47	27	5	36.5	218	4.2	23
Total	534	1,075	935	874	709	752	247	88	31.6	5,214		52
Percentage	10.2	20.6	17.9	16.8	13.6	14.4	4.7	1.7			100.0	
Rate per 1,000 adult population	26.2	22.7	19.7	16.1	12.7	6.6	2.5	0.5		8.7		

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 Catalogue no. 3101.0 30th June 2002 (Australian Demographic Statistics).

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TABLE 2.28c Age by major offence charged. All defendants

Offence Group	Age of all defendants in 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	Average age (years)	Number	Percentage	
Offences against the person (excl. sexual offences)	384	822	722	736	610	539	200	62	31.6	4,075	13.5	18
Sexual offences	27	46	42	68	54	79	34	22	36.4	372	1.2	2
Robbery and extortion	56	79	47	28	18	11	1	0	25.4	240	0.8	2
Serious criminal trespass	255	411	333	244	157	129	18	1	27.7	1,548	5.1	5
Fraud and misappropriation	76	200	148	144	118	133	52	10	31.9	881	2.9	9
Larceny and receiving	721	931	783	633	459	421	159	95	29.7	4,202	13.9	25
Property damage and environmental offences	186	345	257	228	150	148	52	10	29.5	1,376	4.6	3
Offences against good order	848	1,401	1,012	824	676	695	211	71	29.7	5,738	19.0	18
Drug offences	94	380	472	498	409	494	165	72	34.5	2,584	8.6	3
Driving offences	756	1,812	1,253	1,004	908	1,072	422	150	31.5	7,377	24.4	10
Other offences	17	48	36	52	37	46	21	14	34.9	271	0.9	29
Non-offence matters	55	187	233	280	262	321	126	52	35.9	1,516	5.0	55
Total	3,475	6,662	5,338	4,739	3,858	4,088	1,461	559	31.2	30,180		179
Percentage	11.5	22.1	17.7	15.7	12.8	13.5	4.8	1.9			100.0	
Rate per 1,000 adult population	83.1	68.4	55.1	43.2	34.5	18.1	7.6	1.9		25.8		

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 Catalogue no. 3101.0 30th June 2002 (Australian Demographic Statistics). 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. The 188 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)	775	3,171	3,946	14.1	147
Sexual offences	33	330	363	1.3	11
Robbery and extortion	46	191	237	0.8	5
Serious criminal trespass	277	1,240	1,517	5.4	36
Fraud and misappropriation	38	665	703	2.5	187
Larceny and receiving	421	3,581	4,002	14.3	225
Property damage and environmental offences	245	1,080	1,325	4.7	54
Offences against good order	961	4,532	5,493	19.6	263
Drug offences	47	2,388	2,435	8.7	152
Driving offences	350	6,124	6,474	23.1	913
Other offences	59	150	209	0.7	91
Non-offence matters	121	1,207	1,328	4.7	243
Total	3,373	24,659	28,032		2,327
Percentage	12.0	88.0		100.0	
Rate per 1,000 adult population	260.9	23.2	25.2		

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 Catalogue no. 3101.0 30th June 2002 (Australian Demographic Statistics).

The 2,035 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 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		Information not available
	No prior convictions	1	2-4	5-9	10-49	50 or more	Average	Number	Percentage of offence group	Number	Percentage	
Offences against the person (excl. sexual offences)	1,053	273	625	556	1,287	299	14.4	962	23.5	4,093	13.5	0
Sexual offences	139	33	54	59	74	15	8.9	70	18.7	374	1.2	0
Robbery and extortion	50	17	30	25	87	33	22.4	90	37.2	242	0.8	0
Serious criminal trespass	261	78	182	194	557	281	24.9	614	39.5	1,553	5.1	0
Fraud and misappropriation	368	55	137	94	192	44	10.0	142	16.0	890	2.9	0
Larceny and receiving	1,340	252	518	508	1,240	369	15.4	979	23.2	4,227	13.9	0
Property damage and environmental offences	358	103	216	178	429	95	14.2	298	21.6	1,379	4.5	0
Offences against good order	1,701	448	862	746	1,614	382	13.5	1,130	19.6	5,753	19.0	3
Drug offences	744	236	481	386	645	95	9.6	417	16.1	2,587	8.5	0
Driving offences	2,574	707	1,366	1,001	1,494	243	8.4	943	12.8	7,385	24.3	2
Other offences	141	26	34	27	55	10	7.6	31	10.6	293	1.0	7
Non-offence matters	470	123	282	211	415	61	10.1	285	18.2	1,562	5.1	9
Total	9,199	2,351	4,787	3,985	8,089	1,927	12.6			30,338		21
Percentage	30.3	7.7	15.8	13.1	26.7	6.4		19.6		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 29 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 2.31 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)	476	0	0	841	2,180	439	0	104	44	4,084	13.5	9
Sexual offences	42	1	0	43	162	19	0	84	22	373	1.2	1
Robbery and extortion	3	0	0	6	86	45	0	53	46	239	0.8	3
Serious criminal trespass	100	1	1	111	746	333	0	168	80	1,540	5.1	13
Fraud and misappropriation	142	1	0	355	289	85	0	15	1	888	2.9	2
Larceny and receiving	996	0	1	1,040	1,527	628	0	8	4	4,204	13.9	23
Property damage and environmental offences	384	0	1	383	472	125	0	5	6	1,376	4.5	3
Offences against good order	2,859	1	2	994	1,334	523	0	14	12	5,739	19.0	17
Drug offences	913	1	0	587	640	106	0	313	23	2,583	8.5	4
Driving offences	2,851	0	0	3,081	1,166	288	0	0	0	7,386	24.4	1
Other offences	133	0	0	117	28	15	0	2	4	299	1.0	1
Non-offence matters	107	0	0	1,304	138	22	0	0	0	1,571	5.2	77
Total	9,006	5	5	8,862	8,768	2,628	0	766	242	30,282		
Percentage	29.7	0.0	0.0	29.3	29.0	8.7	0.0	2.5	0.8		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 2.32 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)	15	166	170	124	2,377	481	2	140	5	3,480	14.6	613
Sexual offences	3	13	16	5	176	23	2	103	1	342	1.4	32
Robbery and extortion	0	2	1	6	121	6	3	86	6	231	1.0	11
Serious criminal trespass	7	55	19	46	962	95	9	225	7	1,425	6.0	128
Fraud and misappropriation	7	48	43	18	543	91	0	16	0	766	3.2	124
Larceny and receiving	53	205	431	168	1,904	625	0	10	1	3,397	14.2	830
Property damage and environmental offences	15	92	160	38	515	251	0	11	0	1,082	4.5	297
Offences against good order	104	528	1,324	147	1,438	729	0	23	2	4,295	18.0	1,461
Drug offences	9	218	408	44	899	214	1	314	17	2,124	8.9	463
Driving offences	43	506	1,462	115	2,327	1,230	0	0	0	5,683	23.8	1,704
Other offences	0	38	42	2	87	38	0	5	0	212	0.9	88
Non-offence matters	1	16	28	10	327	462	0	0	0	844	3.5	727
Total	257	1,887	4,104	723	11,676	4,245	17	933	39	23,881		6,478
Percentage	1.1	7.9	17.2	3.0	48.9	17.8	0.1	3.9	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.

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TABLE 2.33 Plea at final court appearance by major offence charged

Offence Group	Finalised in summary court							Committed for trial or sentence					Total with information available		
	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	Unknown
Offences against the person (excl. sexual offences)	1,668	1	129	2,147	0	0	0	8	136	4	0	0	4,093	13.5	0
Sexual offences	90	0	14	164	0	0	0	6	96	4	0	0	374	1.2	0
Robbery and extortion	6	0	1	136	0	0	0	29	67	3	0	0	242	0.8	0
Serious criminal trespass	469	0	30	806	0	0	0	53	184	11	0	0	1,553	5.1	0
Fraud and misappropriation	562	1	12	299	0	0	0	1	14	1	0	0	890	2.9	0
Larceny and receiving	2,346	1	79	1,789	0	0	0	2	9	1	0	0	4,227	13.9	0
Property damage and environmental offences	858	0	19	491	0	0	0	3	8	0	0	0	1,379	4.5	0
Offences against good order	3,900	98	40	1,692	0	0	0	8	16	2	0	0	5,756	19.0	0
Drug offences	1,617	16	9	609	0	0	0	48	273	15	0	0	2,587	8.5	0
Driving offences	6,283	3	50	1,051	0	0	0	0	0	0	0	0	7,387	24.3	0
Other offences	182	8	5	99	0	0	0	2	3	1	0	0	300	1.0	0
Non-offence matters	4	0	6	0	1,561	0	0	0	0	0	0	0	1,571	5.2	0
Total	17,985	128	394	9,283	1,561	0	0	160	806	42	0	0	30,359		0
Percentage	59.2	0.4	1.3	30.6	5.1	0	0	0.5	2.7	0.1	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.