

132245

NEW SOUTH WALES LOWER CRIMINAL COURTS and CHILDREN'S COURTS STATISTICS 1990

132245

U.S. Department of Justice
National Institute of Justice

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INTRODUCTION

This report deals with appearances before Local and Children's Courts in New South Wales during 1990. The matters included are all those cases dealt with summarily by the Local Courts and all matters dealt with by the Children's Courts.

Matters committed for trial or sentence from the Local Court to the District or Supreme Courts are not included in the report, but are the subject of the Bureau's statistical report series *New South Wales Higher Criminal Courts Statistics*. Minor matters, such as appeals against parking fines, and civil matters heard in Local Courts are not included in the report.

For the Children's Courts, all criminal matters are shown, as well as welfare matters. Also included are official police cautions issued to juvenile offenders.

Part 1 of the report contains tables and explanatory notes for the Local Courts. Part 2 contains tables and notes for the Children's Courts. Explanatory notes are given for data items in the order in which they first appear in the tables.

Dr Don Weatherburn
Director

June 1991

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CONTENTS

SUMMARY OF MAIN FEATURES	ix
NEW SOUTH WALES LOCAL COURTS	1
EXPLANATORY NOTES: LOCAL COURTS TABLES	3
Table 1: Persons charged and Charges in Local Court appearances finalised: Type of offence charged	8
Table 2: Charges in Local Court appearances finalised: Outcome of charges	10
Table 3: Persons charged in Local Court appearances finalised: Outcome of appearance	11
Table 4: Persons charged in Local Court appearances finalised: Outcome of appearance Legal representation	12
Table 5: Persons charged in Local Court appearances finalised: Outcome of appearance Bail status	13
Table 6: Persons found guilty in Local Court appearances finalised: Type of principal offence Penalty for principal offence	14
Table 7: Persons fined as principal penalty for principal offence in Local Court appearances finalised: Type of principal offence Amount of fine	16
Table 8: Persons receiving a Community Service Order as principal penalty for principal offence in Local Court appearances finalised: Type of principal offence Duration of Community Service Order	18

CONTENTS continued

Table 9:	Persons receiving a recognizance as principal penalty for principal offence in Local Court appearances finalised:	20
	Type of principal offence	
	Duration of recognizance	
Table 10:	Persons receiving a fixed term of imprisonment as principal penalty for principal offence in Local Court appearances finalised:	22
	Type of principal offence	
	Duration of fixed term imprisonment	
Table 11:	Persons receiving a minimum and additional term as principal penalty for principal offence in Local Court appearances finalised:	24
	Type of principal offence	
	Duration of minimum term imprisonment	
Table 12:	Persons found guilty in Local Court appearances finalised:	
	Sex	
	Type of principal offence	
	Age	
	Table 12: Sex: Total male and female	26
	Table 12a: Sex: Male	28
	Table 12b: Sex: Female	30
Table 13:	Persons charged in Local Court appearances finalised and Duration of proceedings:	32
	Outcome of appearance	
	Bail status	
Table 14:	Persons charged in Local Court appearances finalised:	33
	Statistical Division of residence	
Table 15:	Persons found guilty in Local Court appearances finalised Rate per 100,000 population:	34
	Statistical Division of residence	
	Type of principal offence	

CONTENTS continued

NEW SOUTH WALES CHILDREN'S COURTS		37
EXPLANATORY NOTES: CHILDREN'S COURTS TABLES		39
Table 1:	Trends in appearances for criminal matters before the Children's Courts, 1985/86 to 1989/90	43
Table 2:	Trends in proven offences for criminal matters before the Children's Courts, 1985/86 to 1989/90	44
Table 3:	Trends in outcomes of charges for criminal matters before the Children's Courts, 1985/86 to 1989/90	45
Table 4:	Charges for criminal matters before the Children's Courts, 1989/90 Outcome of charge Type of offence charged	46
Table 5:	Appearances and Proven offences for drug matters before the Children's Courts, 1989/90 Type of offence charged	49
Table 6:	Proven offenders for criminal matters before the Children's Courts, 1989/90 Age of offender Sex of offender	50
Table 7:	Proven offenders for criminal matters before the Children's Courts, 1989/90 Type of offence charged Sex of offender	51
Table 8:	Appearances for criminal matters before the Children's Courts, 1989/90 Bail status	52
Table 9:	Trends in police cautions reported to the Department of Family and Community Services, 1985/86 to 1989/90	53

CONTENTS continued

Table 10:	Police cautions reported to the Department of Family and Community Services, 1989/90 Age of offender Sex of offender	54
Table 11:	Police cautions reported to the Department of Family and Community Services, 1989/90 Type of offence Sex of offender	55
Table 12:	Trends in appearances for welfare matters before the Children's Courts, 1985/86 to 1989/90	56
Table 13:	Trends in proven welfare matters before the Children's Courts, 1985/86 to 1989/90	57
Table 14:	Trends in outcomes for welfare matters before the Children's Courts, 1985/86 to 1989/90	58
Table 15:	Welfare matters before the Children's Courts, 1989/90 Outcome of welfare matter Type of welfare matter	59
Table 16:	Proven welfare matters before the Children's Courts, 1989/90 Age of child Sex of child	61
Table 17:	Proven welfare matters before the Children's Courts, 1989/90 Type of welfare matter Sex of child	62
Table 18:	Welfare matters before the Children's Courts, 1989/90 Outcome of welfare matter Sex of child	63
APPENDIX 1	Notes on penalties	64
APPENDIX 2	Penalty hierarchy for principal offence	66

SUMMARY OF MAIN FEATURES

1. The number of criminal cases disposed of by Local Courts fell by 1.8%, from 111,217 in 1989 to 109,210 in 1990. This is the first decrease in the number of criminal cases dealt with by the Local Courts since 1986.
2. There were notable decreases in proven cases of firearms and dangerous weapons (down 27% from 1,321 to 962 cases), betting and gaming (down 16% from 425 to 358 cases), offences against the person (down 14% from 13,084 to 11,197 cases), and prostitution (down 14% from 784 to 671 cases).
3. There were notable increases in proven cases of sexual offences (up 14% from 73 to 83 cases), serious driving offences (up 13% from 10,414 to 11,774 cases), property damage offences (up 13% from 3,455 to 3,908 cases) and break, enter and steal offences (up 6% from 1,616 to 1,718 cases).
4. Court appearance rates in the Metropolitan Statistical Subdivisions were highest in the Inner Sydney Subdivision (2,482 per 100,000 population), Gosford-Wyong Subdivision (1,903 per 100,000 population) and Fairfield-Liverpool Subdivision (1,836 per 100,000 population).
5. Court appearance rates in the Country Statistical Divisions were highest in the Far West Division (4,461 per 100,000 population), the North Western Division (3,566 per 100,000 population) and the Northern Division (2,381 per 100,000 population).
6. There has been a statistically significant decrease in the length of custodial sentences imposed by magistrates in the twelve months following commencement of the Sentencing Act.

NEW SOUTH WALES LOCAL COURTS

Explanatory notes and tables

EXPLANATORY NOTES: LOCAL COURTS TABLES

TABLE 1: PERSONS CHARGED AND CHARGES

Charge

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

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

Persons charged

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

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

Table 1 shows the number of persons charged with offences within a particular offence group. This table counts individuals more than once, in all cases where the accused was charged with more than one offence and those offences fall within different offence groups.

Type of offence

Offence groups in this and subsequent tables are based on the Australian National Classification of Offences (ANCO) issued by the Australian Bureau of Statistics (ABS catalogue number 1234.0). The coding system does not correspond to any single ANCO level but is structured to give more detailed information on those types of offence which form a large proportion of the workload of the Local Court.

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

TABLE 2: OUTCOME OF CHARGES

Table 2 shows the court outcomes for all charges. Where a person was charged with more than one offence, each offence is counted separately. Those cases resulting in dismissal of the charge are separated from those in which the

EXPLANATORY NOTES: LOCAL COURTS TABLES

offence was proven. Charges can be dismissed by the court after a hearing, or where the prosecution elect to withdraw the charge due to insufficient evidence, or for some other reason, such as the death of the accused. A matter can also be stood out of the court list for various reasons. This outcome allows the prosecution to re-enter the matter at a later time. Ex parte convictions in which the court wishes to impose imprisonment must result in the issue of a bench warrant as imprisonment cannot be imposed on an absent defendant.

Note that Sections 428W and 428X of the Crimes Act, dealing with fitness to plead, were repealed during 1990 and have been replaced by sections of the Mental Health (Criminal Procedure) Act 1990 No. 10. For continuity the old sections appear in this report, but will be altered in subsequent reports.

TABLE 3: OUTCOME OF APPEARANCE

Table 3 presents the major outcome of the court process for individual persons charged. Those appearances which involved a defended hearing are separated from those where the accused was convicted ex parte or pleaded guilty to all charges. Separate categories are also included where the charges were dismissed without a defended hearing or were otherwise disposed of. The possible outcome types are as follows:

Proceeded to a defended hearing

1. *All charges dismissed* Appearances in this category involved the accused being found not guilty of any offence, following a defended hearing. Such appearances may have included some charges being dismissed without hearing.
2. *Guilty of at least one charge* In this category the accused pleaded not guilty, but was found guilty by the court on at least one of the offences charged.
3. *Other* Appearances in this category are those where the accused was found not guilty of one or more charges, following a defended hearing, but pleaded guilty to at least one other charge.

Convicted ex parte

This category includes cases where either (i) the accused pleaded guilty and was convicted in his/her absence, or (ii) failed to appear and was convicted by the court on the evidence presented.

All charges dismissed without hearing

This category includes cases where all charges were dismissed by the court, but there was no defended hearing.

EXPLANATORY NOTES: LOCAL COURTS TABLES

Sentenced after guilty plea

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

All charges otherwise disposed of

This category includes cases where the charges were stood out of the list, the recognizance was forfeited, or where the accused died prior to finalisation of the case.

TABLES 4 AND 5: LEGAL REPRESENTATION AND BAIL STATUS

Tables 4 and 5 present the outcomes for appearances by legal representation and the bail status of the accused.

Bail status

Bail status refers to the status of the accused at the final appearance. Those remanded in custody (bail refused) are distinguished from those people who were on conditional or unconditional bail, those for whom bail had been dispensed with, and those who had received a summons. Those persons in gaol for a previous offence are regarded as being of equivalent status to those on bail in terms of receiving priority for a Local Court hearing. (For this reason they are excluded from the gaol category in the duration table, Table 13.)

TABLES 6 TO 11: PENALTIES IMPOSED FOR PRINCIPAL OFFENCE

Principal offence

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

- (a) Where an offender was found guilty of more than one offence, that offence which received the most serious penalty type is the principal offence. Appendix 2 lists the hierarchy of penalty type seriousness used for this calculation.

EXPLANATORY NOTES: LOCAL COURTS TABLES

(b) Where there were two or more offences which received the same penalty type, that offence which received the greatest quantum of that penalty type is the principal offence. (Note that for this calculation, if multiple counts of the same offence type received different penalties, they are treated as separate offences.)

(c) If there was more than one offence which received the same quantum of the same penalty type, the last of these offences recorded on the court file is selected as the principal offence.

(d) Where an offence received more than one penalty, a principal penalty for that offence is first calculated following the rules set out above. The determination of principal offence is then calculated on the principal penalty for each offence.

Amount of fine

Table 7 shows the dollar amount of fines imposed, where a fine was the principal penalty imposed for the principal offence.

Duration of Community Service Order

Table 8 shows the duration of CSOs imposed, where a CSO was the principal penalty imposed for the principal offence. Note that a maximum of 500 hours of community service can be imposed on any one occasion.

Duration of recognizance

Table 9 shows the duration of recognizance, where a recognizance was the principal penalty imposed for the principal offence.

Duration of fixed term imprisonment

Table 10 shows the duration of fixed term imprisonment, where a fixed term was the principal penalty imposed for the principal offence. As imprisonment is the most serious penalty which can be imposed, this table and Table 11 show all cases where imprisonment was imposed. Note that for sentences of imprisonment of six months or less, the term is automatically fixed. For sentences of over six months, the court must provide reasons as to why a fixed term, rather than a minimum term and additional term, is being applied.

Duration of minimum term

Table 11 shows the duration of the minimum term of imprisonment, where a minimum plus additional term was the principal penalty imposed for the principal offence. Note that a maximum of two years of imprisonment can be imposed in the Local Court for any one offence.

EXPLANATORY NOTES: LOCAL COURTS TABLES

TABLE 13: DURATION OF PROCEEDINGS

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

The outcome categories are used to distinguish those cases which involved a defended hearing. Excluded from this table are those people who were in custody for another offence, as this fact will have altered the duration of proceedings for these cases.

TABLES 14 AND 15: STATISTICAL DIVISION OF RESIDENCE

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

Table 14 shows the number and rate per 100,000 population of Local Court appearances by the area of residence of the accused.

Table 15 presents, for those accused who were found guilty, rates per 100,000 population by the area of residence and the type of principal offence.

TABLE 1

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

<i>Type of offence charged</i>	<i>Persons charged</i>	<i>Charges</i>
	<i>Number</i>	<i>Number</i>
Against the person:		
Assault occasioning actual bodily harm	3204	3301
Other assault	15363	16513
Sexual assault	120	129
Sexual offences against children	189	229
Other	193	209
Theft:		
Breaking and entering	2671	3025
Fraud	3269	4012
Larceny by shop stealing	4355	4498
Other larceny	8286	8971
Unlawful possession	5043	5501
Vehicle theft	2371	2524
Property damage:		
Arson, damage by fire	20	22
Other	6708	6929
Environmental	173	199
Against justice procedures:		
Breach of order	4901	5261
Other	5657	6031
Against good order:		
Weapons	1637	2287
Betting and gaming	397	431
Prostitution	708	741
Liquor licensing	631	656
Offensive behaviour	13665	14440
Other	2858	2954

TABLE 1 continued

<i>Type of offence charged</i>	<i>Persons charged</i>	<i>Charges</i>
	<i>Number</i>	<i>Number</i>
Drug:		
Possession and/or use:		
-opiates	919	1146
-cannabis	6763	9211
-other drug	1197	1532
Dealing and trafficking:		
-opiates	159	171
-cannabis	897	947
-other drug	197	206
Manufacturing and/or growing:		
-cannabis	1412	1425
-other drug	73	76
Other	2236	2296
Driving:		
DUI drink/drug	1142	1153
PCA – high	8897	8969
PCA – medium	13705	13787
PCA – low	4931	4943
Dangerous, reckless or negligent driving	3785	3910
Other	14088	15278
Other	384	437

TABLE 2**CHARGES IN LOCAL COURT APPEARANCES FINALISED:
OUTCOME OF CHARGES**

<i>Outcome of charges</i>	<i>Charges</i>	
	<i>Number</i>	<i>Percentage</i>
Not proven:		
Dismissed after hearing	8357	5.4
No evidence offered	7384	4.8
Non appearance	1261	0.8
Death of accused	226	0.1
Recognizance forfeited	1472	1.0
Section 428W,X	489	0.3
Stood out of list	4153	2.7
Offence proven:		
Conviction ex parte, 80AA warrant issued	1744	1.1
Other conviction	129264	83.7
Total	154350	100.0

TABLE 3

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

<i>Outcome of appearance</i>	<i>Persons charged</i>	
	<i>Number</i>	<i>Percentage</i>
Proceeded to defended hearing:		
All charges dismissed	6080	5.6
Guilty of at least one charge	10473	9.6
Other	564	0.5
Convicted ex parte	8728	8.0
All charges dismissed without hearing	6051	5.5
Sentenced after guilty plea	75755	69.4
All charges otherwise disposed of	1559	1.4
Total	109210	100.0

TABLE 4

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

<i>Outcome of appearance</i>	<i>Legal representation</i>							
	<i>Represented</i>		<i>Not represented</i>		<i>Unknown</i>		<i>Total</i>	
	<i>Number</i>	<i>%</i>	<i>Number</i>	<i>%</i>	<i>Number</i>	<i>%</i>	<i>Number</i>	<i>%</i>
Proceeded to defended hearing:								
All charges dismissed	5214	7.0	848	2.5	18	4.9	6080	5.6
Guilty of at least one charge	8501	11.4	1939	5.6	33	8.9	10473	9.6
Other	507	0.7	55	0.2	2	0.5	564	0.5
Convicted ex parte	926	1.2	7739	22.5	63	17.0	8728	8.0
All charges dismissed without hearing	3470	4.7	2555	7.4	26	7.0	6051	5.5
Sentenced after guilty plea	54837	73.7	20701	60.1	217	58.6	75755	69.4
All charges otherwise disposed of	931	1.3	617	1.8	11	3.0	1559	1.4
Total	74386	100.0	34454	100.0	370	100.0	109210	100.0

TABLE 5

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

Outcome of appearance	Bail status															
	Summons case		Dispensed with		Unconditional		Conditional		Refused		In custody for prior offence		Unknown		Total	
	No.	%	No.	%	No.	%	No.	%	No.	%	No.	%	No.	%	No.	%
Proceeded to defended hearing:																
All charges dismissed	1210	5.3	972	4.3	2004	4.9	1651	9.5	181	4.2	39	5.7	23	6.5	6080	5.6
Guilty of at least one charge	1914	8.3	1657	7.4	3633	8.9	2613	15.0	521	12.0	89	13.0	46	13.0	10473	9.6
Other	47	0.2	69	0.3	206	0.5	197	1.1	38	0.9	6	0.9	1	0.3	564	0.5
Convicted ex parte	3413	14.8	2558	11.4	1801	4.4	884	5.1	36	0.8	3	0.4	33	9.3	8728	8.0
All charges dismissed without hearing	1537	6.7	1072	4.8	1635	4.0	1487	8.5	241	5.5	30	4.4	49	13.8	6051	5.5
Sentenced after guilty plea	14699	63.8	15843	70.3	31212	76.4	10137	58.2	3197	73.3	481	70.5	186	52.4	75755	69.4
All charges otherwise disposed of	203	0.9	365	1.6	343	0.8	452	2.6	145	3.3	34	5.0	17	4.8	1559	1.4
Total	23023	100.0	22536	100.0	40834	100.0	17421	100.0	4359	100.0	682	100.0	355	100.0	109210	100.0

TABLE 6

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

<i>Type of principal offence</i>	<i>Penalty for principal offence</i>											Total
	Imprisonment	Periodic detention	Community Service Order	Recognizance with supervision	Recognizance without supervision	Recognizance without conviction	Fine	Licence disqualification	Compensation	Nominal sentence	No conviction recorded	
	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	
Against the person:												
Assault occasioning actual bodily harm	211	32	151	207	627	180	560	-	1	5	52	2026
Other assault	518	63	390	823	2419	1088	3300	3	9	46	433	9092
Sexual assault	4	1	-	17	16	3	7	-	-	-	2	50
Sexual offences against children	3	-	2	12	13	-	1	-	-	-	2	33
Other	7	2	3	3	25	1	34	-	-	1	3	79
Theft:												
Breaking and entering	552	65	312	282	270	47	160	-	5	4	21	1718
Fraud	174	26	128	152	443	91	891	-	7	14	52	1978
Larceny by shop stealing	192	18	87	191	272	384	2365	1	4	9	270	3793
Other larceny	510	61	299	402	649	394	3216	1	16	29	217	5794
Unlawful possession	320	26	112	143	294	93	1278	-	3	19	56	2344
Vehicle theft	379	44	147	142	185	47	320	1	2	7	36	1310
Property damage:												
Arson, damage by fire	-	-	-	2	2	2	5	-	-	-	2	13
Other	167	16	123	207	379	260	2484	-	66	10	183	3895
Environmental	-	-	-	-	1	3	105	-	-	-	11	120

Against justice procedures:												
Breach of order	554	47	101	87	103	21	706	1	5	101	66	1792
Other	120	16	44	69	136	88	1233	-	1	10	96	1813
Against good order:												
Weapons	26	1	21	17	69	57	642	-	-	5	124	962
Betting and gaming	-	-	-	-	2	5	329	-	-	-	22	358
Prostitution	21	-	-	5	28	7	597	-	-	3	10	671
Liquor licensing	-	-	-	1	4	7	291	-	-	6	38	347
Offensive behaviour	72	15	59	115	176	236	7867	-	2	36	833	9411
Other	103	8	34	46	80	47	880	-	1	5	137	1341
Drug:												
Possession and/or use:												
-opiates	54	3	10	70	56	12	325	-	-	5	4	539
-cannabis	102	14	74	103	161	114	3344	-	-	10	148	4070
-other drug	32	2	15	46	41	19	473	-	-	1	12	641
Dealing and trafficking:												
-opiates	20	8	12	14	16	-	9	-	-	-	-	79
-cannabis	113	23	119	58	101	8	141	-	-	2	2	567
-other drug	23	2	13	6	17	4	29	-	-	1	-	95
Manufacturing and/or growing:												
-cannabis	26	9	61	64	189	33	617	-	-	-	13	1012
-other drug	2	-	3	4	8	2	21	-	-	-	3	43
Other	14	-	13	23	24	15	295	-	-	2	14	400
Driving:												
DUI drink/drug	32	4	34	23	39	26	544	4	-	2	9	717
PCA - high	267	64	367	244	483	358	6336	23	-	3	53	8198
PCA - medium	109	42	248	121	385	950	10760	24	-	2	177	12818
PCA - low	-	-	16	14	41	352	3860	5	-	3	161	4452
Dangerous, reckless or negligent driving	68	15	94	28	108	65	2065	6	-	1	42	2492
Other	556	183	811	164	535	137	6480	34	1	10	371	9282
Other												
	5	1	4	1	22	1	115	-	-	1	14	164
Total	5356	811	3907	3906	8419	5157	62685	103	123	353	3689	94509

Excluded from this table are 725 cases for which no principal offence could be calculated, 71 people who received orders under the Migration Act and 215 cases which received no action taken on a breach of court orders.

TABLE 7

PERSONS FINED AS PRINCIPAL PENALTY FOR PRINCIPAL OFFENCE IN LOCAL COURT APPEARANCES FINALISED:
TYPE OF PRINCIPAL OFFENCE, AMOUNT OF FINE

<i>Type of principal offence</i>	<i>Amount of fine</i>										<i>Total</i>
	<i>Less than \$250</i>	<i>\$250 to \$499</i>	<i>\$500 to \$749</i>	<i>\$750 to \$999</i>	<i>\$1000 to \$1499</i>	<i>\$1500 to \$1999</i>	<i>\$2000 to \$2999</i>	<i>\$3000 to \$3999</i>	<i>\$4000 and over</i>	<i>Unknown</i>	
<i>No.</i>	<i>No.</i>	<i>No.</i>	<i>No.</i>	<i>No.</i>	<i>No.</i>	<i>No.</i>	<i>No.</i>	<i>No.</i>	<i>No.</i>	<i>No.</i>	
Against the person:											
Assault occasioning actual bodily harm	114	173	158	39	51	7	11	6	1	-	560
Other assault	1153	1347	612	91	86	4	5	-	1	1	3300
Sexual assault	1	-	1	-	3	1	1	-	-	-	7
Sexual offences against children	-	-	1	-	-	-	-	-	-	-	1
Other	15	9	4	-	3	-	2	-	1	-	34
Theft:											
Breaking and entering	30	46	54	14	14	1	1	-	-	-	160
Fraud	453	238	128	18	27	8	10	-	8	1	891
Larceny by shop stealing	1332	722	250	30	23	7	1	-	-	-	2365
Other larceny	1467	1082	500	71	75	11	5	1	2	2	3216
Unlawful possession	394	543	279	26	23	5	8	-	-	-	1278
Vehicle theft	91	107	76	15	19	8	4	-	-	-	320
Property damage:											
Arson, damage by fire	3	-	2	-	-	-	-	-	-	-	5
Other	1333	835	245	28	35	3	4	-	1	-	2484
Environmental	62	23	10	2	6	2	-	-	-	-	105

Against justice procedures:											
Breach of order	394	193	90	10	16	1	-	-	-	2	706
Other	905	223	87	6	11	1	-	-	-	-	1233
Against good order:											
Weapons	395	158	69	6	10	2	2	-	-	-	642
Betting and gaming	115	127	47	11	12	1	6	3	6	1	329
Prostitution	355	195	44	2	-	1	-	-	-	-	597
Liquor licensing	245	31	13	2	-	-	-	-	-	-	291
Offensive behaviour	6080	1526	241	7	5	1	-	-	-	7	7867
Other	709	116	33	8	8	3	2	-	-	1	880
Drug:											
Possession and/or use:											
-opiates	100	122	80	9	7	4	3	-	-	-	325
-cannabis	1871	1014	342	53	47	10	6	-	-	1	3344
-other drug	192	183	78	11	9	-	-	-	-	-	473
Dealing and trafficking:											
-opiates	-	2	3	-	3	1	-	-	-	-	9
-cannabis	26	37	39	9	22	3	5	-	-	-	141
-other drug	4	6	8	3	7	-	1	-	-	-	29
Manufacturing and/or growing:											
-cannabis	138	190	171	29	49	14	23	2	1	-	617
-other drug	6	3	5	-	4	1	2	-	-	-	21
Other	194	59	37	3	1	-	-	-	-	1	295
Driving:											
DUI drink/drug	34	193	245	42	29	1	-	-	-	-	544
PCA - high	119	1019	2699	1536	867	81	11	-	-	4	6336
PCA - medium	400	5182	4247	680	227	14	-	-	-	10	10760
PCA - low	788	2351	632	64	23	-	-	-	-	2	3860
Dangerous, reckless or negligent driving	401	534	674	242	179	34	1	-	-	-	2065
Other	1999	2545	1362	286	275	5	-	-	2	6	6480
Other	20	51	17	3	13	3	3	2	3	-	115
Total	21938	21185	13583	3356	2189	238	117	14	26	39	62685

TABLE 8

**PERSONS RECEIVING A COMMUNITY SERVICE ORDER AS PRINCIPAL PENALTY FOR PRINCIPAL OFFENCE
IN LOCAL COURT APPEARANCES FINALISED:**

TYPE OF PRINCIPAL OFFENCE, DURATION OF COMMUNITY SERVICE ORDER

Type of principal offence	Duration of Community Service Order										Total
	50 hours or less	51 to 100 hours	101 to 150 hours	151 to 200 hours	201 to 250 hours	251 to 300 hours	301 to 350 hours	351 to 400 hours	401 to 450 hours	Over 450 hours	
	No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	
Against the person:											
Assault occasioning actual bodily harm	8	48	30	46	3	13	-	1	-	-	151
Other assault	43	176	77	66	5	14	-	1	-	-	390
Sexual assault	-	-	-	-	-	-	-	-	-	-	-
Sexual offences against children	-	1	-	-	-	1	-	-	-	-	2
Other	-	-	-	3	-	-	-	-	-	-	3
Theft:											
Breaking and entering	15	90	60	99	14	28	-	-	1	1	312
Fraud	10	48	21	33	2	9	-	-	-	-	128
Larceny by shop stealing	15	41	14	11	1	5	-	-	-	-	87
Other larceny	33	134	47	59	4	11	-	1	-	1	299
Unlawful possession	10	67	17	13	1	4	-	-	-	-	112
Vehicle theft	7	52	30	38	3	10	-	3	-	-	147
Property damage:											
Arson, damage by fire	-	-	-	-	-	-	-	-	-	-	-
Other	21	67	14	15	1	3	-	-	-	-	123
Environmental	-	-	-	-	-	-	-	-	-	-	-

Against justice procedures:												
Breach of order	9	65	13	9	-	2	-	1	-	-	2	101
Other	15	21	3	4	-	-	-	-	-	-	1	44
Against good order:												
Weapons	1	12	-	7	1	-	-	-	-	-	-	21
Betting and gaming	-	-	-	-	-	-	-	-	-	-	-	-
Prostitution	-	-	-	-	-	-	-	-	-	-	-	-
Liquor licensing	-	-	-	-	-	-	-	-	-	-	-	-
Offensive behaviour	25	32	2	-	-	-	-	-	-	-	-	59
Other	1	16	6	5	1	4	-	-	-	-	1	34
Drug:												
Possession and/or use:												
-opiates	3	5	1	1	-	-	-	-	-	-	-	10
-cannabis	15	36	10	8	-	3	-	-	-	-	2	74
-other drug	-	8	3	2	-	1	-	-	-	-	1	15
Dealing and trafficking:												
-opiates	-	3	3	3	1	1	-	-	-	-	1	12
-cannabis	7	38	17	32	5	13	-	2	-	1	4	119
-other drug	-	5	1	3	-	2	-	-	-	-	2	13
Manufacturing and/or growing:												
-cannabis	6	20	10	14	5	5	-	-	-	1	-	61
-other drug	-	1	-	2	-	-	-	-	-	-	-	3
Other	7	1	2	2	1	-	-	-	-	-	-	13
Driving:												
DUI drink/drug	2	24	3	2	-	-	1	1	-	-	1	34
PCA – high	9	129	96	121	3	6	-	-	-	-	3	367
PCA – medium	7	182	24	29	-	2	-	-	-	-	4	248
PCA – low	3	9	2	1	-	1	-	-	-	-	-	16
Dangerous, reckless or negligent driving	3	48	17	23	-	2	-	-	-	-	1	94
Other	76	654	26	34	-	5	-	1	-	-	15	811
Other												
	1	2	-	1	-	-	-	-	-	-	-	4
Total	352	2035	549	686	51	145	1	11	1	4	72	3907

PERSONS RECEIVING A RECOGNIZANCE AS PRINCIPAL PENALTY FOR PRINCIPAL OFFENCE IN LOCAL COURT APPEARANCES FINALISED:
TYPE OF PRINCIPAL OFFENCE, DURATION OF RECOGNIZANCE

[illegible]

Against justice procedures:												
Breach of order	1	14	70	21	60	1	36	-	-	3	5	211
Other	1	21	111	33	83	1	34	-	3	1	5	293
Against good order:												
Weapons	-	7	62	16	31	-	23	-	-	4	-	143
Betting and gaming	-	1	4	-	1	-	1	-	-	-	-	7
Prostitution	-	2	18	8	10	-	2	-	-	-	-	40
Liquor licensing	-	-	9	1	1	-	1	-	-	-	-	12
Offensive behaviour	6	48	238	65	113	-	47	-	1	2	7	527
Other	2	7	62	20	51	-	27	-	2	-	2	173
Drug:												
Possession and/or use:												
-opiates	-	3	36	8	59	-	29	-	1	-	2	138
-cannabis	-	8	116	45	122	-	73	-	2	7	5	378
-other drug	-	1	27	16	39	-	18	-	1	2	2	106
Dealing and trafficking:												
-opiates	-	-	5	-	11	-	11	-	1	2	-	30
-cannabis	-	-	23	12	66	-	55	-	7	3	1	167
-other drug	-	1	1	2	5	-	15	-	2	1	-	27
Manufacturing and/or growing:												
-cannabis	-	3	55	41	88	-	91	-	3	4	1	286
-other drug	-	-	1	2	8	-	3	-	-	-	-	14
Other	1	2	16	8	21	-	12	-	-	-	2	62
Driving:												
DUI drink/drug	3	2	20	6	26	-	28	1	1	-	1	88
PCA - high	1	4	177	64	324	2	430	1	20	56	6	1085
PCA - medium	6	12	439	148	455	2	342	-	5	19	28	1456
PCA - low	1	16	215	55	93	-	23	-	-	-	4	407
Dangerous, reckless or negligent driving	1	3	34	30	56	1	67	-	4	3	2	201
Other	2	15	191	83	257	1	248	1	16	15	7	836
Other												
	1	4	8	2	2	-	4	-	-	-	3	24
Total	57	450	5492	1731	5316	10	3734	3	179	254	256	17482

TABLE 10

PERSONS RECEIVING A FIXED TERM OF IMPRISONMENT AS PRINCIPAL PENALTY FOR PRINCIPAL OFFENCE IN LOCAL COURT APPEARANCES FINALISED:

TYPE OF PRINCIPAL OFFENCE, DURATION OF FIXED TERM IMPRISONMENT

[illegible]

Against justice procedures:															
Breach of order	53	97	63	126	41	9	113	-	2	9	1	-	13	3	530
Other	20	25	7	28	5	-	23	-	1	2	-	-	1	1	113
Against good order:															
Weapons	1	2	1	3	1	-	9	-	-	1	-	-	4	-	22
Betting and gaming	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Prostitution	3	7	5	5	-	-	1	-	-	-	-	-	-	-	21
Liquor licensing	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Offensive behaviour	16	20	9	14	6	-	7	-	-	-	-	-	-	-	72
Other	1	9	8	14	5	1	28	-	-	4	1	-	15	-	86
Drug:															
Possession and/or use:															
-opiates	7	10	3	18	2	-	9	-	-	1	-	-	1	1	52
-cannabis	9	15	6	38	7	1	16	-	-	2	-	-	1	-	95
-other drug	2	7	7	7	2	-	5	-	-	1	-	-	-	-	31
Dealing and trafficking:															
-opiates	1	1	-	2	2	-	7	-	-	1	-	-	1	-	15
-cannabis	3	6	7	20	12	-	35	-	-	-	1	-	6	-	90
-other drug	-	2	-	3	3	-	5	-	-	1	-	-	2	-	16
Manufacturing and/or growing:															
-cannabis	-	3	2	3	2	1	10	-	-	-	-	-	1	-	22
-other drug	-	1	-	-	-	-	1	-	-	-	-	-	-	-	2
Other	-	4	2	4	2	-	-	-	-	1	-	-	-	-	13
Driving:															
DUI drink/drug	-	-	4	13	2	-	10	1	-	-	-	-	2	-	32
PCA - high	5	8	11	68	33	5	103	1	-	10	2	-	3	1	250
PCA - medium	2	4	12	40	10	-	40	-	-	-	-	-	-	-	108
PCA - low	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Dangerous, reckless or negligent driving	-	6	5	12	5	1	30	-	-	6	-	-	-	-	65
Other	16	34	61	158	80	7	197	-	-	2	-	-	-	-	555
Other															
	1	1	-	1	-	-	2	-	-	-	-	-	-	-	5
Total	265	522	417	1164	469	56	1439	5	7	126	6	2	242	11	4731

TABLE 11

**PERSONS RECEIVING A MINIMUM AND ADDITIONAL TERM AS PRINCIPAL PENALTY FOR PRINCIPAL OFFENCE
IN LOCAL COURT APPEARANCES FINALISED:**

TYPE OF PRINCIPAL OFFENCE, DURATION OF MINIMUM TERM IMPRISONMENT

<i>Type of principal offence</i>	<i>Duration of minimum term imprisonment</i>						<i>Total</i>
	<i>6 months to under 9 months</i>	<i>9 months to under 12 months</i>	<i>12 months to under 15 months</i>	<i>15 months to under 18 months</i>	<i>18 months to under 20 months</i>	<i>24 months and over</i>	
	No.	No.	No.	No.	No.	No.	
Against the person:							
Assault occasioning actual bodily harm	4	9	14	2	6	-	35
Other assault	8	22	8	-	5	-	43
Sexual assault	-	-	-	-	1	-	1
Sexual offences against children	-	-	1	-	-	-	1
Other	1	1	1	-	-	-	3
Theft:							
Breaking and entering	12	55	71	19	42	-	199
Fraud	1	17	6	1	3	1	29
Larceny by shop stealing	6	8	2	-	1	-	17
Other larceny	9	39	12	1	-	-	61
Unlawful possession	2	8	8	2	3	-	23
Vehicle theft	5	32	29	4	15	-	85
Property damage:							
Arson, damage by fire	-	-	-	-	-	-	-
Other	-	2	2	-	-	-	4
Environmental	-	-	-	-	-	-	-

Against justice procedures:							
Breach of order	2	13	9	-	-	-	24
Other	2	3	1	-	1	-	7
Against good order:							
Weapons	-	-	3	1	-	-	4
Betting and gaming	-	-	-	-	-	-	-
Prostitution	-	-	-	-	-	-	-
Liquor licensing	-	-	-	-	-	-	-
Offensive behaviour	-	-	-	-	-	-	-
Other	3	4	6	2	2	-	17
Drug:							
Possession and/or use:							
-opiates	-	1	1	-	-	-	2
-cannabis	1	4	2	-	-	-	7
-other drug	-	-	-	-	1	-	1
Dealing and trafficking:							
-opiates	-	2	2	1	-	-	5
-cannabis	3	10	5	3	2	-	23
-other drug	-	5	-	1	1	-	7
Manufacturing and/or growing:							
-cannabis	-	2	2	-	-	-	4
-other drug	-	-	-	-	-	-	-
Other	-	-	1	-	-	-	1
Driving:							
DUI drink/drug	-	-	-	-	-	-	-
PCA – high	4	13	-	-	-	-	17
PCA – medium	1	-	-	-	-	-	1
PCA – low	-	-	-	-	-	-	-
Dangerous, reckless or negligent driving	-	2	1	-	-	-	3
Other	1	-	-	-	-	-	1
Other							
	-	-	-	-	-	-	-
Total	65	252	187	37	83	1	625

TABLE 12

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

	Sex: Total male and female											
	Age (years)											
Type of principal offence	Under 18	18	19	20 – 24	25 – 29	30 – 39	40 – 49	50 – 59	60 – 65	Over 65	Unknown	Total
Against the person:												
Assault occasioning actual bodily harm	-	49	135	566	456	519	206	52	5	12	25	2025
Other assault	3	173	521	2357	1874	2374	1151	368	71	52	147	9091
Sexual assault	-	-	2	6	9	14	10	6	2	1	-	50
Sexual offences against children	-	-	4	8	2	9	5	4	-	1	-	33
Other	-	3	5	18	10	16	12	5	1	-	9	79
Theft:												
Breaking and entering	2	144	292	706	302	228	24	9	-	2	8	1717
Fraud	3	45	111	506	365	505	222	74	11	10	126	1978
Larceny by shop stealing	1	95	203	673	636	1007	497	351	168	123	38	3792
Other larceny	5	287	640	1760	1000	1204	463	239	74	58	61	5791
Unlawful possession	3	78	212	763	459	539	202	57	9	9	13	2344
Vehicle theft	7	120	216	586	214	130	22	6	-	1	8	1310
Property damage:												
Arson, damage by fire	-	-	1	1	1	3	4	1	-	1	1	13
Other	4	154	431	1422	770	723	246	71	9	10	54	3894
Environmental	-	2	3	13	17	16	10	2	-	2	44	109

Against justice procedures:												
Breach of order	2	22	90	610	473	507	157	48	7	7	86	2009
Other	1	60	169	613	393	374	141	36	6	3	17	1813
Against good order:												
Weapons	1	11	55	242	174	220	141	46	14	14	44	962
Betting and gaming	-	-	2	24	21	86	127	55	16	18	9	358
Prostitution	-	12	21	235	188	185	21	3	-	-	6	671
Liquor licensing	-	7	22	71	88	86	35	10	3	2	23	347
Offensive behaviour	13	474	1079	3599	1912	1500	529	159	47	18	79	9409
Other	-	75	166	507	233	241	82	17	8	7	5	1341
Drug:												
Possession and/or use:												
-opiates	-	3	11	118	166	196	37	4	1	-	3	539
-cannabis	1	136	417	1539	902	881	136	18	3	-	36	4069
-other drug	-	15	35	214	171	166	30	4	-	-	5	540
Dealing and trafficking:												
-opiates	-	-	-	10	24	30	9	6	-	-	-	79
-cannabis	-	4	34	201	159	122	33	10	-	-	4	567
-other drug	-	-	3	32	32	24	3	1	-	-	-	95
Manufacturing and/or growing:												
-cannabis	-	16	48	236	246	339	94	20	5	2	6	1012
-other drug	-	2	5	9	7	12	5	-	2	-	1	43
Other	-	15	43	135	115	68	13	3	-	-	8	400
Driving:												
DUI drink/drug	4	20	48	197	137	175	83	31	9	4	8	716
PCA - high	28	121	293	1681	1641	2455	1231	489	129	80	48	8196
PCA - medium	72	357	686	3521	2665	3033	1515	617	174	110	67	12817
PCA - low	54	201	281	1275	850	971	491	192	68	39	28	4450
Dangerous, reckless or negligent driving	61	205	272	852	436	392	160	57	18	11	25	2489
Other	60	366	624	3071	2030	1916	716	262	67	48	117	9277
Other												
	-	-	4	30	23	52	27	17	9	5	62	229
Total	325	3272	7184	28407	19201	21318	8890	3350	936	650	1221	94754

There were 13 companies not included in this table (but included in Table 6) and 28 cases where the sex was unknown. There were 725 cases for which no principal offence could be calculated.

TABLE 12a

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

Sex: Male												
Age (years)												
Type of principal offence	Under 18	18	19	20 – 24	25 – 29	30 – 39	40 – 49	50 – 59	60 – 65	Over 65	Unknown	Total
Against the person:												
Assault occasioning actual bodily harm	-	43	120	527	427	480	193	50	5	11	23	1879
Other assault	3	147	459	2111	1679	2134	1052	339	66	49	115	8154
Sexual assault	-	-	2	6	8	14	10	6	2	1	-	49
Sexual offences against children	-	-	4	8	2	9	5	4	-	1	-	33
Other	-	3	4	15	8	13	10	4	1	-	8	66
Theft:												
Breaking and entering	2	138	268	663	274	206	21	7	-	2	8	1589
Fraud	3	33	81	353	244	368	172	52	8	9	70	1393
Larceny by shop stealing	-	65	118	396	336	493	222	162	76	64	6	1938
Other larceny	4	231	527	1417	736	893	303	135	47	35	41	4369
Unlawful possession	3	69	189	665	374	433	170	50	6	8	8	1975
Vehicle theft	6	116	202	528	193	117	17	5	-	1	7	1192
Property damage:												
Arson, damage by fire	-	-	1	1	-	3	4	1	-	1	1	12
Other	4	142	404	1340	702	649	204	66	7	9	47	3574
Environmental	-	2	3	9	15	14	10	1	-	2	38	94

Against justice procedures:												
Breach of order	2	18	83	543	400	457	148	43	7	7	81	1789
Other	1	52	145	530	333	307	115	26	6	3	12	1530
Against good order:												
Weapons	1	11	51	239	161	209	132	46	14	14	42	920
Betting and gaming	-	-	2	23	19	74	113	51	16	14	9	321
Prostitution	-	-	11	77	47	33	7	2	-	-	1	178
Liquor licensing	-	6	21	64	72	71	25	8	3	2	20	292
Offensive behaviour	10	433	957	3184	1687	1285	445	145	43	18	57	8264
Other	-	74	158	474	212	222	72	16	7	6	4	1245
Drug:												
Possession and/or use:												
-opiates	-	-	5	78	121	161	35	3	1	-	3	407
-cannabis	1	124	374	1393	769	750	123	15	3	-	34	3586
-other drug	-	12	30	166	141	142	27	4	-	-	4	526
Dealing and trafficking:												
-opiates	-	-	-	7	17	26	8	6	-	-	-	64
-cannabis	-	4	30	182	137	102	26	8	-	-	3	492
-other drug	-	-	1	30	26	18	3	1	-	-	-	79
Manufacturing and/or growing:												
-cannabis	-	15	45	218	213	279	77	17	4	2	3	873
-other drug	-	2	4	9	7	9	4	-	1	-	1	37
Other	-	14	38	111	85	49	10	2	-	-	6	315
Driving:												
DUI drink/drug	4	19	48	188	119	154	72	29	8	3	8	652
PCA - high	22	111	266	1535	1486	2204	1118	464	124	73	44	7447
PCA - medium	62	318	614	3143	2336	2660	1359	574	172	101	60	11399
PCA - low	51	182	236	1116	736	830	433	180	64	36	26	3890
Dangerous, reckless or negligent driving	59	202	268	825	418	363	146	52	18	8	22	2381
Other	57	341	591	2900	1886	1743	644	235	62	41	106	8606
Other												
	-	-	4	24	22	45	19	13	9	4	48	188
Total	295	2927	6364	25098	16448	18019	7554	2822	780	525	966	81798

TABLE 12b

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

Type of principal offence	Sex: Female											Total
	Age (years)											
	Under 18	18	19	20 – 24	25 – 29	30 – 39	40 – 49	50 – 59	60 – 65	Over 65	Unknown	
Against the person:												
Assault occasioning actual bodily harm	-	6	15	39	29	39	13	2	-	1	2	146
Other assault	-	26	62	246	195	240	99	29	5	3	32	937
Sexual assault	-	-	-	-	1	-	-	-	-	-	-	1
Sexual offences against children	-	-	-	-	-	-	-	-	-	-	-	-
Other	-	-	1	3	2	3	2	1	-	-	1	13
Theft:												
Breaking and entering	-	6	24	43	28	22	3	2	-	-	-	128
Fraud	-	12	30	153	121	137	50	22	3	1	56	585
Larceny by shop stealing	1	30	85	277	300	514	275	189	92	59	32	1854
Other larceny	1	56	113	343	264	311	160	104	27	23	20	1422
Unlawful possession	-	9	23	98	85	106	32	7	3	1	5	369
Vehicle theft	1	4	14	58	21	13	5	1	-	-	1	118
Property damage:												
Arson, damage by fire	-	-	-	-	1	-	-	-	-	-	-	1
Other	-	12	27	82	68	74	42	5	2	1	7	320
Environmental	-	-	-	4	2	2	-	1	-	-	6	15

Against justice procedures:												
Breach of order	-	4	7	67	73	50	9	5	-	-	5	220
Other	-	8	24	83	60	67	26	10	-	-	5	283
Against good order:												
Weapons	-	-	4	3	13	11	9	-	-	-	2	42
Betting and gaming	-	-	-	1	2	12	14	4	-	4	-	37
Prostitution	-	12	10	158	141	152	14	1	-	-	5	493
Liquor licensing	-	1	1	7	16	15	10	2	-	-	3	55
Offensive behaviour	3	41	122	415	225	215	84	14	4	-	22	1145
Other	-	1	8	33	21	19	10	1	1	1	1	96
Drug:												
Possession and/or use:												
-opiates	-	3	6	40	45	35	2	1	-	-	-	132
-cannabis	-	12	43	146	133	131	13	3	-	-	2	483
-other drug	-	3	5	48	30	24	3	-	-	-	1	114
Dealing and trafficking:												
-opiates	-	-	-	3	7	4	1	-	-	-	-	15
-cannabis	-	-	4	19	22	20	7	2	-	-	1	75
-other drug	-	-	2	2	6	6	-	-	-	-	-	16
Manufacturing and/or growing:												
-cannabis	-	1	3	18	33	60	17	3	1	-	3	139
-other drug	-	-	1	-	-	3	1	-	1	-	-	6
Other	-	1	5	24	30	19	3	1	-	-	2	85
Driving:												
DUI drink/drug	-	1	-	9	18	21	11	2	1	1	-	64
PCA - high	6	10	27	146	155	251	113	25	5	7	4	749
PCA - medium	10	39	72	378	329	373	156	43	2	9	7	1418
PCA - low	3	19	45	159	114	141	58	12	4	3	2	560
Dangerous, reckless or negligent driving	2	3	4	27	18	29	14	5	-	3	3	108
Other	3	25	33	171	144	173	72	27	5	7	11	671
Other												
Other	-	-	-	6	1	7	8	4	-	1	14	41
Total	30	345	820	3309	2753	3299	1336	528	156	125	255	12956

TABLE 13

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

a Total includes 23 persons for whom bail status was unknown
 b Total includes 46 persons for whom bail status was unknown
 c Total includes 1 person for whom bail status was unknown
 d Total includes 33 persons for whom bail status was unknown

e Total includes 49 persons for whom bail status was unknown
 f Total includes 186 persons for whom bail status was unknown
 g Total includes 17 persons for whom bail status was unknown

Outcome of appearance	Bail status								
	On bail			In gaol/shelter			Total		
	Duration of proceedings			Duration of proceedings			Duration of proceedings		
	Persons charged	Offence to first appearance	First appearance to determination	Persons charged	Offence to first appearance	First appearance to determination	Persons charged	Offence to first appearance	First appearance to determination
	Number	Median duration (days)		Number	Median duration (days)		Number	Median duration (days)	
Proceeded to defended hearing:									
All charges dismissed	5837	27.0	124.0	181	18.0	76.5	6041 ^a	27.0	123.0
Guilty of at least one charge	9817	25.0	118.0	521	22.5	56.0	10384 ^b	25.0	115.0
Other	519	28.0	106.0	38	75.0	27.0	558 ^c	28.0	102.0
Convicted ex parte	8656	25.0	22.0	36	23.0	21.5	8725 ^d	25.0	22.0
All charges dismissed without hearing	5731	29.0	74.0	241	23.0	33.0	6021 ^e	29.0	71.0
Sentenced after guilty plea	71891	25.0	0.0	3197	20.0	2.0	75274 ^f	25.0	0.0
All charges otherwise disposed of	1363	28.0	106.0	145	10.0	35.0	1525 ^g	28.0	94.0

Excluded from this table are 682 persons who were in prison for a previous offence.

TABLE 14

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

<i>Statistical Division of residence</i>	<i>Persons charged</i>	
	<i>Number</i>	<i>Rate per 100,000 population</i>
Sydney:		
Inner Sydney	6480	2482.3
Eastern Suburbs	3266	1397.5
St George-Sutherland	5698	1447.5
Canterbury-Bankstown	4140	1407.9
Fairfield-Liverpool	5149	1836.3
Outer South Western Sydney	3378	1723.0
Inner Western Sydney	1895	1241.8
Central Western Sydney	3982	1487.2
Outer Western Sydney	3379	1204.6
Blacktown-Baulkham Hills	5037	1502.9
Lower Northern Sydney	2998	1100.0
Hornsby-Ku-ring-gai	1985	843.2
Manly-Warringah	3252	1471.8
Gosford-Wyong	4443	1902.8
Hunter	10821	2108.5
Illawarra	5695	1684.7
Richmond-Tweed	3281	1877.0
Mid-North Coast	4630	1979.1
Northern	4376	2380.8
North Western	4040	3565.8
Central West	3325	1993.4
South Eastern	3507	2106.3
Murrumbidgee	3149	2178.5
Murray	2019	1844.7
Far West	1162	4460.7

There were 97 people whose residence was recorded as overseas, 722 people in an institution, 3835 residing interstate and 1356 who were of no fixed abode. There were 2113 whose residence was unknown.

The population data used to calculate rates are preliminary estimates of population as at 30 June 1990 from the Australian Bureau of Statistics publication, *Estimated Resident Population of Statistical Local Areas New South Wales, at 30 June, 1989 Final and 1990 Preliminary*, Catalogue No. 3210.1.

TABLE 15

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

<i>Statistical Division of residence</i>	<i>Type of principal offence</i>								
	<i>Against the person</i>	<i>Theft</i>	<i>Property damage</i>	<i>Environmental</i>	<i>Against justice procedures</i>	<i>Against good order</i>	<i>Drug</i>	<i>Driving</i>	<i>Other</i>
	Rate	Rate	Rate	Rate	Rate	Rate	Rate	Rate	Rate
Sydney:									
Inner Sydney	222.2	569.2	72.8	4.6	99.2	368.5	181.6	496.5	2.7
Eastern Suburbs	109.5	267.4	39.4	0.4	39.8	154.0	101.0	497.7	2.6
St George-Sutherland	119.1	190.5	47.0	0.2	41.2	120.4	86.9	672.9	1.3
Canterbury-Bankstown	152.0	281.6	39.4	0.3	34.3	110.2	77.5	505.4	8.5
Fairfield-Liverpool	191.5	374.8	66.3	1.8	69.9	156.9	99.9	586.7	3.6
Outer South Western Sydney	176.0	293.8	72.4	0.5	66.3	192.8	80.6	634.0	1.5
Inner Western Sydney	105.5	262.8	37.4	0.7	40.6	109.4	77.3	396.5	3.9
Central Western Sydney	159.5	269.7	47.8	0.7	45.2	137.1	102.3	525.9	0.7
Outer Western Sydney	120.0	187.1	45.3	0.7	40.3	91.4	81.1	528.5	1.8
Blacktown-Baulkham Hills	136.4	294.8	57.9	1.2	68.6	146.5	94.3	552.0	1.5
Lower Northern Sydney	91.7	163.6	32.7	-	28.6	100.5	73.4	478.4	2.9
Hornsby - Ku-ring-gai	56.9	103.2	17.8	0.8	16.1	67.1	70.9	430.8	2.5
Manly-Warringah	120.8	192.4	50.2	0.4	32.1	153.9	86.0	691.6	0.9
Gosford-Wyong	183.7	259.1	58.7	1.3	73.2	198.7	129.3	772.6	0.4

Hunter	209.1	270.1	72.1	1.4	67.0	253.3	154.9	825.2	1.9
Illawarra	172.8	252.9	70.4	-	53.2	180.2	119.2	587.8	1.8
Richmond-Tweed	179.6	254.6	72.7	6.9	45.2	202.0	268.3	571.5	3.4
Mid-North Coast	248.3	278.3	70.5	2.1	71.0	253.1	229.1	577.5	6.0
Northern	345.5	266.1	106.1	4.9	88.7	412.4	145.8	603.9	3.3
North Western	573.7	394.5	163.3	3.5	177.4	796.1	110.3	831.4	12.4
Central West	278.2	256.6	94.1	-	62.9	290.2	98.9	603.1	0.6
South Eastern	250.5	263.1	79.9	0.6	64.9	315.3	188.6	714.7	6.6
Murrumbidgee	258.0	223.5	96.9	6.2	87.2	329.3	84.4	850.2	3.5
Murray	275.9	244.9	81.3	1.8	55.7	262.2	93.2	613.1	4.6
Far West	748.6	441.5	180.4	11.5	126.7	1051.8	172.7	1001.9	-
New South Wales	183.3	266.2	62.5	1.5	58.2	206.2	117.7	608.4	2.9

Excluded from the rate per population calculations were 86 people whose residence was recorded as overseas; 611 people in an institution; 3401 residing interstate; 1085 who were of no fixed abode; 1797 whose residence was unknown; and 725 cases for which no principal offence could be calculated.

The population data used to calculate rates are preliminary estimates of population as at 30 June 1990 from the Australian Bureau of Statistics publication, *Estimated Resident Population of Statistical Local Areas New South Wales, at 30 June, 1989 Final and 1990 Preliminary*, Catalogue No. 3210.1.

NEW SOUTH WALES CHILDREN'S COURTS

Explanatory notes and tables

EXPLANATORY NOTES: CHILDREN'S COURTS TABLES

The data in this section are provided by the Department of Family and Community Services (FACS). They refer to the twelve month period ended 30 June 1990.

Juveniles who allegedly offend against the criminal laws and who are aged 10 to 17 years at the time of the offence may be brought before the Children's Courts for conviction and sentence or, for relatively minor offences, may be dealt with by a system of formal police cautions. Tables are provided for both court appearances and for police cautions.

Juveniles may also appear before the Children's Courts for complaints under the Children (Care and Protection) Act, 1987. These matters deal with issues such as truancy or neglect. Tables are provided for these welfare matters.

TABLES 1 TO 8: CRIMINAL MATTERS BEFORE THE CHILDREN'S COURTS

TABLE 1: TRENDS IN APPEARANCES

Table 1 provides information on the numbers of criminal matters before the Children's Courts over a five year period.

Appearance

An appearance is defined as a group of charges against an individual. A *final court appearance* is defined as the court appearance at which at least one charge was finalised. This corresponds to the counting rule for a finalised court appearance in the Local Courts tables. Where there were multiple finalised charges for an individual these are not shown for juvenile court appearances.

Type of offence charged

The offence classification system is based on the ANCO system (see explanatory notes for Local Courts tables). The following notes provide more information on the categorisation used:

1. The category *Against the person* includes homicides, attempted homicides and non-sexual assaults.
2. The *Serious driving* category includes drink/driving offences and dangerous or negligent driving.
3. The *Motor vehicle theft* category includes steal motor vehicle, take/use motor vehicle and ride in stolen motor vehicle.

EXPLANATORY NOTES: CHILDREN'S COURTS TABLES

4. The category of *Other* offences includes offences against good order and other offences not elsewhere classified.

In this and subsequent tables, the type of offence charged is the principal offence charged. The principal offence charged is defined as the most serious charge laid against an individual at the court appearance. The tables dealing with adult court appearances differ in that they show all charges laid, and do not distinguish a principal offence charged.

TABLE 2: TRENDS IN PROVEN OFFENCES

Table 2 presents information for a five year period, on the number of criminal matters before the Children's Courts which were proven. The term proven offence is used in preference to the term conviction, as some court outcomes do not result in a conviction being recorded, although the offence has been proven.

TABLE 3: TRENDS IN OUTCOMES OF CHARGES

Table 3 presents information for a five year period on the outcome for the principal offence charged. Where there were other charges against an individual with different outcomes to that for the principal offence charged, the outcomes of these charges are not shown in the table. The outcome classification used is based on draft national standards developed by the Australian Bureau of Statistics. Note that *Outcome* in these tables includes both outcome and penalty which are shown separately in the tables for adult court appearances. Appendix 1 provides a description of the major types of outcome and penalty used by the Local and Children's Courts.

TABLE 4: OUTCOME AND TYPE OF OFFENCE CHARGED

Table 4 presents information on court outcomes for the principal offence charged by type of offence. The grouped outcome *Not proven* includes the following categories: committed to a higher court; heard, not proven; withdrawn; and other not proven outcomes. The grouped outcome *Other* includes the following categories: committed to prison; rising of the court; compensation; and other proven outcomes.

EXPLANATORY NOTES: CHILDREN'S COURTS TABLES

TABLE 5: APPEARANCES AND PROVEN OFFENCES FOR DRUG MATTERS

Table 5 shows information on the number of court appearances and proven offences for different types of drug offence. Note that the more serious drug offences are committed to the District Court.

TABLE 6: AGE AND SEX OF PROVEN OFFENDERS

The age category 18 years and over, which appears in this and subsequent tables, refers to those offenders who were under 18 years at the time of the offence, but were 18 years or over at the time of the finalisation of the matter.

TABLE 8: BAIL STATUS AT FINAL APPEARANCE

Table 8 includes only those accused for whom a bail decision was made. Those accused whose cases resulted from a summons or court attendance notice are not included. These accused should be added when determining the proportion of children who are remanded in custody.

TABLES 9 TO 11: POLICE CAUTIONS REPORTED TO THE DEPARTMENT OF FAMILY AND COMMUNITY SERVICES

TABLE 9: TRENDS IN POLICE CAUTIONS

Table 9 presents five year trends in police cautions by offence type for principal offence. The offence types used are the same as those in Tables 1 to 8. The following should be noted:

EXPLANATORY NOTES: CHILDREN'S COURTS TABLES

1. In 1987/88 and 1988/89 shoplifting was included in the *Other theft* category.
2. Police guidelines for issuing cautions were revised effective from 1 September 1985.

TABLES 12 TO 18: WELFARE MATTERS BEFORE THE CHILDREN'S COURTS

TABLE 12: TRENDS IN APPEARANCES

Table 12 provides information on five year trends in appearances for welfare matters by principal welfare matter. The *principal welfare matter* is the most serious welfare matter against an individual.

Type of
welfare
matter

The categories of welfare matter are those used by the Department of Family and Community Services. The category *Child abused* was introduced in 1987/88.

TABLE 14: TRENDS IN COURT OUTCOMES

Table 14 presents trends in the outcome of welfare matters. The categories of outcome used in this table are the same as those which appear in Tables 1 to 8 on criminal matters.

TABLE 1

TRENDS IN APPEARANCES FOR CRIMINAL MATTERS BEFORE THE CHILDREN'S COURTS, 1985/86 TO 1989/90

<i>Type of offence charged</i>	<i>1985/86</i>		<i>1986/87</i>		<i>1987/88</i>		<i>1988/89</i>		<i>1989/90</i>	
	No.	%	No.	%	No.	%	No.	%	No.	%
Against the person	980	6.8	1134	7.8	1400	9.1	1920	12.3	2186	13.8
Robbery and extortion	174	1.2	191	1.3	181	1.2	201	1.3	245	1.5
Sexual assault	110	0.8	115	0.8	132	0.9	148	1.0	136	0.9
Fraud	303	2.1	254	1.8	235	1.5	331	2.1	403	2.5
Break, enter and steal	2188	15.2	2282	15.8	2257	14.7	2168	13.9	2307	14.5
Larceny:										
Motor vehicle theft	2154	15.0	2056	14.2	1696	11.1	1831	11.8	1802	11.3
Shoplifting	563	3.9	599	4.1	855	5.6	896	5.8	770	4.8
Other theft	1450	10.1	1588	11.0	1904	12.4	1671	10.7	1908	12.0
Unlawful possession	598	4.2	559	3.9	714	4.7	868	5.6	868	5.5
Serious driving	1156	8.0	1154	8.0	1089	7.1	699	4.5	548	3.5
Firearms and weapons	116	0.8	138	1.0	170	1.1	200	1.3	155	1.0
Property damage	751	5.2	751	5.2	1041	6.8	1166	7.5	1214	7.6
Offensive behaviour	336	2.3	373	2.6	691	4.5	1291	8.3	1192	7.5
Drug	594	4.1	534	3.7	530	3.5	579	3.7	606	3.8
Other	2927	20.3	2720	18.8	2445	15.9	1584	10.2	1539	9.7
Total	14400	100.0	14448	100.0	15340	100.0	15553	100.0	15879	100.0

TABLE 2

TRENDS IN PROVEN OFFENCES FOR CRIMINAL MATTERS BEFORE THE CHILDREN'S COURTS, 1985/86 TO 1989/90

<i>Type of offence charged</i>	<i>1985/86</i>		<i>1986/87</i>		<i>1987/88</i>		<i>1988/89</i>		<i>1989/90</i>	
	No.	%	No.	%	No.	%	No.	%	No.	%
Against the person	703	5.4	871	6.7	1120	8.1	1586	11.2	1921	13.1
Robbery and extortion	130	1.0	131	1.0	117	0.8	137	1.0	189	1.3
Sexual assault	67	0.5	77	0.6	93	0.7	117	0.8	97	0.7
Fraud	285	2.2	232	1.8	214	1.6	308	2.2	379	2.6
Break, enter and steal	2055	15.9	2137	16.4	2087	15.1	2032	14.3	2156	14.7
Larceny:										
Motor vehicle theft	1965	15.2	1882	14.4	1530	11.1	1707	12.0	1686	11.5
Shoplifting	538	4.2	555	4.3	811	5.9	847	6.0	725	4.9
Other theft	1323	10.3	1464	11.2	1761	12.8	1575	11.1	1793	12.2
Unlawful possession	505	3.9	461	3.5	597	4.3	789	5.5	783	5.3
Serious driving	1029	8.0	1100	8.4	946	6.9	606	4.3	492	3.4
Firearms and weapons	104	0.8	129	1.0	151	1.1	180	1.3	147	1.0
Property damage	643	5.0	672	5.2	951	6.9	1063	7.5	1132	7.7
Offensive behaviour	290	2.2	348	2.7	647	4.7	1241	8.7	1148	7.8
Drug	565	4.4	499	3.8	505	3.7	558	3.9	589	4.0
Other	2699	20.9	2476	19.0	2259	16.4	1477	10.4	1420	9.7
Total	12901	100.0	13034	100.0	13789	100.0	14223	100.0	14657	100.0

TABLE 3

TRENDS IN OUTCOMES OF CHARGES FOR CRIMINAL MATTERS BEFORE THE CHILDREN'S COURTS, 1985/86 TO 1989/90

<i>Outcome of charge</i>	<i>1985/86</i>		<i>1986/87</i>		<i>1987/88</i>		<i>1988/89</i>		<i>1989/90</i>	
	No.	%	No.	%	No.	%	No.	%	No.	%
Not proven:										
Committed to Higher Court	91	0.6	129	0.9	161	1.0	164	1.1	108	0.7
Heard, not proven	116	0.8	39	0.3	17	0.1	0	0.0	0	0.0
Withdrawn	1165	8.1	948	6.6	985	6.4	707	4.5	631	4.0
Other	127	0.9	298	2.1	388	2.5	459	3.0	483	3.0
Total	1499	10.4	1414	9.8	1551	10.1	1330	8.6	1222	7.7
Proven:										
Dismissed and cautioned	1817	12.6	1742	12.1	2504	16.3	2349	15.1	2390	15.1
Proved, no penalty	348	2.4	388	2.7	839	5.5	1393	9.0	1546	9.7
Rising of the court	43	0.3	48	0.3	50	0.3	22	0.1	28	0.2
Recognizance	3032	21.1	2978	20.6	3155	20.6	3121	20.1	3082	19.4
Probation	2010	14.0	1997	13.8	2185	14.2	2216	14.2	2725	17.2
Compensation	60	0.4	79	0.5	112	0.7	111	0.7	164	1.0
Fine	3004	20.9	2884	20.0	2725	17.8	2894	18.6	2547	16.0
Community Service Order	193	1.3	179	1.2	402	2.6	606	3.9	686	4.3
Committed to care – FACS	11	0.1	12	0.1	3	0.0	5	0.0	1	0.0
Committed to care – other	53	0.4	33	0.2	12	0.1	4	0.0	4	0.0
Committed to institution	1558	10.8	1492	10.3	1168	7.6	1021	6.6	1069	6.7
Committed to prison	73	0.5	81	0.6	66	0.4	19	0.1	10	0.1
Other	699	4.9	1121	7.8	568	3.7	462	3.0	405	2.6
Total	12901	89.6	13034	90.2	13789	89.9	14223	91.4	14657	92.3
Total	14400	100.0	14448	100.0	15340	100.0	15553	100.0	15879	100.0

TABLE 4

CHARGES FOR CRIMINAL MATTERS BEFORE THE CHILDREN'S COURTS, 1989/90:
OUTCOME OF CHARGE, TYPE OF OFFENCE CHARGED

<i>Outcome of charge</i>	<i>Against the person</i>		<i>Robbery and extortion</i>		<i>Sexual assault</i>		<i>Fraud</i>		<i>Break, enter and steal</i>	
	No.	%	No.	%	No.	%	No.	%	No.	%
Not proven	265	12.1	56	22.9	39	28.7	24	6.0	151	6.5
Dismissed and cautioned	196	9.0	3	1.2	1	0.7	71	17.6	210	9.1
Proved, no penalty	329	15.1	38	15.5	36	26.5	20	5.0	158	6.8
Recognizance	473	21.6	26	10.6	17	12.5	112	27.8	507	22.0
Probation	397	18.2	62	25.3	35	25.7	89	22.1	692	30.0
Fine	237	10.8	4	1.6	2	1.5	47	11.7	59	2.6
Community Service Order	93	4.3	21	8.6	2	1.5	16	4.0	191	8.3
Committed to care – FACS	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0
Committed to care – other	2	0.1	0	0.0	0	0.0	0	0.0	0	0.0
Committed to institution	140	6.4	33	13.5	4	2.9	9	2.2	291	12.6
Other	54	2.5	2	0.8	0	0.0	15	3.7	48	2.1
Total	2186	100.0	245	100.0	136	100.0	403	100.0	2307	100.0

TABLE 4 continued

CHARGES FOR CRIMINAL MATTERS BEFORE THE CHILDREN'S COURTS, 1989/90:
OUTCOME OF CHARGE, TYPE OF OFFENCE CHARGED

<i>Outcome of charge</i>	<i>Motor vehicle theft</i>		<i>Shoplifting</i>		<i>Other theft</i>		<i>Unlawful possession</i>		<i>Serious driving</i>	
	No.	%	No.	%	No.	%	No.	%	No.	%
Not proven	116	6.4	45	5.8	115	6.0	85	9.8	56	10.2
Dismissed and cautioned	208	11.5	216	28.1	381	20.0	106	12.2	6	1.1
Proved, no penalty	118	6.5	39	5.1	180	9.4	106	12.2	37	6.8
Recognizance	469	26.0	220	28.6	429	22.5	180	20.7	37	6.8
Probation	456	25.3	91	11.8	344	18.0	168	19.4	16	2.9
Fine	115	6.4	120	15.6	270	14.2	128	14.7	40	7.3
Community Service Order	114	6.3	16	2.1	71	3.7	23	2.6	8	1.5
Committed to care – FACS	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0
Committed to care – other	0	0.0	0	0.0	1	0.1	0	0.0	0	0.0
Committed to institution	189	10.5	18	2.3	95	5.0	64	7.4	7	1.3
Other	17	0.9	5	0.6	22	1.2	8	0.9	341	62.2
Total	1802	100.0	770	100.0	1903	100.0	868	100.0	548	100.0

TABLE 4 continued

CHARGES FOR CRIMINAL MATTERS BEFORE THE CHILDREN'S COURTS, 1989/90:
OUTCOME OF CHARGE, TYPE OF OFFENCE CHARGED

<i>Outcome of charge</i>	<i>Firearms and weapons</i>		<i>Property damage</i>		<i>Offensive behaviour</i>		<i>Drug</i>		<i>Other</i>		<i>Total</i>	
	No.	%	No.	%	No.	%	No.	%	No.	%	No.	%
Not proven	8	5.2	82	6.8	44	3.7	17	2.8	119	7.7	1222	7.7
Dismissed and cautioned	54	34.8	177	14.6	287	24.1	145	23.9	329	21.4	2390	15.1
Proved, no penalty	7	4.5	130	10.7	126	10.6	37	6.1	185	12.0	1546	9.7
Recognizance	20	12.9	245	20.2	96	8.1	89	14.7	162	10.5	3082	19.4
Probation	13	8.4	166	13.7	39	3.3	54	8.9	103	6.7	2725	17.2
Fine	43	27.7	200	16.5	587	49.2	241	39.8	454	29.5	2547	16.0
Community Service Order	3	1.9	90	7.4	6	0.5	14	2.3	18	1.2	686	4.3
Committed to care – FACS	0	0.0	0	0.0	0	0.0	1	0.2	0	0.0	1	0.0
Committed to care – other	0	0.0	0	0.0	0	0.0	0	0.0	1	0.1	4	0.0
Committed to institution	7	4.5	47	3.9	4	0.3	6	1.0	155	10.1	1069	6.7
Other	0	0.0	77	6.3	3	0.3	2	0.3	13	0.8	607	3.8
Total	155	100.0	1214	100.0	1192	100.0	606	100.0	1539	100.0	15879	100.0

TABLE 5

**APPEARANCES AND PROVEN OFFENCES FOR DRUG MATTERS
BEFORE THE CHILDREN'S COURTS, 1989/90:
TYPE OF OFFENCE CHARGED**

<i>Type of offence charged</i>	<i>Appearances</i>		<i>Proven offences</i>	
	No.	%	No.	%
Possess/use:				
-Cannabis	346	57.1	335	56.9
-Opiates	13	2.1	12	2.0
-Stimulants	15	2.5	14	2.4
-Other drug	52	8.6	51	8.7
Deal/traffic:				
-Cannabis	20	3.3	20	3.4
-Opiates	1	0.2	0	0.0
-Stimulants	0	0.0	0	0.0
-Other drug	13	2.1	13	2.2
Other	146	24.1	144	24.4
Total	606	100.0	589	100.0

TABLE 6

**PROVEN OFFENDERS FOR CRIMINAL MATTERS BEFORE THE
CHILDREN'S COURTS, 1989/90:
AGE OF OFFENDER, SEX OF OFFENDER**

<i>Age of offender</i>	<i>Male</i>		<i>Female</i>		<i>Total</i>	
	No.	%	No.	%	No.	%
11 years	65	0.5	4	0.2	69	0.5
12 years	216	1.7	25	1.2	241	1.6
13 years	585	4.7	117	5.5	702	4.8
14 years	1218	9.7	261	12.3	1479	10.1
15 years	2225	17.8	385	18.2	2610	17.9
16 years	3252	26.0	587	27.8	3839	26.3
17 years	4284	34.3	656	31.0	4940	33.8
18 years and over	658	5.3	80	3.8	738	5.0
Total	12503	100.0	2115	100.0	14618^a	100.0

^a Age not known in 39 cases

TABLE 7

**PROVEN OFFENDERS FOR CRIMINAL MATTERS BEFORE THE
CHILDREN'S COURTS, 1989/90:
TYPE OF OFFENCE CHARGED, SEX OF OFFENDER**

<i>Type of offence charged</i>	<i>Male</i>		<i>Female</i>		<i>Total</i>	
	No.	%	No.	%	No.	%
Against the person	1602	12.8	319	15.1	1921	13.1
Robbery and extortion	165	1.3	24	1.1	189	1.3
Sexual assault	96	0.8	1	0.0	97	0.7
Fraud	242	1.9	137	6.5	379	2.6
Break, enter and steal	1995	15.9	161	7.6	2156	14.7
Larceny:						
Motor vehicle theft	1521	12.1	165	7.8	1686	11.5
Shoplifting	459	3.7	266	12.6	725	4.9
Other theft	1550	12.4	243	11.5	1793	12.2
Unlawful possession	656	5.2	127	6.0	783	5.3
Serious driving	446	3.6	46	2.2	492	3.4
Firearms and weapons	142	1.1	5	0.2	147	1.0
Property damage	1026	8.2	106	5.0	1132	7.7
Offensive behaviour	967	7.7	181	8.5	1148	7.8
Drug	515	4.1	74	3.5	589	4.0
Other	1158	9.2	262	12.4	1420	9.7
Total	12540	100.0	2117	100.0	14657	100.0

TABLE 8

**APPEARANCES FOR CRIMINAL MATTERS
BEFORE THE CHILDREN'S COURTS, 1989/90:
BAIL STATUS**

<i>Bail status</i>	No.	%
In custody	1364	12.8
On bail	7243	68.2
Bail dispensed with	820	7.7
Unknown bail status	1188	11.2
Total	10615 ^a	100.0

^a There were 5264 matters involving a summons or Court Attendance Notice not included in this table.

TABLE 9

TRENDS IN POLICE CAUTIONS REPORTED TO THE DEPARTMENT OF FAMILY AND COMMUNITY SERVICES,
1985/86 TO 1989/90

<i>Type of offence</i>	<i>1985/86</i>		<i>1986/87</i>		<i>1987/88</i>		<i>1988/89</i>		<i>1989/90</i>	
	No.	%	No.	%	No.	%	No.	%	No.	%
Against the person	147	3.8	202	4.2	215	5.2	193	5.7	147	5.7
Robbery and extortion	1	0.0	7	0.1	6	0.1	3	0.1	7	0.3
Sexual assault	20	0.5	22	0.5	30	0.7	19	0.6	13	0.5
Fraud	94	2.5	100	2.1	76	1.8	117	3.5	86	3.4
Break, enter and steal	622	16.3	686	14.1	476	11.5	379	11.2	271	10.6
Larceny:										
Motor vehicle theft	392	10.2	486	10.0	225	5.4	73	2.2	87	3.4
Shoplifting	778	20.3	1203	24.7	-	-	-	-	775	30.2
Other theft	776	20.3	991	20.4	2068	49.9	1676	49.6	461	18.0
Unlawful possession	125	3.3	163	3.4	106	2.6	80	2.4	85	3.3
Serious driving	0	0.0	0	0.0	0	0.0	2	0.1	1	0.0
Firearms and weapons	76	2.0	98	2.0	61	1.5	44	1.3	45	1.8
Property damage	365	9.5	397	8.2	342	8.3	331	9.8	204	8.0
Offensive behaviour	49	1.3	66	1.4	131	3.2	143	4.2	90	3.5
Drug	223	5.8	227	4.7	176	4.2	117	3.5	97	3.8
Other	157	4.1	215	4.4	233	5.6	199	5.9	197	7.7
Total	3825	100.0	4863	100.0	4145	100.0	3376	100.0	2566	100.0

TABLE 10

**POLICE CAUTIONS REPORTED TO THE DEPARTMENT OF FAMILY
AND COMMUNITY SERVICES, 1989/90:
AGE OF OFFENDER, SEX OF OFFENDER**

<i>Age of offender</i>	<i>Male</i>		<i>Female</i>		<i>Total</i>	
	No.	%	No.	%	No.	%
10 years	46	2.3	3	0.5	49	1.9
11 years	96	4.8	15	2.7	111	4.3
12 years	169	8.4	34	6.1	203	7.9
13 years	274	13.6	85	15.3	359	14.0
14 years	375	18.7	116	20.8	491	19.1
15 years	373	18.6	105	18.9	478	18.6
16 years	354	17.6	112	20.1	466	18.2
17 years	297	14.8	78	14.0	375	14.6
18 years and over	25	1.2	9	1.6	34	1.3
Total	2009	100.0	557	100.0	2566	100.0

TABLE 11

**POLICE CAUTIONS REPORTED TO THE DEPARTMENT OF FAMILY AND
COMMUNITY SERVICES, 1989/90:
TYPE OF OFFENCE, SEX OF OFFENDER**

<i>Type of offence</i>	<i>Male</i>		<i>Female</i>		<i>Total</i>	
	No.	%	No.	%	No.	%
Against the person	105	5.2	42	7.5	147	5.7
Robbery and extortion	4	0.2	3	0.5	7	0.3
Sexual assault	13	0.6	0	0.0	13	0.5
Fraud	54	2.7	32	5.7	86	3.4
Break, enter and steal	249	12.4	22	3.9	271	10.6
Larceny:						
Motor vehicle theft	75	3.7	12	2.2	87	3.4
Shoplifting	488	24.3	287	51.5	775	30.2
Other theft	402	20.0	59	10.6	461	18.0
Unlawful possession	70	3.5	15	2.7	85	3.3
Serious driving	0	0.0	1	0.2	1	0.0
Firearms and weapons	45	2.2	0	0.0	45	1.8
Property damage	179	8.9	25	4.5	204	8.0
Offensive behaviour	75	3.7	15	2.7	90	3.5
Drug	83	4.1	14	2.5	97	3.8
Other	167	8.3	30	5.4	197	7.7
Total	2009	100.0	557	100.0	2566	100.0

TABLE 12**TRENDS IN APPEARANCES FOR WELFARE MATTERS BEFORE THE CHILDREN'S COURTS, 1985/86 TO 1989/90**

<i>Type of welfare matter</i>	<i>1985/86</i>		<i>1986/87</i>		<i>1987/88</i>		<i>1988/89</i>		<i>1989/90</i>	
	No.	%	No.	%	No.	%	No.	%	No.	%
No fixed place of abode	12	0.7	4	0.2	1	0.1	0	0.0	2	0.2
Destitute	36	2.0	29	1.5	13	0.9	0	0.0	1	0.1
Exposed to moral danger	89	4.8	66	3.5	52	3.5	3	0.3	1	0.1
Improper guardianship	141	7.7	131	7.0	73	4.9	0	0.0	0	0.0
Incompetent guardianship	1145	62.2	787	41.9	531	35.7	37	3.2	1	0.1
Other neglect matters	49	2.7	387	20.6	462	31.0	708	61.7	773	63.6
Truancy	4	0.2	6	0.3	1	0.1	0	0.0	0	0.0
Uncontrollable	365	19.8	467	24.9	263	17.7	9	0.8	0	0.0
Child abused	-	-	-	-	93	6.2	309	26.9	230	18.9
Other	0	0.0	1	0.1	0	0.0	81	7.1	208	17.1
Total	1841	100.0	1878	100.0	1489	100.0	1147	100.0	1216	100.0

TABLE 13

TRENDS IN PROVEN WELFARE MATTERS BEFORE THE CHILDREN'S COURTS, 1985/86 TO 1989/90

<i>Type of welfare matter</i>	<i>1985/86</i>		<i>1986/87</i>		<i>1987/88</i>		<i>1988/89</i>		<i>1989/90</i>	
	No.	%	No.	%	No.	%	No.	%	No.	%
No fixed place of abode	10	0.7	3	0.2	0	0.0	0	0.0	2	0.2
Destitute	32	2.2	27	1.9	10	0.9	0	0.0	1	0.1
Exposed to moral danger	68	4.7	49	3.4	33	2.8	2	0.2	0	0.0
Improper guardianship	122	8.4	100	6.9	62	5.4	0	0.0	0	0.0
Incompetent guardianship	978	67.0	675	46.3	441	38.1	30	2.9	1	0.1
Other neglect matters	43	2.9	325	22.3	396	34.2	633	62.1	670	61.9
Truancy	1	0.1	3	0.2	1	0.1	0	0.0	0	0.0
Uncontrollable	205	14.1	274	18.8	130	11.2	4	0.4	0	0.0
Child abused	-	-	-	-	85	7.3	288	28.2	215	19.9
Other	0	0.0	1	0.1	0	0.0	63	6.2	193	17.8
Total	1459	100.0	1457	100.0	1158	100.0	1020	100.0	1082	100.0

TABLE 14

TRENDS IN OUTCOMES FOR WELFARE MATTERS BEFORE THE CHILDREN'S COURTS, 1985/86 TO 1989/90

<i>Outcome of welfare matter</i>	<i>1985/86</i>		<i>1986/87</i>		<i>1987/88</i>		<i>1988/89</i>		<i>1989/90</i>	
	No.	%	No.	%	No.	%	No.	%	No.	%
Not proven:										
Heard, not proven	24	1.3	3	0.2	1	0.1	0	0.0	0	0.0
Withdrawn	343	18.6	390	20.8	306	20.6	106	9.2	125	10.3
Other	15	0.8	28	1.5	24	1.6	21	1.8	9	0.7
Total	382	20.7	421	22.4	331	22.2	127	11.1	134	11.0
Proven:										
Dismissed and cautioned	54	2.9	72	3.8	35	2.4	1	0.1	0	0.0
Proved, no penalty	35	1.9	45	2.4	68	4.6	55	4.8	94	7.7
Rising of the court	0	0.0	4	0.2	0	0.0	0	0.0	0	0.0
Recognizance	13	0.7	8	0.4	1	0.1	0	0.0	1	0.1
Probation	197	10.7	207	11.0	86	5.8	6	0.5	1	0.1
Committed to care – FACS	325	17.7	305	16.2	256	17.2	312	27.2	346	28.5
Committed to care – other	817	44.4	734	39.1	524	35.2	194	16.9	186	15.3
Committed to institution	17	0.9	16	0.9	8	0.5	0	0.0	0	0.0
Other	1	0.1	66	3.5	180	12.1	452	39.4	454	37.3
Total	1459	79.3	1457	77.6	1158	77.8	1020	88.9	1082	89.0
Total	1841	100.0	1878	100.0	1489	100.0	1147	100.0	1216	100.0

TABLE 15
**WELFARE MATTERS BEFORE THE CHILDREN'S COURTS, 1989/90:
OUTCOME OF WELFARE MATTER, TYPE OF WELFARE MATTER**

<i>Outcome of welfare matter</i>	<i>Exposed to moral danger</i>		<i>Incompetent guardianship</i>		<i>Other neglect matters</i>		<i>No fixed place of abode</i>	
	No.	%	No.	%	No.	%	No.	%
Not proven	1	100.0	0	0.0	103	13.3	0	0.0
Proven, no penalty	0	0.0	0	0.0	74	9.6	0	0.0
Recognizance	0	0.0	0	0.0	1	0.1	0	0.0
Probation	0	0.0	0	0.0	0	0.0	0	0.0
Committed to care – FACS	0	0.0	0	0.0	224	29.0	0	0.0
Committed to care – other	0	0.0	0	0.0	127	16.4	0	0.0
Other	0	0.0	1	100.0	244	31.6	2	100.0
Total	1	100.0	1	100.0	773	100.0	2	100.0

TABLE 15 continued

WELFARE MATTERS BEFORE THE CHILDREN'S COURTS, 1989/90:
OUTCOME OF WELFARE MATTER, TYPE OF WELFARE MATTER

<i>Outcome of welfare matter</i>	<i>Destitute</i>		<i>Child abused</i>		<i>Other</i>		<i>Total</i>	
	No.	%	No.	%	No.	%	No.	%
Not proven	0	0.0	15	6.5	15	7.2	134	11.0
Proven, no penalty	0	0.0	6	2.6	14	6.7	94	7.7
Recognizance	0	0.0	0	0.0	0	0.0	1	0.1
Probation	0	0.0	1	0.4	0	0.0	1	0.1
Committed to care – FACS	0	0.0	56	24.3	66	31.7	346	28.5
Committed to care – other	1	100.0	24	10.4	34	16.3	186	15.3
Other	0	0.0	128	55.7	79	38.0	454	37.3
Total	1	100.0	230	100.0	208	100.0	1216	100.0

TABLE 16**PROVEN WELFARE MATTERS BEFORE THE CHILDREN'S COURTS, 1989/90:
AGE OF CHILD, SEX OF CHILD**

<i>Age of child</i>	<i>Male</i>		<i>Female</i>		<i>Total</i>	
	No.	%	No.	%	No.	%
Under 3 years	118	21.2	110	20.9	228	21.1
3 to 5 years	97	17.4	80	15.2	177	16.4
6 to 8 years	81	14.6	48	9.1	129	11.9
9 to 11 years	64	11.5	69	13.1	133	12.3
12 to 14 years	164	29.5	172	32.7	336	31.1
15 years	24	4.3	39	7.4	63	5.8
16 years	6	1.1	6	1.1	12	1.1
17 years	1	0.2	1	0.2	2	0.2
18 years and over	1	0.2	1	0.2	2	0.2
Total	556	100.0	526	100.0	1082	100.0

TABLE 17

PROVEN WELFARE MATTERS BEFORE THE CHILDREN'S COURTS, 1989/90:
TYPE OF WELFARE MATTER, SEX OF CHILD

<i>Type of welfare matter</i>	<i>Male</i>		<i>Female</i>		<i>Total</i>	
	No.	%	No.	%	No.	%
No fixed place of abode	2	0.4	0	0.0	2	0.2
Destitute	1	0.2	0	0.0	1	0.1
Incompetent guardianship	0	0.0	1	0.2	1	0.1
Other neglect matters	364	65.5	306	58.2	670	61.9
Child abused	94	16.9	121	23.0	215	19.9
Other	95	17.1	98	18.6	193	17.8
Total	556	100.0	526	100.0	1082	100.0

TABLE 18***WELFARE MATTERS BEFORE THE CHILDREN'S COURTS, 1989/90:
OUTCOME OF WELFARE MATTER, SEX OF CHILD**

<i>Outcome of welfare matter</i>	<i>Male</i>		<i>Female</i>		<i>Total</i>	
	No.	%	No.	%	No.	%
Not proven	64	10.3	70	11.7	134	11.0
Proven, no penalty	53	8.5	41	6.9	94	7.7
Recognizance	1	0.2	0	0.0	1	0.1
Probation	0	0.0	1	0.2	1	0.1
Committed to care – FACS	184	29.7	162	27.2	346	28.5
Committed to care – other	93	15.0	93	15.6	186	15.3
Other	225	36.3	229	38.4	454	37.3
Total	620	100.0	596	100.0	1216	100.0

APPENDIX 1

NOTES ON PENALTIES

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

Periodic detention

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

Community Service Order

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

Recognizance

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

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

Depending on the kind of recognizance the court imposes, a sum of money is usually fixed at the time of sentencing by the court and indicates the amount the offender will be liable to pay if any conditions of the recognizance are breached. Such payment by the offender will, of course, be in addition to any other sanction which breach of the recognizance might attract.

A recognizance imposed in the Children's Court may not exceed 2 years in duration.

S.20 (Commonwealth) Conditional release after sentence

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

Deferred sentences

Under Section 558 of the Crimes Act 1900, a certain type of recognizance may be imposed which is referred to as a "deferred sentence". In addition to having to

pay any monetary penalty, a breach of the conditions of the recognizance may lead to the offender being called upon for sentencing on the original offence.

556A dismissal/recognizance

Under Section 556A of the Crimes Act 1900, the court may, where it finds a charge proved, elect not to proceed to a conviction, but to either discharge the offender with no penalty, with some nominal penalty, or with a recognizance to be of good behaviour (see above).

Rising of the Court

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

Caution and dismissal (Children's Court only)

In the Children's Court the court may dismiss the charge and caution the offender.

APPENDIX 2

PENALTY HIERARCHY FOR PRINCIPAL OFFENCE

The penalty hierarchy for the calculation of the principal offence is shown below. Penalties applicable to both adults and children are shown in the hierarchy. The penalties are listed from the most to the least serious.

1. Imprisonment
2. S.20 (Cwth) Conditional release after sentence
3. Detention in juvenile institution
4. Periodic detention
5. Detention - not otherwise specified
6. Community Service Order
7. Community Service Order - children
8. S.432(2) Recognizance with supervision
9. Sentence deferred, with supervision
10. Sentence deferred
11. Recognizance to appear, with supervision
12. S.556A Recognizance
13. Caution and dismissal (Children's Court only)
14. Recognizance not otherwise specified
15. Fine
16. Disqualified/suspended from driving
17. Compensation
18. Rising of the Court
19. S.556A Offence proved, no conviction recorded