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CORPORATE FINANCE & ECONOMICS EXPERTISE

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## **Variations in District Court Sentencing: Regional Analysis**

#### Introduction

This report summarises the results of our analysis of the degree of variation in prison sentencing across District Court regions for different offences.

The data on prison sentencing by the District Courts has been analysed across 17 administrative regions for 65 different offence types and for 12 different offence sub-categories. The variation in sentencing has been analysed in terms of the % sent to prison for a given offence type and, for those sent to prison, the nominal term of imprisonment. The full data and analysis is available in the spreadsheets that accompany this report.

## Regional Analysis of Rates of imprisonment

## Regional Rates of Imprisonment by Offence Type

The Ministry of Justice (MoJ) have been very helpful in providing, at short notice, data on the nominal sentences imposed for different offences in 2004 and 2005 across the District Courts at a regional level in New Zealand. The data provided by the MoJ is sourced from the Ministry's "justice data warehouse", which in term is sourced from the Case Management System database. <sup>1</sup>

The data has been analysed in terms of the extent to which a prison sentence or non-prison sentence was imposed for convictions for each of 65 offences types (and 12 offence subcategories) in each of the 17 District Court regions in New Zealand during the period under review.

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<sup>&</sup>lt;sup>1</sup> We are not in a position to vouch for the accuracy of the original data.

The 17 District Court regions considered in the analysis and the number of convictions recorded at each District Court for the two years 2004 and 2005 are provided in Appendix One of this report.

Appendix Two provides, in summary table form, the percentages of convictions where imprisonment was imposed for each of the 65 offence types for each of the 17 regions.

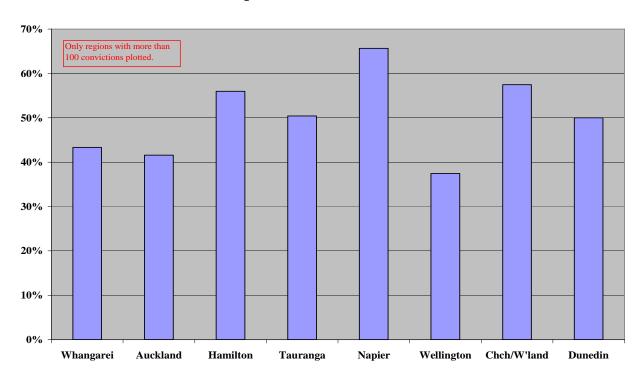
Appendix Three provides, in summary table form, the percentages of convictions where imprisonment was imposed for each of the 12 offence sub-categories for each of the 17 regions.

The graphs below illustrate, for five sample offence types, the regional variations in sentencing, measured in terms of the percentage of convictions for which a prison sentence was imposed. The offence types illustrated below are:

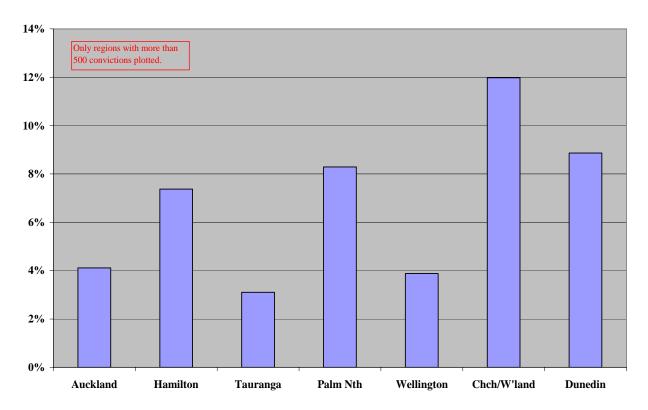
- "grievous assault";
- "theft";
- "conversion";
- "breach of community work"; and
- "driving under the influence".

Each of the five offence types presented below had well over 1,000 convictions across the country during the two years under review. Only those regions with more than 500 convictions (for theft, breach of community work, and driving under the influence) or more than 100 convictions (for grievous assault and conversion) are included in the graphs below.

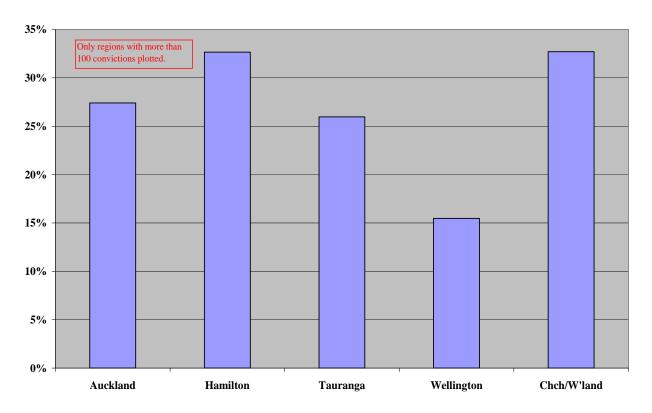
## % Imprisoned - Grievous Assault



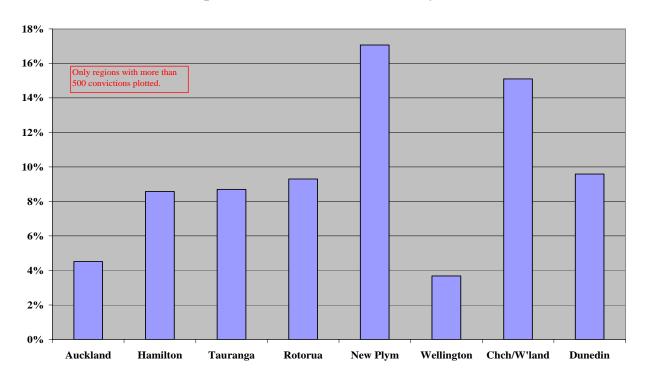
# % Imprisoned - Theft



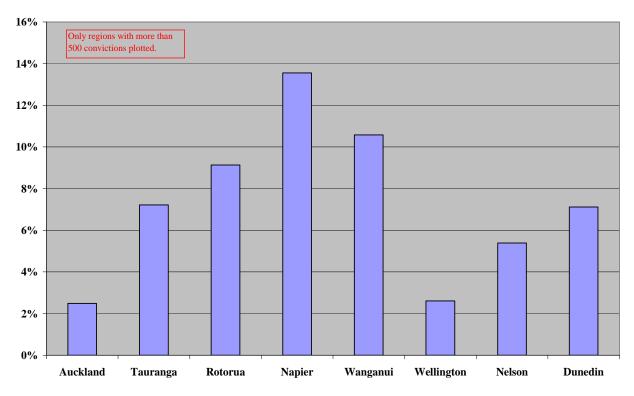
# % Imprisoned - Conversion



## % Imprisoned - Breach of Community Work



### **%** Imprisoned -Driving Under Influence



When interpreting the above data it should be noted that:

- the data presented above and in Appendix 2 do not permit allowance to be made for the effect of the number of previous offences of the offender on the term of the prison sentence. However, given the large numbers of convictions considered for the offence types presented above (with over 100 to over 500 convictions recorded in each region), it may not be unreasonable to assume that the numbers of previous offences would not be markedly dissimilar across the regions;
- the breadth of the classes used when categorising the different offences may affect the degree of variability of the sentencing terms recorded across the regions. If, for example, offences of a given type are consistently more serious in a particular region or regions, the average sentence imposed in the region would be expected to be more severe. However, the large numbers of convictions for the regions and offences presented above may also lead to differences in the severity of the offence across the regions tending to wash out;
- examining the data at the regional level (i.e., the 17 regions) will tend to understate the degree of variability in sentencing at the individual District Court level;

- there may be differences in classifications across the regions that distort the data. For example, an offence that is classified as a serious assault in one region may be classified as a minor or a grievous assault in other regions;
- in cases of multiple offences, the most serious offence for each case has been used; and
- the 2005 data is provisional and sentences may be subject to appeal.

#### Regional Rates of Imprisonment by Sub-category of Offence

To allow, at least in part, for the possible distortions to the data from systematic differences in the number of previous convictions and/or the degree of seriousness of the offences across the regions, the regional variations in sentencing for 12 "sub-categories" of offence were also analysed.

The 12 sub-categories of offence considered are provided in Appendix Three. The sub-categories covered four different offence types:

- "driving under the influence";
- "driving while disqualified"
- "receiving"; and
- "theft".

In the case of "driving under the influence" and "driving while disqualified", the sub-categories permit some allowance to be made for the number of previous offences of the offender, with sentencing data recorded separately for those who have recorded three or more previous offences.

In the case of "receiving" and "theft", the sub-categories permit some allowance to be made for the severity of the offence, with sentencing data recorded separately for three different categories according to the value of the property involved (e.g. less than \$500, greater than \$500).

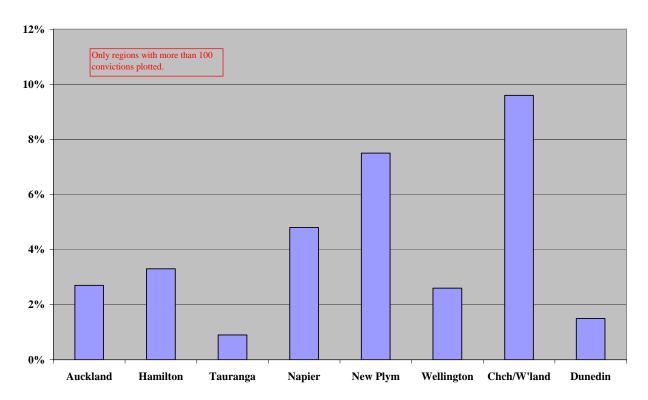
The graphs below illustrate the regional variations in sentencing, measured in terms of the percentage of convictions for which a prison sentence was imposed, for three sample subcategories of offences. Each of these three offence sub-categories had over 900 convictions recorded across the country during the period under review. Only regions with 100 or more convictions are included in the graphs.

The offence types illustrated below are:

- theft of property (with a value of less than \$500);
- driving with excess breath alcohol (3<sup>rd</sup> or subsequent offence); and

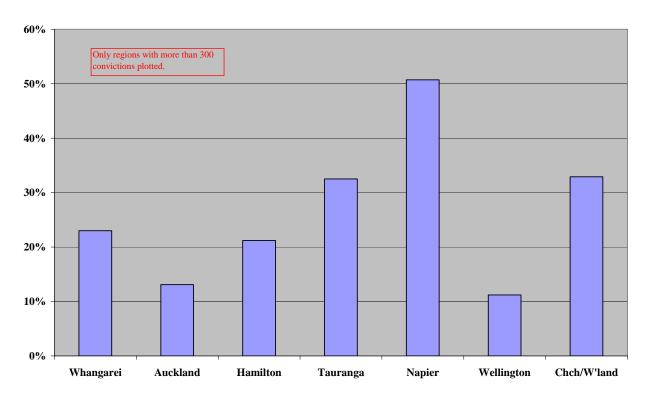
- driving while disqualified (3<sup>rd</sup> or subsequent offence);

## % IMPRISONED - THEFT PROPERTY (UNDER \$500)

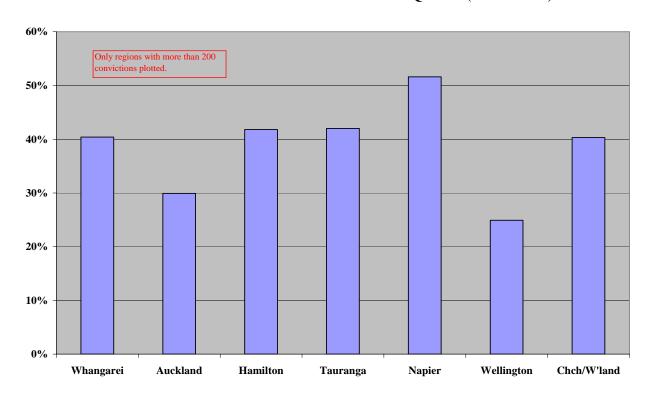


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### % IMPRISONED - EXCESS BREATH ALCOHOL (3rd or Sub)



## % IMPRISONED - DRIVING WHILE DISQUAL. (3rd or Sub)



## Regional Analysis of Nominal Term of Imprisonment

Finally we examine, for those cases where imprisonment is imposed, the degree of variation in the nominal prison sentence imposed across the different District Court regions.

The graphs below present the results of the analysis for the five offence types and three offence sub-categories presented above. For ease of reference, we include both the percent imprisoned and the term of the sentence on a single graph.

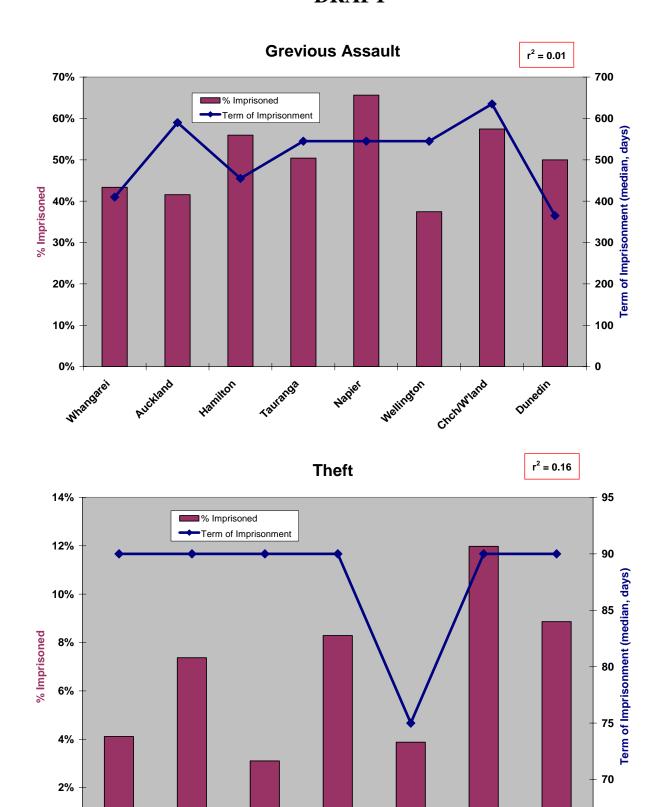
The graphs present the median prison sentence (measured in days) for each region for the selected offence types.<sup>2</sup> The accompanying spreadsheets include the mean, standard deviation and range (maximum and minimum) of the nominal prison sentences for each region for each category of offence.

When interpreting the graphs and data it should be noted that:

- the number of cases where imprisonment is imposed for some of the regions is relatively small (as the number of convictions and/or imprisonment rates are low);
- for two of the eight offence categories considered ("driving under the influence" and "theft of property (under \$500)"), there appears to be some evidence of a negative correlation between the imprisonment rates and length of the prison sentences: i.e., that regions which have had relatively high imprisonment rates have tended to set somewhat shorter prison sentences;<sup>3</sup>
- for the other six offence categories, there is little or no sign of a relationship between the imprisonment rate and the length of the prison sentence imposed;
- the number of observations on which the correlations (the "r squareds") are estimated is small. Further, the number of offence categories considered is small and may not be representative of all offence categories. A full analysis, including regression analysis, may yield further insights.

<sup>&</sup>lt;sup>2</sup> The median is probably a better indicator than the mean of the "average" sentence term. The data sets are not normally distributed but generally tend to be positively skewed (i.e. with long tails to the right). That is, the majority of the sentences are relatively short, but there are a number of sentences which are long (relative to the mean sentence). Some of the distributions are relatively flat-topped ("platykurtic").

<sup>&</sup>lt;sup>3</sup> We present on the graphs the "r squared" (the Pearson product moment correlation coefficient) for each data series. An "r squared" is an indicator of the degree to which the variance in one series (imprisonment rates) is associated with the variance in another series (the term of the sentence). An "r squared" can range from 0 to 1, with a number closer to 1 indicating a relatively high correlation (note that the correlation may be positive or negative). For two of the offence categories ("driving under the influence" and "theft of property (under \$500)"), the reported "r squareds" are above 0.6 but for the other offence categories the "r squareds" are low, indicating little correlation (either positive or negative) between imprisonment rates and the term of the sentence.



Wellington Chch/W'land

Palm Nth

65

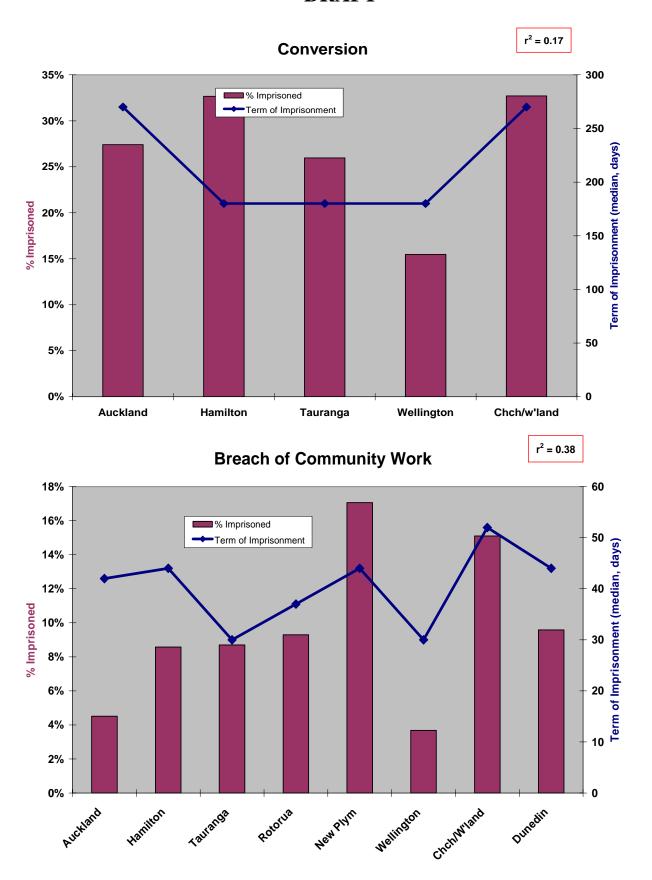
Dunedin

0%

Auckland

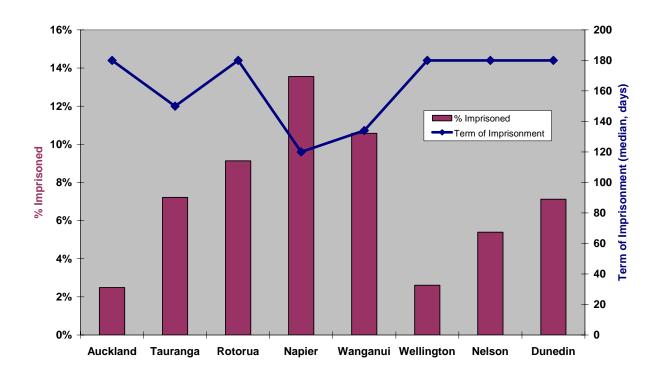
Hamilton

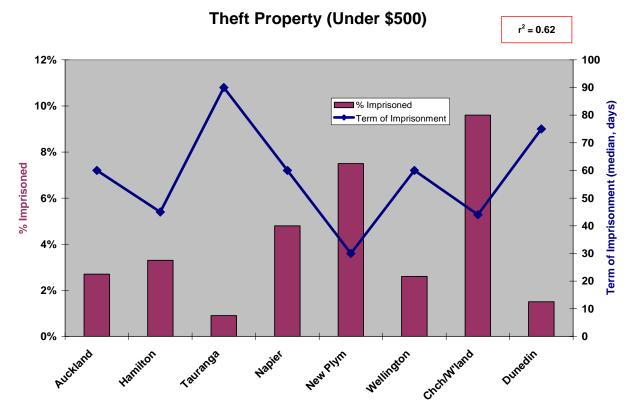
Tauranga

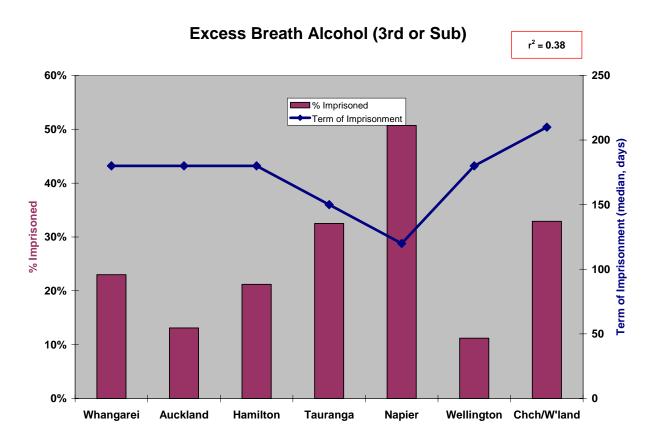


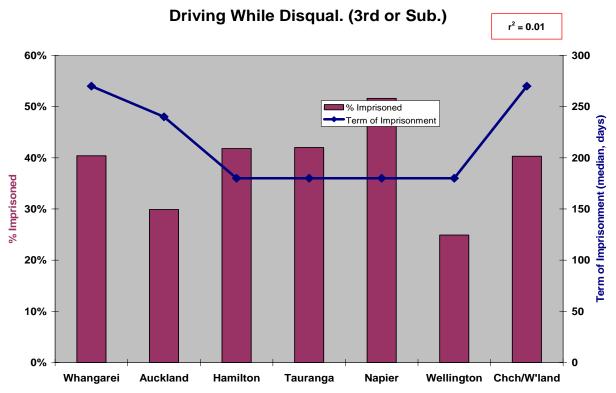
## **Driving Under Influence**

 $r^2 = 0.64$ 









# Appendix 1: District Court Regions

| Region                       | District Court   | Cases (2004, 05) Convicted |
|------------------------------|------------------|----------------------------|
| 01:WHANGAREI                 | DARGAVILLE DC    |                            |
|                              | KAIKOHE DC       | 701                        |
| 01:WHANGAREI<br>01:WHANGAREI | KAITAIA DC       | 3,020                      |
| 01:WHANGAREI                 | WHANGAREI DC     | 1,571                      |
| 02:AUCKLAND                  | AUCKLAND DC      | 5,287<br>23,667            |
| 02:AUCKLAND                  | MANUKAU DC       | 17,344                     |
| 02:AUCKLAND                  | NORTH SHORE DC   | ·                          |
| 02:AUCKLAND                  | PAPAKURA DC      | 8,198                      |
| 02:AUCKLAND                  | PUKEKOHE DC      | 3,195                      |
| 02:AUCKLAND                  | THAMES DC        | 2,111                      |
| 02:AUCKLAND                  | WAITAKERE DC     | 1,367<br>10,666            |
| 02:AUCKLAND                  | WARKWORTH DC     | 710                        |
| 03:HAMILTON                  | HAMILTON DC      | 10.700                     |
| 03:HAMILTON                  | HUNTLY DC        | 1,201                      |
| 03:HAMILTON                  | MORRINSVILLE DC  | 1,314                      |
| 03:HAMILTON                  | TE AWAMUTU DC    | 706                        |
| 03:HAMILTON                  | TE KUITI DC      | 614                        |
| 03:HAMILTON                  | TOKOROA DC       | 1,998                      |
| 04:TAURANGA                  | TAURANGA DC      | 9,735                      |
| 04:TAURANGA                  | WAIHI DC         | 9,735<br>2,278             |
| 04:TAURANGA                  | WHAKATANE DC     | 2,278                      |
| 05:ROTORUA                   | OPOTIKI DC       |                            |
| 05:ROTORUA                   | ROTORUA DC       | 7,240                      |
| 06:TAUPO                     | TAUPO DC         | 3,321                      |
| 07:GISBORNE                  | GISBORNE DC      | 4,450                      |
| 07:GISBORNE                  | RUATORIA DC      | 252                        |
| 07:GISBORNE                  | WAIROA DC        | 631                        |
| 08:NAPIER                    | HASTINGS DC      | 4,781                      |
| 08:NAPIER                    | NAPIER DC        | 5,171                      |
| 08:NAPIER                    | WAIPUKURAU DC    | 468                        |
| 09:NEW PLYMOUTH              | HAWERA DC        | 2,088                      |
| 09:NEW PLYMOUTH              | NEW PLYMOUTH DC  | 4,940                      |
| 10:WANGANUI                  | MARTON DC        | 579                        |
| 10:WANGANUI                  | TAIHAPE DC       | 565                        |
| 10:WANGANUI                  | TAUMARANUI DC    | 676                        |
| 10:WANGANUI                  | WANGANUI DC      | 3,376                      |
| 11:PALMERSTN NTH             | DANNEVIRKE DC    | 651                        |
| 11:PALMERSTN NTH             | FEILDING DC      | 906                        |
| 11:PALMERSTN NTH             | PALMERSTN NTH DC | 4,959                      |
| 12:WELLINGTON                | CHATHAM IS. DC   | 44                         |
| 12:WELLINGTON                | LEVIN DC         | 1,923                      |
| 12:WELLINGTON                | LOWER HUTT DC    | 5,320                      |
| 12:WELLINGTON                | MASTERTON DC     | 3,001                      |
| 12:WELLINGTON                | PORIRUA DC       | 4,545                      |
| 12:WELLINGTON                | UPPER HUTT DC    | 2,191                      |
| 12:WELLINGTON                | WELLINGTON DC    | 7,372                      |
| 13:NELSON                    | BLENHEIM DC      | 2,550                      |
| 13:NELSON                    | NELSON DC        | 5,097                      |
| 14:CHCH/WESTLND              | CHRISTCHURCH DC  | 17,079                     |
| 14:CHCH/WESTLND              | GREYMOUTH DC     | 1,072                      |
| 14:CHCH/WESTLND              | KAIKOURA DC      | 126                        |
| 14:CHCH/WESTLND              | RANGIORA DC      | 1,259                      |
| 14:CHCH/WESTLND              | WESTPORT DC      | 301                        |
| 14:CHCH/WESTLND              | WHATAROA DC      | 56                         |
| 15:TIMARU                    | ASHBURTON DC     | 915                        |
| 15:TIMARU                    | TIMARU DC        | 2,313                      |
| 16:DUNEDIN                   | ALEXANDRA DC     | 1,020                      |
| 16:DUNEDIN                   | BALCLUTHA DC     | 589                        |
| 16:DUNEDIN                   | DUNEDIN DC       | 6,761                      |
| 16:DUNEDIN                   | OAMARU DC        | 1,030                      |
| 17:SOUTHLAND                 | GORE DC          | 1,143                      |
| 17:SOUTHLAND                 | INVERCARGILL DC  | 4,944                      |
| 17:SOUTHLAND                 | QUEENSTOWN DC    | 1,187                      |
| TOTAL NEW ZEALAND            |                  | 226,918                    |

Appendix 2:

% Imprisoned by District Court Region for Different Offence Types

| Offence Type     | Whangarei | Auckland | Hamilton | Tauranga | Rotorua | Taupo | Gisborne | Napier |
|------------------|-----------|----------|----------|----------|---------|-------|----------|--------|
| 02:MANSLAUGHTER  | 100%      | 0%       | 100%     | 0%       | 0%      | 0%    | 0%       | 0%     |
| 03:ATTPT MURDER  | 0%        | 0%       | 0%       | 0%       | 0%      | 0%    | 0%       | 0%     |
| 04:KIDNAP/ABDUCT | 100%      | 78%      | 83%      | 100%     | 100%    | 0%    | 100%     | 0%     |
| 05:RAPE          | 100%      | 98%      | 100%     | 100%     | 100%    | 0%    | 100%     | 100%   |
| 06:UNLAW SEX CON | 100%      | 94%      | 100%     | 94%      | 90%     | 0%    | 100%     | 92%    |
| 07:ATT SEX VIOLN | 0%        | 100%     | 100%     | 100%     | 67%     | 0%    | 100%     | 0%     |
| 08:INDEC ASSAULT | 59%       | 49%      | 74%      | 47%      | 44%     | 0%    | 56%      | 53%    |
| 09:AGGR BURGLARY | 100%      | 81%      | 78%      | 89%      | 100%    | 0%    | 83%      | 100%   |
| 10:AGGR ROBBERY  | 89%       | 90%      | 91%      | 88%      | 96%     | 0%    | 75%      | 100%   |
| 11:ROBBERY       | 81%       | 67%      | 55%      | 82%      | 70%     | 50%   | 100%     | 68%    |
| 12:GRIEVOUS ASLT | 43%       | 42%      | 56%      | 50%      | 43%     | 26%   | 56%      | 66%    |
| 13:SERIOUS ASLT  | 15%       | 11%      | 15%      | 15%      | 15%     | 18%   | 16%      | 19%    |
| 14:MALE ASS FEM  | 12%       | 10%      | 18%      | 19%      | 18%     | 5%    | 20%      | 23%    |
| 15:ASSAULT CHILD | 21%       | 10%      | 18%      | 21%      | 17%     | 33%   | 8%       | 39%    |
| 16:MINOR ASSAULT | 2%        | 3%       | 7%       | 3%       | 1%      | 5%    | 4%       | 5%     |
| 17:THREAT KILL/G | 20%       | 20%      | 33%      | 28%      | 31%     | 29%   | 33%      | 22%    |
| 18:CRUELTY CHILD | 40%       | 60%      | 50%      | 100%     | 0%      | 0%    | 0%       | 100%   |
| 19:OTHR VIOLENCE | 100%      | 55%      | 43%      | 40%      | 75%     | 0%    | 0%       | 67%    |
| 21:OTHER SEXUAL  | 25%       | 33%      | 26%      | 38%      | 17%     | 0%    | 40%      | 56%    |
| 22:RESIST/OBSTR  | 1%        | 1%       | 1%       | 1%       | 2%      | 0%    | 7%       | 1%     |
| 23:THREAT/INTIM  | 0%        | 1%       | 4%       | 5%       | 5%      | 10%   | 13%      | 11%    |
| 24:OTH AG PERSON | 8%        | 13%      | 9%       | 22%      | 0%      | 0%    | 18%      | 6%     |
| 25:BURGLARY      | 35%       | 41%      | 50%      | 45%      | 47%     | 44%   | 37%      | 53%    |
| 26:THEFT         | 5%        | 4%       | 7%       | 3%       | 6%      | 5%    | 4%       | 8%     |
| 27:RECEIVING     | 13%       | 18%      | 18%      | 12%      | 16%     | 23%   | 14%      | 18%    |
| 28:CONVERSION    | 22%       | 27%      | 33%      | 26%      | 30%     | 30%   | 13%      | 36%    |
| 29:FRAUD ETC     | 18%       | 23%      | 12%      | 19%      | 18%     | 9%    | 21%      | 24%    |
| 30:ARSON         | 63%       | 37%      | 48%      | 53%      | 67%     | 0%    | 25%      | 50%    |
| 31:WILFUL DAMAGE | 3%        | 1%       | 2%       | 1%       | 1%      | 1%    | 2%       | 1%     |
| 32:OTH PROPERTY  | 10%       | 10%      | 12%      | 12%      | 16%     | 17%   | 15%      | 15%    |
| 33:USE CANNABIS  | 1%        | 0%       | 5%       | 2%       | 2%      | 4%    | 0%       | 2%     |
| 34:CANNABIS-DEAL | 23%       | 16%      | 28%      | 31%      | 37%     | 11%   | 23%      | 30%    |
| 35:OTHER CANNBIS | 4%        | 1%       | 3%       | 4%       | 5%      | 3%    | 14%      | 3%     |
| 36:USE OTH DRUG  | 6%        | 5%       | 22%      | 18%      | 0%      | 0%    | 50%      | 9%     |
| 37:OTH DRUG-DEAL | 88%       | 78%      | 83%      | 73%      | 100%    | 0%    | 50%      | 100%   |
| 38:OTH OTH DRUG  | 28%       | 17%      | 25%      | 31%      | 19%     | 22%   | 0%       | 27%    |
| 39:BREACH P.D    | 0%        | 1%       | 0%       | 0%       | 0%      | 0%    | 0%       | 0%     |
| 40:BRCH PROB/SUP | 0%        | 2%       | 7%       | 0%       | 3%      | 0%    | 5%       | 9%     |
| 41:BREACH PAROLE | 3%        | 8%       | 17%      | 23%      | 8%      | 10%   | 15%      | 24%    |

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# % Imprisoned by District Court Region for Different Offence Types ctd.

| Offence Type     | New Plymouth | Wanganui | Palm Nth | Wellington | Nelson | Chch/W'land | Timaru | Dunedin | Southland |
|------------------|--------------|----------|----------|------------|--------|-------------|--------|---------|-----------|
| 02:MANSLAUGHTER  | 0%           | 0%       | 0%       | 0%         | 0%     | 0%          | 0%     | 0%      | 0%        |
| 03:ATTPT MURDER  | 0%           | 0%       | 0%       | 0%         | 0%     | 100%        | 0%     | 0%      | 0%        |
| 04:KIDNAP/ABDUCT | 100%         | 0%       | 50%      | 75%        | 100%   | 100%        | 0%     | 100%    | 0%        |
| 05:RAPE          | 100%         | 100%     | 100%     | 100%       | 75%    | 100%        | 100%   | 100%    | 100%      |
| 06:UNLAW SEX CON | 100%         | 50%      | 100%     | 100%       | 86%    | 95%         | 0%     | 83%     | 100%      |
| 07:ATT SEX VIOLN | 100%         | 0%       | 100%     | 100%       | 100%   | 100%        | 0%     | 0%      | 100%      |
| 08:INDEC ASSAULT | 48%          | 60%      | 53%      | 48%        | 48%    | 62%         | 0%     | 43%     | 30%       |
| 09:AGGR BURGLARY | 100%         | 0%       | 100%     | 88%        | 100%   | 93%         | 67%    | 83%     | 80%       |
| 10:AGGR ROBBERY  | 100%         | 70%      | 100%     | 96%        | 100%   | 97%         | 100%   | 89%     | 75%       |
| 11:ROBBERY       | 83%          | 83%      | 73%      | 66%        | 44%    | 71%         | 100%   | 40%     | 100%      |
| 12:GRIEVOUS ASLT | 44%          | 51%      | 74%      | 37%        | 52%    | 57%         | 62%    | 50%     | 49%       |
| 13:SERIOUS ASLT  | 14%          | 21%      | 19%      | 7%         | 7%     | 16%         | 18%    | 10%     | 13%       |
| 14:MALE ASS FEM  | 14%          | 21%      | 31%      | 9%         | 14%    | 20%         | 16%    | 13%     | 13%       |
| 15:ASSAULT CHILD | 13%          | 44%      | 19%      | 7%         | 0%     | 10%         | 0%     | 6%      | 0%        |
| 16:MINOR ASSAULT | 3%           | 4%       | 5%       | 3%         | 3%     | 4%          | 0%     | 4%      | 4%        |
| 17:THREAT KILL/G | 26%          | 17%      | 38%      | 26%        | 27%    | 22%         | 20%    | 12%     | 17%       |
| 18:CRUELTY CHILD | 0%           | 0%       | 0%       | 0%         | 0%     | 0%          | 0%     | 0%      | 0%        |
| 19:OTHR VIOLENCE | 20%          | 100%     | 67%      | 17%        | 60%    | 44%         | 100%   | 33%     | 0%        |
| 21:OTHER SEXUAL  | 29%          | 43%      | 44%      | 19%        | 50%    | 38%         | 29%    | 46%     | 19%       |
| 22:RESIST/OBSTR  | 0%           | 2%       | 0%       | 1%         | 0%     | 3%          | 0%     | 0%      | 0%        |
| 23:THREAT/INTIM  | 5%           | 14%      | 3%       | 2%         | 5%     | 2%          | 0%     | 7%      | 0%        |
| 24:OTH AG PERSON | 0%           | 20%      | 0%       | 2%         | 5%     | 4%          | 0%     | 11%     | 17%       |
| 25:BURGLARY      | 47%          | 49%      | 48%      | 38%        | 37%    | 52%         | 40%    | 42%     | 38%       |
| 26:THEFT         | 8%           | 9%       | 8%       | 4%         | 7%     | 12%         | 5%     | 9%      | 6%        |
| 27:RECEIVING     | 20%          | 22%      | 20%      | 7%         | 16%    | 23%         | 9%     | 12%     | 12%       |
| 28:CONVERSION    | 32%          | 35%      | 47%      | 15%        | 16%    | 33%         | 29%    | 29%     | 23%       |
| 29:FRAUD ETC     | 21%          | 24%      | 19%      | 19%        | 12%    | 25%         | 7%     | 17%     | 14%       |
| 30:ARSON         | 67%          | 25%      | 67%      | 56%        | 29%    | 56%         | 29%    | 46%     | 67%       |
| 31:WILFUL DAMAGE | 5%           | 1%       | 1%       | 1%         | 1%     | 2%          | 1%     | 0%      | 1%        |
| 32:OTH PROPERTY  | 9%           | 18%      | 22%      | 8%         | 3%     | 15%         | 5%     | 10%     | 13%       |
| 33:USE CANNABIS  | 0%           | 3%       | 2%       | 2%         | 1%     | 2%          | 2%     | 1%      | 1%        |
| 34:CANNABIS-DEAL | 27%          | 33%      | 32%      | 19%        | 15%    | 19%         | 11%    | 14%     | 20%       |
| 35:OTHER CANNBIS | 3%           | 3%       | 5%       | 1%         | 1%     | 3%          | 0%     | 0%      | 2%        |
| 36:USE OTH DRUG  | 0%           | 50%      | 0%       | 8%         | 7%     | 6%          | 11%    | 0%      | 11%       |
| 37:OTH DRUG-DEAL | 100%         | 100%     | 50%      | 58%        | 67%    | 62%         | 0%     | 22%     | 27%       |
| 38:OTH OTH DRUG  | 24%          | 22%      | 45%      | 10%        | 14%    | 33%         | 0%     | 6%      | 0%        |
| 39:BREACH P.D    | 0%           | 0%       | 0%       | 11%        | 0%     | 14%         | 0%     | 0%      | 0%        |
| 40:BRCH PROB/SUP | 0%           | 3%       | 6%       | 3%         | 0%     | 6%          | 0%     | 9%      | 11%       |
| 41:BREACH PAROLE | 16%          | 25%      | 15%      | 4%         | 6%     | 24%         | 13%    | 13%     | 12%       |

16

**DRAFT** 

# % Imprisoned by District Court Region for Different Offence Types ctd.

| Offence Type      | Whangarei | Auckland | Hamilton | Tauranga | Rotorua | Taupo | Gisborne | Napier |
|-------------------|-----------|----------|----------|----------|---------|-------|----------|--------|
| 42:BR COMM WORK   | 6%        | 5%       | 9%       | 9%       | 9%      | 12%   | 16%      | 24%    |
| 43:BREACH BAIL    | 0%        | 2%       | 4%       | 4%       | 0%      | 0%    | 2%       | 5%     |
| 44:NON MLST/PROT  | 20%       | 10%      | 14%      | 19%      | 12%     | 10%   | 8%       | 26%    |
| 45:ESCAPE CUSTDY  | 13%       | 39%      | 18%      | 39%      | 26%     | 30%   | 20%      | 63%    |
| 46:OBSTR JUSTICE  | 56%       | 42%      | 36%      | 71%      | 50%     | 0%    | 56%      | 43%    |
| 47:OT AG JUSTICE  | 9%        | 2%       | 9%       | 10%      | 15%     | 6%    | 0%       | 4%     |
| 48:RIOT           | 0%        | 100%     | 0%       | 50%      | 0%      | 0%    | 100%     | 0%     |
| 49:UNLAWFL ASSBLY | 50%       | 6%       | 0%       | 0%       | 0%      | 0%    | 14%      | 0%     |
| 50:POSS OFF. WEAP | 10%       | 6%       | 9%       | 13%      | 4%      | 13%   | 19%      | 11%    |
| 52:LANGUAGE OFF   | 0%        | 0%       | 0%       | 0%       | 0%      | 0%    | 0%       | 0%     |
| 53:DISORD BEHAVR  | 0%        | 0%       | 0%       | 0%       | 0%      | 0%    | 0%       | 0%     |
| 54:TRESPASSING    | 3%        | 2%       | 3%       | 4%       | 2%      | 2%    | 6%       | 4%     |
| 55:OT GOOD ORDER  | 0%        | 4%       | 0%       | 8%       | 0%      | 0%    | 0%       | 0%     |
| 57:DRV CS DTH/IN  | 11%       | 7%       | 7%       | 16%      | 16%     | 10%   | 11%      | 17%    |
| 58:DRIVE UND INF  | 6%        | 2%       | 5%       | 7%       | 9%      | 3%    | 5%       | 14%    |
| 59:DRIVE WH DISQ  | 18%       | 11%      | 18%      | 18%      | 14%     | 8%    | 13%      | 23%    |
| 60:RECKLESS/DANG  | 4%        | 2%       | 2%       | 3%       | 0%      | 0%    | 3%       | 5%     |
| 61:CARELESS DRIV  | 0%        | 0%       | 0%       | 0%       | 0%      | 0%    | 0%       | 0%     |
| 62:OTHER TRAFFIC  | 0%        | 0%       | 0%       | 0%       | 0%      | 0%    | 0%       | 0%     |
| 63:ARMS ACT       | 5%        | 13%      | 13%      | 14%      | 11%     | 8%    | 18%      | 4%     |
| 64:DOG CNTL/HYD   | 0%        | 0%       | 0%       | 0%       | 0%      | 0%    | 0%       | 0%     |
| 65:TAX ACTS       | 0%        | 1%       | 1%       | 26%      | 0%      | 0%    | 0%       | 15%    |
| 66:SALE LIQ ACT   | 0%        | 0%       | 0%       | 0%       | 0%      | 0%    | 0%       | 0%     |
| 67:FISHERIES      | 0%        | 0%       | 0%       | 0%       | 0%      | 0%    | 0%       | 0%     |
| 69:OTHER MISCELL  | 7%        | 7%       | 6%       | 3%       | 3%      | 0%    | 3%       | 1%     |
| Total             | 9%        | 7%       | 10%      | 9%       | 10%     | 5%    | 9%       | 14%    |

% Imprisoned by District Court Region for Different Offence Types ctd.

| Offence Type      | New Plymouth | Wanganui | Palm Nth | Wellington | Nelson | Chch/W'land | Timaru | Dunedin | Southland |
|-------------------|--------------|----------|----------|------------|--------|-------------|--------|---------|-----------|
| 42:BR COMM WORK   | 17%          | 13%      | 7%       | 4%         | 8%     | 15%         | 15%    | 10%     | 14%       |
| 43:BREACH BAIL    | 2%           | 6%       | 4%       | 2%         | 4%     | 7%          | 4%     | 2%      | 3%        |
| 44:NON MLST/PROT  | 19%          | 18%      | 19%      | 8%         | 12%    | 21%         | 26%    | 13%     | 12%       |
| 45:ESCAPE CUSTDY  | 73%          | 63%      | 50%      | 39%        | 23%    | 42%         | 100%   | 17%     | 29%       |
| 46:OBSTR JUSTICE  | 57%          | 100%     | 75%      | 59%        | 43%    | 46%         | 0%     | 57%     | 33%       |
| 47:OT AG JUSTICE  | 0%           | 3%       | 18%      | 9%         | 11%    | 26%         | 6%     | 14%     | 0%        |
| 48:RIOT           | 0%           | 0%       | 0%       | 0%         | 0%     | 0%          | 0%     | 0%      | 0%        |
| 49:UNLAWFL ASSBLY | 0%           | 0%       | 0%       | 0%         | 0%     | 0%          | 0%     | 0%      | 0%        |
| 50:POSS OFF. WEAP | 6%           | 12%      | 5%       | 5%         | 5%     | 15%         | 11%    | 10%     | 5%        |
| 52:LANGUAGE OFF   | 0%           | 0%       | 0%       | 0%         | 0%     | 0%          | 0%     | 0%      | 0%        |
| 53:DISORD BEHAVR  | 0%           | 1%       | 1%       | 0%         | 0%     | 0%          | 1%     | 0%      | 0%        |
| 54:TRESPASSING    | 1%           | 7%       | 3%       | 2%         | 1%     | 4%          | 4%     | 4%      | 3%        |
| 55:OT GOOD ORDER  | 0%           | 0%       | 0%       | 0%         | 0%     | 6%          | 0%     | 0%      | 0%        |
| 57:DRV CS DTH/IN  | 6%           | 14%      | 6%       | 7%         | 6%     | 8%          | 9%     | 9%      | 2%        |
| 58:DRIVE UND INF  | 8%           | 11%      | 7%       | 3%         | 5%     | 7%          | 6%     | 7%      | 5%        |
| 59:DRIVE WH DISQ  | 15%          | 18%      | 16%      | 10%        | 13%    | 17%         | 13%    | 13%     | 14%       |
| 60:RECKLESS/DANG  | 4%           | 3%       | 1%       | 1%         | 1%     | 4%          | 1%     | 2%      | 2%        |
| 61:CARELESS DRIV  | 0%           | 0%       | 0%       | 0%         | 0%     | 0%          | 0%     | 0%      | 0%        |
| 62:OTHER TRAFFIC  | 0%           | 0%       | 0%       | 0%         | 0%     | 0%          | 0%     | 0%      | 0%        |
| 63:ARMS ACT       | 6%           | 13%      | 17%      | 13%        | 9%     | 15%         | 9%     | 3%      | 11%       |
| 64:DOG CNTL/HYD   | 0%           | 0%       | 0%       | 0%         | 0%     | 0%          | 0%     | 0%      | 0%        |
| 65:TAX ACTS       | 6%           | 0%       | 13%      | 3%         | 8%     | 2%          | 0%     | 4%      | 0%        |
| 66:SALE LIQ ACT   | 0%           | 0%       | 0%       | 0%         | 0%     | 0%          | 0%     | 0%      | 0%        |
| 67:FISHERIES      | 0%           | 0%       | 0%       | 2%         | 0%     | 0%          | 0%     | 0%      | 0%        |
| 69:OTHER MISCELL  | 2%           | 0%       | 2%       | 3%         | 6%     | 4%          | 2%     | 1%      | 2%        |
| Total             | 11%          | 12%      | 11%      | 6%         | 7%     | 12%         | 8%     | 8%      | 7%        |

Appendix 3:
% Imprisoned by District Court Region for Sub-Categories of Offence

| Offence Code Description                  | Whangarei | Auckland | Hamilton | Tauranga | Rotorua | Taupo | Gisborne | Napier |
|---|-----------|----------|----------|----------|---------|-------|----------|--------|
| THEFT PROPERTY (OVER \$5000)              | 100%      | 22%      | 33%      | 100%     | 0%      | 0%    | 0%       | 0%     |
| THEFT PROPERTY (\$500 -\$5000)            | 0%        | 14%      | 14%      | 0%       | 0%      | 0%    | 0%       | 0%     |
| THEFT PROPERTY (UNDER \$500)              | 3%        | 3%       | 3%       | 1%       | 4%      | 0%    | 0%       | 5%     |
| RECEIVES PROPERTY (UNDER \$500)           | 9%        | 7%       | 9%       | 5%       | 13%     | 6%    | 14%      | 11%    |
| RECEIVES PROPERTY (OVER \$1000)           | 14%       | 20%      | 26%      | 7%       | 21%     | 44%   | 19%      | 26%    |
| RECEIVES PROPERTY (\$500-\$1000)          | 7%        | 20%      | 19%      | 23%      | 20%     | 0%    | 0%       | 15%    |
| DRIVING WITH EXCESS BLOOD ALCOHOL CONTENT | 0%        | 0%       | 0%       | 0%       | 1%      | 0%    | 1%       | 2%     |
| DROVE WITH EXCS BLOOD ALCOHOL-3RD OR SUBS | 24%       | 10%      | 32%      | 36%      | 34%     | 21%   | 21%      | 47%    |
| BREATH ALCL LVL EXC 400 MGMS-LITRE OF BTH | 0%        | 0%       | 0%       | 0%       | 1%      | 0%    | 1%       | 1%     |
| DROVE WITH EXS BREATH ALCOHOL-3RD / SUB   | 23%       | 13%      | 21%      | 33%      | 31%     | 17%   | 17%      | 51%    |
| DRIVING WHILE DISQUALIFIED                | 2%        | 1%       | 1%       | 2%       | 1%      | 0%    | 2%       | 2%     |
| DROVE WHILE DISQUALIFIED - 3RD OR SUB     | 40%       | 30%      | 42%      | 42%      | 31%     | 23%   | 25%      | 52%    |

| Offence Code Description                  | New Plymouth | Wanganui | Palm Nth | Wellington | Nelson | Chch/W'land | Timaru | Dunedin | Southland |
|---|--------------|----------|----------|------------|--------|-------------|--------|---------|-----------|
| THEFT PROPERTY (OVER \$5000)              | 0%           | 50%      | 100%     | 22%        | 0%     | 50%         | 0%     | 0%      | 0%        |
| THEFT PROPERTY (\$500 -\$5000)            | 0%           | 50%      | 0%       | 21%        | 0%     | 27%         | 0%     | 0%      | 33%       |
| THEFT PROPERTY (UNDER \$500)              | 8%           | 5%       | 3%       | 3%         | 5%     | 10%         | 1%     | 2%      | 5%        |
| RECEIVES PROPERTY (UNDER \$500)           | 17%          | 4%       | 7%       | 5%         | 19%    | 10%         | 11%    | 14%     | 13%       |
| RECEIVES PROPERTY (OVER \$1000)           | 23%          | 33%      | 18%      | 9%         | 21%    | 33%         | 0%     | 13%     | 15%       |
| RECEIVES PROPERTY (\$500-\$1000)          | 23%          | 15%      | 33%      | 7%         | 0%     | 26%         | 0%     | 0%      | 7%        |
| DRIVING WITH EXCESS BLOOD ALCOHOL CONTENT | 0%           | 1%       | 3%       | 0%         | 1%     | 1%          | 0%     | 1%      | 1%        |
| DROVE WITH EXCS BLOOD ALCOHOL-3RD OR SUBS | 28%          | 52%      | 21%      | 15%        | 29%    | 33%         | 11%    | 34%     | 25%       |
| BREATH ALCL LVL EXC 400 MGMS-LITRE OF BTH | 1%           | 1%       | 0%       | 0%         | 0%     | 1%          | 1%     | 0%      | 1%        |
| DROVE WITH EXS BREATH ALCOHOL-3RD / SUB   | 30%          | 38%      | 34%      | 11%        | 23%    | 33%         | 26%    | 34%     | 21%       |
| DRIVING WHILE DISQUALIFIED                | 2%           | 2%       | 1%       | 1%         | 1%     | 2%          | 1%     | 1%      | 2%        |
| DROVE WHILE DISQUALIFIED - 3RD OR SUB     | 38%          | 47%      | 48%      | 25%        | 34%    | 40%         | 34%    | 36%     | 33%       |