

06 MAY 2019

Ti Lamusse
fyi-request-10017-4e0f6108@requests.fyi.org.nz

Dear Ms Lamusse

Official Information Act 1982 request

Thank you for your Official Information Act 1982 (OIA) request of 5 April 2019 regarding sentencing. Specifically, you requested the following:

- 1. Broken down by year as far back as records permit, the total number of people who were sentenced to imprisonment, broken down by ethnicity.*
- 2. Broken down by year as far back as records permit, the total number of people who were sentenced to imprisonment who had previously been held on remand without conviction during the proceedings for the offending for which they were imprisoned. Please break this down by ethnicity.*
- 3. Broken down by year as far back as records permit, the total number of people who were found not guilty of an offence for which they had been held on remand without conviction. Please break this down by ethnicity.*
- 4. Broken down by year as far back as records permit, the total number of people who were found guilty of an offence for which they had been held on remand without conviction. Please break this down by ethnicity.*
- 5. Broken down by year as far back as records permit, the total number of people who were held on remand without conviction and who were not sentenced to imprisonment following that period of remand. Please break this down by ethnicity.*

In response to your requests, please refer to the information in the tables attached to this response. Please note that in Table 1 we have provided data from 1980 onwards, as data prior to 1980 cannot be reliably captured due to old source systems not migrating to the new data recording system and records being paper based. Data for Tables 2- 5 is provided from 2004 onward as the level of detail that has been requested can only be reliably captured from this year. In addition, ethnicity information originates from Police data and relates to information recorded for the most serious offence.

I trust that this information assists.

Yours sincerely



Jacquelyn Shannon
Group Manager, Courts and Tribunals, Regional Service Delivery

Ref: 74667

Table 1: Number of people convicted and sentenced to imprisonment, by ethnicity, 1980 – 2018

Ethnicity	1980	1981	1982	1983	1984	1985	1986	1987	1988	1989	1990	1991	1992	1993	1994	1995	1996	1997	1998	1999
European	1,569	1,535	1,713	1,878	2,171	1,859	1,884	2,085	2,073	2,213	2,533	2,587	2,666	2,649	2,456	2,399	2,486	2,636	2,614	2,641
Māori	1,361	1,593	1,835	2,064	2,214	1,922	2,146	2,182	2,289	2,407	2,585	2,737	2,835	2,974	2,868	2,903	3,231	3,437	3,640	3,665
Pacific Peoples	119	112	146	159	186	165	186	218	238	273	295	359	311	420	373	385	432	502	522	514
Other	43	49	46	52	59	56	73	86	111	129	145	133	117	110	100	93	104	123	138	152
Unknown	105	108	103	128	109	94	96	102	79	82	114	95	117	124	78	68	92	70	77	68
Total	3,197	3,397	3,843	4,281	4,739	4,096	4,385	4,673	4,790	5,104	5,672	5,909	6,046	6,277	5,875	5,848	6,345	6,768	6,991	7,040

Table 1 (continued): Number of people convicted and sentenced to imprisonment, by ethnicity, 1980 – 2018

	2000	2001	2002	2003	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018
European	2,629	2,628	2,857	2,964	3,274	3,325	3,291	3,170	2,795	3,023	3,061	2,760	2,539	2,449	2,430	2,341	2,570	2,598	2,171
Māori	3,630	3,579	3,570	3,868	4,357	4,391	4,579	4,524	4,313	4,838	4,698	4,532	4,328	4,099	4,114	4,229	4,821	4,945	4,225
Pacific Peoples	540	548	518	574	592	653	635	718	633	718	724	639	697	618	629	640	692	631	616
Other	144	215	290	358	354	301	260	223	180	227	238	220	214	208	215	243	259	291	223
Unknown	47	36	26	47	284	425	433	405	241	292	289	260	195	186	191	170	211	183	143
Total	6,990	7,006	7,261	7,811	8,861	9,095	9,198	9,040	8,162	9,098	9,010	8,411	7,973	7,560	7,579	7,623	8,553	8,648	7,378

Notes:

- This data counts a person once per calendar year if they have been convicted and sentenced to imprisonment.
- Ethnicity originates from Police and relates to the recorded information for the most serious offence.

Table 2: Number of people convicted and sentenced to imprisonment who spent time remanded in custody, by ethnicity, 2004 – 2018

Ethnicity	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018
European	1,673	1,912	2,003	1,947	1,848	2,027	2,069	1,924	1,817	1,789	1,797	1,826	2,067	2,191	1,870
Māori	2,600	2,892	3,100	3,182	3,164	3,551	3,504	3,477	3,359	3,171	3,309	3,503	4,042	4,365	3,849
Pacific Peoples	345	401	449	497	479	524	559	499	540	485	498	538	596	545	553
Other	177	194	176	151	146	160	180	157	166	171	169	197	211	249	203
Unknown	121	159	184	211	122	136	118	122	105	88	90	102	125	110	93
Total	4,916	5,558	5,912	5,988	5,759	6,398	6,430	6,179	5,987	5,704	5,863	6,166	7,041	7,460	6,568

Notes:

- This data counts a person once per calendar year for their most serious offence.
- This data counts a person if they spent time on custodial remand during the processing of their most serious charge.
- Custodial remand includes both adults and young people who spent time remanded in custody.
- Ethnicity originates from Police and relates to the recorded information for the most serious offence.

Table 3: Number of people found without a proved outcome who spent time remanded in custody, by ethnicity for the 2004 to 2018 calendar years

Ethnicity	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018
European	1,371	1,674	1,713	1,856	1,769	1,935	1,694	1,564	1,659	1,429	1,271	1,368	1,585	1,643	1,796
Māori	2,149	2,503	2,811	2,904	2,891	2,978	2,595	2,603	2,552	2,286	2,091	2,288	2,659	2,947	3,093
Pacific Peoples	393	468	543	621	546	661	562	550	558	473	423	489	530	532	548
Other	187	259	242	231	220	256	219	211	204	194	184	201	195	227	218
Unknown	101	125	112	124	65	50	56	52	39	41	50	63	48	60	77
Total	4,201	5,029	5,421	5,736	5,491	5,880	5,126	4,980	5,012	4,423	4,019	4,409	5,017	5,409	5,732

Notes:

- This data counts a person once per calendar year for their most serious offence in which they did not have a proved outcome.
- This data counts a person if they spent time on custodial remand during the processing of their most serious offence in which they did not have a proved outcome.
- Custodial remand includes both adults and young people who spent time remanded in custody.
- Found not guilty has been interpreted to mean anyone who had no proved charge outcome.
- A proved outcome includes convicted, discharge without conviction, diversion, and Youth Court proved and discharged.
- Ethnicity originates from Police and relates to the recorded information for the most serious offence in which they did not have a proved outcome.

Table 4: Number of people with a proved outcome who spent time remanded in custody, by ethnicity for the 2004 to 2018 calendar years

Ethnicity	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018
European	2,477	2,899	3,082	3,183	3,285	3,466	3,469	3,131	3,035	2,881	2,829	2,991	3,321	3,561	3,413
Māori	3,813	4,300	4,736	4,935	5,186	5,635	5,515	5,369	5,272	5,053	5,133	5,539	6,154	6,763	6,622
Pacific Peoples	588	670	736	838	916	990	1,030	909	934	842	862	933	1,002	1,045	1,083
Other	259	291	276	242	280	318	305	280	293	289	295	293	342	394	354
Unknown	233	268	300	331	191	225	201	203	181	162	154	154	174	174	156
Total	7,370	8,428	9,130	9,529	9,858	10,634	10,520	9,892	9,715	9,227	9,273	9,910	10,993	11,937	11,628

Notes:

- This data counts a person once per calendar year for their most serious offence.
- This data counts a person if they spent time on custodial remand during their most serious charge.
- Custodial remand includes both adults and young people who spent time remanded in custody.
- A proved outcome includes convicted, discharge without conviction, diversion, and Youth Court proved and discharged.
- Ethnicity originates from Police and relates to the recorded information for the most serious offence.

Table 5: Number of people who spent time remanded in custody, by whether they were convicted and sentenced to imprisonment, or not sentenced to imprisonment due to receiving a sentence other than imprisonment or not being convicted, for the 2004 to 2018 calendar years

Sentenced to imprisonment	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018
No	3,456	4,241	4,632	5,172	5,775	5,862	5,527	5,232	5,177	4,717	4,484	4,894	5,275	5,881	6,607
Yes	4,916	5,557	5,912	5,988	5,759	6,398	6,430	6,179	5,987	5,704	5,863	6,166	7,041	7,460	6,568
Total	8,372	9,798	10,544	11,160	11,334	12,260	11,957	11,411	11,164	10,421	10,347	11,060	12,316	13,341	13,175

Notes:

- This data counts a person once per calendar year for their most serious offence.
- This data counts a person if they spent time on custodial remand during the processing of their most serious charge.
- Custodial remand includes both adults and young people who spent time remanded in custody.
- People within the data have been separated into two groups, those both convicted and sentenced to imprisonment, and those not convicted or not sentenced to imprisonment