

**13 AUG 2020**

C. Morton  
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Dear C Morton

**Official Information Act 1982 request**

Thank you for your Official Information Act 1982 (OIA) request of 16 July 2020 regarding the Land Transport Act 1998. You requested further breakdown of data supplied to you in response to your previous OIA request of 25 June 2020. Your original and subsequent requests and my response are set out below.

Original request of 25 June 2020:

*Can you please provide the information as to the sentences given to individuals charged with "failing to stop" under Section 114 of the Land Transport Act 1998 since 1st January 2010. Please include any occasion where the defendant was convicted and discharged. Please list it by year and age and supply in Excel format.*

*Please also provide the information as to the age of individuals charged with "failing to stop" under Section 114 of the Land and Transport Act 1998 Since January 2010. Please include any occasion where the defendant was convicted and discharged. Please list by year and age and supply in an Excel format.*

Subsequent request of 16 July 2020:

*Would it be possible to provide a 3<sup>rd</sup> table which breaks down Table 2 by age group?*

In response to your subsequent request, please refer to Table 1 attached.

If you require any further information, please contact Jerram Watts, Acting Media Manager at [media@justice.govt.nz](mailto:media@justice.govt.nz) or call (04) 918 8980.

If you are not satisfied with this response, you have the right to complain to the Ombudsman under section 28(3) of the OIA. You can contact the Office of the Ombudsman by writing to PO Box 10152, Wellington 6143; calling 0800 802 602; or emailing [info@ombudsman.parliament.nz](mailto:info@ombudsman.parliament.nz)

I trust that this information assists.

Yours sincerely



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

Ref: 82852

Encl: Table 1: Number of people convicted under section 52, 52A and 114 of the Land Transport Act 1998 for 'failing to stop' offences, broken down by sentence type and age group, in the 2010 – 2019 calendar years

Table 1: Number of people convicted under section 52, 52A and 114 of the Land Transport Act 1998 for 'failing to stop' offences, broken down by sentence type and age group, in the 2010 – 2019 calendar years

Sentence type	Age group	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019
Imprisonment	17-19	2	4	0	0	3	2	2	3	0	5
	20-24	2	7	6	6	6	8	7	9	13	17
	25-29	3	6	3	9	10	9	22	15	18	22
	30-34	2	2	4	8	8	9	10	22	17	19
	35-39	0	1	3	2	3	4	8	18	7	20
	40-44	3	0	0	2	1	2	4	6	2	2
	45-49	0	1	0	0	2	3	3	5	0	7
	50-54	0	0	1	0	1	1	0	0	0	2
	Total		12	21	17	27	34	38	56	78	57
Home detention	17-19	0	1	0	0	0	0	0	1	1	0
	20-24	0	0	0	1	1	1	2	2	2	0
	25-29	0	0	0	2	0	3	0	1	1	6
	30-34	0	1	1	0	0	2	2	2	1	8
	35-39	0	1	0	0	0	0	0	0	3	1
	40-44	0	0	0	0	1	1	0	0	0	1
	45-49	0	0	0	1	0	0	0	2	0	0
	Total		0	3	1	4	2	7	4	8	8
Community detention	16 years and under	0	1	0	0	0	0	0	0	0	0
	17-19	0	7	3	1	0	4	1	1	1	3
	20-24	1	2	3	2	2	0	3	2	2	8
	25-29	2	2	0	4	4	3	6	5	2	4
	30-34	0	1	2	1	0	2	1	3	3	8
	35-39	0	0	0	0	0	2	0	0	1	5
	40-44	1	0	0	0	2	0	0	0	0	3
	45-49	0	3	0	0	0	0	0	0	0	1
	50-54	0	0	0	0	1	0	0	0	0	0
	Total		4	16	8	8	9	11	11	11	9
Intensive supervision	16 years and under	0	0	1	0	0	0	0	0	0	0
	17-19	0	0	0	2	1	2	0	3	3	3
	20-24	0	1	0	0	0	0	2	3	4	5
	25-29	0	1	1	0	2	2	2	1	2	6
	30-34	0	1	1	0	0	2	1	2	3	9
	35-39	1	0	0	0	0	0	2	1	1	5
	40-44	0	0	1	0	2	2	1	0	1	0
	45-49	0	0	0	0	0	0	0	0	1	1
	50-54	0	0	0	0	0	0	0	0	1	1
	55-59	0	0	0	0	0	0	0	0	0	1
	Total		1	3	4	2	5	8	8	10	16
Community work	17-19	4	4	8	1	7	6	3	10	7	6
	20-24	6	6	7	18	8	4	8	6	11	15
	25-29	1	8	2	6	9	9	8	10	10	5
	30-34	5	1	4	2	3	5	4	5	6	6
	35-39	3	3	1	3	2	5	2	5	2	6
	40-44	1	0	2	1	3	0	2	2	2	1
	45-49	0	0	0	0	1	1	0	2	1	2
	50-54	1	0	2	1	0	1	3	1	1	3
	60-64	0	0	0	0	0	0	0	0	0	1
	Total		21	22	26	32	33	31	30	41	40
Supervision	17-19	1	1	0	0	0	0	4	1	3	6
	20-24	0	0	1	0	0	0	0	2	1	5
	25-29	0	0	0	0	0	1	1	3	2	2
	30-34	1	0	0	0	0	1	0	0	0	4
	35-39	0	0	0	0	0	0	1	1	1	0
	40-44	0	0	0	0	0	0	0	1	1	0
	Total		2	1	1	0	0	2	6	8	8
Monetary	16 years and under	2	0	0	3	2	1	4	1	2	0
	17-19	74	60	46	51	42	64	57	64	48	53
	20-24	84	71	97	86	73	92	110	117	110	104
	25-29	36	40	31	54	41	58	60	69	70	62
	30-34	18	19	21	32	18	23	39	38	39	40
	35-39	24	15	22	19	16	19	16	25	29	23
	40-44	21	22	13	12	15	12	21	19	9	17
	45-49	15	14	17	14	15	7	14	22	16	13
	50-54	7	5	11	11	5	6	10	8	7	12
	55-59	3	7	4	6	4	7	5	5	5	4
	60-64	1	2	0	5	6	4	1	2	3	3
	65 years and over	2	1	1	1	0	0	0	1	1	1
	Total		287	256	263	294	237	293	337	371	339

Deferment	17-19	3	1	1	3	4	3	5	2	2	0
	20-24	2	4	3	2	4	2	2	1	0	2
	25-29	0	4	3	2	3	3	2	1	2	2
	30-34	1	2	1	2	0	1	0	1	1	2
	35-39	2	1	1	0	1	0	0	0	0	0
	40-44	2	1	2	2	1	1	0	2	1	2
	45-49	0	0	2	0	1	1	2	0	0	0
	50-54	0	0	1	1	0	0	0	0	0	0
	55-59	0	1	0	0	1	0	1	0	0	0
	60-64	0	0	0	0	0	0	0	0	1	0
	65 years and over	1	0	0	0	1	0	0	0	0	0
<b>Total</b>	<b>11</b>	<b>14</b>	<b>14</b>	<b>12</b>	<b>16</b>	<b>11</b>	<b>12</b>	<b>7</b>	<b>7</b>	<b>8</b>	
Other	16 years and under	0	2	1	0	2	2	1	0	0	1
	17-19	49	113	94	117	89	141	142	165	157	153
	20-24	61	140	156	156	187	176	230	255	259	236
	25-29	36	60	117	104	107	138	141	237	238	258
	30-34	26	26	39	63	57	69	102	138	146	208
	35-39	10	29	33	30	26	44	56	75	99	105
	40-44	10	17	21	13	24	29	42	38	61	58
	45-49	6	10	8	14	10	14	16	26	27	31
	50-54	1	2	3	6	10	8	11	17	13	16
	55-59	1	1	2	3	3	2	4	2	7	9
	60-64	1	1	1	0	0	1	2	2	3	3
	65 years and over	0	0	1	1	0	0	1	0	2	1
	<b>Total</b>	<b>201</b>	<b>401</b>	<b>476</b>	<b>507</b>	<b>515</b>	<b>624</b>	<b>748</b>	<b>955</b>	<b>1,012</b>	<b>1,079</b>
	No sentence recorded	16 years and under	4	2	0	2	0	0	1	3	1
17-19		211	142	102	83	69	82	80	80	52	45
20-24		252	196	172	116	102	106	128	96	90	81
25-29		135	109	84	75	72	67	94	100	79	91
30-34		84	52	58	41	41	69	48	70	60	64
35-39		74	44	42	28	43	35	26	43	42	41
40-44		44	36	39	23	24	25	26	31	25	20
45-49		34	29	14	6	15	17	17	15	12	16
50-54		15	13	11	7	9	9	8	5	9	3
55-59		7	6	4	7	0	2	6	5	6	2
60-64		3	1	1	1	2	1	2	1	0	2
65 years and over		2	2	2	1	1	2	2	1	2	3
<b>Total</b>		<b>865</b>	<b>632</b>	<b>529</b>	<b>390</b>	<b>378</b>	<b>415</b>	<b>438</b>	<b>450</b>	<b>378</b>	<b>370</b>
<b>Grand total</b>		<b>1,404</b>	<b>1,369</b>	<b>1,339</b>	<b>1,276</b>	<b>1,229</b>	<b>1,440</b>	<b>1,650</b>	<b>1,939</b>	<b>1,874</b>	<b>2,024</b>

## Notes for Table 1:

- A person is counted once per year. When a person has more than one convicted charge for 'failing to stop', with an outcome in a year, the details of the most serious offence are included in the statistics.
- This data counts only disposed charges (i.e. charges finalised in court). Year is based on the charge outcome date of each charge.
- This data only includes convicted outcomes for people convicted and sentenced in the District or High courts. This may include youth who have been transferred to a District or High court for conviction and sentencing.
- A person may receive more than one type of sentence when convicted of a charge. The most serious sentence is used in these tables. Sentences include (in order of seriousness):
  - imprisonment (includes life imprisonment, preventive detention and imprisonment)
  - community sentences (home detention, community detention, intensive supervision, community work, supervision)
  - monetary (includes reparation, fine and 'order for restitution of property')
  - deferment (which includes 'to come up for sentence if called upon')
  - other (includes orders related to driving (e.g. disqualification from driving, alcohol interlock order, zero alcohol order), orders related to forfeiture and confiscation (e.g. 'order for forfeiture' and 'order for confiscation of motor vehicle'), Final Protection Order (Sentencing Act), and 'committed to a facility on conviction')
  - no sentence recorded (includes where a person has been 'convicted and discharged' and where a person has been ordered to pay court costs).
- Sentences may reflect the seriousness of other charges in the case, and are influenced by the offending history of the person charged.
- Additional note for age groups:
  - Age group is based on the person's age at the offence date of their most serious 'failing to stop' charge each year.
  - Age groups for each sentence type are excluded where there are no convictions between 2010 and 2019 [inclusive].
- Example interpretation: In 2012, there were 17 people who received an imprisonment sentence for their most serious convicted 'failing to stop' charge that year.