

08 MAR 2017

Mark Hanna  
[fyi-request-5345-83eea137@requests.fyi.org.nz](mailto:fyi-request-5345-83eea137@requests.fyi.org.nz)

Dear Mr Hanna

**Official Information Act 1982 request**

I acknowledge your Official Information Act 1982 (the Act) request of 8 February 2017, requesting updated information provided in last year's Regulatory Impact Statement, published by the Department of Corrections.

For the sake of clarity, I would first like to define some terms that I will use throughout this response. A 'bail offence' refers to the initial offence of which a person was charged. Conversely, 'offending on bail' is defined as being convicted of an offence while on bail for other offending. 'Year' refers to 'the year in which a person was charged for the bail offence', rather than the charge outcome year.

Your requests and my responses are set out below.

1. *An updated version of Table A3.1 from the Regulatory Impact Statement, including data from 2010-2016.*

Table A3.1 from the Regulatory Impact Statement outlines the number of defendants who spent time on bail and number who were convicted of offending on bail. Please refer to the attached table 1.

2. *An updated version of Figure A3.2 from the Regulatory Impact Statement, separating data from 2010-2013 and 2014-2016.*

Figure A3.2 from the Regulatory Impact Statement outlines the most serious offences committed on bail, as a proportion of all defendants who offended on bail. Please refer to the attached figure 1. I have also provided you with the data used to create the graph in table 2.

3. *Any analyses that have been done to see how well the estimated costs and benefits of the Bail Amendment Bill and the assumptions on which they were based, as identified in the Regulatory Impact Statement, compare with what has happened since the Bail Amendment Act came into effect.*

The information requested is not held by the Ministry and there are no grounds for believing that the information is held by another department, therefore this part of your request is refused under section 18(g) of the Act.

In respect of your request for calendar years 2015-2016, 'offending on bail' data is currently only available until the end of 2014. Due to the way in which year is defined, people accused of crimes while on bail in 2015 and 2016 may still be waiting for their case to be decided in court. Therefore this part of your request is refused pursuant to section 18(g) of the Act.

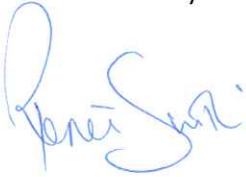
The 2015 calendar year data will be available at the end of March 2017 as part of the Ministry's general release of Tier 1 statistics. You may wish to request these statistics from the Ministry at that time. Further information about Tier 1 statistics can be found at the following link:  
[statsphere.govt.nz/tier1-statistics.aspx](http://statsphere.govt.nz/tier1-statistics.aspx)

You can find more information about what offences are included in each ANZSOC division here:  
[stats.govt.nz/tools\\_and\\_services/nzdotstat/tables-by-subject/criminal-conviction-and-sentencing-tables-calendar-year/info-about-the-data/offence-categories](http://stats.govt.nz/tools_and_services/nzdotstat/tables-by-subject/criminal-conviction-and-sentencing-tables-calendar-year/info-about-the-data/offence-categories)

If you require any clarification of the information contained in this response please contact Antony Paltridge, Team Leader, Media and External Relations, at [media@justice.govt.nz](mailto:media@justice.govt.nz) or call (04) 918 8980.

If you are not satisfied with my response to your request, you have the right to make a complaint to the Ombudsman under section 28(3) of the Official Information Act. The Ombudsman may be contacted by writing to PO Box 10-152, Wellington.

Yours sincerely



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

Ref: 60816

**Table 1: Number of people who spent time on bail who were convicted of offending on bail, 2005-2014**

	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014
Number of people who spent time on bail	69,722	73,752	80,830	84,400	89,169	81,944	75,261	68,398	61,650	59,938
Number of people who were convicted of offending on bail	11,292	13,027	14,512	15,785	16,919	15,397	13,944	11,578	9,891	9,966
Proportion of people who spent time on bail and were convicted of offending on bail	16%	18%	18%	19%	19%	19%	19%	17%	16%	17%

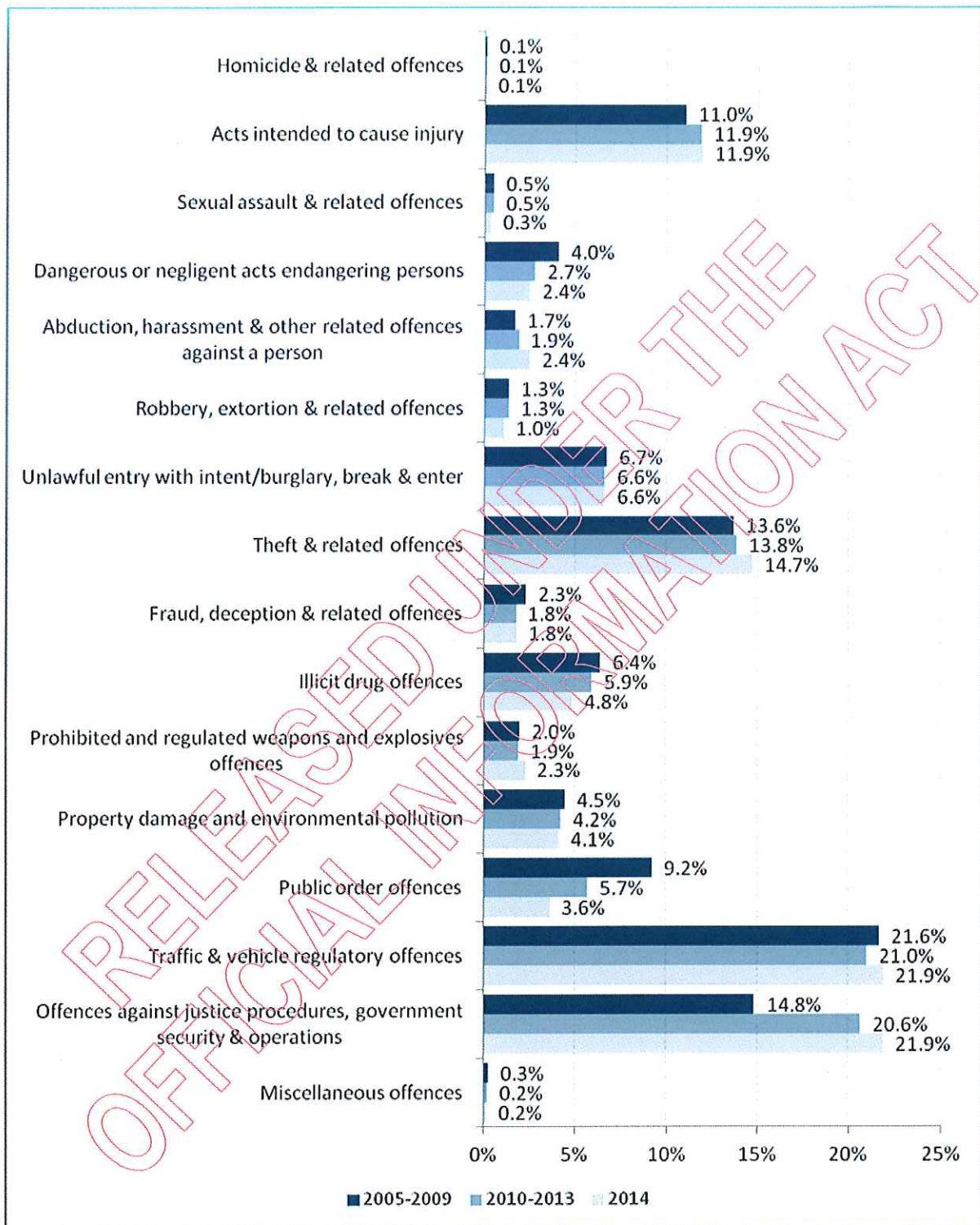
Note: Year is the calendar year that the bail offence charge was laid in court. The number of people who spent time on bail includes people remanded on bail or at large for a charge laid in that year. This includes people who spent time remanded in custody if they also spent time remanded on bail or at large.

**Table 2: Number of people convicted of offending while on bail, by most serious offence, 2005-2014**

Offence while on bail (ANZSOC division)	2005 - 2009	2010 - 2013	2014
01: Homicide and related offences	68	51	6
02: Acts intended to cause injury	7,863	6,027	1,186
03: Sexual assault and related offences	350	239	30
04: Dangerous or negligent acts endangering persons	2,888	1,383	244
05: Abduction, harassment and other related offences against a person	1,201	948	243
06: Robbery, extortion and related offences	947	672	104
07: Unlawful entry with intent/burglary, break and enter	4,801	3,351	658
08: Theft and related offences	9,760	7,025	1,465
09: Fraud, deception and related offences	1,656	893	177
10: Illicit drug offences	4,563	3,013	483
11: Prohibited and regulated weapons and explosives offences	1,406	959	226
12: Property damage and environmental pollution	3,184	2,148	408
13: Public order offences	6,575	2,878	361
14: Traffic and vehicle regulatory offences	15,480	10,650	2,178
15: Offences against justice procedures, govt security and operations	10,598	10,480	2,181
16: Miscellaneous offences	195	93	16
<b>Total</b>	<b>71,535</b>	<b>50,810</b>	<b>9,966</b>

Note: This table shows the number of people who were convicted of an offence while they were remanded on bail or at large (excluding convictions for failure to answer bail). Note that the data from which this table was produced counted a person once per year (for their most serious offence committed while on bail). This table combines data for multiple years together so may over count the number of people in each year grouping if they had offended in more than one year within that grouping (eg in 2005 and 2006). Only convicted offences with a charge outcome date on or before 31 December 2015 are counted. Year is the calendar year that the bail offence charge was laid in court.

**Figure 1: Percentage of people convicted of offending while on bail, by most serious offence, 2005-2014**



Note: Due to the way that figures have been rounded, some percentages may not add to 100%.