

Inquiry into the Road Transport Legislation Amendment (Penalties and Other Sanctions) Bill 2018

The prevalence of Mandatory Interlock Orders and those serving 5 year disqualification periods

The data reproduced in the table below has been sourced from the Judicial Information Research System (JIRS) and is for the period from April 2014 to March 2018.*

Offence enlivening interlock legislation	No. of convictions (April 2014 – March 2018)
High Range PCA – 1 st offence	8758
High Range PCA – 2 nd offence	1801
Mid Range PCA – 2 nd offence	3424
Low Range PCA – 2 nd offence	1913
Special Range PCA – 2 nd offence	348
Novice Range PCA – 2 nd offence	97
TOTAL NO. OF MATTERS WHERE MANDATORY INTERLOCK PROVISIONS ARE ENLIVENED	16341
Less the 5% of matters in which an Interlock exemption order is made**	817
TOTAL NO. OF MATTERS WHERE INTERLOCK ORDERS ARE MADE	15524
Less the Interlock Licences issued^	6900
THE NUMBER OF PEOPLE SERVING THE FULL 5 YEAR MANDATORY INTERLOCK DISQUALIFICATION (TOTAL NO. OF MATTERS WHERE INTERLOCK PROVISIONS ARE ENLIVENED AND NO INTERLOCK EXEMPTION ORDER IS MADE AND NO INTERLOCK LICENCE IS ISSUED)	8624

* The publicly available statistics on JIRS does not provide for specific date filtering. The numbers of convictions recorded in the table above include some offences committed before interlock legislation commenced. Accordingly the numbers are indicative rather than precise.

** In delivering the *Second Reading Speech* on the 18 September 2018, the Hon. CATHERINE CUSACK indicated that approximately 5 percent of matters currently result in an exemption order.

^ In delivering the *Second Reading Speech* on the 18 September 2018, the Hon. CATHERINE CUSACK indicated that since February 2015, over 6900 interlock licences have been issued.

Existing data suggests that more than half of those people who are facing a *mandatory interlock order* will serve the full 5 year disqualification.

Under the proposed reforms, *mandatory interlock provisions* will be enlivened upon conviction for the first Mid Range PCA offence. In the same period (April 2014 to March 2018) there were 19752 convictions recorded for this offence.

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