

JIRS STATISTICS

SEXUAL OFFENDERS WHO RECEIVED SENTENCES OF 6, 12 OR 24 MONTHS IMPRISONMENT OR LESS

Adult offenders sentenced in Local and Higher Courts

Section Crimes Act 1900	Offence	Court	Time period	Total number of cases (adult)	Number of (adult) offenders who received total sentence of 6 months or less	Number of (adult) offenders who received total sentence of 12 months or less
61C(1)(a) *repealed*	Maliciously inflict actual bodily harm with intent to have sexual intercourse	Higher	Jan 2002– Dec 2008	1	0	0
61D(1) *repealed*	Sexual intercourse without consent	Higher	Jan 2002– Dec 2008	28	2	0
61D(1A) *repealed*	Sexual intercourse with person <16 without consent by person in authority	Higher	Jan 2002– Dec 2008	4	0	0
61D(1A) *repealed*	Attempt sexual intercourse with person <16 without consent by person in authority	Higher	Jan 2002– Dec 2008	1	0	0
61E(1) *repealed*	Indecent assault	Higher	Jan 2002– Dec 2008	40	8	1
		Local	Jul 2005– Jun 2009	2	1	0
		Higher	Jan 2002– Dec 2008	14	3	0
61E(1A) *repealed*	Indecent assault on person <16 by person in authority	Local	Jul 2005– Jun 2009	1	1	0

* Includes all offenders dealt with by way of s 10, s 10A, s 9, s 9 + supervision, periodic detention, home detention, CSO, rising of the court, fine, and full time imprisonment of six months or less – inclusive of consecutive and non consecutive sentences. Exclusive of s12 suspended sentences because JIRS does not display terms of sentence for suspended sentences (Explaining the Statistics weblink).

Section Crimes Act 1900	Offence	Court	Time period	Total number of cases (adult)	Number of (adult) offenders who received total sentence of 6 months or less	Number of (adult) offenders who received total sentence of 12 months or less
61JA(1)	Aggravated sexual assault in company— deprive liberty—not subject to SNPP	Higher	Jan 2002– Dec 2008	4	0	0
61JA(1)	Aggravated sexual assault in company— deprive liberty—subject to SNPP (item 9)	Higher	Feb 2003– Dec 2008	6	0	0
61K(a)	Inflict actual bodily harm with intent to have sexual intercourse	Higher	Jan 2002– Dec 2008	7	0	0
61K(b)	Threaten actual bodily harm with intent to have sexual intercourse	Higher	Jan 2002– Dec 2008	5	0	0
61L	Indecent assault	Higher	Jan 2002– Dec 2008	91	43	4
		Local	Jul 2005– Jun 2009	430	295	46
61L	Attempt indecent assault	Higher	Jan 2002– Dec 2008	1	1	0
61M(1)	Aggravated indecent assault—not subject to SNPP	Higher	Jan 2002– Dec 2008	87	25	1
61M(1)	Aggravated indecent assault—subject to SNPP (item 9A)	Higher	Feb 2003– Dec 2008	75	11	2
61M(1)	Aggravated indecent assault	Local	Jul 2005– Jun 2009	222	70	43
61M(2) <i>*old*</i>	Aggravated indecent assault—child <10— not subject to SNPP	Higher	Jan 2002– Dec 2008	34	3	1
61M(2) <i>*old*</i>	Aggravated indecent assault—child <10— subject to SNPP (item 9B—minimum 5 years)	Higher	Feb 2003– Dec 2008	34	2	1

Section Crimes Act 1900	Offence	Court	Time period	Total number of cases (adult)	Number of (adult) offenders who received total sentence of 6 months or less	Number of (adult) offenders who received total sentence of 12 months or less
61M(2) *old*	Aggravated indecent assault—child <10— subject to SNPP (item 9B—minimum 8 years)	Higher	Jan 2008– Dec 2008	9	0	0
61M(2) *old*	Aggravated indecent assault person <10	Local	Jul 2005– Jun 2009	60	12	13
61N(1)	Act of indecency—person <16	Higher	Jan 2002– Dec 2008	4	3	0
		Local	Jul 2005– Jun 2009	45	25	5
61N(1)	Incite person <16 to act of indecency	Higher	Jan 2002– Dec 2008	2	1	0
		Local	Jul 2005– Jun 2009	10	7	1
61N(2)	Commit act of indecency with/towards person >16	Local	Jul 2005– Jun 2009	125	97	12
61N(2)	Incite person >= 16 to act of indecency	Higher	Jan 2002– Dec 2008	1	1	0
		Local	Jul 2005– Jun 2009	2	2	0
61O(1)	Aggravated act of indecency—person <16	Higher	Jan 2002– Dec 2008	4	0	0
		Local	Jul 2005– Jun 2009	4	1	1
61O(1)	Incite aggravated act of indecency—person <16	Higher	Jan 2002– Dec 2008	1	0	0

Section Crimes Act 1900	Offence	Court	Time period	Total number of cases (adult)	Number of (adult) offenders who received total sentence* of 6 months or less	Number of (adult) offenders who received total sentence of 12 months or less
61O(1A)	Aggravated act of indecency—person >=16	Higher	Jan 2002– Dec 2008	1	1	1
		Local	Jul 2005– Jun 2009	1	0	0
61O(1A)	Incite aggravated act of indecency—person >=16	Higher	Jan 2002– Dec 2008	1	1	1
61O(2)	Aggravated act of indecency—child <10	Higher	Jan 2002– Dec 2008	5	2	0
		Local	Jul 2005– Jun 2009	12	3	1
61O(2)	Incite child <10 to aggravated act of indecency	Higher	Jan 2002– Dec 2008	1	0	0
		Local	Jul 2005– Jun 2009	4	1	1
63 *repealed*	Rape	Higher	Jan 2002– Dec 2008	1	0	0
65A(2)	Sexual intercourse procured by non-violent threat	Higher	Jan 2002– Dec 2008	4	0	0
66A *old*	Sexual intercourse—child <10—not subject to SNPP	Higher	Jan 2002– Dec 2008	70	0	0
66A *old*	Sexual intercourse—child <10—subject to SNPP (item 10)	Higher	Feb 2003– Dec 2008	44	1	0
66B	Attempt sexual intercourse with child <10	Higher	Jan 2002– Dec 2008	4	0	0
66B	Assault child <10 with intent to have sexual intercourse	Higher	Jan 2002– Dec 2008	1	0	0

Section Crimes Act 1900	Offence	Court	Time period	Total number of cases (adult)	Number of (adult) offenders who received total sentence* of 6 months or less	Number of (adult) offenders who received total sentence of 12 months or less
66C(1)	Sexual intercourse with child between 10 and 14	Higher	Jun 2003– Dec 2008	29	1	1
66C(1) *old*	Sexual intercourse with child 10–16	Higher	Jan 2002– Dec 2008	74	12	1
		Local	Jul 2005– Jun 2009	6	5	0
66C(2)	Aggravated sexual intercourse with child between 10 and 14	Higher	Jun 2003– Dec 2008	16	1	0
66C(2) *old*	Sexual intercourse with child 10–16 by person in authority	Higher	Jan 2002– Dec 2008	52	0	0
66C(3)	Sexual intercourse with child between 14 and 16	Higher	Jun 2003– Dec 2008	56	8	3
		Local	Jul 2005– Jun 2009	33	14	6
66C(4)	Aggravated sexual intercourse with child between 14 and 16	Higher	Jun 2003– Dec 2008	12	1	0
66D	Attempt sexual intercourse with child over 14 under 16	Higher	Jun 2003– Dec 2008	1	0	0
66EA(1)	Persistent sexual abuse of a child	Higher	Jan 2002– Dec 2008	13	0	0
66EB(2)	Attempt to procure child <14 for unlawful sexual activity	Higher	Jan 2008– Dec 2008	1	0	0
66EB(2) *old*	Procure child for unlawful sexual activity	Local	Jan 2008– Jun 2009	1	0	0
66EB(3) *old*	Groom child for unlawful sexual activity	Local	Jan 2008– Jun 2009	1	0	0

Section Crimes Act 1900	Offence	Court	Time period	Total number of cases (adult)	Number of (adult) offenders who received total sentence* of 6 months or less	Number of (adult) offenders who received total sentence of 12 months or less
66F(2)	Sexual intercourse with intellectually disabled by person in authority	Higher	Jan 2002- Dec 2008	1	0	0
66F(3)	Sexual intercourse with intellectually disabled person	Higher	Jan 2002- Dec 2008	13	3	0
67 *repealed*	Carnally knowing girl under 10	Higher	Jan 2002- Dec 2008	7	1	01
68 *repealed*	Assault girl <10 with intent carnally to know	Higher	Jan 2002- Dec 2008	1	0	0
71 *repealed*	Carnally knowing girl between 10 and 16	Higher	Jan 2002- Dec 2008	7	0	1
73(1)	Sexual intercourse with person under care >=16 & <17 years	Higher	Jun 2003- Dec 2008	1	0	0
73(2)	Sexual intercourse with person under care >=17 & <18	Higher	Jun 2003- Dec 2008	1	1	0
73 *old*	Carnal knowledge by teacher etc	Higher	Jan 2002- Dec 2008	10	0	0
74 *repealed*	Attempt carnal knowledge by teacher etc	Higher	Jan 2002- Dec 2008	1	0	0
76 *repealed*	Indecent assault of female <16	Higher	Jan 2002- Dec 2008	38	6	4
76 *repealed*	Indecent assault of female >=16	Higher	Jan 2002- Dec 2008	1	1	0
76A *repealed*	Commit act of indecency with girl under 16 years	Higher	Jan 2002- Dec 2008	3	3	0
76A *repealed*	Incite girl under 16 years to commit act of indecency	Higher	Jan 2002- Dec 2008	1	0	0

Section Crimes Act 1900	Offence	Court	Time period	Total number of cases (adult)	Number of (adult) offenders who received total sentence* of 6 months or less	Number of (adult) offenders who received total sentence of 12 months or less
78A	Incest with person >=16 years	Higher	Jun 2003- Dec 2008	4	0	0
78H <i>*repealed*</i>	Homosexual intercourse with male <10	Higher	Jan 2002- Dec 2008	4	0	0
78K <i>*repealed*</i>	Homosexual intercourse with male 10- 18	Higher	Jan 2002- Dec 2008	30	1	2
78K <i>*repealed*</i>	Aid and abet homosexual intercourse with male 10-18	Higher	Jun 2004- Dec 2008	1	0	0
78L <i>*repealed*</i>	Assault male 10-18 with intent to have homosexual intercourse	Higher	Jan 2002- Dec 2008	0	1	1
78N <i>*repealed*</i>	Homosexual intercourse by teacher etc	Higher	Jan 2002- Dec 2008	1	0	0
78Q(1) <i>*repealed*</i>	Act of gross indecency with male <18	Higher	Jan 2002- Dec 2008	1	0	1
79	Bestiality	Higher	Jan 2002- Dec 2008	2	1	0
79 <i>*old*</i>	Buggery	Higher	Jan 2002- Dec 2008	15	1	0
80 <i>*old*</i>	Assault with intent to commit buggery	Higher	Jan 2002- Dec 2008	1	1	1
80	Attempt to commit bestiality	Local	Jul 2005- Jun 2009	1	1	1
80A(2)	Sexual assault by forced self-manipulation	Higher	Jan 2002- Dec 2008	1	0	0
81 <i>*repealed*</i>	Indecent assault on male	Higher	Jan 2002- Dec 2008	26	5	3

Section Crimes Act 1900	Offence	Court	Time period	Total number of cases (adult)	Number of (adult) offenders who received total sentence of 6 months or less	Number of (adult) offenders who received total sentence of 12 months or less
		Local	Jul 2005– Jun 2009	1	0	0
81A *repealed*	Indecent act with male	Local	Jul 2005– Jun 2009	1	0	1
91A	Procure person not being prostitute for purposes of prostitution	Local	Jul 2005– Jun 2009	1	1	0
91B	Procure person by threat for purposes of prostitution	Higher	Jan 2002– Dec 2008	1	0	0
91D(1)(a)	Induce child to participate in prostitution	Higher	Jan 2002– Dec 2008	6	0	0
91D(1)(a)	Attempt to induce child to participate in prostitution	Higher	Jan 2002– Dec 2008	2	0	1
91E	Obtain benefit from child prostitution	Higher	Jan 2002– Dec 2008	2	0	0
91F	Operate premises used for child prostitution	Higher	Jan 2002– Dec 2008	2	0	0
91G(1)(a)	Use child <14 years for pornographic purposes	Higher	Jan 2005– Dec 2008	3	0	0
91G(1)(b)	Cause or procure child <14 years for pornographic purposes	Higher	Jan 2005– Dec 2008	1	0	0
91G(2)(a)	Use child >=14 years for pornographic purposes	Higher	Jan 2005– Dec 2008	2	1	0
91G *old*	Use etc child < 14 years for pornographic purposes	Higher	Jan 2002– Dec 2008	2	0	0
91G *old*	Attempt to use etc child >=14 years for pornographic purposes	Higher	Jan 2002– Dec 2008	1	0	0

Section Crimes Act 1900	Offence	Court	Time period	Total number of cases (adult)	Number of (adult) offenders who received total sentence of 6 months or less	Number of (adult) offenders who received total sentence of 12 months or less
91H(2)	Disseminate/produce/possess child pornography	Local	Jan 2009– Jun 2009	1	0	0
91H(2) *old*	Produce/disseminate child pornography	Higher	Jan 2005– Dec 2008	4	1	0
		Local	Jul 2005– Jun 2009	15	4	0
91H(3) *repealed*	Possess child pornography	Higher	Jan 2005– Dec 2008	18	2	3
		Local	Jul 2005– Jun 2009	188	69	43
91K(1)	Film person engaged in private act without consent	Local	Jan 2009 – June 2009	1	0	0
91L	Film person's private parts without consent	Local	Jan 2009 – June 2009	1	1	0
578B(2) *repealed*	Possess child pornography	Local	Jul 2005– Jun 2009	42	27	2
578C(2)	Publish indecent article	Local	Jul 2005– Jun 2009	2	1	0
578C(2A) *repealed*	Publish child pornography	Higher	Jan 2002– Dec 2008	2	1	0
		Local	Jul 2005– Jun 2009	2	1	0

Section – Summary Offences Act 1988	Offence	Court	Time period	Total number of cases	Number of (adult) offenders who received total sentence of 6 months or less	Number of (adult) offenders who received total sentence of 12 months or less
5	Obscene exposure	Local	Jul 2005– Jun 2009	562	536	4
11G(1)	Convicted child sexual offender loiter near school	Higher	Jan 2002– Dec 2008	1	0	0
		Local	Jul 2005– Jun 2009	9	4	4
11G(1)	Convicted child sexual offender loiter near public place	Local	Jul 2005– Jun 2009	16	4	2

* Includes all offenders dealt with by way of s 10, s 10A, s 9, s 9 + supervision, periodic detention, home detention, CSO, rising of the court, fine, and full time imprisonment of six months or less – inclusive of consecutive and non consecutive sentences. Exclusive of s12 suspended sentences because JIRS does not display terms of sentence for suspended sentences (Explaining the Statistics weblink).

Children dealt with according to law in the Higher Courts (District or Supreme) either because it is a serious children's indictable offence or as a matter of discretion under s 18 of the Children (Criminal Proceedings) Act 1987 and who received a sentence of less than 6, 12 or 24 months.

Section – Crimes Act 1900	Offence	Court	Time period	Total	Number of (juvenile) offenders who received total sentence* of 6 months or less	Number of (juvenile) offenders who received total sentence of 12 months or less	Number of (juvenile) offenders who received total sentence of 24 months or less (including suspended sentences)*
61D(1) <i>*repealed*</i>	Sexual intercourse without consent	Higher	Jan 2002– Dec 2008	3	2	0	1
61E(1) <i>*repealed*</i>	Indecent assault	Higher	Jan 2002– Dec 2008	1	1	0	0
61E(2) <i>*repealed*</i>	Act of indecency with person <16	Higher	Jan 2002– Dec 2008	1	1	0	0
61O(1)	Aggravated act of indecency—person <16	Higher	Jan 2002– Dec 2008	1	0	0	1
66A <i>*old*</i>	Sexual intercourse—child <10—not subject to SNPP	Higher	Jan 2002– Dec 2008	12	5	0	4 (including 1 suspended sentence)

* Only offence sections for which children were sentenced by the Higher Courts to a sentence of 6, 12, or 24 months have been included. That is, children were sentenced for other sexual offences in the Higher Courts, but the sentences received were longer than 6, 12, or 24 months.

* Includes all offenders dealt with by way of s 10, s 10A, s 9, s 9 + supervision, periodic detention, home detention, CSO, rising of the court, fine, and full time imprisonment of six months or less – inclusive of consecutive and non consecutive sentences. Exclusive of s12 suspended sentences because JIRS does not display terms of sentence for suspended sentences (Explaining the Statistics weblink).

* Suspended sentences have been included in this category as the maximum length that a suspended sentence can be imposed for is 2 years, therefore although the actual length of each of the suspended sentences is unknown, they must have been less than 24 months.

Section - Crimes Act 1900	Offence	Court	Time period	Total	Number of (juvenile) offenders who received total sentence of 6 months or less	Number of (juvenile) offenders who received total sentence of 12 months or less	Number of (juvenile) offenders who received total sentence of 24 months or less (including suspended sentences) *
66B	Attempt sexual intercourse with child <10	Higher	Jan 2002- Dec 2008	1	0	0	1
66C(1) *old*	Sexual intercourse with child 10-16	Higher	Jan 2002- Dec 2008	10	2	2	7 (including 6 suspended sentences)
66EA(1)	Persistent sexual abuse of a child	Higher	Jan 2002- Dec 2008	1	0	0	1
76 *repealed*	Indecent assault of female <16	Higher	Jan 2002- Dec 2008	7	5	0	2 suspended sentences.
78L *repealed*	Assault male 10-18 with intent to have homosexual intercourse	Higher	Jan 2002- Dec 2008	1	1	0	0

Children committed to trial or sentence to the Higher Courts but not dealt with according to law in the Higher Courts (District or Supreme) Children's Court penalties imposed in the Higher courts (2002 – 2008)

Section	Offence	Number of cases
61J	aggravated sexual assault - not subject to SNPP	1
61J	aggravated sexual assault - subject to SNPP (item 8)	2
61M(1)	aggravated indecent assault - not subject to SNPP	2
61M(2)*old*	aggravated indecent assault - child < 10 - subject to SNPP (item 9B - min 5 years)	7
66A*old*	sexual intercourse - child < 10 - not subject to SNPP	3
66A*old*	sexual intercourse - child < 10 - subject to SNPP (item 10)	2
66C(1)	sexual intercourse with child between 10 and 14	2
66C(1)*old*	sexual intercourse with child 10-16	2
66C(2)	aggravated sexual intercourse with child between 10 and 14	3
66C(2)	aggravated sexual intercourse with child between 14 and 16	1
66C(4)	aggravated sexual intercourse with child between 14 and 16	1
		25

Children dealt with in the Children's Court

Section – Crimes Act 1900	Offence	Court	Time period	Total number of cases
611	Sexual intercourse without consent	Children's	Jun 2005 – Jul 2009	8
61J(1)	Aggravated sexual assault—victim <16	Children's	Jun 2005 – Jul 2009	20
61L	Indecent assault	Children's	Jun 2005 – Jul 2009	38
61M(1)	Aggravated indecent assault—victim <16	Children's	Jun 2005 – Jul 2009	45
61M(1)	Aggravated indecent assault—offender in company	Children's	Jun 2005 – Jul 2009	3
61M(1)	Aggravated indecent assault—victim under authority	Children's	Jun 2005 – Jul 2009	1
61M(1)	Aggravated indecent assault—victim has a physical disability	Children's	Jun 2005 – Jul 2009	1
61M(2) *old*	Indecent assault—person <10	Children's	Jun 2005 – Jul 2009	20
61N(1)	Commit act of indecency with/toward person <16	Children's	Jun 2005 – Jul 2009	6
61N(1)	Incite act of indecency with/toward person <16	Children's	Jun 2005 – Jul 2009	5
61N(2)	Commit act of indecency with/towards person >16	Children's	Jun 2005 – Jul 2009	10
61O(1)	Aggravated act of indecency—victim <16	Children's	Jun 2005 – Jul 2009	2
61O(2)	Aggravated act of indecency—victim <10	Children's	Jun 2005 – Jul 2009	5
61O(2)	Incite aggravated act of indecency - victim < 10	Children's	Jun 2005 – Jul 2009	1
66C(1)	Sexual intercourse with child between 10 and 14	Children's	Jun 2005 – Jul 2009	14
66C(1) *old*	Sexual intercourse with person 10–16	Children's	Jun 2005 – Jul 2009	1
66C(2)	Aggravated sexual intercourse with child between 10 and 14	Children's	Jun 2005 – Jul 2009	5
66C(3)	Sexual intercourse with child between 14 and 16	Children's	Jun 2005 – Jul 2009	22
66C(4)	Aggravated sexual intercourse with person >= 14 and <16	Children's	Jun 2005 – Jul 2009	10
66D	Attempt sexual intercourse with child over 14 and under 16	Children's	Jun 2005 – Jul 2009	1
79	Bestiality	Children's	Jun 2005 – Jul 2009	1
91H(2)	Disseminate/produce/possess child pornography	Children's	Jun 2005 – Jul 2009	1
91H(3)	Possess child pornography	Children's	Jun 2005 – Jul 2009	2
Section – Summary Offences Act 1988	Offence	Court	Time period	Total number of cases
5	Obscene exposure	Children's	Jun 2005 – Jul 2009	13