

NSW Closing the Gap Target 10 Quarterly Report

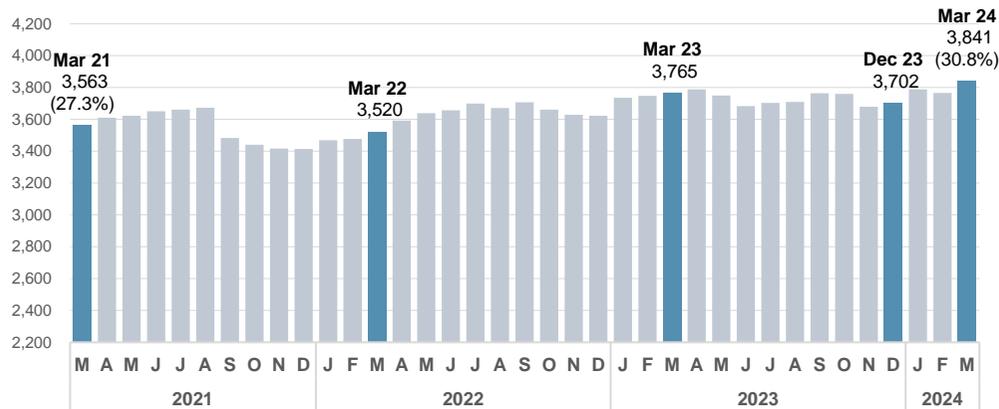
Aboriginal adults are not overrepresented in the criminal justice system

March 2024



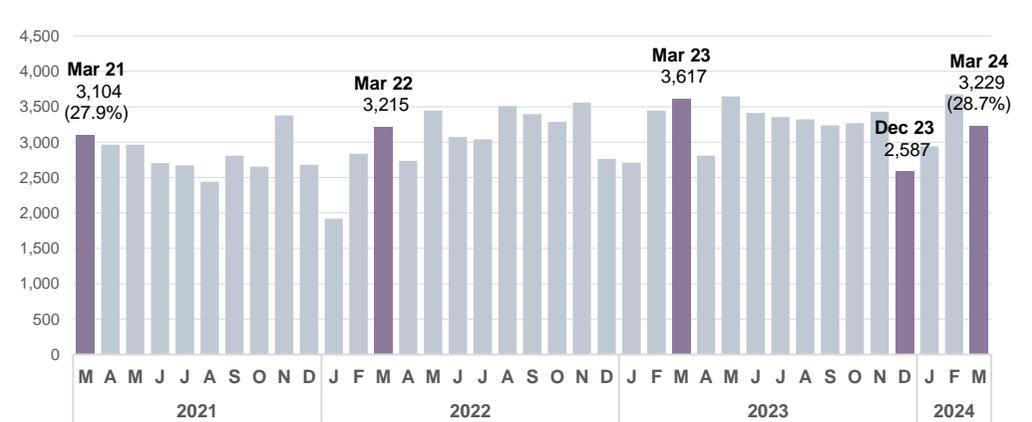
1.1 Key indicator: Aboriginal adults in prison*

Sentenced and remand custody



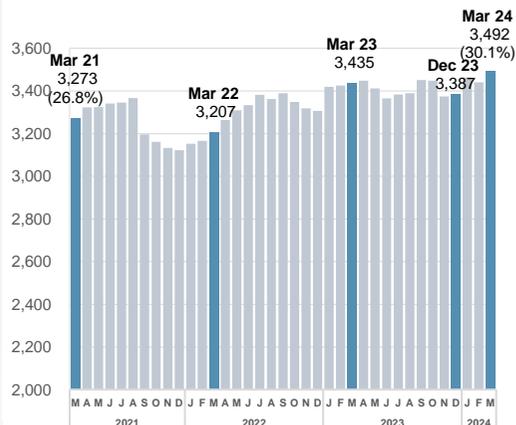
2.1 Key indicator – Aboriginal adults in court

Local, District and Supreme Courts



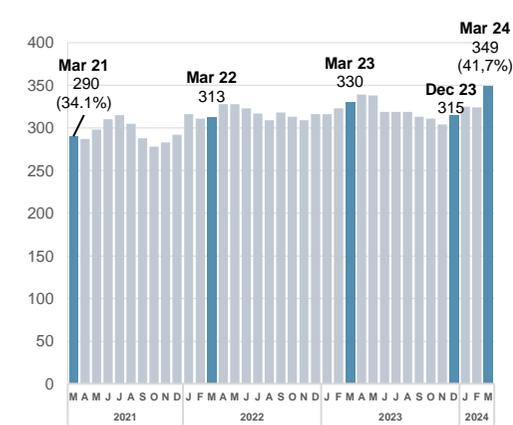
1.2 Aboriginal men in prison*

Sentenced and remand custody



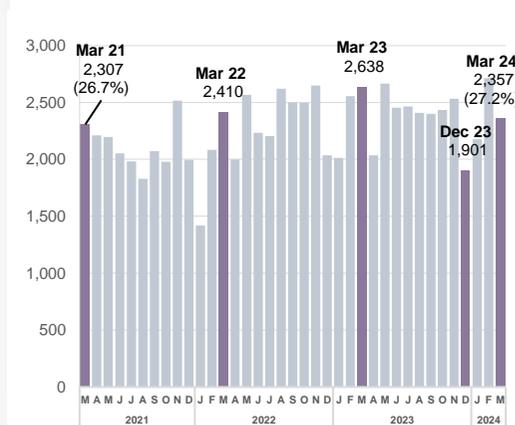
1.3 Aboriginal women in prison*

Sentenced and remand custody



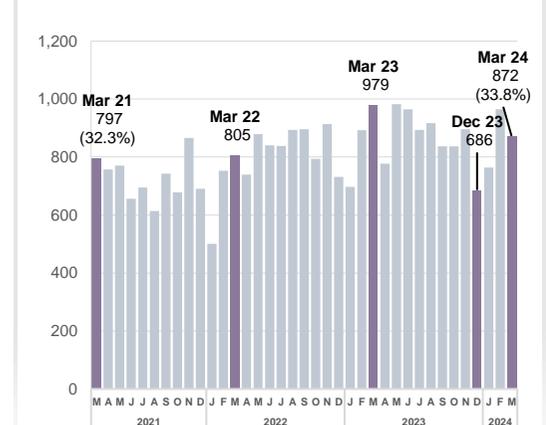
2.2 Aboriginal men in court

Local, District and Supreme Courts



2.3 Aboriginal women in court

Local, District and Supreme Courts



Note: data from March 2020 onwards have been impacted by COVID and may not represent a change in long term trend

*Custody population figures are counted as at midnight on the last day of the month (stock figures).

Aboriginal people comprise 3.4% of the adult NSW population (2021 ABS Census)

NSW Closing the Gap Target 10 Quarterly Report

Aboriginal adults are not overrepresented in the criminal justice system

March 2024



3. Police

3.1 Police court proceedings*

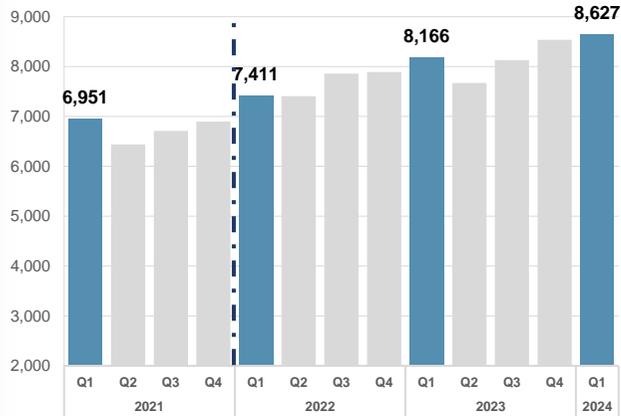
*excludes Aboriginal adults proceeded to court for breaching bail

Up 5.2%
From prior year

↑ +1,638
From prior year

32,955
Current year

31,317
Last year



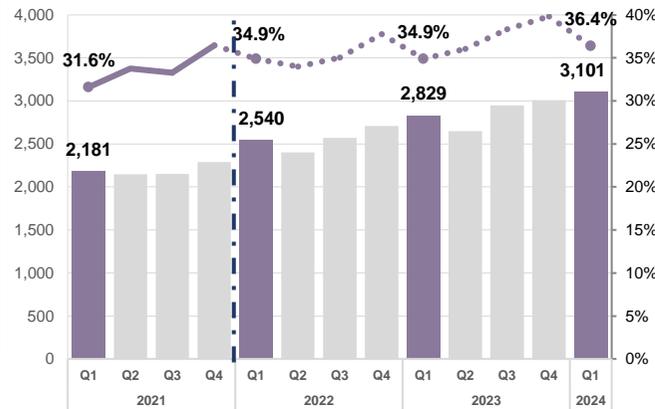
4.1 Refused bail by police

Up 11.4%
From prior year

↑ +1,196
From prior year

11,707
Current year

10,511
Last year



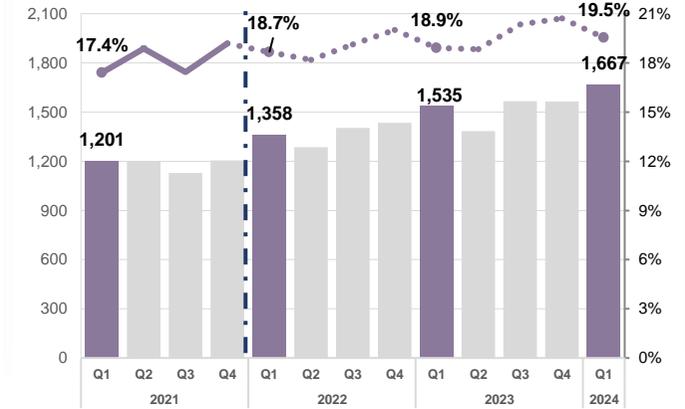
4.2 Refused bail by court

Up 9.2%
From prior year

↑ +522
From prior year

6,182
Current year

5,660
Last year



4. Bail

4.3 Bail revoked due to breach

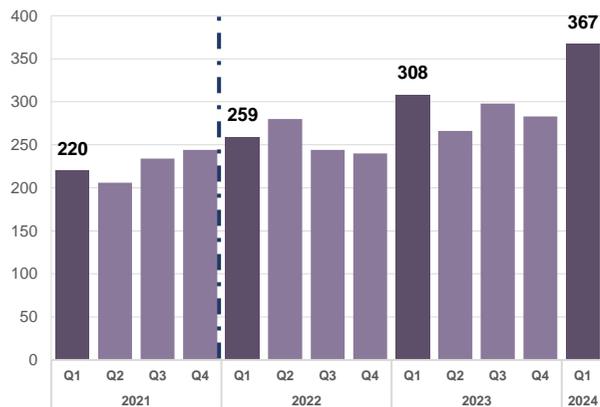
*breach of bail established in court

Up 13.2%
From prior year

↑ +142
From prior year

1,214
Current year

1,072
Last year



4.4 Reason for bail revocation – bail breach involving further offence*

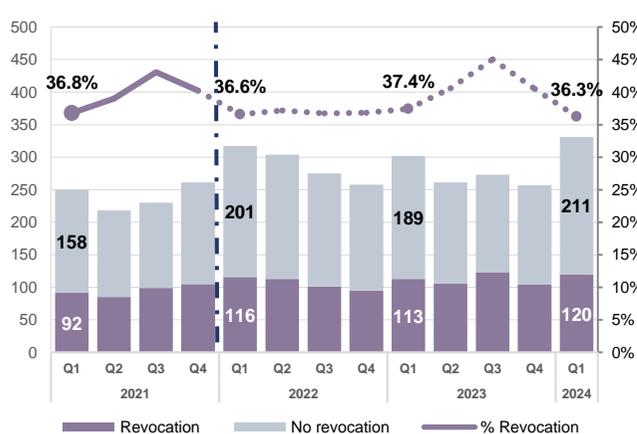
*breach of bail established in court

Up 7.3%
From prior year

↑ +31
From prior year

453
Current year

422
Last year



4.5 Reason for bail revocation – technical bail breach

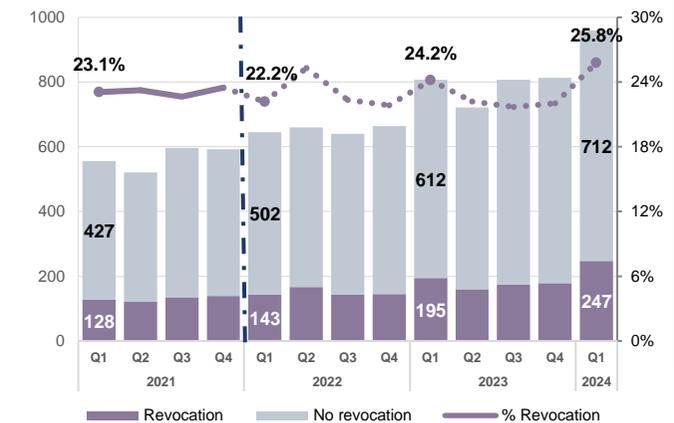
*breach of bail established in court

Up 17.1%
From prior year

↑ +111
From prior year

761
Current year

650
Last year



Note: data from March 2020 onwards have been impacted by COVID and may not represent a change in long term trend. In Jan 2022 it became mandatory for NSW Police to ask all offenders if they identify as Aboriginal.

Aboriginal people comprise 3.4% of the adult NSW population (2021 ABS Census)

NSW Closing the Gap Target 10 Quarterly Report

Aboriginal adults are not overrepresented in the criminal justice system

March 2024



5. Criminal Courts

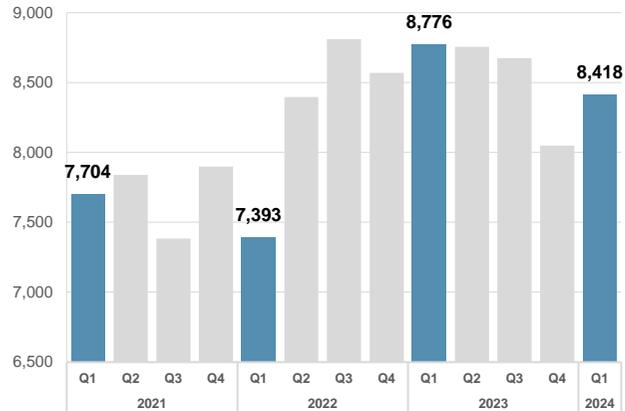
5.1 Found guilty in court

Stable
From prior year

↓-655
From prior year

33,897
Current year

34,552
Last year



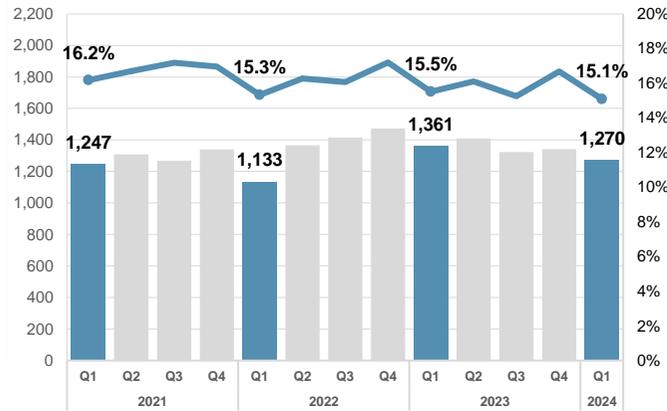
5.2 Sentenced to prison

Down 4.8%
From prior year

↓-271
From prior year

5,345
Current year

5,616
Last year



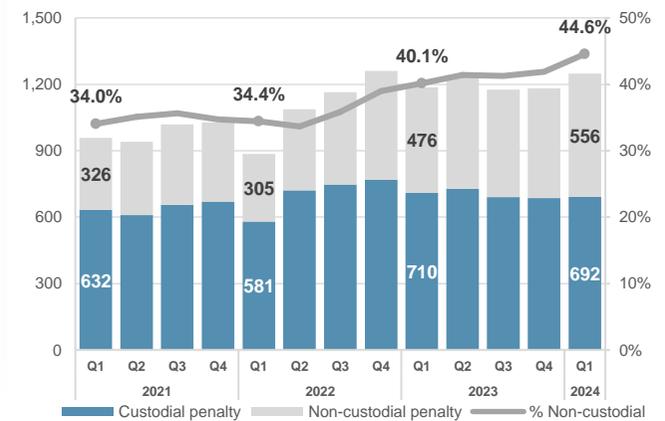
5.3 Sentenced to custody from remand

Down 5.1%
From prior year

↓-149
From prior year

2,798
Current year

2,947
Last year



6. Custody

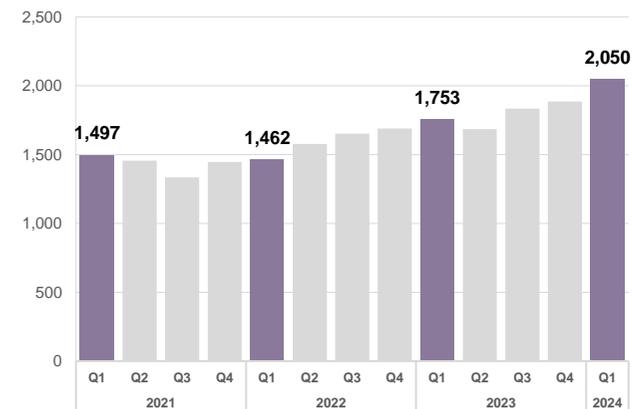
6.1 Entering custody

Up 30.8%
From March 2022

↑+1,401
From 2022

7,457
Current year

5,701
2022



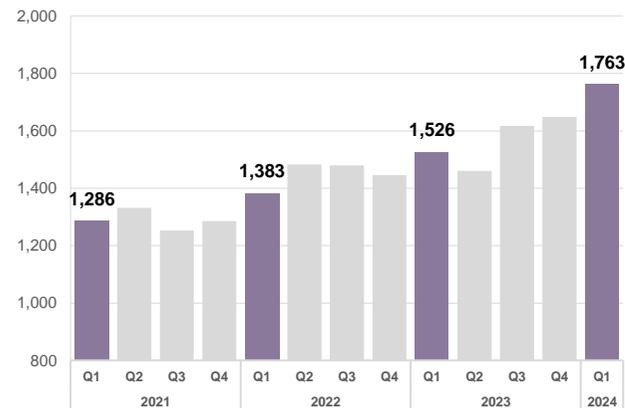
6.2 Remand custody population*

Up 27.5%
From March 2022

↑+380
From same qtr 2022

1,763
Current quarter

1,383
Same qtr 2022



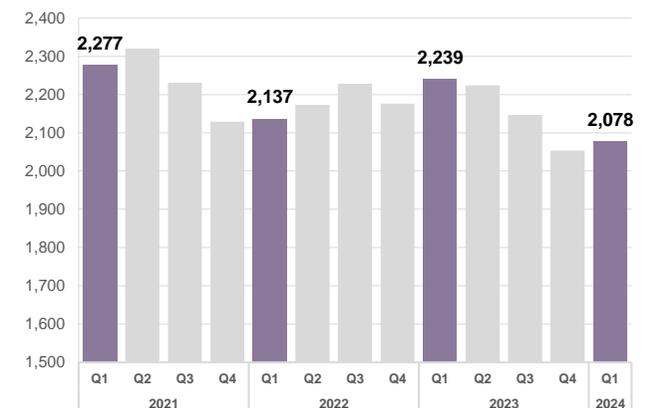
6.3 Sentenced custody population*

Stable
From March 2022

↓-59
From same qtr 2022

2,078
Current quarter

2,137
Same qtr 2022



Note: data from March 2020 onwards have been impacted by COVID and may not represent a change in long term trend

*Custody population figures are counted as at midnight on the last day of the month (stock figures).

Aboriginal people comprise 3.4% of the adult NSW population (2021 ABS Census)

Measure	Definition
1.1, 1.2, 1.3 Aboriginal adults in prison	Number of Aboriginal adults held in custody, whether remanded or sentenced. Custody population figures are counted as at midnight on the last day of the month.
2.1, 2.2, 2.3 Aboriginal adults in court	Number of Aboriginal adults appearing in finalised criminal court appearances. A finalised appearance is one which has been fully determined by the court and for which no further court proceedings are required. Counts appearances finalised in the Local, District and Supreme Courts.
3.1 Police court proceedings	Number of Aboriginal adults proceeded against to court by NSW Police. This measure excludes Aboriginal adults proceeded against for a breach of bail. Due to improvement in police recording of Aboriginality since Jan 2022, the number of persons with a recorded Aboriginal status has increased.
4.1 Refused bail by police	Number and proportion of Aboriginal adults refused bail by the police.
4.2 Refused bail by court	Number and proportion of Aboriginal adults refused bail at their first court bail appearance.
4.3, 4.4, 4.5 Bail breaches	Number of Aboriginal adults whose bail was revoked due to a bail breach. 4.4 and 4.5 are a subset of 4.3 and show the reason for the bail breach, 4.4 where the offender committed a new offence, 4.5 a technical bail breach, such as reporting to police, curfew and residence.
5.1 Found guilty in court	Number of Aboriginal adults found guilty in finalised criminal court appearances.
5.2 Sentenced to prison	Number and proportion of Aboriginal adults sentenced to custody.
5.3 Sentenced to custody from remand	Number and proportion of Aboriginal adults refused bail at court finalisation by whether they received a custodial or non-custodial penalty.
6.1 Entering custody	Number of Aboriginal adults received into custody. Excludes those held in police/court cell complexes.
6.2, 6.3 Remand and sentenced prisoners	Remand – Aboriginal adults refused bail (and small numbers granted bail but unable to meet conditions) are remanded in custody pending future court action. Sentenced - the courts have imposed custodial sentence for a proven offence.
6.4 Length of stay in custody	The average number of days spent in custody for Aboriginal adults discharged from custody.
6.5, 6.6 Prisoner's most serious offence	The most serious offence type for which each adults is in custody (remand and sentenced custody shown separately). Data is shown for the most recent month.
7.1 Reoffending among Aboriginal adults guilty in court	Reoffending is defined as a further offence committed within 12 months of a proven court appearance and finalised by court appearance within 15 months (excludes those who received a custodial penalty). The quarterly reoffending rate is the proportion of Aboriginal adult offenders with a proven court appearance in a given three-month period that went on to commit a further proven offence within 12 months of the court appearance.
7.2 Reoffending among Aboriginal adults exiting custody – new proven offence	Reoffending is defined as a further offence committed within 12 months of release from sentenced custody and finalised by court appearance within 15 months. The quarterly reoffending rate is the proportion of Aboriginal adult offenders released from sentenced custody in a given three-month period that went on to commit a further proven offence within 12 months of release.
7.3 Reoffending among Aboriginal adults exiting custody – return to custody	Reoffending is defined as a further offence committed within 12 months of release from sentenced custody and finalised by court appearance within 15 months where the offender received a subsequent custodial penalty. The quarterly reoffending rate is the proportion of Aboriginal adult offenders released from sentenced custody in a given three-month period that went on to commit a further proven offence within 12 months of release and received a subsequent custodial penalty (only counts those who committed a new proven offence not parole revocations or bail refusal). 7.3 is a subset of 7.2 and shows those who were returned to custody.