



Ministry of  
**JUSTICE**



**Criminal Justice Statistics**  
**Quarterly Update to September 2012**  
Ministry of Justice  
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## Introduction

This report presents the key trends on the latest twelve months (October 2011 to September 2012) of activity in the Criminal Justice System (CJS) for England and Wales.

All data for January to September 2012 are provisional.

Alongside the publication is a technical document titled “Criminal Justice Statistics: Background, Definitions and Measurement”. This document provides users with detailed information on the concepts and methods used in compiling this bulletin, including the quality of the data. A copy of the technical document can be found at: [www.justice.gov.uk/publications/statistics-and-data/criminal-justice/criminal-annual.htm](http://www.justice.gov.uk/publications/statistics-and-data/criminal-justice/criminal-annual.htm)

Where appropriate, comparisons are made between different sources covering activity in the Criminal Justice System (CJS). In particular, comparisons are made to numbers of crimes recorded by the police (often the starting point for crimes dealt with by other CJS agencies) rather than estimates from the Crime Survey for England and Wales (CSEW). The CSEW provides robust estimates of trends in crimes against the population resident in households, including those never reported to the police, but excludes other crimes such as those against businesses or so-called ‘victimless’ crime. Therefore police recorded crime provides a more meaningful comparison for measures relating to the wider CJS. Findings from the CSEW and recorded crime are published together in statistical bulletins by the Office for National Statistics.

The data provides users with information about proven offending and its outcomes in England and Wales. The contents of this bulletin will be of interest to government policy makers in the development of policy and their subsequent monitoring and evaluation. Others will be interested in the way different crimes are dealt with in the Criminal Justice System.

Information about statistical revisions, forthcoming changes and the symbols and conventions used in the bulletin are given in the explanatory notes section.

**If you have any feedback, questions or requests for further information about this statistical bulletin, please direct them to the appropriate contact given at the end of this report.**

# Main findings

## Overview of the Criminal Justice System in the 12 months ending September 2012

In the 12 months ending September 2012, there were 1.86 million individuals<sup>1</sup> given an out of court disposal or proceeded against at court. This compares with 2.03 million individuals in the 12 months ending September 2011, a decline of 8.4 per cent. This included a 13.0 per cent fall in the use of out of court disposals (from 444,400 to 386,900) – continuing the fall in the use of out of court disposals since the peak in the 12 months ending September 2007 (673,800).

There was also a 7.1 per cent fall in the number of defendants proceeded against at court (from 1,471,300 to 1,583,400) in the 12 months ending September 2012 from the previous year. This continues the decrease observed since the peak in 12 months ending September 2004, which has been mainly driven by falls in prosecutions for summary offences, which have fallen by 31.1 per cent during this period.

Since the 12 months ending September 2004, convictions for summary offences have fallen largely in line with trends in prosecutions (down 26.1 per cent). Convictions for indictable offences have not followed this pattern however, and since the 12 months ending September 2002 have fluctuated with a high of 344,700 and a low of 307,400.

**Table Q1.1: Activity in the Criminal Justice System, 12 months ending September 2008 to 12 months ending September 2012**

England and Wales	12 months ending					Percentage change 12 months ending Sept 2011 to 12 months ending Sept 2012
	Sept 2008	Sept 2009	Sept 2010	Sept 2011	Sept 2012	
<b>Out of court disposals</b>	624,430	571,561	478,581	444,441	386,857	-13.0%
<i>Cannabis warnings</i>	104,273	95,117	82,299	79,167	71,553 <sup>(P)</sup>	-9.6% <sup>(P)</sup>
<i>Penalty Notices for Disorder<sup>(1)</sup></i>	182,519	174,720	145,686	130,270	109,636	-15.8%
<i>Cautions</i>	337,638	301,724	250,596	235,004	205,668	-12.5%
<b>Defendants proceeded against</b>	1,656,670	1,681,906	1,665,259	1,583,373	1,471,304	-7.1%
<i>Indictable offences<sup>(2)</sup></i>	396,618	413,133	433,089	423,070	377,049	-10.9%
<i>Summary offences</i>	1,260,052	1,268,773	1,232,170	1,160,303	1,094,255	-5.7%
<b>Defendants convicted</b>	1,373,208	1,400,417	1,375,491	1,319,159	1,228,974	-6.8%
<i>Indictable offences</i>	315,432	327,626	344,711	344,350	311,603	-9.5%
<i>Summary offences</i>	1,057,776	1,072,791	1,030,780	974,809	917,371	-5.9%
<b>Prison receptions<sup>(3)</sup></b>	100,004	96,378	90,999	89,982	88,465 <sup>(P)</sup>	-0.3% <sup>(P)</sup>
<b>Probation starts<sup>(4)</sup></b>	165,543	169,823	166,917	162,467	151,793	-8.3%

(1) Number of Penalty Notices for Disorder issued to offenders aged 16 and over.

(2) Indictable offences include those triable-either-way.

(3) Receptions for offenders given a custodial sentence (includes fine defaulters).

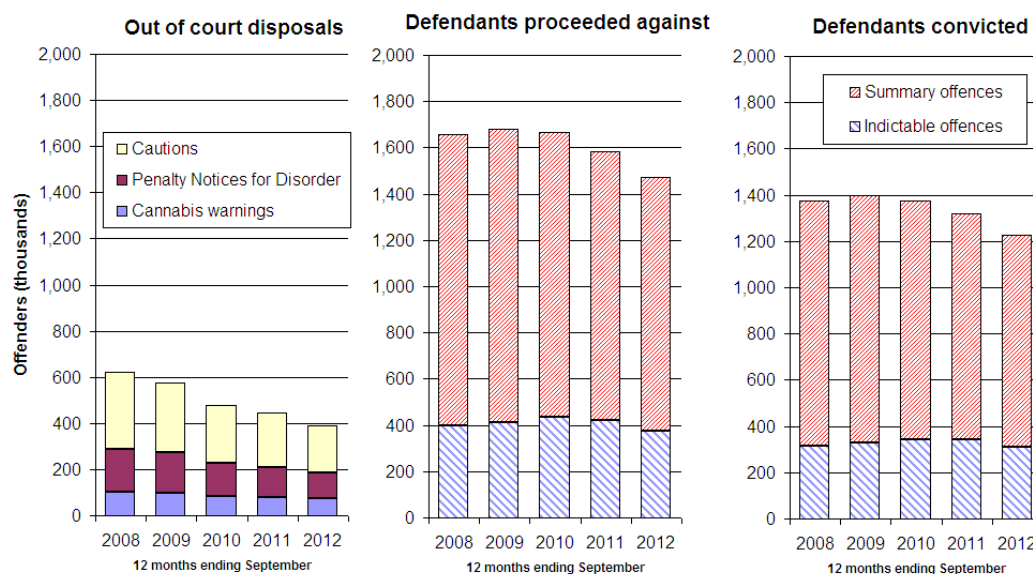
(4) Offenders starting Community Order or Suspended Sentence Order supervision by the Probation Service.

(P) Provisional

**Note:** Figures for cannabis warnings appearing in this publication are provisional and may be revised following Home Office validation. Finalised National Statistics will be published by the Home Office in July 2013 by financial year.

<sup>1</sup> Includes people and companies.

**Figure 1.1: Summary of activity in the Criminal Justice System, 12 months ending September 2008 to 12 months ending September 2012**



## Out of Court Disposals

Since the 12 months ending September 2008, the use of out of court disposals has decreased by 38.0 per cent (from 624,400 to 386,900 in 12 months ending September 2012). The decline in the use of out of court disposals coincided with the replacement in April 2008 of a target to increase offences brought to justice, with one placing more emphasis on bringing serious crime to justice. The latter target was subsequently removed in May 2010.

### Police cautions

There were 205,700 cautions administered in the 12 months ending September 2012 (including juveniles given a reprimand or warnings), representing a 12.5 per cent decrease compared with the 12 months ending September 2011 (235,000). This continues the downward trend in the use of cautions observed since a peak in the 12 months ending September 2007 (367,300). The 12 months ending September 2012 figure represents a 44.0 per cent decrease compared to this peak.

The decrease in cautions between the 12 months ending September 2011 and the 12 months ending September 2012 was largely driven by the decline in cautions administered for indictable offences. In particular, the largest relative decreases observed were for the indictable offence groups *robbery* and *violence against the person*, which fell by 31.1 per cent and 24.5 per cent respectively (from 2,700 to 1,800 and 17,800 to 13,500 respectively).

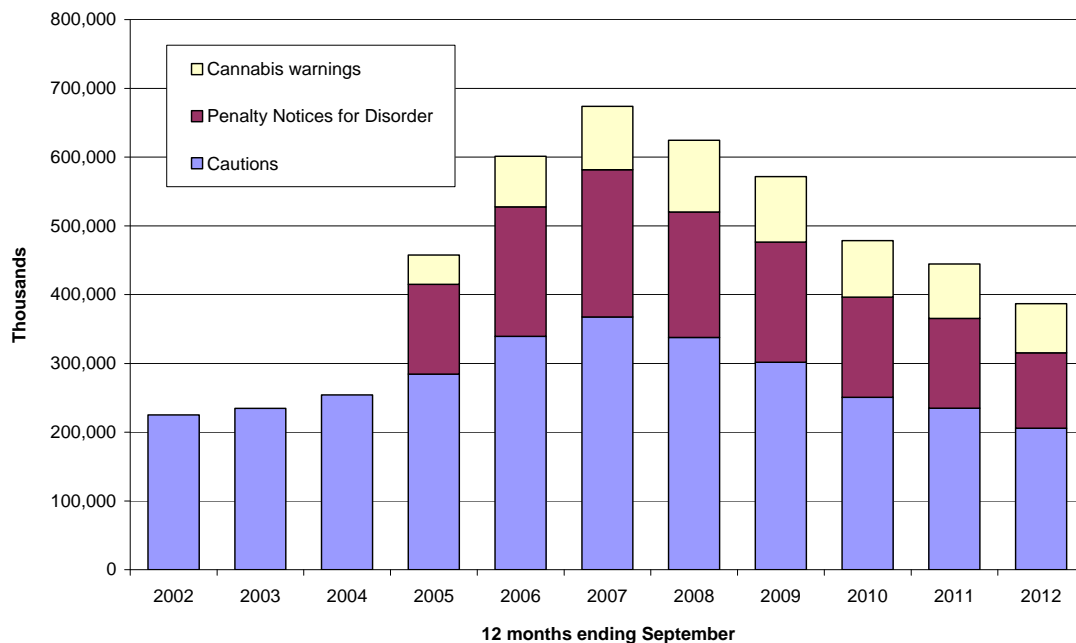
Four in every five cautions issued for indictable offences are for *violence against the person*, *theft and handling stolen goods* or *drug offences*.

## Penalty Notices for Disorder (PND) and cannabis warnings

There were 109,600 PNDs issued in the 12 months ending September 2012, a decrease of 15.8 per cent compared with the 12 months ending September 2011 (130,300). Similar to cautions, this continues the downward trend in issues of PNDs observed since a peak in the 12 months ending September 2007. The 12 months ending September 2012 figure represents a 48.9 per cent decrease compared with the 12 months ending September 2007 (214,400).

PNDs issued for *possession of cannabis* have risen year-on-year since coming into effect in 2009. There was a less than one per cent increase in the 12 months ending September 2012 compared with the 12 months ending September 2011, suggesting the large increases seen in previous years since their introduction may be levelling off. However, cannabis warnings decreased by 7,600 (from 79,200 to 71,600, a 9.6 per cent decline) over the same period.

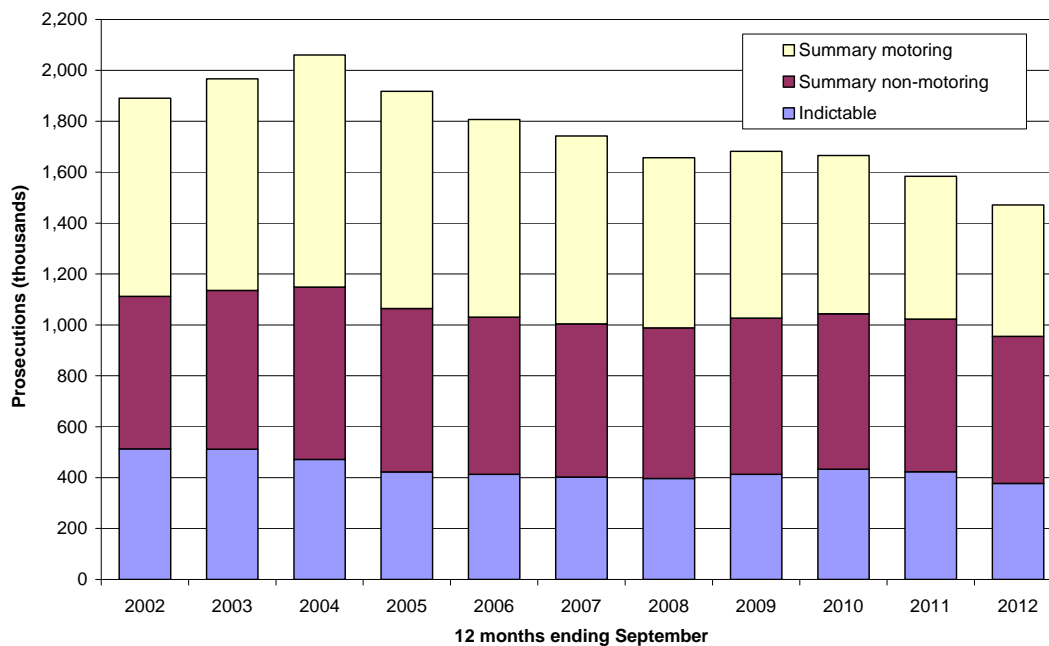
**Figure 1.2: Out of court disposals, 12 months ending September 2002 to 12 months ending September 2012**



## Court proceedings and sentencing

In the 12 months ending September 2012 there were 1.47 million defendants proceeded against in magistrates' courts and 1.23 million offenders convicted of a criminal offence at all courts. Prosecutions and convictions peaked in the 12 months ending September 2004, and both have since fallen by 28.6 per cent and 21.5 per cent respectively. These falls have largely been driven by declines in proceedings for summary non motoring and summary motoring offences.

**Figure 1.3: Defendants proceeded against at magistrates' courts by offence type, 12 months ending September 2002 to 12 months ending September 2012**



For the more serious indictable offences, prosecutions have fallen by 26.5 per cent since September 2002, but the number of convictions remained broadly flat over the same period. As a result, the conviction ratio for indictable offences increased from 65.3 per cent in September 2002 to 82.6 per cent in the 12 months ending September 2012 - the highest ratio in 11 years.

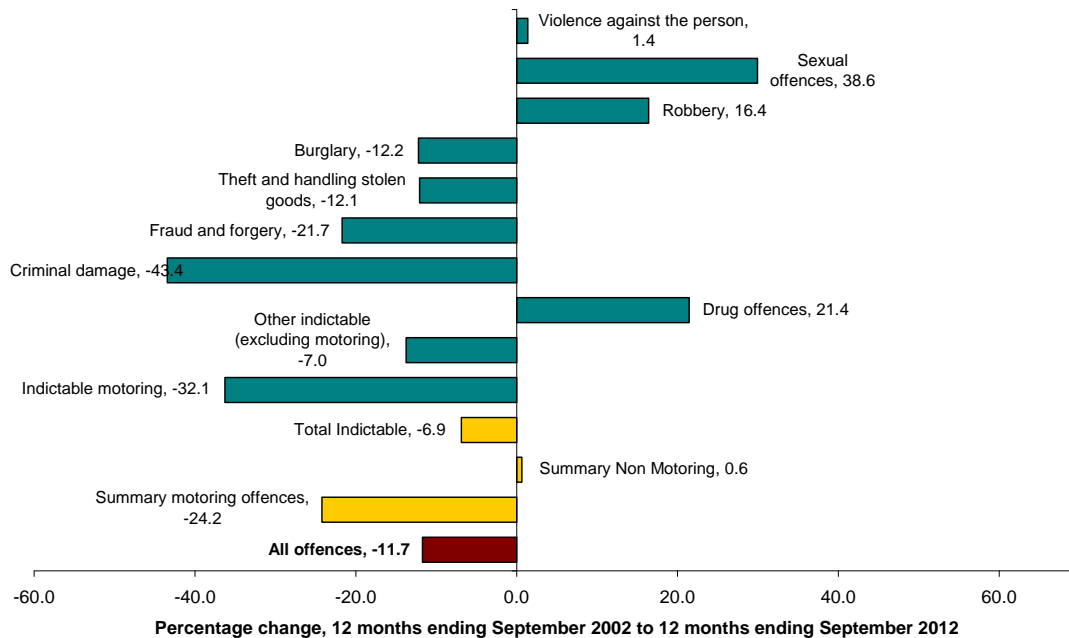
Looking over the past year, there were 7.1 per cent fewer proceedings in the 12 months ending September 2012 (compared to 1.58 million in the previous 12 month period). This in turn resulted in a decrease of 6.8 per cent in offenders convicted and sentenced.

In the 12 months ending September 2012, there were:

- 377,000 prosecutions and 311,600 convictions for indictable offences - a decrease of 10.9 and 9.5 per cent compared with the previous 12 month period.
- 578,200 prosecutions and 470,200 convictions for summary non-motoring offences - a decrease of 3.6 per cent and 4.0 per cent respectively compared with the previous 12 month period.

- 516,100 prosecutions and 447,200 convictions for summary motoring offences - a decrease of 7.9 per cent and 7.8 per cent respectively compared with the previous 12 month period.

**Figure 1.4: Percentage change in convictions by offence type and offence group, 12 months ending September 2002 to 12 months ending September 2012**



### Immediate custody

In the 12 months ending September 2012, there were 97,500 persons sentenced to immediate custody, a decrease of 4.7 per cent from 102,300 persons in the same period a year earlier and 12.6 per cent lower than the peak over the last 11 years of 111,500 persons sentenced to immediate custody in the 12 months ending September 2002.

While absolute numbers of persons sentenced to immediate custody have decreased in recent years, the immediate custody rate (the proportion of those sentenced who are sentenced to immediate custody) has risen from a low of 6.6 per cent in the 12 months ending September 2007 to 8.0 per cent in the 12 months ending September 2012. This illustrates that, since 2007, the overall number of offenders sentenced at court has decreased faster than the number of persons sentenced to immediate custody.

In the 12 months ending September 2012, there were 1,218 indeterminate sentences (either a life sentence or an Indeterminate sentence for Public Protection – an IPP) handed down, a 1.1 per cent decrease from 1,232 in the same period a year earlier. This continued the fall since the Criminal Justice and Immigration Act (CJIA) 2008 was introduced, which restricted the use of IPPs. Within this group, the number of life sentences increased from 365 in the 12 months ending September 2011 to 426 in the 12 months ending September 2012. The decrease in indeterminate sentences has coincided with an increase in longer determinate sentences. In the 12 months ending September 2012, there were 690 custodial sentences of over 10 years and less than life handed down, a 10.2 per cent increase from 626 in the same period a year earlier.



**Table Q1.2: Offenders sentenced by principal sentence, 12 months ending September 2008 to 12 months ending September 2012**

England and Wales						
	12 months ending					Percentage change 12 months ending Sept 2011 to 12 months ending Sept 2012
	Sept 2008	Sept 2009	Sept 2010	Sept 2011	Sept 2012	
<b>Total offenders sentenced<sup>(1)</sup></b>	1,372,099	1,398,752	1,373,317	1,318,080	1,227,941	-6.8%
<b>Total persons sentenced<sup>(2)</sup></b>	1,364,122	1,390,057	1,365,372	1,310,823	1,221,445	-6.8%
Immediate custody (persons)	99,598	100,350	100,308	102,290	97,484	-4.7%
Suspended sentence (persons)	41,733	43,876	47,303	48,634	44,358	-8.8%
Community sentence (persons)	190,592	197,865	189,159	178,845	153,873	-14.0%
Fines (all offenders)	895,577	936,435	905,965	861,731	816,602	-5.2%
Other disposals (all offenders)	144,599	120,226	130,582	126,580	115,624	-8.7%
Average custodial sentence length (months) <sup>(3)</sup>	13.0	13.4	13.8	14.3	14.9	4.2%
<b>Percentage of those sentenced<sup>(4)</sup></b>						<b>Percentage point change</b>
Immediate custody (persons)	7.3	7.2	7.3	7.8	8.0	0.2
Suspended sentence (persons)	3.1	3.2	3.5	3.7	3.6	-0.1
Community sentence (persons)	14.0	14.2	13.9	13.6	12.6	-1.0
Fines (all offenders)	65.3	66.9	66.0	65.4	66.5	1.1
Other disposals (all offenders)	10.5	8.6	9.5	9.6	9.4	-0.2

(1) The time lag between conviction and sentencing for cases committed for sentence at Crown Court can result in small differences between total offenders convicted and sentenced within reporting years.

(2) For sentences of immediate custody, suspended sentence and community sentence, 'persons' is the same as 'offenders', as 'others' (such as companies or public bodies) cannot receive these sentences.

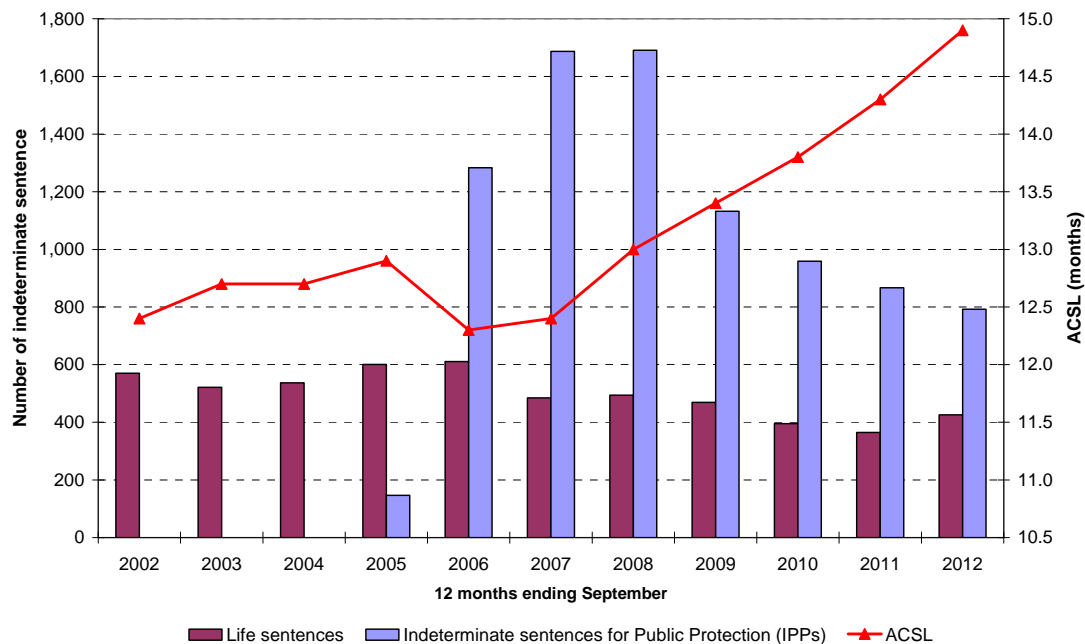
(3) Average custodial sentence length excludes life and indeterminate sentences.

(4) May not sum to 100 per cent as all rates are not calculated on the same basis.

In the 12 months ending September 2012, the Average Custodial Sentence Length (ACSL) was 14.9 months, an increase of 0.6 months compared to the 12 months ending September 2011, and an increase of 2.5 months compared to the 12 months ending September 2002. In addition to the increase in determinate sentences of over ten years and less than life, the rise in ACSL has been driven by the change in the case mix of people getting custodial sentences and longer sentences for indictable offences:

- In the 12 months ending September 2002, summary motoring offences accounted for 15.3 per cent of immediate custodial sentences, with an ACSL of 3.4 months. By the 12 months ending September 2012, they accounted for just 3.0 per cent of immediate custodial sentences, with a reduction in ACSL to 3.1 months.
- In the 12 months ending September 2002, indictable offences accounted for 76.2 per cent of immediate custodial sentences, with an ACSL of 15.2 months. By the 12 months ending September 2012, they accounted for 83.2 per cent of immediate custodial sentences, with an increase in ACSL to 17.4 months. In particular, *sexual offences* saw a rise in ACSL from 39.6 months in the 12 months ending September 2004 to 54.2 months in the 12 months ending September 2012, following the implementation of the Sexual Offences Act 2003.

**Figure 1.5: Offenders receiving an indeterminate custodial sentence and average custodial sentence length for all offenders, 12 months ending September 2002 to 12 months ending September 2012**



## Fines

Fines are the most common sentence passed at court, accounting for around two-thirds of all sentences handed down by the criminal courts (66.5 per cent in the 12 months ending September 2012). In the 12 months ending September 2012, there were 816,600 fines handed down (99.8 per cent of these being issued at magistrates' courts), a decrease of 5.2 per cent from the same period a year earlier and the lowest number of fines handed out over the last 11 years.

The majority of fines issued in the 12 months ending September 2012 were for summary offences, with only 6.6 per cent issued for indictable offences.

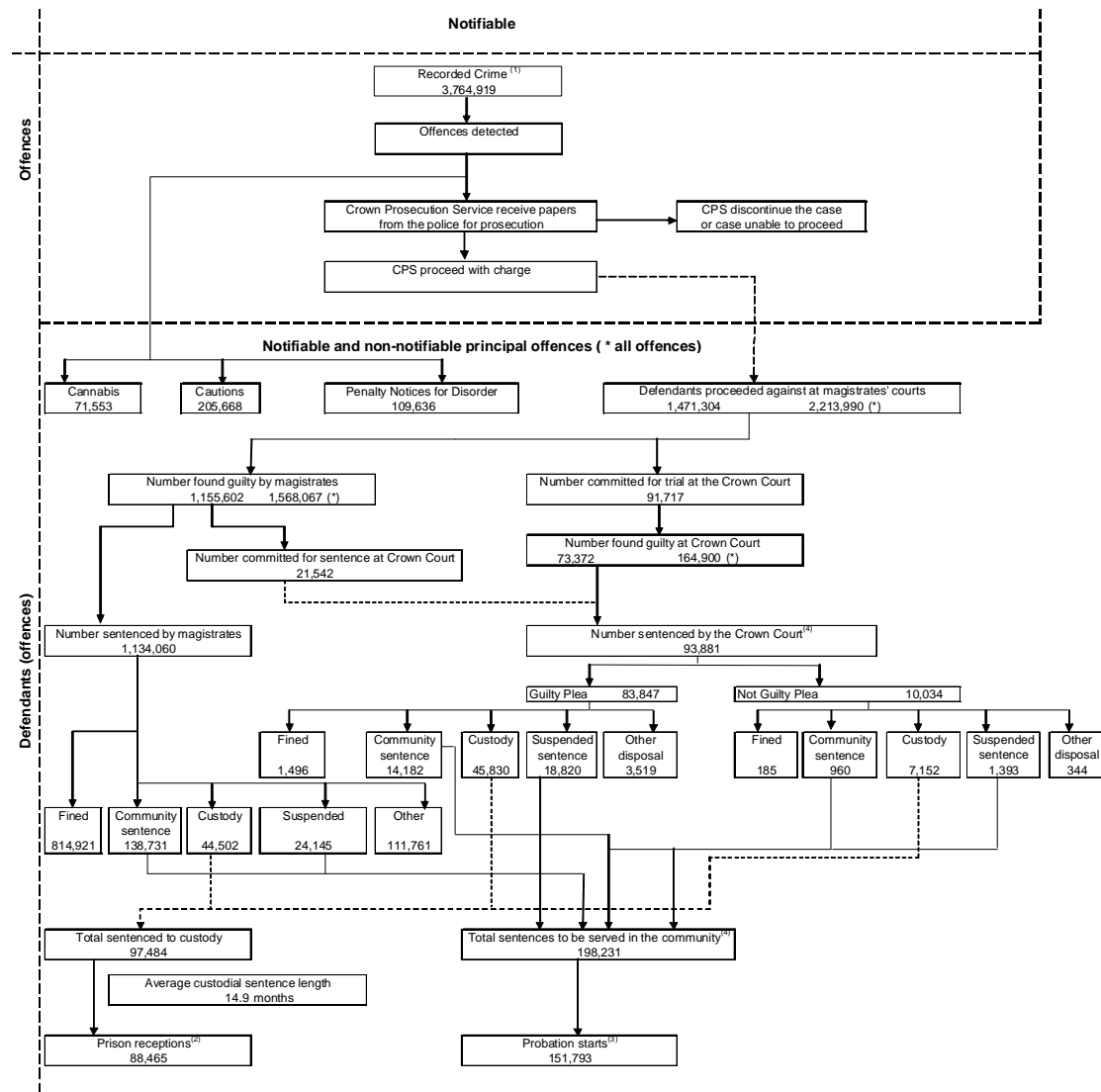
The fine rate of 66.5 per cent is broadly consistent with that seen in the same period a year earlier, and has declined from a peak of 70.3 per cent in the 12 months ending September 2004. The decline has been due to a decline in prosecutions and subsequent conviction for summary motoring offences – the offence type for which fines are most commonly given.

## Suspended Sentences and Community Orders

In the 12 months ending September 2012, 153,900 people (or 12.5 per cent of persons sentenced) were given a Community Sentence, a decrease of 14.0 per cent from the same period a year earlier.

In the 12 months ending September 2012, 44,400 people (or 3.6 per cent of persons sentenced) were given a Suspended Sentence Order, a decrease of 8.8 per cent from the same period a year earlier.

**Figure 1.6: Flows through the Criminal Justice System, 12 months ending September 2012**



(1) Covers all indictable, including triable either way, offences plus a few closely associated summary offences.  
 (2) Receptions for offenders given a custodial sentence (figures include fine defaulters)  
 (3) Offenders starting Community Order or Suspended Sentence Order supervision by the Probation Service  
 (4) In a small number of cases the plea data is not recorded.  
 \* Total number of all offences in comparison with the total number of defendants on a principal offence basis.

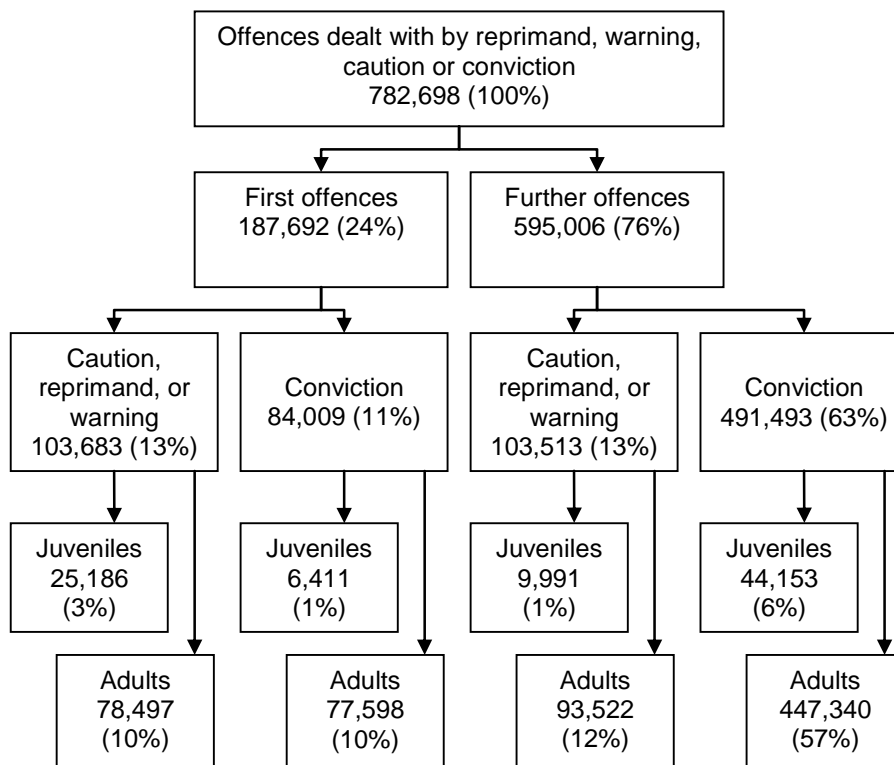
## Offending histories

This section provides an overview of the changing structure of the known offending population with information on the breakdown of offences committed by new offenders and repeat offenders, the trends in new entrants to the criminal justice system, and breakdowns of the criminal histories of cautioned and sentenced offenders.

Key points in the 12 months ending September 2012:

- There were 187,700 first time entrants to the criminal justice system (offenders who received their first conviction or caution). This is down 12.8 per cent from the year ending September 2011 and 43.6 per cent from the peak of 332,800 first time entrants in the year ending September 2007.
- The reduction in the number of first time entrants seen over the last five years has been much sharper for juveniles, down 71.5 per cent since the year ending September 2007, than for adults, down 29.7 per cent in the same period.
- The rate of first time entrants per head of population has also fallen substantially amongst juveniles, down from a little over 2,000 per 100,000 population in the 12 months ending September 2007 to an equivalent figure of 595 in the most recent period. However, although the gap is narrowing, the rate still remains higher for juveniles than for adults (353 per 100,000).
- Around four times as many juvenile first time entrants receive a reprimand or warning from the police than are convicted by a criminal court. Amongst adult first time entrants, the proportions receiving a caution and being convicted are roughly equal.
- 15.0 per cent of juveniles sentenced for indictable offences were first time entrants, while 64.5 per cent had between one and six previous convictions, reprimands or warnings and 4.3 per cent had 15 or over previous convictions, reprimands or warnings. For adults, 9.3 per cent were first time entrants, while 36.3 per cent had 15 or more previous convictions or cautions.
- The proportion of juveniles sentenced for indictable offences with 15 or more previous convictions, reprimands or warnings has fallen slightly compared to the 12 months ending September 2011, but has increased by 2.7 per cent since the 12 months ending 2002. For adults, the proportion with 15 or more previous convictions or cautions has increased 13.5 per cent since the 12 months ending 2002.
- 39.2 per cent of offenders sentenced for indictable offences with 15 or more previous convictions or cautions were sentenced to immediate custody while 19.9 per cent were given a community sentence. This compares to 25.6 per cent and 34.6 per cent respectively for those first time entrants sentenced.

**Figure 1.7: First offences and further offences of all offenders, recorded on the Police National Computer, 12 months ending September 2012, England and Wales**



## Offences

This section differs from the previous section in that it considers the total number of notifiable<sup>2</sup> offences.

Much of the activity in the Criminal Justice System starts with the police, when a crime is reported, investigated and detected. The Home Office report on the police activity and the crimes they deal with. In the 12 months ending September 2012, recorded crime decreased by 7.1 per cent, from 4.05 million in the 12 months ending September 2011, to 3.76 million offences.

Over the same period, for the equivalent notifiable offences, the use of out of court disposals decreased by 12.2 per cent. Specifically, Penalty Notices for Disorder (PNDs) were down 17.7 per cent, cautions decreased 11.1 per cent and cannabis warnings reduced by 9.6 per cent. Convictions for notifiable offences also decreased, by 6.0 per cent.

**Table Q1.3: Recorded crime and notifiable offence outcomes, 12 months ending September 2008 to 12 months ending September 2012**

England and Wales	12 months ending					Percentage change 12 months ending Sept 2011 to 12 months ending Sept 2012
	Sept 2008	Sept 2009	Sept 2010	Sept 2011	Sept 2012	
<b>Recorded Crime</b>	4,770,973	4,492,374	4,164,429	4,053,423	3,764,919	-7.1%
<b>Out of court disposals</b>	581,582	526,397	437,724	405,223	355,908	-12.2%
Cannabis warnings	104,273	95,117	82,299	79,167	71,553	-9.6%
Penalty Notices for Disorder <sup>(1)</sup>	121,883	115,250	95,614	82,878	68,177	-17.7%
Cautions	355,426	316,030	259,811	243,178	216,178	-11.1%
<b>Proceedings</b>	959,604	989,635	1,019,472	979,141	902,734	-7.8%
<b>Convictions</b>	729,489	755,141	762,147	744,197	699,340	-6.0%
<b>Offences taken into consideration</b>	105,180	91,560	75,047	71,991	61,381	-14.7%
<b>Proven offences<sup>(2)</sup></b>	1,416,251	1,373,098	1,274,918	1,221,411	1,116,629	-8.6%

(1) Number of Penalty Notices for Disorder issued to offenders aged 16 and over.

(2) Includes out of court disposals, convictions and offences taken into consideration.

(P) Provisional

**Note:** Figures for cannabis warnings appearing in this publication are provisional and may be revised following Home Office validation. Finalised National Statistics will be published by the Home Office in July 2013 by financial year.

<sup>2</sup> Notifiable offences include all offences that could possibly be tried by jury (i.e. indictable and triable-either-way offences) plus a few additional closely related summary offences, such as assault without injury. Offence groups in notifiable offence tables in this section therefore differ from groups shown in other sections which may be restricted to indictable offences only.

Table Q1.4 - Recorded crime and notifiable offence outcomes by offence group, 12 months ending September 2011 and 12 months ending September 2012

Offence Group	12 months ending	Recorded crime	Cannabis warnings <sup>(P)</sup>	Penalty Notices for Disorder <sup>(1)</sup>	Cautions	Proceedings	Convictions
Violence against the person	Sept 2011	782,005	-	26,292	97,485	312,808	213,470
	Sept 2012	739,651	-	19,029	87,908	285,743	195,139
Sexual offences	Sept 2011	54,404	-	-	1,740	32,543	19,709
	Sept 2012	51,814	-	-	1,663	29,871	19,773
Burglary	Sept 2011	514,353	-	-	3,925	45,663	31,985
	Sept 2012	474,257	-	-	3,053	42,976	30,682
Robbery	Sept 2011	77,592	-	-	274	20,310	12,439
	Sept 2012	68,811	-	-	186	18,019	12,473
Theft and handling stolen goods	Sept 2011	1,525,267	-	35,932	52,251	220,540	186,936
	Sept 2012	1,443,016	-	29,454	43,503	213,401	182,920
Fraud and forgery	Sept 2011	142,922	-	-	6,147	65,480	49,328
	Sept 2012	138,167	-	-	5,817	56,882	42,757
Criminal damage	Sept 2011	660,574	-	5,422	29,218	75,363	59,927
	Sept 2012	573,932	-	3,938	24,696	69,728	55,222
Drug offences	Sept 2011	233,123	79,167	15,232	45,088	110,044	96,173
	Sept 2012	217,737	71,553	15,756	43,617	100,878	90,274
Other notifiable offences	Sept 2011	63,183	-	-	7,050	96,390	74,230
	Sept 2012	57,534	-	-	5,735	85,236	70,100
<b>All Notifiable Offences</b>	<b>Sept 2011</b>	<b>4,053,423</b>	<b>79,167</b>	<b>82,878</b>	<b>243,178</b>	<b>979,141</b>	<b>744,197</b>
	<b>Sept 2012</b>	<b>3,764,919</b>	<b>71,553</b>	<b>68,177</b>	<b>216,178</b>	<b>902,734</b>	<b>699,340</b>

(1) Number of Penalty Notices for Disorder issued to offenders aged 16 and over.

(P) Provisional

**Note:** Figures for cannabis warnings appearing in this publication are provisional and may be revised following Home Office validation. Finalised National Statistics will be published by the Home Office in July 2013 by financial year.

Table Q1.5 - Summary of criminal justice statistics, 12 months ending September 2012 to 12 months ending September 2002

	England and Wales												Thousands
	12 months ending											Sept 2012	
	Sept 2002	Sept 2003	Sept 2004	Sept 2005	Sept 2006	Sept 2007	Sept 2008	Sept 2009	Sept 2010	Sept 2011	Sept 2012		Sept 2012
Crime measured by British Crime Survey <sup>(1)</sup>	12,403	12,251	10,941	10,690	11,138	10,811	10,523	9,930	9,348	9,689	8,872	8,872	-8.4
Notifiable offences	5,833	6,003	5,831	5,580	5,491	5,214	4,838	4,554	4,223	4,053	3,765	3,765	-7.1
- offences recorded by the police	225	235	254	284	339	367	338	302	251	235	206	206	-12.5
Number of offenders cautioned <sup>(2)</sup>	142	147	155	174	201	209	188	165	138	127	108	108	-14.3
of which Indictable offences <sup>(4)</sup>	..	..	..	131	188	214	183	175	146	130	110	110	-15.8
Number of offenders issued Penalty Notices for Disorder of which for Indictable offences <sup>(4)</sup>	..	..	..	43	73	92	104	95	82	79	72	72	-7.1
Number of offenders issued cannabis warnings (all indictable)	1,890	1,967	2,060	1,917	1,807	1,742	1,657	1,682	1,665	1,583	1,471	1,471	-10.9
Defendants proceeded against at magistrates' courts of which Indictable offences <sup>(4)</sup>	513	512	471	423	414	403	397	413	433	423	377	377	-6.5
Defendants found guilty at magistrates' courts of which Indictable offences <sup>(4)</sup>	1,333	1,401	1,505	1,439	1,378	1,352	1,304	1,325	1,292	1,236	1,156	1,156	-9.2
Defendants sentenced at the Crown Court after summary conviction	16	16	16	17	18	16	18	18	17	20	21	21	1.8
Defendants tried at the Crown Court	76	80	80	77	76	81	87	94	105	104	92	92	-11.7
Defendants found guilty at the Crown Court of which Indictable offences <sup>(4)</sup>	56	57	57	57	55	60	66	71	79	78	70	70	-10.6
<b>Total offenders found guilty at both courts of which Indictable offences<sup>(4)</sup></b>	<b>1,392</b>	<b>1,461</b>	<b>1,565</b>	<b>1,498</b>	<b>1,436</b>	<b>1,415</b>	<b>1,373</b>	<b>1,400</b>	<b>1,375</b>	<b>1,319</b>	<b>1,229</b>	<b>1,229</b>	-6.8
Total offenders found guilty or cautioned <sup>(3)</sup> of which Indictable offences <sup>(4)</sup>	335	336	323	307	307	308	315	328	345	344	312	312	-9.5
Total offenders found guilty or cautioned <sup>(3)</sup> of which Indictable offences <sup>(4)</sup>	1,617	1,695	1,819	1,782	1,775	1,782	1,711	1,702	1,626	1,554	1,435	1,435	-7.7
<b>Total sentenced</b>	<b>1,390</b>	<b>1,459</b>	<b>1,564</b>	<b>1,496</b>	<b>1,435</b>	<b>1,414</b>	<b>1,372</b>	<b>1,399</b>	<b>1,373</b>	<b>1,318</b>	<b>1,228</b>	<b>1,228</b>	-6.8
Magistrates' court	1,315	1,383	1,488	1,420	1,358	1,335	1,285	1,306	1,273	1,215	1,134	1,134	-6.7
Crown Court	75	76	76	76	76	79	87	93	101	103	94	94	-8.7
Sentence													
Custody	111	108	107	103	98	93	100	100	100	102	97	97	-4.7
Suspended Sentence	3	3	3	6	29	39	42	44	47	49	44	44	-8.8
Community Sentence	179	192	199	203	195	194	191	198	189	179	154	154	-14.0
Fine	952	1,004	1,099	1,041	973	948	896	936	906	862	817	817	-5.2
Other Sentences	145	152	157	143	140	140	145	120	131	127	116	116	-8.7

(1) The offenders dealt with outside of court and defendants proceeded against at magistrates' court in a given year may not relate to the same cases measured by the Crime Survey for England and Wales (known until 1 April 2012 as the British Crime Survey) or those recorded to the police within the same year. The Crime Survey for England and Wales estimates relate to crimes experienced in the 12 months prior to interview. Further, offenders found guilty in a given year may have been proceeded against in an earlier year.

(2) Statistically significant, see Section 8 of the User Guide to Crime Statistics for England and Wales: <http://www.ons.gov.uk/ons/taxonomy/index.html?nscl=Crime+in+England+and+Wales>

(3) Cautions, written warnings and all fixed penalties for summary motoring offences are not covered in this volume but are published in the Home Office Statistical Bulletin, 'Motoring offences and breath tests'.

(4) Indictable offences include those triable either-way.



Table Q1.6 - "Proven Offenders" in the criminal justice system by offence group and outcomes, 12 months ending September 2011 and 12 months ending September 2012

England and Wales

Offence Group	12 months ending	Cannabis warnings <sup>(e)</sup>	Penalty Notices for Disorder <sup>(f)</sup>	Cautions	Proceedings	Convictions	Conviction Ratio (%) <sup>(g)</sup>	Proven Offenders <sup>(h)</sup>	Sentenced <sup>(4)</sup>	Discharged	Fine	Community Sentence	Suspended Sentence	Otherwise dealt with	Custody Rate (%) <sup>(i)</sup>	Average custodial sentence length (months) <sup>(6)</sup>	
Violence against the person	Sept 2011	-	-	17,836	62,109	43,457	70.0	61,293	43,238	1,845	2,229	14,898	8,714	1,432	14,120	32.7	17.9
	Sept 2012	-	-	13,466	51,163	37,435	73.2	50,901	37,245	1,613	2,231	11,223	7,342	1,047	13,789	37.0	20.1
Sexual offences	Sept 2011	-	-	1,498	10,045	6,049	60.2	7,547	6,044	104	119	1,709	502	147	3,463	57.3	53.1
	Sept 2012	-	-	1,422	9,189	5,726	62.3	7,148	5,720	108	98	1,482	494	120	3,418	59.8	54.2
Burglary	Sept 2011	-	-	3,383	32,943	25,004	75.9	28,387	24,729	542	389	8,910	2,765	549	11,574	46.8	18.9
	Sept 2012	-	-	2,726	29,895	23,077	77.2	25,803	22,879	384	277	7,387	2,592	490	11,749	51.4	19.1
Robbery	Sept 2011	-	-	268	14,402	9,063	62.9	9,331	9,065	13	2	2,853	519	299	5,379	59.3	35.7
	Sept 2012	-	-	184	12,715	8,665	68.1	8,849	8,676	14	1	2,698	547	210	5,206	60.0	35.6
Theft and handling stolen goods	Sept 2011	-	35,639	44,278	135,400	121,316	89.6	201,233	121,043	24,846	17,028	42,258	8,469	5,894	22,548	18.6	4.2
	Sept 2012	-	29,187	36,170	125,329	112,512	89.8	177,869	112,028	23,400	16,212	36,905	8,197	5,502	21,812	19.5	4.3
Fraud and forgery	Sept 2011	-	-	5,642	23,410	18,870	84.9	25,512	19,812	2,241	2,085	6,591	3,522	378	4,395	22.2	12.3
	Sept 2012	-	-	5,091	20,082	16,737	83.3	21,828	16,595	1,758	2,179	5,165	3,198	354	3,941	23.8	13.0
Criminal damage	Sept 2011	-	-	4,813	9,154	7,219	78.9	12,032	7,160	1,400	800	2,879	457	512	1,112	15.5	19.0
	Sept 2012	-	-	4,067	7,811	6,230	79.8	10,297	6,145	1,239	701	2,366	358	455	1,026	16.7	21.9
Drug offences	Sept 2011	79,167	15,704	42,263	67,070	61,524	91.7	198,658	61,102	8,897	23,458	12,893	4,077	2,158	9,619	15.7	30.7
	Sept 2012	71,553	15,750	40,148	62,685	57,631	91.9	185,082	57,151	8,826	21,175	11,611	4,224	2,196	9,119	16.0	29.6
Indictable motoring offences	Sept 2011	-	-	-	3,592	3,184	88.6	3,184	3,192	39	250	901	862	32	1,108	34.7	9.6
	Sept 2012	-	-	-	3,303	3,011	91.2	3,011	3,037	33	231	757	857	34	1,125	37.0	9.8
Other indictable offences	Sept 2011	-	-	6,544	64,945	47,664	73.4	54,208	47,424	3,563	12,340	8,665	4,954	6,757	11,145	23.9	10.1
	Sept 2012	-	-	5,165	54,867	40,579	74.0	45,744	40,757	3,028	10,943	6,432	4,077	6,339	9,938	24.8	11.0
<b>Indictable offences<sup>(7)</sup></b>	<b>Sept 2011</b>	<b>79,167</b>	<b>51,343</b>	<b>126,525</b>	<b>423,070</b>	<b>344,350</b>	<b>81.4</b>	<b>601,385</b>	<b>342,809</b>	<b>43,490</b>	<b>59,900</b>	<b>102,557</b>	<b>34,841</b>	<b>18,158</b>	<b>84,463</b>	<b>24.7</b>	<b>16.8</b>
	<b>Sept 2012</b>	<b>71,553</b>	<b>44,937</b>	<b>108,439</b>	<b>377,049</b>	<b>311,603</b>	<b>82.5</b>	<b>536,532</b>	<b>310,233</b>	<b>40,403</b>	<b>54,048</b>	<b>86,026</b>	<b>31,886</b>	<b>16,747</b>	<b>81,123</b>	<b>26.2</b>	<b>17.4</b>
Summary non-motoring	Sept 2011	-	78,927	108,479	599,857	489,560	81.6	676,986	489,905	44,922	348,312	61,558	9,580	11,027	14,506	3.0	2.5
	Sept 2012	-	64,699	97,229	578,168	470,204	81.3	632,132	470,463	41,686	342,844	54,698	8,699	9,122	13,414	2.9	2.6
Summary motoring offences	Sept 2011	-	-	-	560,446	485,229	86.6	485,229	485,366	6,505	454,119	14,730	4,213	2,478	3,321	0.7	3.1
	Sept 2012	-	-	-	516,087	447,167	86.6	447,167	447,245	5,713	419,710	13,149	3,773	1,953	2,947	0.7	3.1
<b>Summary Offences</b>	<b>Sept 2011</b>	<b>-</b>	<b>78,927</b>	<b>108,479</b>	<b>1,160,303</b>	<b>974,809</b>	<b>84.0</b>	<b>1,162,215</b>	<b>975,271</b>	<b>51,427</b>	<b>802,431</b>	<b>76,288</b>	<b>13,793</b>	<b>13,505</b>	<b>47,827</b>	<b>1.8</b>	<b>2.6</b>
	<b>Sept 2012</b>	<b>-</b>	<b>64,699</b>	<b>97,229</b>	<b>1,094,255</b>	<b>917,371</b>	<b>83.8</b>	<b>1,079,239</b>	<b>917,708</b>	<b>47,399</b>	<b>762,554</b>	<b>67,847</b>	<b>12,472</b>	<b>11,075</b>	<b>16,361</b>	<b>1.8</b>	<b>2.7</b>
<b>All Offences</b>	<b>Sept 2011</b>	<b>79,167</b>	<b>130,270</b>	<b>235,004</b>	<b>1,583,373</b>	<b>1,319,159</b>	<b>83.3</b>	<b>1,763,600</b>	<b>1,318,080</b>	<b>94,917</b>	<b>861,731</b>	<b>178,845</b>	<b>48,634</b>	<b>31,663</b>	<b>102,290</b>	<b>7.8</b>	<b>14.3</b>
	<b>Sept 2012</b>	<b>71,553</b>	<b>109,636</b>	<b>205,668</b>	<b>1,471,304</b>	<b>1,228,974</b>	<b>83.5</b>	<b>1,615,831</b>	<b>1,227,941</b>	<b>87,802</b>	<b>816,602</b>	<b>153,873</b>	<b>44,358</b>	<b>27,822</b>	<b>97,484</b>	<b>8.0</b>	<b>14.9</b>

(1) Number of Penalty Notices for Disorder issued to offenders aged 16 and over.

(2) Conviction ratio is calculated as the number of convictions as a proportion of the number of proceedings.

(3) Defendants who have been proven to have committed an offence (includes convictions, cautions, cannabis warnings and Penalty Notices for Disorder).

(4) Figures are based on defendants sentenced each year. Some of those sentenced may have been found guilty in a previous year so the number of offenders sentenced may exceed the number of guilty defendants.

(5) Custody rate is calculated as the proportion of the total number of persons sentenced who are sentenced to immediate custody.

(6) Average custodial sentence length excludes life and indeterminate sentences.

(7) Indictable offences include those triable-either-way.

(P) Provisional

**Note:** Figures for cannabis warnings appearing in this publication are provisional and may be revised following Home Office validation. Finalised National Statistics will be published by the Home Office in July 2013 by financial year.

## Out of court disposals

### Penalty Notices for Disorder

*Penalty Notices for Disorder (PNDs) are more commonly known as 'on the spot fines'. PNDs are a fixed penalty of £50 or £80 designed to tackle low-level, anti-social and nuisance offending for offenders aged 16 or over and are issued for a range of minor offences.*

There were 109,600 PNDs issued for the 12 months ending September 2012, a decrease of 15.8 per cent compared with the 12 months ending September 2011 and a fall of 48.9 per cent when compared with the peak of 214,400 PNDs issued in the 12 months ending September 2007.

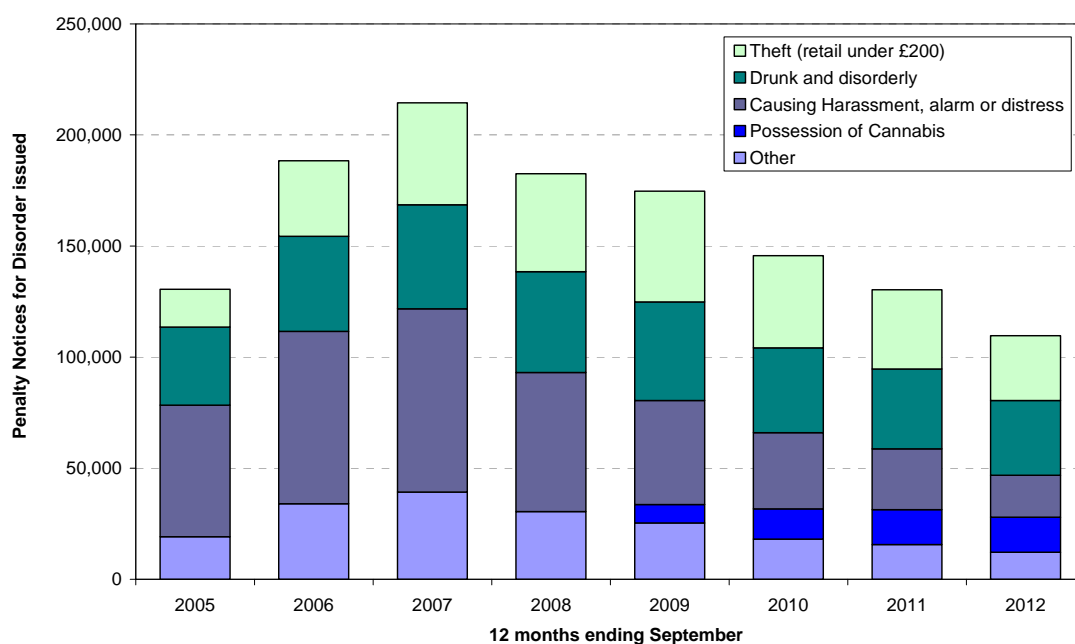
Four offences accounted for 88.9 per cent of all PNDs issued in the 12 months ending September 2012, namely:

- 'Drunk and disorderly' – 30.7 per cent (33,600);
- 'Retail theft of goods' – 26.6 per cent of all PNDs issued (29,200);
- 'Behaviour likely to cause harassment, alarm or distress' –17.2 per cent (18,900)
- 'Possession of cannabis' - 14.4 per cent (15,800) of all PNDs issued.

There has been a year-on-year decrease in PNDs since their peak in the 12 months ending September 2007. This decreasing trend has been observed in all offence groups except possession of cannabis, which has increased year-on-year since coming into effect in 2009. However, the decrease in cannabis warnings over the same period suggests that the use of out of court disposals for those in possession of cannabis has remained constant, but with an increased usage of PNDs rather than cannabis warnings.

In the 12 months ending September 2012, 105,200 (95.9 per cent) of PNDs were issued to persons aged 18 and over (adults), with 4,500 (4.1 per cent) issued to persons aged 16 to 17. The proportion of PNDs issued to adults has increased year on year since 2007, due to larger decreases in issues of PNDs for the main offence categories listed above for persons aged 16 to 17 than for adults.

**Figure 2.1 – Penalty Notices for Disorder issued, 12 months ending September 2005 to 12 months ending September 2012**



In the 12 months ending September 2012, 83,700 (76.4 per cent) of PNDs were issued to males and 25,900 (23.6 per cent) to females. The four most common offences committed by males were:

- ‘Drunk and disorderly’ – 27,900 (33.3 per cent);
- ‘Behaviour likely to cause harassment, alarm or distress’ – 16,200 (19.3 per cent);
- ‘Retail theft of goods’ – 15,500 (18.5 per cent) and
- ‘Possession of cannabis’ – 14,900 (17.7 per cent).

The four most common offences committed by females were:

- ‘Retail theft of goods’ – 13,700 (53.0 per cent);
- ‘Drunk and disorderly’ – 5,800 (22.3 per cent);
- ‘Behaviour likely to cause harassment, alarm or distress’ – 2,700 (10.6 per cent); and
- ‘Wasting police time’ – 1,000 (3.8 per cent).

In the 12 months ending September 2012, 76,100 (69.4 per cent) of PNDs were issued to white people, 2,000 (1.9 per cent) to black people, 5,500 (5.0 per cent) to Asian people, and 5,200 (4.7 per cent) to ‘other’ ethnicities. The remaining 20,900 (19.0 per cent) had ethnicity unknown. This split has remained fairly constant over the years for the high volume offences.

There were fewer PNDs issued in 38 of the 44 police force areas (including British Transport Police) in England and Wales compared with the 12 months ending September 2011.

The largest absolute decrease was in the Metropolitan Police Force area, where 14,300 PNDs were issued, a fall of 3,020 (17.4 per cent) since the 12 months ending September 2011. The largest proportionate decrease was in Greater Manchester, where 31.3 per cent fewer PNDs were issued, a fall from 6,048 to 4,155. The police force area with the largest absolute increase was West Yorkshire, where 3,514 PNDs were issued, an increase of 1,024 (41.1 per cent) since the 12 months ending September 2011.

### **Penalty Notices for Disorder payments, court hearings and related fines**

*Once a PND has been issued the recipient has 21 days, the Suspended Enforcement Period (SEP), in which to either pay the penalty or request a court hearing. No admission of guilt is required and by paying the penalty the recipient discharges liability for conviction for the offence. Rather than paying the penalty, PND recipients can request a court hearing. If a recipient fails to pay a PND or elect a court hearing within the SEP, a fine of one and half times the penalty amount is registered by the court.*

*During the 12 months ending September 2012, a number of forces have moved to a new system for reporting data on PNDs issued and their outcomes. Due to technical problems, for these forces, it is not possible to separate between those PNDs paid in full within 21 days and those paid in full outside the 21 day period. The issue is under investigation and is expected to be resolved ahead of the 2012 annual publication.*

In the 12 months ending September 2012, 38.8 per cent of PNDs were paid in full within the SEP, 11.7 per cent were paid in full outside the SEP, and a further 2.8 per cent were paid before a fine was registered but with the payment timing unknown. The payment rate for PNDs has fluctuated only slightly since their introduction in 2004, between the 52 and 55 per cent marks.

The payment rate for juveniles (aged 16 and 17) in the 12 months ending September 2012 was 54.9 per cent, compared to 53.2 per cent for adults. The payment rate for juveniles has remained consistently higher than for adults since the start of the scheme.

Around one per cent of penalty notices have been contested at court in each year since PNDs were introduced. This figure is consistent among all age groups and offences.

In the 12 months ending September 2012, of the total number of PNDs issued, 36.9 per cent were registered with a fine (37.1 per cent for adults and 31.5 per cent for juveniles). The number and proportion of PNDs for which a fine was registered has declined year-on-year since 2007, from 92,900 (43.3 per cent of total issued) in the 12 months ending September 2007 to 40,400 (36.9 per cent of total issued) in the 12 months ending September 2012.

Table 2.1 - Number of Penalty Notices for Disorder issued to offenders aged 16 and over, by offence, 12 months ending September 2005 to 12 months ending September 2012

England and Wales	All ages															
	12 months ending											Aged 16-17				
Offence	Sep 2005	Sep 2006	Sep 2007	Sep 2008	Sep 2009	Sep 2010	Sep 2011	Sep 2012	Sep 2005	Sep 2006	Sep 2007	Sep 2008	Sep 2009	Sep 2010	Sep 2011	Sep 2012
<b>Higher Tier Offences (£80)</b>																
Wasting police time	2,279	3,529	4,170	3,600	3,126	2,911	2,853	2,536	160	362	338	278	212	173	143	108
Misuse of public telecommunications system	350	742	1,201	974	798	667	749	692	22	51	114	93	59	48	52	36
Giving false alarm to fire and rescue authority	92	93	101	77	88	52	50	39	10	16	16	6	6	5	6	-
Causing Harassment, alarm or distress	59,245	77,615	82,486	62,682	46,865	34,370	27,291	18,896	5,206	7,565	7,746	5,251	3,540	2,351	1,619	961
Throwing fireworks <sup>(1)</sup>	467	649	633	612	443	320	361	286	56	87	99	96	76	49	56	45
Drunk and disorderly <sup>(2)</sup>	35,166	42,748	46,829	45,297	44,367	38,163	35,996	33,637	2,206	2,878	3,084	2,671	2,318	1,828	1,408	995
Criminal Damage (under £500) <sup>(3)</sup>	9,751	18,622	21,341	14,692	11,161	6,723	5,275	3,781	1,096	2,508	3,015	2,012	1,399	689	521	286
Theft (retail under £200) <sup>(3)</sup>	17,051	34,092	45,829	44,093	49,903	41,484	35,639	29,187	1,328	3,202	4,811	3,876	4,197	2,854	2,115	1,417
Breach of fireworks curfew <sup>(4)</sup>	23	48	40	33	25	17	15	12	3	2	2	2	3	1	1	2
Possession of category 4 fireworks <sup>(4)</sup>	19	14	28	20	20	63	20	18	4	3	5	4	7	-	4	3
Possession by a person under 18 of adult fireworks <sup>(4)</sup>	24	49	81	106	65	64	51	45	19	46	75	99	61	50	44	37
Sale of alcohol to drunken person <sup>(5)</sup>	18	48	59	84	81	78	71	92	2	2	2	1	2	1	-	1
Supply of alcohol to a person under 18	*	42	54	74	112	70	44	48	*	3	3	1	4	2	1	1
Sale of alcohol to a person under 18 <sup>(3)</sup>	977	3,419	3,768	2,874	3,047	2,220	1,691	1,316	40	119	70	56	42	33	19	14
Purchasing alcohol for a person under 18 <sup>(3)</sup>	154	358	550	536	441	374	260	173	19	42	52	38	20	20	12	10
Purchasing alcohol for a person under 18 for consumption on the premises	65	70	59	55	46	34	30	23	17	20	9	13	17	3	8	5
Delivery of alcohol to a person under 18 or allowing such delivery <sup>(5)</sup>	163	278	430	334	195	131	105	66	18	19	37	28	8	14	5	1
Possession of Cannabis <sup>(6)(7)</sup>	*	*	*	*	8,267	13,620	15,704	15,750	*	*	*	*	110	159	258	355
<b>Lower Tier Offences (£50)</b>																
Trespassing on a railway	168	846	1,515	1,469	1,543	1,444	1,370	1,071	49	224	299	254	244	217	140	92
Throwing stones at a train / railway	40	16	20	27	26	10	9	9	4	5	8	8	10	7	1	1
Drunk in a highway	3,226	2,867	2,238	1,624	1,066	828	680	516	85	142	125	80	30	12	20	18
Consumption of alcohol in a designated public place	648	996	1,380	1,812	1,712	1,089	1,217	664	40	114	185	120	113	36	55	3
Depositing and leaving litter <sup>(3)</sup>	563	1,115	1,341	1,261	1,172	934	739	625	145	242	297	268	189	127	81	54
Consumption of alcohol by a person under 18 on relevant premises <sup>(3)</sup>	45	98	90	51	27	9	21	17	39	87	89	46	19	7	15	14
Allowing consumption of alcohol by a person under 18 on relevant premises <sup>(3)</sup>	25	16	15	8	4	1	4	-	3	-	-	3	-	-	-	-
Buying or Attempting to buy alcohol by a person under 18 <sup>(5)</sup>	7	65	145	124	77	53	27	21	4	54	144	113	68	45	23	15
Depositing and leaving litter in a Royal Park <sup>(8)</sup>	*	*	*	*	*	*	*	1	*	*	*	*	*	*	*	*
Use pedal cycle in a Royal Park <sup>(8)</sup>	*	*	*	*	*	*	*	114	*	*	*	*	*	*	*	*
Failing to remove animal faeces from a Royal Park <sup>(8)</sup>	*	*	*	*	*	*	*	-	*	*	*	*	*	*	*	*
<b>Totals</b>																
Total Higher Tier Offences	125,844	182,416	207,659	176,143	169,093	141,318	126,203	106,598	10,206	16,923	19,483	14,525	12,084	8,280	6,272	4,277
Total Lower Tier Offences	4,722	6,019	6,744	6,376	5,627	4,368	4,067	3,038	369	868	1,147	892	673	451	335	197
<b>Total all offences</b>	<b>130,566</b>	<b>188,435</b>	<b>214,403</b>	<b>182,519</b>	<b>174,720</b>	<b>145,686</b>	<b>130,270</b>	<b>109,636</b>	<b>10,575</b>	<b>17,791</b>	<b>20,630</b>	<b>15,417</b>	<b>12,757</b>	<b>8,731</b>	<b>6,607</b>	<b>4,474</b>

(1) Offence moved from the lower tier (£50) to the upper tier (£80) on 5th March 2004.  
(2) Offence moved from the lower tier (£50) to the upper tier (£80) on 1st November 2004.  
(3) Offence added with effect from 1 November 2004. Penalty notices are no longer available for theft of goods valued at over £300 from July 2009 onwards.  
(4) Offence added with effect from 11 October 2004.  
(5) Offence added with effect from 04 April 2005.  
(6) Offence added with effect from 27 January 2009.  
(7) Revised statutory guidance on PNDs published in July 2009 limited the use of PNDs for cannabis possession to offenders aged 18 and over. Since this time a number of forces issued penalty notices for disorder for possession of cannabis to under 18s. Forces have been made aware that these penalty notices are restricted to adults and are reviewing the situation.  
(8) Offence added with effect from 30 June 2012.

Table 2.2 - Number of Penalty Notices for Disorder issued to offenders aged 16 and over, by ethnicity, 12 months ending September 2012

England and Wales						
Offence	White	Black	Asian	Other	Not Recorded/ Not Known	Total
<b>Higher Tier Offences (£80)</b>						
Wasting police time	1,679	41	130	251	435	2,536
Misuse of public telecommunications system	528	3	15	19	127	692
Giving false alarm to fire and rescue authority	25	2	4	-	8	39
Causing Harassment, alarm or distress	12,880	319	1,003	850	3,844	18,896
Throwing fireworks <sup>(1)</sup>	183	6	22	22	53	286
Drunk and disorderly <sup>(2)</sup>	25,388	316	772	632	6,529	33,637
Criminal Damage (under £500) <sup>(3)</sup>	2,865	46	121	105	644	3,781
Theft (retail under £200) <sup>(3)</sup>	20,235	830	1,480	1,252	5,390	29,187
Breach of fireworks curfew <sup>(4)</sup>	8	-	-	-	4	12
Possession of category 4 firework <sup>(4)</sup>	11	1	1	-	6	19
Possession by a person under 18 of adult firework <sup>(4)</sup>	19	1	8	3	14	45
Sale of alcohol to drunken person <sup>(5)</sup>	50	3	10	13	16	92
Supply of alcohol to a person under 18	28	-	3	2	15	48
Sale of alcohol to a person under 18 <sup>(3)</sup>	699	27	105	255	230	1,316
Purchasing alcohol for a person under 18 <sup>(3)</sup>	145	-	1	2	25	173
Purchasing alcohol for a person under 18 for consumption on the premises	19	-	-	-	4	23
Delivery of alcohol to a person under 18 or allowing such delivery <sup>(3)</sup>	42	-	-	3	21	66
Possession of Cannabis <sup>(6)</sup>	9,218	336	1,672	1,633	2,891	15,750
<b>Lower Tier Offences (£50)</b>						
Trespassing on a railway	725	38	33	17	258	1,071
Throwing stones at a train / railway	7	-	-	-	2	9
Drunk in a highway	366	10	13	13	114	516
Consumption of alcohol in a designated public place	464	38	25	34	103	664
Depositing and leaving litter <sup>(3)</sup>	427	23	27	43	105	625
Consumption of alcohol by a person under 18 on relevant premises <sup>(3)</sup>	13	-	-	-	4	17
Allowing consumption of alcohol by a person under 18 on relevant premises <sup>(3)</sup>	-	-	-	-	-	-
Buying or Attempting to buy alcohol by a person under 18 <sup>(5)</sup>	17	-	-	-	4	21
Depositing and leaving litter in a Royal Park <sup>(7)</sup>	1	-	-	-	-	1
Use pedal cycle in a Royal Park <sup>(7)</sup>	84	9	7	3	11	114
Failing to remove animal faeces from a Royal Park <sup>(7)</sup>	-	-	-	-	-	-
<b>Totals</b>						
Total Higher Tier Offences	74,022	1,931	5,347	5,042	20,256	106,598
Total Lower Tier Offences	2,104	118	105	110	601	3,038
<b>Total all offences</b>	<b>76,126</b>	<b>2,049</b>	<b>5,452</b>	<b>5,152</b>	<b>20,857</b>	<b>109,636</b>

(1) Offence moved from the lower tier (£50) to the upper tier (£80) on 5th March 2004.

(2) Offence moved from the lower tier (£50) to the upper tier (£80) on 1st November 2004.

(3) Offence added with effect from 1 November 2004. Penalty notices are no longer available for theft of goods valued at over £100 and may only be used for criminal damage up to a value of £300 from July 2009 onwards.

(4) Offence added with effect from 11 October 2004.

(5) Offence added with effect from 04 April 2005.

(6) Offence added with effect from 27 January 2009.

(7) Offence added with effect from 30 June 2012.

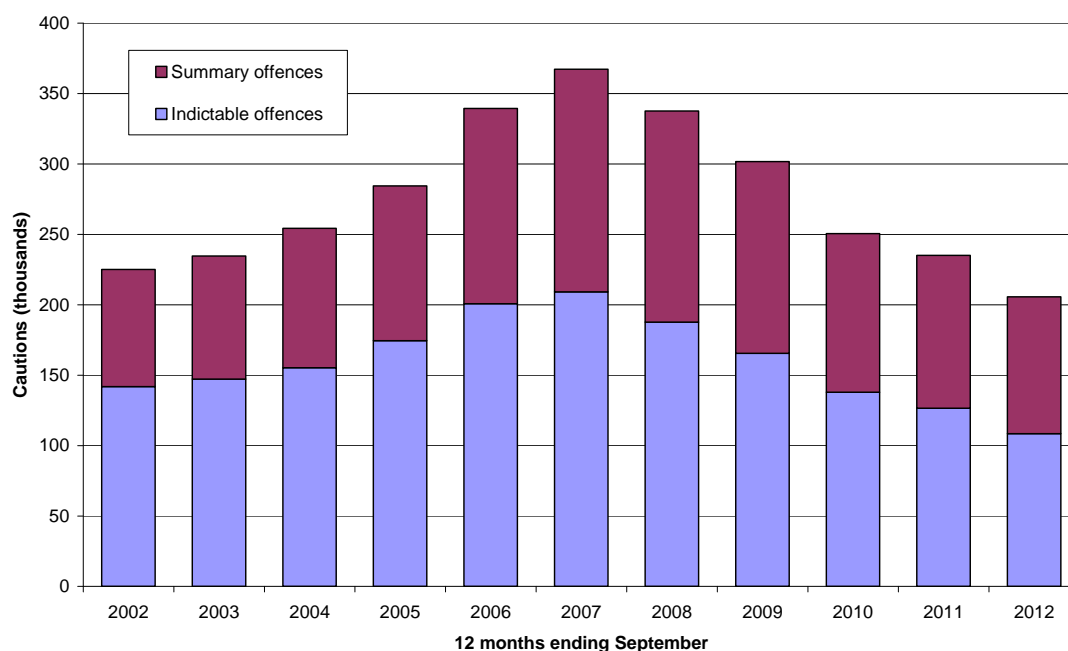
## Cautions

*A caution can be administered when there is sufficient evidence for a conviction and it is not considered to be in the public interest to institute criminal proceedings. Additionally, an offender must admit guilt and consent to a caution in order for one to be administered. A formal caution may be given by, or on the instructions of, a senior police officer. Cautions have traditionally been mostly used for juvenile and first time offenders. A system of reprimands and final warnings replaced cautioning for juveniles in June 2000.*

There were 206,000 cautions issued in the 12 months ending September 2012, 12.5 per cent fewer than in the 12 months ending September 2011, continuing a downward trend in the use of cautions since a peak in the 12 months ending September 2007. This coincided with the replacement in April 2008 of a target to increase offences brought to justice, with one placing more emphasis on bringing serious crime to justice.

Compared with the 12 months ending September 2011 there were decreases in cautions given for both indictable (14.3 per cent decrease) and summary offence types (10.4 per cent decrease).

**Figure 2.2 – Offenders cautioned by offence type, 12 months ending September 2002 to 12 months ending September 2012**



In the 12 months ending September 2012 there were 206,000 offenders cautioned, including juveniles given a reprimand or final warning.

- This was 12.5 per cent fewer than the 235,000 cautions issued in the 12 months ending September 2011, and 44.0 per cent fewer than the peak of 367,000 cautions issued in the 12 months ending September 2007.

- The largest decrease compared with the 12 months ending September 2011 was in cautions issued for the indictable offence robbery which decreased by 31.3.
- Around four in every five cautions issued for indictable offences are for *violence against the person, theft and handling* or *drug offences*. Of the 108,000 cautions issued for indictable offences in the 12 months ending September 2012, 37.0 per cent were for *drug offences*, 33.4 per cent for *theft and handling* and 12.4 per cent for *violence against the person*.

The cautioning rate<sup>3</sup> for the 12 months ending September 2012 was 20.9 per cent, this has declined from a peak of 31.6 per cent in the 12 months ending September 2007. This coincided with the replacement in April 2008 of a target to increase offences brought to justice with one placing more of an emphasis on targeting serious crime.

The cautioning rate varies across offence group and is typically higher for indictable offences than summary offences.

Within indictable offences, the cautioning rate is highest for *drug offences* (41.1 per cent), *criminal damage* (39.5 per cent) and *violence against the person* (26.5 per cent), and is lowest for *robbery* (2.1 per cent).

The cautioning rate for *violence against the person* in the 12 months ending September 2012 is the lowest in the eleven year period, at 26.5 per cent. There have been steady annual decreases from a peak of 57.7 per cent of offenders receiving a caution in the 12 months ending September 2006.

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<sup>3</sup> The proportion of offenders either cautioned or convicted that are given a caution.



**Table Q2.3 - Offenders cautioned by type of offence, 12 months ending September 2002 to 12 months ending September 2012<sup>(1)</sup>**

England and Wales	12 months ending											
	September 2002	September 2003	September 2004	September 2005	September 2006	September 2007	September 2008	September 2009	September 2010	September 2011	September 2012	Number of offenders (thousands)
<b>All offenders</b>												
<b>Indictable offences</b>												
Violence against the person	21.9	27.6	34.4	46.8	57.2	54.4	42.7	28.7	22.6	17.8	13.5	
Sexual offences	1.2	1.3	1.5	1.7	1.9	2.0	1.7	1.5	1.4	1.5	1.4	
Burglary	5.8	5.6	5.5	6.3	7.4	7.4	5.8	4.6	3.6	3.4	2.7	
Robbery	0.5	0.4	0.4	0.6	0.7	0.6	0.4	0.2	0.2	0.3	0.2	
Theft and handling stolen goods	56.5	53.1	59.9	66.0	71.0	75.5	65.0	63.0	50.0	44.3	36.2	
Fraud and forgery	5.3	5.5	5.9	6.7	7.9	8.6	8.3	7.4	6.5	5.6	5.1	
Criminal damage	3.1	3.4	5.1	6.6	8.8	9.0	8.1	6.7	5.3	4.8	4.1	
Drug offences	43.1	45.4	36.7	33.3	37.0	41.3	46.4	45.1	41.3	42.3	40.1	
Other (excluding motoring offences)	4.4	5.0	5.9	6.5	8.9	10.2	9.1	8.2	7.1	6.5	5.2	
<b>Total (excluding motoring offences)</b>	<b>141.8</b>	<b>147.2</b>	<b>155.3</b>	<b>174.4</b>	<b>200.7</b>	<b>209.1</b>	<b>187.6</b>	<b>165.4</b>	<b>137.8</b>	<b>126.5</b>	<b>108.4</b>	
<b>Summary offences</b>												
(excluding motoring offences)	83.2	87.5	98.9	109.9	138.7	158.2	150.0	136.3	112.8	108.5	97.2	
<b>All offences</b>												
(excluding motoring offences)	225.0	234.7	254.3	284.3	339.4	367.3	337.6	301.7	250.6	235.0	205.7	

(1) All cautions data from 2011 have been sourced from the Police National Computer.

**Table Q2.4 - Proportion of offenders cautioned who were cautioned or found guilty, by type of offence, 12 months ending September 2002 to 12 months ending September 2012<sup>(1)</sup>**

England and Wales		12 months ending												Percentages
Type of offence	September 2002	September 2003	September 2004	September 2005	September 2006	September 2007	September 2008	September 2009	September 2010	September 2011	September 2012			
<b>All offenders</b>														
<b>Indictable offences</b>														
Violence against the person	37.3	42.0	46.8	53.8	57.7	56.6	50.7	39.9	33.8	29.1	26.5			
Sexual offences	21.4	23.5	24.2	26.3	27.7	28.1	25.3	23.7	19.5	19.8	19.9			
Burglary	18.1	17.8	18.3	21.3	24.4	23.8	19.7	16.3	13.3	11.9	10.6			
Robbery	5.8	5.5	5.4	7.6	8.4	7.0	4.8	2.4	2.4	2.9	2.1			
Theft and handling stolen goods	30.6	30.5	34.8	38.7	41.3	42.3	37.4	35.7	29.7	26.7	24.3			
Fraud and forgery	19.9	20.5	21.8	24.8	27.9	29.8	28.5	26.2	23.5	22.1	23.3			
Criminal damage	22.2	23.5	30.3	36.5	41.2	41.5	44.1	45.3	40.4	40.0	39.5			
Drug offences	47.6	46.9	46.4	46.5	47.9	49.6	47.7	44.7	40.2	40.7	41.1			
Other (excluding motoring offences)	8.5	8.9	9.8	10.9	14.7	18.0	18.0	15.3	12.1	12.1	11.3			
<b>Total (excluding motoring offences)</b>	<b>30.1</b>	<b>30.8</b>	<b>32.8</b>	<b>36.6</b>	<b>39.9</b>	<b>40.8</b>	<b>37.6</b>	<b>33.8</b>	<b>28.8</b>	<b>27.1</b>	<b>26.0</b>			
<b>Summary offences</b>														
(excluding motoring offences)	15.1	15.3	15.7	17.7	21.8	24.4	23.4	21.0	18.5	18.1	17.1			
<b>All offences</b>														
(excluding motoring offences)	22.0	22.3	23.1	25.9	29.8	31.6	29.6	26.5	23.0	22.1	20.9			

(1) All cautions data from 2011 have been sourced from the Police National Computer.

**Table Q2.5 - Persons cautioned for all offences by ethnicity, 12 months ending September 2002 to 12 months ending September 2012<sup>(1)</sup>**

12 months ending	Number of offenders (thousands)					
	Total	White	Black	Asian	Other	Unknown
September 2002	225.0	192.2	14.1	10.2	2.4	6.1
September 2003	234.7	199.5	14.6	10.4	2.8	7.5
September 2004	254.3	214.3	15.0	11.8	3.0	10.2
September 2005	284.3	238.2	16.0	13.8	4.2	12.3
September 2006	339.4	277.6	20.8	14.9	4.9	21.2
September 2007	367.3	303.0	23.7	16.3	5.2	19.0
September 2008	337.6	278.3	22.6	16.0	5.1	15.6
September 2009	301.7	250.1	20.7	14.9	5.0	11.0
September 2010	250.6	208.1	17.6	13.0	4.6	7.2
September 2011	235.0	196.4	17.3	12.1	3.5	5.7
September 2012	205.7	172.6	14.5	10.4	2.8	5.3

(1) All cautions data from 2011 have been sourced from the Police National Computer.

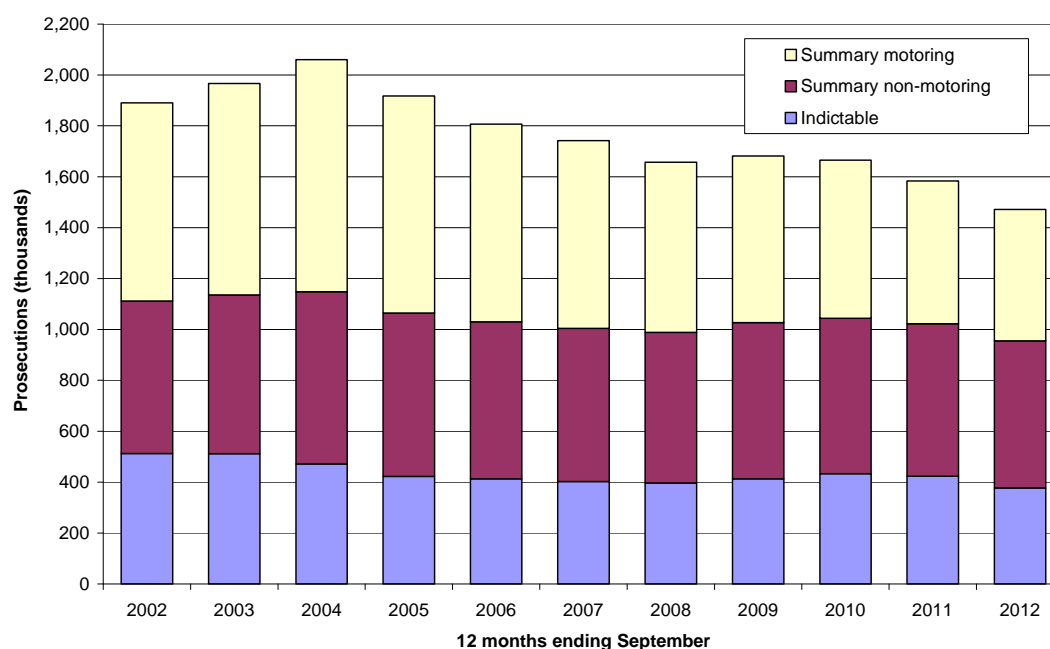
## Court proceedings

*Virtually all criminal court cases start in a magistrates' court and less serious offences can be handled entirely within this court.*

There were 1.47 million defendants proceeded against at magistrates' courts in the 12 months ending September 2012, a decrease of 7.1% from the 1.58 million proceedings in the 12 months ending September 2011.

The total proceedings figure can be split into two offence groups – summary proceedings, which cover the less serious offences such as TV license evasion and common assault, and indictable proceedings (including triable-either-way offences), which cover the more serious offences. Compared to the previous 12 months proceedings for both offence groups decreased in the 12 months ending September 2012 – a drop of 5.7 per cent for summary offences (from 1.16 million to 1.09 million) and a drop of 10.9 per cent for indictable offences (from 423,100 to 377,000).

**Figure 3.1: Defendants proceeded against at magistrates' courts by type of offence, 12 months ending September 2002 to 12 months ending September 2012**



Summary proceedings can be dealt with entirely within the magistrates' courts and make up around three quarters of all proceedings (74.4 per cent). Of the 1.09 million summary proceedings completed in the 12 months ending September 2012, just under half (516,100, or 47.2 per cent) of these proceedings related to summary motoring proceedings, which include offences such as speeding, driving while disqualified and drunk driving.

The 5.7 per cent drop in proceedings for summary offences between the 12 months ending September 2011 and 2012 is not split evenly between summary motoring and summary non-motoring proceedings:

- Defendants proceeded against for summary motoring offences fell by 7.9 per cent from 560,400 to 516,100.
- Defendants proceeded against for summary non-motoring offences fell by 3.6 per cent from 599,900 to 578,200.

Over the past decade, defendants proceeded against peaked at 2.06 million in the 12 months ending September 2004. Compared to this peak there were 28.6 per cent fewer defendants proceeded against in the 12 months ending September 2012. This was made up of a 20.0 per cent decrease in those proceeded against for indictable offences, a 14.6 per cent decrease in those proceeded against for summary non-motoring offences, and a decrease of 43.4 per cent decrease in those proceeded against for summary motoring offences.

The falling numbers in those proceeded against is reflected in all offence types over the past decade with the exceptions of sexual offences and drug offences that have seen increases. The largest decreases for indictable offences has been criminal damage, representing a 58.3 per cent decrease from 18,700 in the 12 months ending September 2002 to 7,800 in the 12 months ending September 2012. For summary offences, motoring offences have decreased by 33 per cent from 778,600 in the 12 months ending September 2002 to 516,100 in the 12 months ending September 2012.

Of the 1.47 million defendants proceeded against at magistrates' courts in the 12 months ending September 2012, 1.06 million were male. The number of males proceeded against has continued to fall from a peak in the 12 months ending 2004 of 1.69 million, representing a decrease of 37.3 per cent. However the number of female defendants proceeded against has been variable from a low of 322,500 in the 12 months ending September 2002 to a peak of 367,100 in the 12 months ending September 2010. This has led to a fall in the proportion of male defendants proceeded against compared to females from a peak of 82.3 per cent in the 12 months ending September 2003 to 71.9 per cent in the 12 months ending 2012.

## Remands

*Police remands are the decisions made by a police officer on whether to detain or bail a defendant pending their first appearance in court or send a notice summoning them to appear in court. Court remands are the court's decision on whether a defendant charged with a criminal offence should be held in custody or released on bail during the period up to and including the trial, or while awaiting sentence.*

Defendants are more likely to be remanded in custody for indictable offences than summary offences. As a result the proportion of defendants remanded in custody at the Crown Court is higher than at magistrates' courts.

### Police remands

In the 12 months ending September 2012, there were 1.54 million defendants directed to appear at magistrates' courts<sup>4</sup>, a decrease of 7.6 per cent compared with the 1.66 million in the 12 months ending September 2011. Of these, 30.6 per cent were granted bail by the police, 11.5 per cent were remanded in custody and the remaining 57.9 per cent directed to appear via summonses.

<sup>4</sup> Including here those who failed to appear.

The proportion of defendants remanded in custody has increased every year since the 12 months ending September 2007, driven mainly by the rise in defendants remanded in custody for indictable offences.

The proportion of those remanded in custody varies by offence type:

- 28.9 per cent (120,400) for indictable offences in the 12 months ending September 2012, 0.6 percentage points higher than in the 12 months ending September 2011 and 12.9 percentage points higher than in the 12 months ending September 2007;
- 7.4 per cent (43,700) for summary non-motoring offences in the 12 months ending September 2012, 0.1 percentage points lower than in the 12 months ending September 2011 and;
- 2.2 per cent (11,700) for summary motoring offences, 0.7 percentage points higher than in the 12 months ending September 2011.

### **Magistrates' courts**

In the 12 months ending September 2012, 1.54 million defendants, including those who failed to appear, were proceeded against at magistrates' courts. Of these it was estimated<sup>5</sup> that:

- bail was granted to 27.4 per cent, 6.0 percentage points lower than in the 12 months ending September 2011. This decrease in the proportion granted bail is a reversal of the upward trend seen in previous years;
- 3.2 per cent were remanded in custody, 0.1 per cent lower than in the 12 months ending September 2011; and
- the remaining 69.3 per cent had their case concluded at the magistrates' courts without being remanded, 6.0 percentage points higher than in the 12 months ending September 2011.

The proportion of defendants remanded in custody at magistrates' courts has remained broadly consistent between 2.7 and 3.8 per cent since the 12 months ending September 2005.

The proportion of defendants remanded in custody by magistrates' courts by offence type in the 12 months ending September 2012 was 9.0 per cent (37,700) for indictable cases, 1.7 per cent (10,100) for summary non-motoring offences and 0.4 per cent (2,100) for summary motoring offences.

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<sup>5</sup> Remand figures are estimated through a matching process with prisons remand reception data – see the 'Remands' section of technical document "A Guide to Criminal Justice Statistics" for more details.

### **Outcomes of cases dealt with by magistrates' courts**

Of the 1.06 million defendants not remanded by magistrates in the 12 months ending September 2012:

- a custodial sentence was given to 2.3 per cent (24,300);
- 3.5 per cent (37,500) were committed to the Crown Court for sentence or trial;
- those acquitted or not proceeded against accounted for 13.8 per cent (146,700);
- a further 77.6 per cent (826,400) were given a non-custodial sentence.

Of the 420,800 defendants remanded on bail:

- a custodial sentence was given to 3.0 per cent (12,400);
- 11.8 per cent (49,800) were committed to the Crown Court for sentence or trial;
- 18.2 per cent (76,400) were acquitted or not proceeded against;
- a further 59.5 per cent (250,100) were given a non-custodial sentence.

Of the 49,900 defendants remanded in custody:

- a custodial sentence was given to 15.3 per cent (7,600);
- a further 26.2 per cent (13,000) were given a non-custodial sentence;
- 41.1 per cent (20,500) were committed to the Crown Court for sentence or trial;
- those acquitted or not proceeded against accounted for 12.7 per cent (6,300).

### **Crown court remands**

In the 12 months ending September 2012, the proportion of defendants tried at the Crown Court who were remanded on bail was 48.8 per cent. This represented a decrease of 2.5 percentage points from the 12 months ending September 2011 (51.3 per cent). Between the 12 months ending September 2011 and the 12 months ending September 2012, the proportion of defendants remanded in custody decreased by 0.2 percentage points from 34.4 per cent to 34.2 per cent.

### **Outcomes of cases dealt with at the Crown Court**

Of the 39,000 defendants remanded in custody by the Crown Court in the 12 months ending September 2012:

- a sentence was given to 86.5 per cent – 74.1 per cent of those remanded in custody received a custodial sentence (28,900);
- those acquitted or not proceeded against accounted for 11.9 per cent (4,700).

Of the 55,800 defendants remanded on bail by the Crown Court in the 12 months ending September 2012:

- a sentence was given to 73.5 per cent – of which 25.3 per cent received a custodial sentence (14,100);
- those acquitted or not proceeded against accounted for 24.0 per cent (13,400)

### **Failure to appear**

Each year a proportion of defendants fail to appear in court having been summonsed to appear or granted bail. The court will issue the police with a warrant for the apprehension and detention of these defendants.

In the 12 months ending September 2012, approximately 63,800 defendants failed to appear to bail or summons at magistrates' courts; 4.2 per cent of those directed to appear in that period. In the 12 months ending September 2012, approximately 2,400 defendants failed to appear to bail at the Crown Court, 2.1 per cent of all defendants due to stand trial or to be sentenced at the Crown Court in the same period.

### **Failure to Appear warrants (outstanding)**

*Failure to Appear (FTA) warrants are issued by courts when defendants do not attend court on a specified date having either been summonsed or granted bail at an earlier stage. Police forces attempt to execute warrants by locating and apprehending the defendant. These may relate to defendants who failed to appear at court during a different period.*

The overall number of FTA warrants outstanding<sup>6</sup> in England and Wales has been steadily decreasing, from 25,300 at the end of September 2008 to 16,800 at the end of September 2012, a 33.3 per cent fall.

The largest fall in FTA warrants was observed for Category<sup>7</sup> C warrants which decreased by 54.0 per cent, from just over 8,000 at the end of September 2008 to 3,700 at the end of September 2012. The corresponding decreases for the number of outstanding Category A and Category B warrants were 13.2 per cent and 26.9 per cent respectively over the same time period.

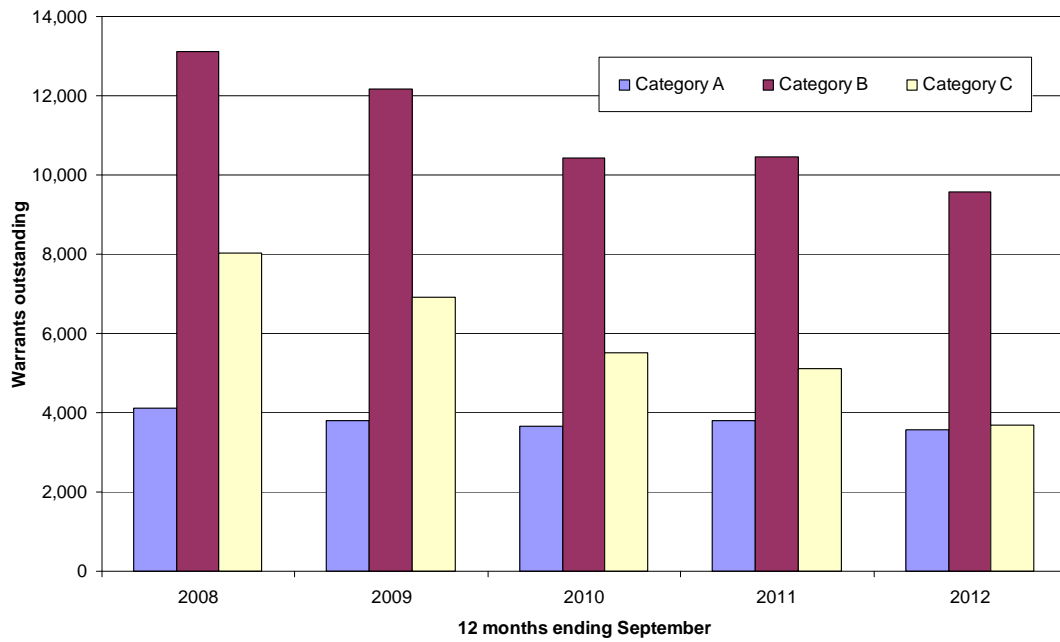
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<sup>6</sup> Outstanding FTA warrants are those that have been issued by the local area but have not been executed or withdrawn – see 'A Guide to Criminal Justice Statistics' for further information.

<sup>7</sup> FTA warrants are categorised as A, B or C depending on the seriousness of the offence for which the defendant is wanted and the risk to the public – see 'A Guide to Criminal Justice Statistics' for further information.



**Figure 3.2: Number of FTA warrants outstanding, by Category, England & Wales, end of September 2008 to end of September 2012**



**Table Q3.1 - Defendants<sup>(1)</sup> directed to appear at magistrates' courts by the police, by type of offence and how directed to appear, 12 months ending September 2005 to 12 months ending September 2012 (e)**

England and Wales	Defendants (thousands and percentages)															
	Defendants (thousands)						Percentages									
	12 months ending September															
How directed to appear	2005 <sup>(2)</sup>	2006 <sup>(2)</sup>	2007 <sup>(2)</sup>	2008 <sup>(2)</sup> (3)	2009	2010	2011	2012	2005	2006	2007	2008 <sup>(3)</sup>	2009	2010	2011	2012
<b>Indictable offences</b>																
Summoned	47.7	48.9	47.8	43.9	39.6	39.4	41.3	47.6	9.5	10.1	10.1	9.6	8.5	8.2	8.8	11.4
Arrested and bailed	362.6	347.5	349.1	328.4	304.3	304.9	294.6	248.4	72.5	71.9	73.9	71.7	65.5	63.8	62.9	59.6
Arrested and held in custody <sup>(4)</sup>	90.0	87.2	75.6	85.5	120.4	133.8	132.3	120.4	18.0	18.0	16.0	18.7	25.9	28.0	28.3	28.9
<b>Total</b>	<b>500.3</b>	<b>483.6</b>	<b>472.4</b>	<b>457.7</b>	<b>464.2</b>	<b>478.1</b>	<b>468.2</b>	<b>416.4</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>
<b>Summary offences (other than motoring)</b>																
Summoned	441.7	411.2	393.1	380.3	404.0	390.5	393.2	395.1	65.9	63.8	62.3	61.9	63.6	62.1	63.8	66.7
Arrested and bailed	202.2	206.0	213.0	206.1	190.1	190.0	176.6	153.5	30.1	31.9	33.8	33.5	29.9	30.2	28.7	25.9
Arrested and held in custody <sup>(4)</sup>	26.8	27.8	24.6	28.3	40.9	47.9	46.4	43.7	4.0	4.3	3.9	4.6	6.4	7.6	7.5	7.4
<b>Total</b>	<b>670.7</b>	<b>645.0</b>	<b>630.7</b>	<b>614.7</b>	<b>635.0</b>	<b>628.4</b>	<b>616.1</b>	<b>592.3</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>
<b>Summary motoring offences</b>																
Summoned	742.8	662.7	622.8	567.8	568.1	546.1	494.0	446.2	81.0	80.1	80.6	81.4	83.4	85.2	85.5	84.8
Arrested and bailed	158.0	151.3	140.7	120.7	103.3	85.0	75.1	68.3	17.2	18.3	18.2	17.3	15.2	13.3	13.0	13.0
Arrested and held in custody <sup>(4)</sup>	16.2	13.0	9.4	8.7	10.2	9.6	8.5	11.7	1.8	1.6	1.2	1.3	1.5	1.5	1.5	2.2
<b>Total</b>	<b>917.0</b>	<b>827.0</b>	<b>772.9</b>	<b>697.2</b>	<b>681.5</b>	<b>640.7</b>	<b>577.6</b>	<b>526.2</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>
<b>All offences</b>																
Summoned	1,232.1	1,122.8	1,063.7	992.0	1,011.7	975.9	928.4	889.0	59.0	57.4	56.7	56.1	56.8	55.9	55.9	57.9
Arrested and bailed	722.8	704.8	702.7	655.2	597.6	580.0	546.3	470.2	34.6	36.0	37.5	37.0	33.6	33.2	32.9	30.6
Arrested and held in custody <sup>(4)</sup>	132.9	128.0	109.5	122.5	171.4	191.3	187.2	175.8	6.4	6.5	5.8	6.9	9.6	10.9	11.3	11.5
<b>Total</b>	<b>2,087.7</b>	<b>1,955.7</b>	<b>1,875.8</b>	<b>1,769.8</b>	<b>1,780.7</b>	<b>1,747.3</b>	<b>1,661.9</b>	<b>1,535.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>

(e) Magistrates' courts data are estimated.

(1) Total number of defendants proceeded against includes those who failed to appear to a summons, or to bail, who are excluded from the proceedings figures given in other chapters. Approximately 63,800 persons (4.2 per cent of those directed to appear) failed to appear in the 12 months ending September 2012.

(2) Prior to 2008, estimates of remands by police and at magistrates' courts presented in Q3.1 and Q3.2 will not reconcile. See the methodological section of 'A guide to Criminal Justice Statistics' for further information.

(3) Excludes remands data for Cardiff magistrates' court for April, July, and August 2008. Data for 2008 have been revised and now include approximately 16,600 defendants who failed to appear which were omitted from previously published versions of this table.

(4) Includes those remanded for part of the time in custody and part on bail.

Note: Some figures may not sum due to rounding.

**Table Q3.2 - Defendants bailed or summonsed by magistrates to appear<sup>(1)</sup> at magistrates' courts, by type of offence and remand decision, 12 months ending September 2005 to 12 months ending September 2012 (e)**

England and Wales	Defendants (thousands and percentages)															
	Defendants (thousands)						Percentages									
	12 months ending September															
Type of offence	2005 <sup>(2)</sup>	2006 <sup>(2)</sup>	2007 <sup>(2)</sup>	2008 <sup>(2)(3)</sup>	2009	2010	2011	2012	2005	2006	2007	2008 <sup>(3)</sup>	2009	2010	2011	2012
<b>Indictable offences</b>																
Not remanded	198.6	194.0	198.8	183.9	120.5	122.4	128.9	159.3	39.7	40.1	42.0	40.3	26.0	25.6	27.5	38.2
Remanded on bail	258.0	248.2	236.9	225.8	293.7	301.5	293.6	219.5	51.6	51.4	50.1	49.4	63.3	63.1	62.7	52.7
Remanded in custody <sup>(4)</sup>	43.2	41.0	37.5	47.2	50.0	54.3	45.7	37.7	8.6	8.5	7.9	10.3	10.8	11.3	9.8	9.0
<b>Total</b>	<b>499.8</b>	<b>483.1</b>	<b>473.2</b>	<b>456.9</b>	<b>464.2</b>	<b>478.1</b>	<b>468.2</b>	<b>416.4</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>
<b>Summary offences (other than motoring)</b>																
Not remanded	520.4	491.7	473.9	457.9	434.3	423.7	426.3	437.5	77.4	76.1	75.3	74.4	68.4	67.4	69.2	73.9
Remanded on bail	142.0	144.6	145.3	145.6	189.8	193.6	181.7	144.8	21.1	22.4	23.1	23.7	29.9	30.8	29.5	24.4
Remanded in custody <sup>(4)</sup>	9.7	10.2	10.0	11.8	10.9	11.1	8.2	10.1	1.4	1.6	1.6	1.9	1.7	1.8	1.3	1.7
<b>Total</b>	<b>672.1</b>	<b>646.5</b>	<b>629.1</b>	<b>615.3</b>	<b>635.0</b>	<b>628.4</b>	<b>616.1</b>	<b>592.3</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>
<b>Summary motoring offences</b>																
Not remanded	806.3	725.9	687.7	606.8	572.2	547.5	496.4	467.6	87.7	87.9	88.7	87.2	84.0	85.4	85.9	88.9
Remanded on bail	106.0	94.4	83.8	85.2	107.0	91.6	80.2	56.5	11.5	11.4	10.8	12.3	15.7	14.3	13.9	10.7
Remanded in custody <sup>(4)</sup>	6.7	5.3	3.9	3.6	2.4	1.7	1.0	2.1	0.7	0.6	0.5	0.5	0.3	0.3	0.2	0.4
<b>Total</b>	<b>919.1</b>	<b>825.6</b>	<b>775.5</b>	<b>695.6</b>	<b>681.5</b>	<b>640.7</b>	<b>577.6</b>	<b>526.2</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>
<b>All offences</b>																
Not remanded	1,525.2	1,411.6	1,360.3	1,248.8	1,127.0	1,093.5	1,051.6	1,064.3	72.9	72.2	72.4	70.6	63.3	62.6	63.3	69.3
Remanded on bail	506.0	487.2	466.1	456.6	590.4	586.7	555.4	420.8	24.2	24.9	24.8	25.8	33.2	33.6	33.4	27.4
Remanded in custody <sup>(4)</sup>	59.6	56.5	51.4	62.6	63.3	67.0	54.8	49.9	2.8	2.9	2.7	3.5	3.6	3.8	3.3	3.2
<b>Total</b>	<b>2,090.8</b>	<b>1,955.3</b>	<b>1,877.8</b>	<b>1,768.0</b>	<b>1,780.7</b>	<b>1,747.3</b>	<b>1,661.9</b>	<b>1,535.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>

(e) Magistrates' courts data are estimated.

(1) Total number of defendants proceeded against includes those who failed to appear to a summons, or to bail, who are excluded from the proceedings figures given in other chapters. Approximately 63,800 persons (4.2 per cent of those directed to appear) failed to appear in the 12 months ending September 2012.

(2) Prior to 2008, estimates of remands by police and at magistrates' courts presented in Q3.1 and Q3.2 will not reconcile. See the methodological section of 'A guide to Criminal Justice Statistics' for further information.

(3) Excludes remands data for Cardiff magistrates' court for April, July, and August 2008.

(4) Including those remanded in custody at any stage of proceedings at magistrates' courts who may also have been given bail at some stage of those proceedings.

Note: Some figures may not sum due to rounding.

**Table Q3.3 - Defendants tried at the Crown Court<sup>(1)</sup> by remand status during trial at the Crown Court by offence type, 12 months ending Sep 2005 to 12 months ending Sep 2012**

England and Wales	Defendants (thousands and percentages)															
	Defendants (thousands)						Percentages									
	2005	2006	2007	2008	2009	2010	2011	2012	2005	2006	2007	2008	2009	2010	2011	2012
<b>Type of offence</b>	12 months ending Sep															
<b>Indictable offences</b>	12 months ending Sep															
Not remanded	14.9	15.2	14.2	15.0	15.7	14.4	15.9	17.4	15.9	16.2	14.8	14.5	14.4	12.2	13.2	16.0
Remanded on bail	39.8	43.1	46.8	50.5	54.5	63.2	61.9	53.2	42.4	45.9	48.6	49.0	50.0	53.4	51.5	48.9
Remanded in custody <sup>(2)</sup>	39.2	35.6	35.2	37.6	38.7	40.7	42.4	38.1	41.7	37.9	36.6	36.5	35.6	34.4	35.3	35.0
<b>Total</b>	<b>93.9</b>	<b>93.9</b>	<b>96.3</b>	<b>103.1</b>	<b>109.0</b>	<b>118.3</b>	<b>120.2</b>	<b>108.8</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>
<b>Summary offences (other than motoring)</b>	12 months ending Sep															
Not remanded	0.4	0.5	0.7	1.0	1.3	1.4	1.8	1.7	15.2	16.9	19.4	23.2	27.3	23.9	29.5	34.5
Remanded on bail	1.6	1.9	2.2	2.3	2.5	3.4	3.0	2.3	55.7	59.1	58.8	56.2	53.2	57.0	50.3	47.1
Remanded in custody <sup>(2)</sup>	0.8	0.8	0.8	0.9	0.9	1.1	1.2	0.9	29.1	24.0	21.8	20.7	19.5	19.0	20.2	18.4
<b>Total</b>	<b>2.8</b>	<b>3.2</b>	<b>3.7</b>	<b>4.2</b>	<b>4.7</b>	<b>5.9</b>	<b>6.0</b>	<b>4.9</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>
<b>Summary motoring offences</b>	12 months ending Sep															
Not remanded	0.3	0.2	0.3	0.4	0.4	0.4	0.4	0.4	32.7	33.8	36.2	37.2	42.1	43.9	48.5	48.8
Remanded on bail	0.3	0.3	0.4	0.5	0.4	0.4	0.4	0.3	41.5	43.3	46.0	49.6	46.2	46.2	41.2	40.5
Remanded in custody <sup>(2)</sup>	0.2	0.2	0.2	0.1	0.1	0.1	0.1	0.1	25.8	22.9	17.8	13.2	11.7	10.0	10.3	10.8
<b>Total</b>	<b>0.8</b>	<b>0.7</b>	<b>0.9</b>	<b>1.1</b>	<b>0.9</b>	<b>1.0</b>	<b>0.9</b>	<b>0.8</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>
<b>All offences</b>	12 months ending Sep															
Not remanded	15.6	16.0	15.3	16.4	17.4	16.2	18.1	19.5	16.0	16.4	15.2	15.1	15.2	13.0	14.3	17.0
Remanded on bail	41.7	45.3	49.4	53.4	57.4	67.0	65.3	55.8	42.8	46.3	49.0	49.3	50.1	53.5	51.3	48.8
Remanded in custody <sup>(2)</sup>	40.2	36.6	36.2	38.6	39.8	42.0	43.7	39.0	41.2	37.4	35.9	35.6	34.7	33.5	34.4	34.2
<b>Total</b>	<b>97.6</b>	<b>97.9</b>	<b>100.9</b>	<b>108.3</b>	<b>114.6</b>	<b>125.2</b>	<b>127.1</b>	<b>114.3</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>	<b>100.0</b>

(1) Total number of persons proceeded against includes those who failed to appear to a summons, or to bail, who are excluded from the proceedings figures given in other chapters.

(2) Including those remanded in custody at any stage of proceedings at the Crown Court who may also have been given bail at some stage of those proceedings. Remand status of defendants shown is based on decisions made during proceedings at the Crown Court which may be different to that recorded in Table Q3.4, A3.1 and Table A3.6

Note: Some figures may not sum due to rounding.

**Table Q3.4 - Defendants<sup>(1)</sup> tried at the Crown Court by ethnicity<sup>(2)</sup>, by remand status before trial or sentence and offence group, 12 months ending September 2012**

England and Wales		Defendants (thousands)				
Offence group <sup>(3)</sup> and remand status	Total	Ethnicity				Not recorded
		White	Black Defendants (thousands)	Asian	Other	
<b>Violence against the person</b>	<b>24.7</b>	<b>18.5</b>	<b>2.3</b>	<b>1.5</b>	<b>0.7</b>	<b>1.7</b>
Not remanded	0.8	0.7	0.1	0.0	0.0	0.1
Bailed	15.5	11.9	1.3	0.9	0.4	1.0
Remanded in custody <sup>(4)</sup>	8.4	5.9	1.0	0.5	0.3	0.6
<b>Sexual offences</b>	<b>7.0</b>	<b>5.1</b>	<b>0.6</b>	<b>0.6</b>	<b>0.2</b>	<b>0.5</b>
Not remanded	0.1	0.1	0.0	0.0	0.0	0.0
Bailed	4.7	3.5	0.3	0.4	0.1	0.3
Remanded in custody <sup>(4)</sup>	2.3	1.5	0.2	0.2	0.1	0.2
<b>Burglary</b>	<b>13.5</b>	<b>10.5</b>	<b>1.3</b>	<b>0.4</b>	<b>0.4</b>	<b>0.9</b>
Not remanded	0.7	0.6	0.0	0.0	0.0	0.1
Bailed	4.9	3.8	0.5	0.2	0.1	0.3
Remanded in custody <sup>(4)</sup>	7.9	6.1	0.7	0.2	0.3	0.6
<b>Robbery</b>	<b>7.6</b>	<b>4.4</b>	<b>1.5</b>	<b>0.6</b>	<b>0.4</b>	<b>0.7</b>
Not remanded	0.0	0.0	0.0	-	0.0	0.0
Bailed	3.1	1.7	0.6	0.3	0.1	0.3
Remanded in custody <sup>(4)</sup>	4.5	2.7	0.9	0.3	0.2	0.3
<b>Theft and handling stolen goods</b>	<b>12.5</b>	<b>8.9</b>	<b>1.2</b>	<b>0.8</b>	<b>0.5</b>	<b>1.2</b>
Not remanded	0.8	0.6	0.1	0.0	0.0	0.1
Bailed	8.1	5.8	0.8	0.6	0.3	0.8
Remanded in custody <sup>(4)</sup>	3.6	2.5	0.4	0.2	0.2	0.3
<b>Fraud and forgery</b>	<b>7.4</b>	<b>3.4</b>	<b>1.0</b>	<b>0.7</b>	<b>0.3</b>	<b>2.0</b>
Not remanded	0.3	0.1	0.0	0.0	0.0	0.1
Bailed	5.3	2.5	0.6	0.5	0.2	1.6
Remanded in custody <sup>(4)</sup>	1.8	0.7	0.4	0.3	0.1	0.3
<b>Criminal damage</b>	<b>1.8</b>	<b>1.4</b>	<b>0.1</b>	<b>0.1</b>	<b>0.0</b>	<b>0.1</b>
Not remanded	0.0	0.0	0.0	-	0.0	0.0
Bailed	0.9	0.8	0.1	0.0	0.0	0.1
Remanded in custody <sup>(4)</sup>	0.8	0.6	0.0	0.0	0.0	0.1
<b>Drug offences</b>	<b>16.6</b>	<b>10.9</b>	<b>2.2</b>	<b>1.4</b>	<b>0.7</b>	<b>1.4</b>
Not remanded	0.8	0.6	0.1	0.0	0.0	0.1
Bailed	11.0	8.1	1.1	0.8	0.3	0.8
Remanded in custody <sup>(4)</sup>	4.8	2.3	0.9	0.6	0.4	0.6
<b>Other indictable offences</b>	<b>15.3</b>	<b>10.2</b>	<b>1.4</b>	<b>1.1</b>	<b>0.5</b>	<b>2.0</b>
Not remanded	0.8	0.4	0.0	0.0	0.0	0.3
Bailed	9.9	6.8	0.7	0.8	0.3	1.3
Remanded in custody <sup>(4)</sup>	4.5	3.0	0.6	0.3	0.2	0.5
<b>Indictable motoring offences</b>	<b>2.2</b>	<b>1.4</b>	<b>0.2</b>	<b>0.3</b>	<b>0.1</b>	<b>0.2</b>
Not remanded	0.2	0.1	0.0	0.0	0.0	0.0
Bailed	1.6	1.0	0.1	0.2	0.1	0.2
Remanded in custody <sup>(4)</sup>	0.5	0.3	0.1	0.0	0.0	0.0
<b>Total indictable offences</b>	<b>108.6</b>	<b>74.8</b>	<b>11.7</b>	<b>7.5</b>	<b>3.9</b>	<b>10.8</b>
<b>Total not remanded</b>	<b>4.5</b>	<b>3.2</b>	<b>0.3</b>	<b>0.2</b>	<b>0.2</b>	<b>0.7</b>
<b>Total bailed</b>	<b>65.1</b>	<b>45.8</b>	<b>6.1</b>	<b>4.7</b>	<b>2.0</b>	<b>6.6</b>
<b>Total remanded in custody<sup>(4)</sup></b>	<b>39.0</b>	<b>25.8</b>	<b>5.3</b>	<b>2.6</b>	<b>1.7</b>	<b>3.6</b>

(1) Includes those who failed to appear.

(2) Third party observed (4+1) ethnicity data.

(3) Includes indictable offence groups only. In the 12 months ending Sep 2012, these accounted for 95 per cent of all cases tried at the Crown Court.

(4) Includes those remanded for part of the time in custody and part on bail. Remand status shown is that recorded at the point of committal from the magistrates' court to the Crown Court for trial or sentence which may differ from that shown in Tables Q3.3 and Q3a.

Note: Some figures may not sum due to rounding.

**Table Q3.5 - Defendants<sup>(1)</sup> proceeded against at magistrates' courts by type of offence and age group, 12 months ending September 2002 to 12 months ending September 2012**

Aged 10-17 England and Wales		12 months ending												Number (thousands)		
		Sept 2002	Sept 2003	Sept 2004	Sept 2005	Sept 2006	Sept 2007	Sept 2008 <sup>(2)</sup>	Sept 2009	Sept 2010	Sept 2011	Sept 2012				
<b>Number proceeded against (thousands)</b>																
Indictable	82.4	75.5	71.5	67.2	66.2	67.8	60.4	57.8	55.1	49.4	38.7					
Summary non motoring	43.7	42.8	45.3	45.8	45.5	47.6	43.9	40.0	36.8	31.1	23.2					
Summary motoring	22.3	22.7	22.0	19.0	15.7	12.3	9.9	8.0	6.4	5.1	3.8					
All offences	148.5	141.1	138.8	132.1	127.3	127.7	114.2	105.9	98.3	85.5	65.7					
<b>Aged 18 and over</b> England and Wales		12 months ending												Number (thousands)		
Type of offence	Sept 2002	Sept 2003	Sept 2004	Sept 2005	Sept 2006	Sept 2007	Sept 2008 <sup>(2)</sup>	Sept 2009	Sept 2010	Sept 2011	Sept 2012					
<b>Number proceeded against (thousands)</b>																
Indictable	428.8	435.2	398.2	354.2	345.7	333.6	335.0	354.3	376.9	372.7	337.3					
Summary non motoring	552.6	577.3	628.5	592.9	568.9	551.6	545.6	571.3	572.1	566.9	553.4					
Summary motoring	747.3	799.5	878.9	824.2	753.2	718.0	651.1	638.9	607.1	548.4	505.9					
All offences	1,728.7	1,812.0	1,905.6	1,771.4	1,667.8	1,603.1	1,531.7	1,564.5	1,556.1	1,487.9	1,396.7					
<b>All ages<sup>(1)</sup></b> England and Wales		12 months ending												Number (thousands)		
Type of offence	Sept 2002	Sept 2003	Sept 2004	Sept 2005	Sept 2006	Sept 2007	Sept 2008 <sup>(2)</sup>	Sept 2009	Sept 2010	Sept 2011	Sept 2012					
<b>Number proceeded against (thousands)</b>																
Indictable	512.8	512.3	471.3	422.9	413.5	402.8	396.6	413.1	433.1	423.1	377.0					
Summary non-motoring	599.0	623.0	676.8	641.6	617.1	601.4	591.7	613.7	610.9	599.9	578.2					
Summary motoring	778.6	831.4	911.8	852.8	776.1	737.5	668.3	655.1	621.2	560.4	516.1					
All offences	1,890.4	1,966.7	2,060.0	1,917.3	1,806.7	1,741.7	1,656.7	1,681.9	1,665.3	1,583.4	1,471.3					

(1) Including those of unknown sex and "other defendants" i.e. companies, public bodies, etc.

(2) Excludes data for Cardiff magistrates' court for April, July and August 2008.

Note: Some figures may not sum due to rounding.

**Table Q3.6 - Number of Failure to Appear (FTA) Warrants outstanding<sup>(1)</sup> in England and Wales, by category<sup>(2)</sup> of warrant, 12 months ending September 2008 to 12 months ending September 2012**

England and Wales				
12 months ending:	Category <sup>(2)</sup>			Total
	A	B	C	
September 2008	4,106	13,108	8,039	<b>25,253</b>
September 2009	3,812	12,161	6,905	<b>22,878</b>
September 2010	3,652	10,435	5,523	<b>19,610</b>
September 2011	3,793	10,444	5,121	<b>19,358</b>
September 2012	3,563	9,581	3,700	<b>16,844</b> <sup>(3)</sup>

(1) Includes outstanding domestic warrants and outstanding exported warrants. Every effort is made to ensure that the figures presented are accurate and complete. However, it is important to note that these data have been extracted from live systems used by police forces principally for operational reasons. As such, they are subject to change over time. For these reasons, care should be taken to ensure data collection processes and their inevitable limitations are taken into account when those data are used.

(2) Failure to Appear warrants are assigned a category depending on the seriousness of the offence for which the defendant or offender has failed to appear at court having been bailed or summonsed. Category A warrants are issued in relation to the most serious offences - see 'A Guide to Criminal Justice Statistics' for further information.

(3) West Midlands constabulary were unable to supply any FTA warrant data for the period covering 1 April 2012 - 30 September 2012. The figures presented in this table therefore exclude any outstanding warrants in this police force area which relate to that time period.

Note: These data are reported to the Ministry of Justice by police forces. As such, they are not directly comparable with other data presented in this chapter and other chapters in the Criminal Statistics bulletin, which are returned directly from administrative data systems used by magistrates' courts and the Crown Court.

## Offenders found guilty

A conviction is where a person or a company is found guilty of a criminal offence at either the magistrates' courts or the Crown Court.

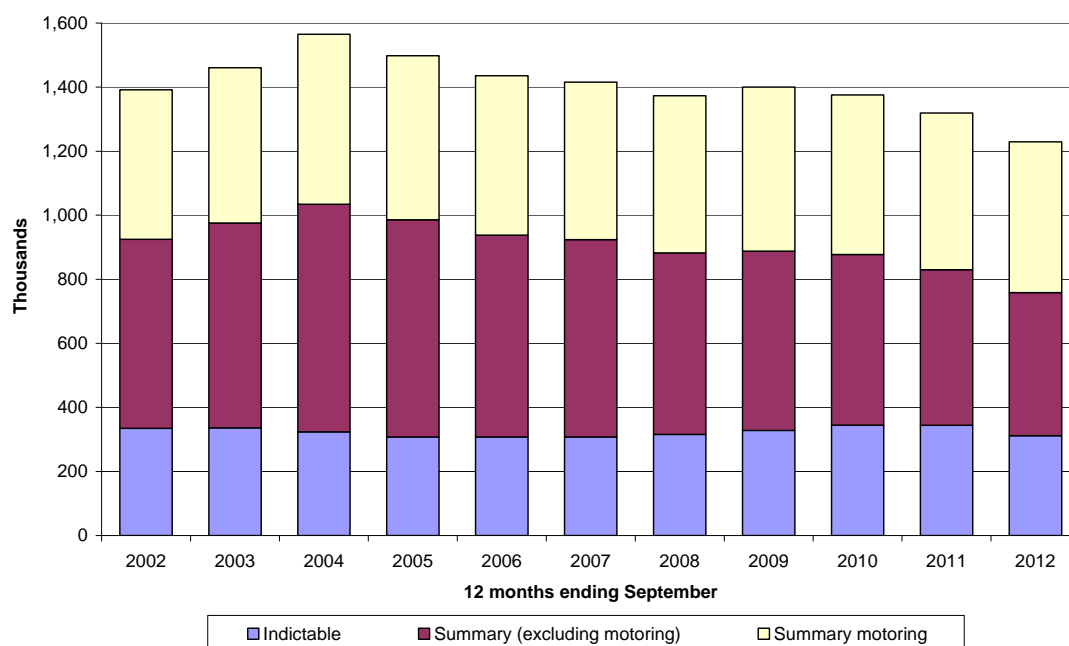
### Trends in convictions

There were 1.47 million defendants' proceeded against at magistrates' courts in the 12 months ending September 2012, resulting in 1.23 million offenders convicted and sentenced. This compares with 1.58 million proceedings (7.1 per cent decrease) and 1.32 million convictions (6.8 per cent decrease) in the 12 months ending September 2011.

In 12 months ending September 2012, there were:

- 377,000 prosecutions and 311,600 convictions for indictable offences – a decrease of 10.9 and 9.5 per cent respectively compared to the same period for the previous year. Prosecutions for indictable offences peaked at 512,800 in the 12 months ending September 2002 and have fallen by 26.5 per cent since, while convictions have remained broadly stable between 307,400 and 344,700.
- 578,200 prosecutions and 470,200 convictions for summary non-motoring offences – a decrease of 3.6 per cent and 4.0 per cent respectively since the 12 months ending September 2011.
- 516,100 prosecutions and 447,200 convictions for summary motoring offences – a decrease of 7.9 per cent and 7.8 per cent respectively since 12 months ending September 2011, and a continuation of the falls in both prosecutions and convictions for summary motoring offences since 12 months ending September 2004.

**Figure 4.1: Offences found guilty by offence type, 12 months ending September 2002 to 12 months ending September 2012**



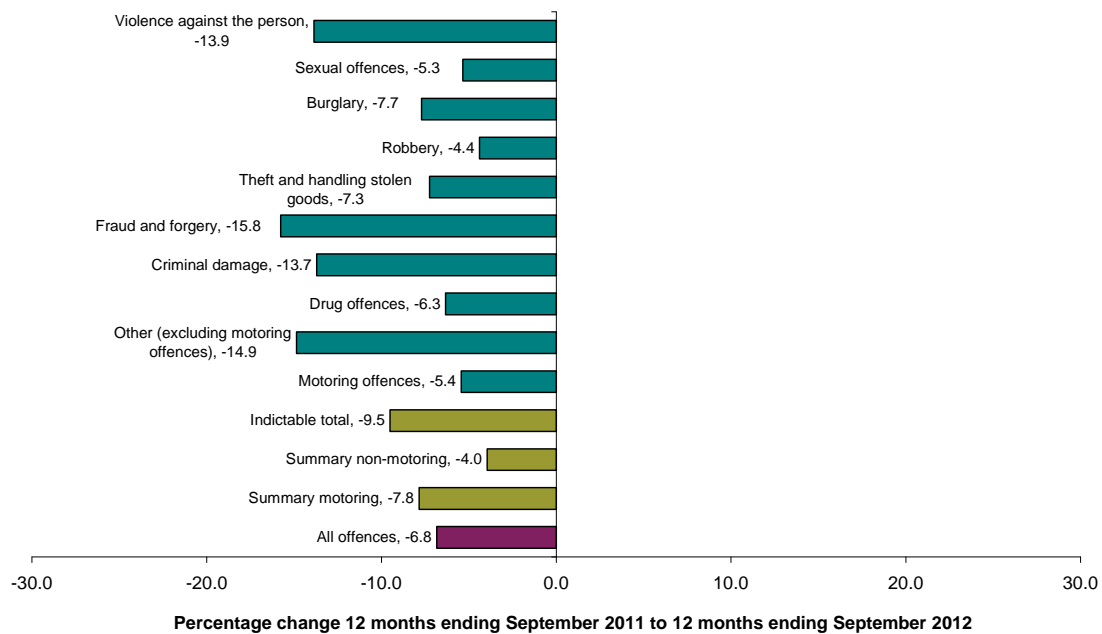


Convictions for indictable offences accounted for 25.4 per cent of the total offenders found guilty in the 12 months ending September 2012. This proportion increased year on year from 20.5 per cent in the 12 months ending September 2005 to 26.1 per cent in the 12 months ending September 2011. In the 12 months ending September 2012, summary non-motoring offences accounted for 38.3 per cent, and summary motoring offences accounted for 36.4 per cent of all convictions respectively.

### Convictions by offence group

All ten indictable offence groups showed a decrease in number of convictions in the 12 months ending September 2012 compared to the 12 months ending September 2011.

**Figure 4.2: Percentage change in convictions by offence type and offence group, 12 months ending September 2011 to 12 months ending September 2012**



### Conviction demographics

A total of 883,000 males were found guilty in the 12 months ending September 2012, accounting for 72.2 per cent of all persons convicted. This compares with 292,000 females found guilty, 23.9 per cent of all persons. The proportion of convictions accounted for by males has decreased by 10.0 percentage points from 82.2 per cent in the 12 months ending September 2003.

A total of 50,100 juveniles (those aged 10 to 17) were found guilty during the 12 months ending September 2012 (4.1 per cent of all persons found guilty).

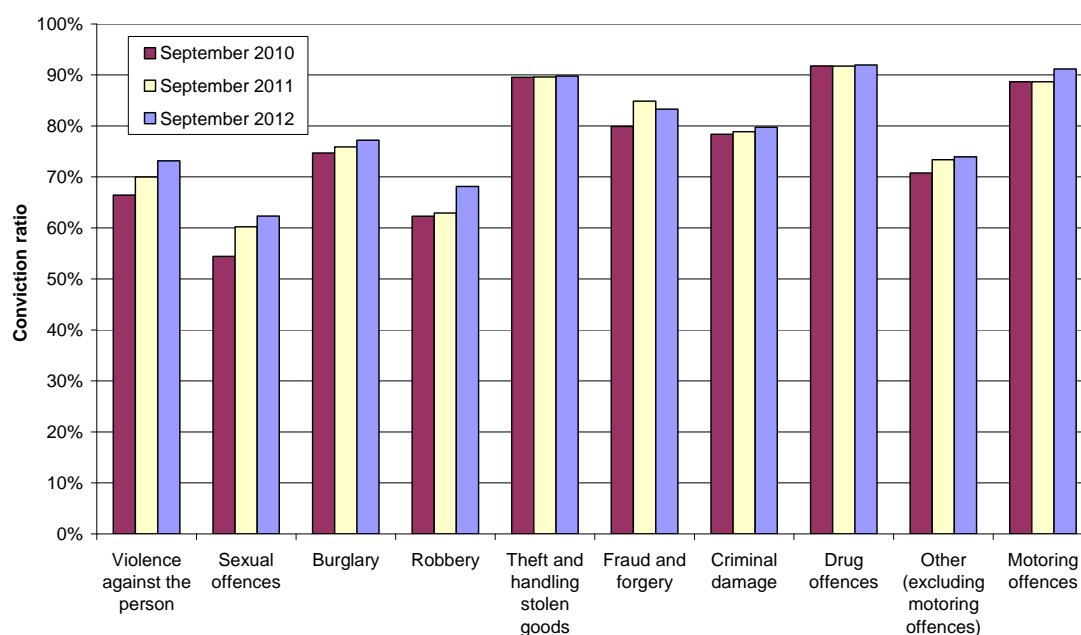
In the 12 months ending September 2012, there were 310,900 persons found guilty of an indictable offence, of which 90.4 per cent were of a known ethnicity. This represents a 39.6 percentage point increase in known ethnicity since 2008, the year in which the LIBRA case management system was rolled out in magistrates' courts.

For all indictable offences, 10.3 per cent of offenders of a known ethnicity were black, though this varied by offence type – ranging from 5.0 per cent for *Criminal damage* to 26.5 per cent for *Robbery*.

### Conviction ratio

The conviction ratio is defined as the proportion of defendants proceeded against who were found guilty. In the 12 months ending September 2012, the conviction ratio for all offences was 83.5 per cent, an increase of 0.2 percentage points compared to the 12 months ending September 2011. The overall conviction ratio has risen by 9.9 percentage points since the 12 months ending September 2002.

**Figure 4.3: Conviction ratio by indictable offence group, 12 months ending September 2010 to 12 months ending September 2012**



Compared to the 12 months ending September 2011, in the 12 months ending September 2012, there was:

- an increase of 1.2 percentage points in the conviction ratio for indictable offences (82.6 per cent in the 12 months ending September 2012).
- a decrease of 0.3 percentage points in the conviction ratio for summary non-motoring offences (81.3 per cent in the 12 months ending September 2012).
- an increase of 0.1 percentage points in the conviction ratio for summary motoring offences (86.6 per cent in the 12 months ending September 2012).

In the 12 months ending September 2012, the conviction ratio increased for nine of the ten indictable offence groups compared to the 12 months ending September 2011. Compared to the 12 months ending September 2002, conviction ratios have risen for all indictable offence groups. The largest increase has been for *Violence against the person*, which has increased by 25.4 percentage points from a conviction rate of 47.8 per cent to 73.2 per cent across the 11 year period.

**Table Q4.1 - Offenders<sup>(1)</sup> found guilty at all courts by offence group, 12 months ending September 2002 to 12 months ending September 2012<sup>(2)</sup>**

England and Wales Offence group	Number of offenders (thousands)											
	12 months ending September											
	2002	2003	2004	2005	2006	2007	2008	2009	2010	2011	2012	
<b>Indictable offences</b>												
Violence against the person	36.9	38.0	39.1	40.1	41.9	41.7	41.6	43.3	44.2	43.5	37.4	
Sexual offences	4.4	4.2	4.7	4.8	4.9	5.0	5.2	5.0	5.6	6.0	5.7	
Burglary	26.3	25.8	24.8	23.1	22.8	23.8	23.7	23.3	23.3	25.0	23.1	
Robbery	7.4	7.6	7.3	7.2	7.9	8.6	8.6	8.8	8.4	9.1	8.7	
Theft and handling stolen goods	128.0	121.1	112.5	104.5	100.7	102.9	108.9	113.5	118.3	121.3	112.5	
Fraud and forgery	21.4	21.3	21.1	20.2	20.3	20.3	20.9	20.9	21.1	19.9	16.7	
Criminal damage	11.0	11.1	11.7	11.5	12.6	12.8	10.3	8.1	7.8	7.2	6.2	
Drug offences	47.5	51.3	42.4	38.4	40.3	42.0	51.0	55.8	61.5	61.5	57.6	
Other (excluding motoring offences)	47.0	50.5	54.5	52.7	51.5	46.4	41.5	45.2	51.2	47.7	40.6	
Motoring offences	4.7	5.4	5.4	4.9	4.5	4.2	3.9	3.6	3.4	3.2	3.0	
<b>Total</b>	<b>334.6</b>	<b>336.4</b>	<b>323.4</b>	<b>307.4</b>	<b>307.4</b>	<b>307.8</b>	<b>315.4</b>	<b>327.6</b>	<b>344.7</b>	<b>344.4</b>	<b>311.6</b>	
<b>Summary offences</b>												
Summary non-motoring	467.2	484.7	530.4	512.1	497.7	491.4	491.0	512.6	497.7	489.6	470.2	
Summary motoring	590.1	639.5	711.3	678.5	630.8	616.1	566.7	560.2	533.1	485.2	447.2	
<b>Total</b>	<b>1,057.3</b>	<b>1,124.2</b>	<b>1,241.7</b>	<b>1,190.6</b>	<b>1,128.5</b>	<b>1,107.4</b>	<b>1,057.8</b>	<b>1,072.8</b>	<b>1,030.8</b>	<b>974.8</b>	<b>917.4</b>	
<b>All offences<sup>(3)</sup></b>	<b>1,391.9</b>	<b>1,460.6</b>	<b>1,565.1</b>	<b>1,498.0</b>	<b>1,435.9</b>	<b>1,415.2</b>	<b>1,373.2</b>	<b>1,400.4</b>	<b>1,375.5</b>	<b>1,319.2</b>	<b>1,229.0</b>	

(1) Offenders comprises persons and organisations i.e. companies and public bodies.

(2) Excludes convictions data for Cardiff magistrates' court for April, July, and August 2008.

(3) May not sum due to rounding.

**Table Q4.2 - Offenders found guilty at all courts by offence group, sex and age group, 12 months ending September 2012**

England and Wales	Number of offenders (thousands)							
	Offence group	Males			Females			Other offenders <sup>(1)</sup>
		All offenders	All ages	Aged 10-17	Aged 18 and over	All ages	Aged 10-17	
<b>Indictable offences</b>								
Violence against the person	37.4	33.2	3.3	29.9	4.1	0.5	3.7	
Sexual offences	5.7	5.6	0.4	5.2	0.1	0.0	0.1	
Burglary	23.1	21.9	3.6	18.3	1.1	0.2	0.9	
Robbery	8.7	7.9	3.1	4.8	0.7	0.3	0.4	
Theft and handling stolen goods	112.5	88.6	7.9	80.7	23.3	1.7	21.5	
Fraud and forgery	16.7	11.6	0.3	11.3	4.6	0.1	4.5	
Criminal damage	6.2	5.4	1.0	4.5	0.8	0.2	0.6	
Drug offences	57.6	53.4	4.2	49.2	4.0	0.2	3.8	
Other (excluding motoring offences)	40.6	34.8	2.0	32.7	4.4	0.3	4.1	
Motoring offences	3.0	2.8	0.1	2.7	0.2	0.0	0.2	
<b>Total</b>	<b>311.6</b>	<b>265.2</b>	<b>25.9</b>	<b>239.3</b>	<b>43.3</b>	<b>3.5</b>	<b>39.8</b>	
<b>Summary offences</b>								
Summary non-motoring	470.2	278.1	13.6	264.5	167.3	3.4	163.9	
Summary motoring	447.2	339.8	2.9	336.9	81.4	0.2	81.2	
<b>Total</b>	<b>917.4</b>	<b>617.8</b>	<b>16.5</b>	<b>601.4</b>	<b>248.7</b>	<b>3.7</b>	<b>245.0</b>	
<b>All offences <sup>(2)</sup></b>	<b>1,229.0</b>	<b>883.0</b>	<b>42.4</b>	<b>840.7</b>	<b>292.0</b>	<b>7.2</b>	<b>284.8</b>	

(1) Includes sex 'not stated' and other offenders, i.e. companies, public bodies etc.

(2) May not sum due to rounding.

**Table Q4.3 - Conviction ratio<sup>(1)</sup> by offence group, 12 months ending September 2002 to 12 months ending September 2012<sup>(2)</sup>**

England and Wales Offence group	12 months ending September											Percentages		
	2002	2003	2004	2005	2006	2007	2008	2009	2010	2011	2012			
<b>Indictable offences</b>														
Violence against the person	47.8	47.6	52.3	59.6	63.4	67.7	69.5	67.3	66.4	70.0	73.2			
Sexual offences	50.4	45.7	48.9	50.0	52.8	57.6	60.4	54.7	54.4	60.2	62.3			
Burglary	60.6	61.9	66.7	71.9	74.0	76.5	77.4	74.9	74.7	75.9	77.2			
Robbery	46.9	54.7	57.8	58.5	60.6	60.3	65.8	63.8	62.3	62.9	68.1			
Theft and handling stolen goods	77.7	78.4	81.0	84.0	85.0	86.3	89.0	89.4	89.5	89.6	89.8			
Fraud and forgery	72.0	72.0	74.5	78.5	78.9	80.6	85.8	81.5	79.9	84.9	83.3			
Criminal damage	58.8	60.0	63.9	69.8	72.5	73.9	78.5	78.2	78.4	78.9	79.8			
Drug offences	86.1	87.0	88.0	90.2	90.4	90.5	92.4	92.2	91.8	91.7	91.9			
Other (excluding motoring offences)	50.6	51.0	56.4	60.9	62.2	62.6	63.7	67.4	70.8	73.4	74.0			
Motoring offences	74.6	77.2	78.4	84.5	83.7	88.1	87.4	88.2	88.6	88.6	91.2			
<b>Total</b>	<b>65.3</b>	<b>65.7</b>	<b>68.6</b>	<b>72.7</b>	<b>74.3</b>	<b>76.4</b>	<b>79.5</b>	<b>79.3</b>	<b>79.6</b>	<b>81.4</b>	<b>82.6</b>			
<b>Summary offences</b>														
Summary non-motoring	78.0	77.8	78.4	79.8	80.7	81.7	83.0	83.5	81.5	81.6	81.3			
Summary motoring	75.8	76.9	78.0	79.6	81.3	83.5	84.8	85.5	85.8	86.6	86.6			
<b>Total</b>	<b>76.8</b>	<b>77.3</b>	<b>78.2</b>	<b>79.7</b>	<b>81.0</b>	<b>82.7</b>	<b>83.9</b>	<b>84.6</b>	<b>83.7</b>	<b>84.0</b>	<b>83.8</b>			
<b>All offences</b>	<b>73.6</b>	<b>74.3</b>	<b>76.0</b>	<b>78.1</b>	<b>79.5</b>	<b>81.3</b>	<b>82.9</b>	<b>83.3</b>	<b>82.6</b>	<b>83.3</b>	<b>83.5</b>			

(1) The conviction ratio is calculated as the number of convictions as a proportion of the number of proceedings.

(2) Excludes convictions data for Cardiff magistrates' court for April, July, and August 2008.

## Sentencing

*When someone is convicted of a crime, they will be given a sentence by a court which reflects the seriousness of the offence or offences committed by the offender. Sentences are generally time spent in prison, a community sentence, a fine or discharge.*

In the 12 months ending September 2012, there were 1.23 million offenders sentenced following a criminal conviction, a decrease of 6.8 per cent from 1.32 million offenders sentenced in the 12 months ending September 2011. The public disorder of August 2011 had little impact on these figures as those convicted for the public disorder accounted for less than one per cent of offenders in the 12 months ending September 2012.

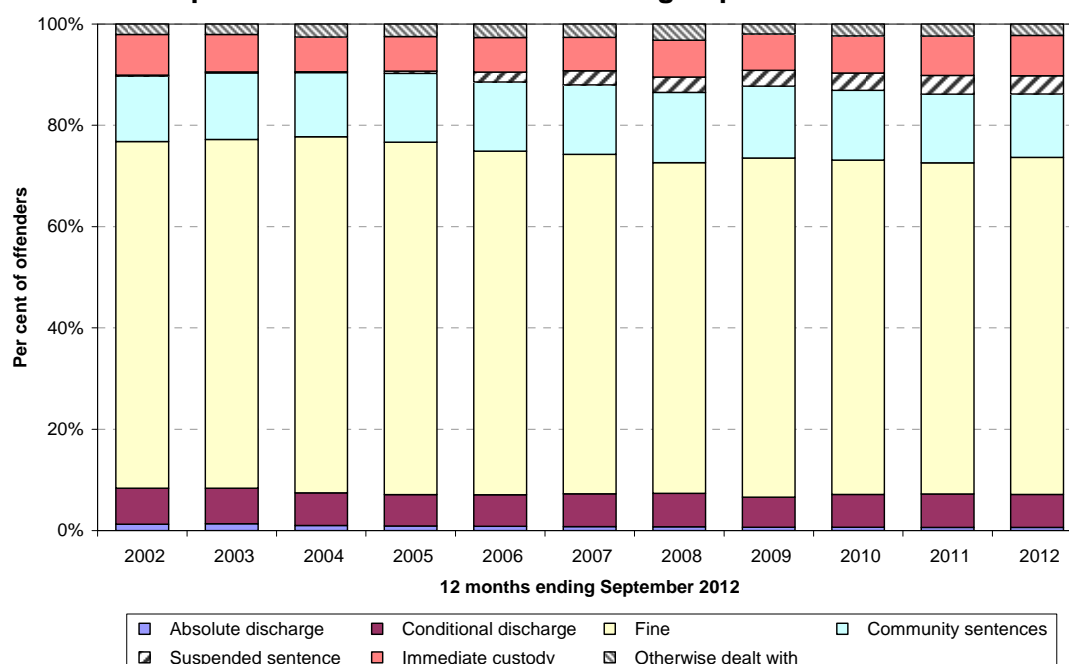
Compared to the 12 months ending September 2011, there was:

- a decrease of 5.9 per cent in offenders sentenced for summary offences (917,700 compared to 975,300) and a decrease of 9.5 per cent in offenders sentenced for indictable offences (310,200 compared to 342,800).
- a decrease of 6.7 per cent in offenders sentenced at magistrates' courts (1,134,100 compared to 1,215,300) and a decrease of 8.7 per cent in offenders sentenced at the Crown Court (93,900 compared to 102,800).

### Sentence outcomes for all offences

Over the 11 year period, there has been an increase in the number of Suspended Sentence Orders (SSO) reflecting the change in legislation when it was introduced on 4 April 2005.

**Figure 5.1: Sentence outcomes handed down by courts, 12 months ending September 2002 to 12 months ending September 2012**



(1) Fully suspended sentence for offences committed prior to 4 April 2005, suspended sentence order from 4 April 2005.

(2) Includes outcomes such as compensation, hospital and guardianship orders, police cells, and recognizances.

Although the SSO should only be used where the court is minded to pass a custodial sentence of less than 12 months, the increase in offenders sentenced with a SSO has not been offset by a similar decrease in offenders sentenced with a custodial sentence of less than 12 months.

### **Custodial sentences**

In the 12 months ending September 2012, there were 97,500 persons sentenced to immediate custody, a decrease of 4.7 per cent from 102,300 persons in the same period a year earlier and 12.6 per cent lower than the peak of 111,500 persons sentenced to immediate custody in the 12 months ending September 2002. In the latest period, 44,500 custodial sentences were imposed at magistrates' courts and 53,000 were imposed at Crown Courts, decreases of 5.3 per cent and 4.2 per cent respectively compared to the same period a year earlier.

While absolute numbers of persons sentenced to immediate custody have decreased in recent years, the immediate custody rate (the proportion of those sentenced who are sentenced to immediate custody) has risen from a low of 6.6 per cent in the 12 months ending September 2007 to 8.0 per cent in the 12 months ending September 2012. This illustrates the fact that, since 2007, the overall number of offenders sentenced at court has decreased faster than the number of persons sentenced to immediate custody.

There were, 1,218 indeterminate sentences (either a life sentence or an Indeterminate sentence for Public Protection – an IPP) handed down in the 12 months ending September 2012, a 1.1 per cent decrease from 1,232 in the same period a year earlier. This continued the fall since the Criminal Justice and Immigration Act (CJIA) 2008 was introduced, which restricted the use of IPPs. However, within this group, over the last 12 months the number of life sentences has increased by 16.7 per cent (426 in the 12 months ending September 2012, compared to 365 in the same period a year earlier). The decrease in indeterminate sentences has coincided with an increase in longer determinate sentences. In the 12 months ending September 2012, there were 690 custodial sentences of over 10 years and less than life handed down, a 10.2 per cent increase from 626 in the same period a year earlier.

In the 12 months ending September 2012, the Average Custodial Sentence Length (ACSL) was 14.9 months, an increase of 0.6 months compared to the 12 months ending September 2011, and an increase of 2.5 months compared to the 12 months ending September 2002. The rise in ACSL has been driven by the change in the case mix of people getting custodial sentences and longer sentences for indictable offences:

- In the 12 months ending September 2002, summary motoring offences accounted for 15.3 per cent of immediate custodial sentences, with an ACSL of 3.4 months. By the 12 months ending September 2012, they accounted for just 3.0 per cent of immediate custodial sentences, with a reduction in ACSL to 3.1 months.
- In the 12 months ending September 2002, indictable offences accounted for 76.2 per cent of immediate custodial sentences, with an ACSL of 15.2 months. By the 12 months ending September 2012, they accounted for 83.2 per cent of immediate custodial sentences, with an increase in ACSL to 17.4 months. In particular, sexual offences saw a rise in ACSL from 41.8 months in the 12

At the magistrates' courts, the ACSL in the 12 months ending September 2012 was 2.6 months, the same as in the previous period, whilst at the Crown Court the ACSL increased by 1.0 months from the 12 months ending September 2011 to 25.6 months.

### **Suspended Sentence Orders**

In the 12 months ending September 2012, there were 44,400 Suspended Sentence Orders handed down, a decrease of 8.8 per cent from the same period a year earlier. Of these:

- 24,100 persons received their sentence at the magistrates' courts, a decrease of 9.2 per cent compared to the same period a year earlier. This type of sentence was given to 2.1 per cent of persons in a magistrate's court in the 12 months ending September 2012.
- 20,200 persons received their sentence at the Crown Court, a decrease of 8.4 per cent compared to the same period a year earlier. Just over one fifth (21.5 per cent) of persons were given a suspended sentence at the Crown Court, an increase from 10.6 per cent in the 12 months ending September 2006. Between the 12 months ending September 2002 and September 2005, less than three per cent of persons were given a suspended sentence at the Crown Court.

### **Community sentences**

There were 153,900 community sentences handed down in the 12 months ending September 2012, a decrease of 14.0 per cent from the same period a year earlier. Community Orders accounted for nearly all the community sentences given to adults (99.7 per cent), while for juveniles the Referral Order was still the most common sentence (accounting for 52.3 per cent of all juvenile community sentences). The Youth Rehabilitation Order (YRO), introduced in November 2009, accounted for a further 45.1 per cent of all juvenile community sentences in the 12 months ending September 2012. Of the 153,900 community sentences handed down:

- 138,700 persons received their sentence at magistrates' courts, a 13.7 per cent fall from the same period a year earlier. Over the past 11 years, the magistrates' court community sentence rate (the proportion of all offenders sentenced at the magistrates' court receiving a community sentence) has ranged between 11.8 per cent in the 12 months ending September 2004 and 13.9 per cent in the 12 months ending September 2009.
- 15,100 persons received their sentence at the Crown Court. This was a 16.3 per cent decrease from the same period a year earlier. The Crown Court community sentence rate decreased from a peak over the period of 30.4 per cent in the 12 months ending September 2003 to a low of 16.1 per cent in the 12 months ending September 2012.



## **Fines**

Fines continue to be the most common sentence due to the large volumes issued at magistrates' courts. In the 12 months ending September 2012, there were 816,600 fines handed down (99.8 per cent of these being issued at magistrates' courts), a decrease of 5.2 per cent from the same period a year earlier. Of the offenders receiving fines in the 12 months ending September 2012:

- The majority were issued for summary offences, with only 6.6 per cent issued for indictable offences.
- The fine rate for indictable offences at all courts was 17.4 per cent, a similar proportion to the previous two years. This has decreased from a peak over the last decade of 23.5 per cent in the 12 months ending September 2003.

## **Other sentences**

Other sentences comprise absolute and conditional discharges and 'otherwise dealt with' sentences. The latter category deals with a miscellaneous group containing: mental health disposals; ancillary orders; and other procedural disposals. There were 115,600 other sentences handed down in the 12 months ending September 2012. These comprised:

- 80,300 conditional discharges, a decrease of 7.4 per cent from the same period a year earlier and a fall of 18.6 per cent compared with the 12 months ending September 2002.
- 7,500 absolute discharges, a decrease of 8.1 per cent from the same period a year earlier and a fall of 57.1 per cent compared with the 12 months ending September 2002.
- 27,800 offenders 'otherwise dealt with', a decrease of 12.1 per cent from the same period a year earlier and a fall of 3.9 per cent compared with the 12 months ending September 2002.

## Sentence outcomes by age band

In the 12 months ending September 2012, there were 1.17 million adults (aged 18 and over) sentenced, a decrease of 5.9 per cent from the same period a year earlier and 19.6 per cent from the 12 months ending September 2004, when the highest number of adults were sentenced over the 11 year period (1.46 million).

The proportion of adult offenders receiving fines decreased by 3.1 percentage points over the 11 year period, from 71.9 per cent in the 12 months ending September 2002 to 68.8 per cent in the latest period.

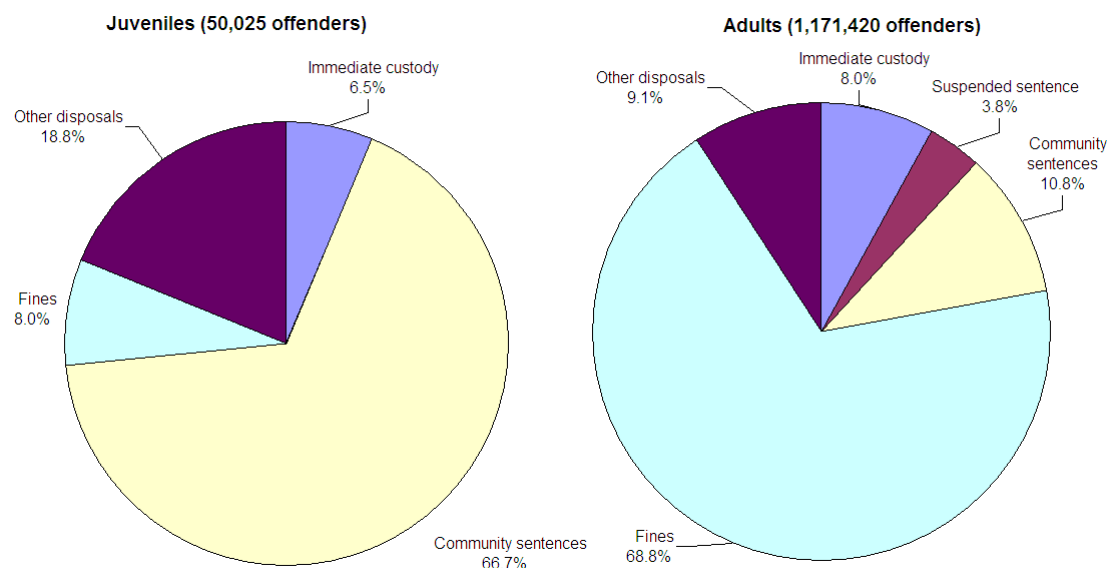
In the 12 months ending September 2012, there were 50,000 juveniles (aged 10-17) sentenced, a decrease of 23.6 per cent from the same period a year earlier and 47.3 per cent from the 12 months ending September 2002.

The number of juveniles sentenced remained relatively stable between the 12 months ending September 2002 and 2007, but the number and proportion of community sentences for juveniles over the same period increased, from 50,900 to 65,800 over the period (up 29.3 per cent). While the number of juveniles sentenced has decreased by 48.6 per cent since the 12 months ending September 2007, the community sentence rate for juveniles has remained between 65.2 and 68.8 per cent.

The large increase in the community sentence rate for juveniles over the last 11 years has been offset by decreases in the fine rate, from 18.5 per cent in the 12 months ending September 2002 to 8.0 per cent in the latest period.

Figure 5.2 provides a breakdown of all the sentence outcomes for juveniles and adults, showing how offences committed by juveniles and adults are dealt with differently by the courts.

**Figure 5.2: Sentence outcomes by age band, 12 months ending September 2012**



## **Offenders sentenced by ethnicity**

Data on the ethnicity of offenders is currently held for offenders who have been convicted of an indictable offence. In the 12 months ending September 2012, there were 309,500 persons sentenced for indictable offences, of which 90.5 per cent were of a known ethnicity.

- 74.7 per cent were White; 9.3 per cent were Black; 4.7 per cent were Asian; and 1.7 per cent were of 'other ethnicity'. The remaining 9.5 per cent were of unknown ethnicity.
- The immediate custody rate for indictable offences for all ethnicities was 26.2 per cent. This varied between ethnicities with: White offenders having a custody rate of 25.2 per cent; Black offenders having a custody rate of 29.5 per cent; Asian offenders having a custody rate of 32.0 per cent; and 'other' having a custody rate of 44.2 per cent.

These differences are likely to relate to a range of factors including variations in the offences committed and the plea entered by people from different ethnic backgrounds. For more information see the publication 'Race and the Criminal Justice System - Sentence outcomes and offence types by gender.'

In the 12 months ending September 2012, there were 882,300 sentences given to males and 292,000 to females. This represents a decrease for both males and females compared with the same period a year earlier (8.7 per cent and 2.5 per cent decreases respectively). While for males this represents the continuation of a decrease since the 12 months ending September 2004, for females this constitutes a third consecutive annual decrease after a broadly upward trend between 12 months ending September 2002 and September 2009 (a 24.8 per cent increase between these years).

Table Q5.1 - Offenders sentenced by offence group and outcome, all courts, 12 months ending September 2012<sup>(1)</sup>

Offence group	Outcome	12 months ending												Number of offenders
		September 2002	September 2003	September 2004	September 2005	September 2006	September 2007	September 2008	September 2009	September 2010	September 2011	September 2012		
<b>All indictable offences</b>	<b>Total number sentenced</b>	<b>332,867</b>	<b>335,143</b>	<b>322,700</b>	<b>305,675</b>	<b>306,356</b>	<b>306,885</b>	<b>314,477</b>	<b>325,773</b>	<b>342,310</b>	<b>342,809</b>	<b>310,233</b>		
	<i>Number given:</i>													
	Immediate custody	85,000	81,125	80,416	77,209	74,620	72,428	78,639	80,007	81,802	84,463	81,123		
	Suspended sentence	2,056	2,057	2,034	3,701	17,361	25,982	28,776	30,192	33,249	34,841	31,886		
	Community sentences	107,666	110,548	110,546	111,107	106,213	103,799	101,920	109,043	107,229	102,557	86,026		
	Fines	77,920	78,610	69,059	59,109	53,662	49,508	48,723	54,922	59,341	59,300	54,048		
	Absolute discharge	2,604	3,151	2,712	2,352	2,351	2,162	2,029	1,664	1,799	1,795	1,622		
	Conditional discharge	46,695	47,771	44,749	40,472	39,129	40,427	40,630	38,906	41,919	41,695	38,781		
	Otherwise dealt with	10,926	11,881	13,184	11,725	13,020	12,569	13,760	11,039	16,971	18,158	16,747		
	Average custodial sentence length (months) <sup>(2)</sup>	15.2	15.8	15.9	16.2	15.2	15.2	15.7	16.2	16.4	16.8	17.4		
<b>Summary non-motoring offences</b>	<b>Total number sentenced</b>	<b>467,069</b>	<b>484,510</b>	<b>530,164</b>	<b>512,001</b>	<b>497,565</b>	<b>491,173</b>	<b>490,889</b>	<b>512,728</b>	<b>497,854</b>	<b>489,905</b>	<b>470,463</b>		
	<i>Number given:</i>													
	Immediate custody	9,474	9,317	10,763	11,928	12,511	12,863	14,140	14,824	14,339	14,506	13,414		
	Suspended sentence	224	243	303	870	5,017	7,127	7,668	8,641	9,509	9,580	8,699		
	Community sentences	39,538	42,791	48,630	56,426	59,469	63,559	65,823	68,040	65,123	61,558	54,698		
	Fines	361,879	372,361	404,664	381,296	360,008	345,748	338,439	368,609	349,799	348,312	342,844		
	Absolute discharge	5,095	5,408	4,320	4,048	3,726	3,624	3,504	2,956	3,010	2,650	2,569		
	Conditional discharge	42,949	44,957	46,683	43,669	42,663	44,495	44,649	41,086	43,992	42,272	39,117		
	Otherwise dealt with	7,909	9,434	14,801	13,764	14,171	13,757	16,666	8,572	12,082	11,027	9,122		
	Average custodial sentence length (months) <sup>(2)</sup>	2.7	2.7	2.8	2.8	2.8	2.7	2.7	2.6	2.6	2.5	2.6		
<b>Summary motoring offences</b>	<b>Total number sentenced</b>	<b>590,117</b>	<b>639,456</b>	<b>711,291</b>	<b>678,512</b>	<b>630,807</b>	<b>616,103</b>	<b>566,733</b>	<b>560,251</b>	<b>533,153</b>	<b>485,366</b>	<b>447,245</b>		
	<i>Number given:</i>													
	Immediate custody	17,024	17,187	15,847	13,484	10,750	8,090	6,819	5,519	4,167	3,321	2,947		
	Suspended sentence	342	381	401	1,510	6,168	6,342	5,289	5,043	4,545	4,213	3,773		
	Community sentences	31,975	38,767	39,442	35,845	29,727	26,351	22,849	20,782	16,807	14,730	13,149		
	Fines	511,843	553,508	625,259	600,442	559,505	552,646	508,415	512,904	496,825	454,119	419,710		
	Absolute discharge	9,791	11,373	8,418	7,131	6,053	5,358	4,777	4,256	4,242	3,717	3,307		
	Conditional discharge	9,033	9,093	9,769	8,645	7,643	6,456	5,125	3,683	3,199	2,788	2,406		
	Otherwise dealt with	10,110	9,147	12,155	11,455	10,961	10,860	13,459	8,064	3,368	2,478	1,953		
	Average custodial sentence length (months) <sup>(2)</sup>	3.4	3.5	3.5	3.4	3.4	3.3	3.2	3.1	3.1	3.1	3.1		
<b>All offences</b>	<b>Total number sentenced</b>	<b>1,390,053</b>	<b>1,459,109</b>	<b>1,564,155</b>	<b>1,496,188</b>	<b>1,434,728</b>	<b>1,414,161</b>	<b>1,372,099</b>	<b>1,398,752</b>	<b>1,373,317</b>	<b>1,318,080</b>	<b>1,227,941</b>		
	<i>Number given:</i>													
	Immediate custody	111,498	107,629	107,026	102,621	97,881	93,381	99,598	100,350	100,308	102,290	97,484		
	Suspended sentence	2,622	2,681	2,738	6,081	28,546	39,461	41,733	43,876	47,303	48,634	44,358		
	Community sentences	179,179	192,106	198,618	203,378	195,409	193,709	190,592	197,865	189,159	178,845	153,873		
	Fines	951,641	1,004,479	1,098,982	1,040,847	973,175	947,902	895,577	936,435	905,965	861,731	816,602		
	Absolute discharge	17,490	19,932	15,450	13,531	12,130	11,144	10,310	8,876	9,051	8,162	7,498		
	Conditional discharge	98,677	101,821	101,201	92,786	89,435	91,378	90,404	83,675	89,110	86,755	80,304		
	Otherwise dealt with	28,945	30,462	40,140	36,944	38,152	37,186	43,885	27,675	32,421	31,663	27,822		
	Average custodial sentence length (months) <sup>(2)</sup>	12.4	12.7	12.7	12.9	12.3	12.4	13.0	13.4	13.8	14.3	14.9		

(1) Excludes data for Cardiff magistrates' court for April, July and August 2008.

(2) Excludes life and indeterminate sentences.

Table Q5.2 - Offenders sentenced by offence group and outcome, magistrates' courts, 12 months ending September 2002 to 12 months ending September 2012<sup>(1)</sup>

England and Wales		12 months ending												Number of offenders	
		September 2002	September 2003	September 2004	September 2005	September 2006	September 2007	September 2008	September 2009	September 2010	September 2011	September 2012			
Offence group	Outcome	260,789	262,279	249,935	233,178	233,626	231,920	232,147	238,661	248,443	246,642	221,832			
<b>All indictable offences</b>	<b>Total number sentenced</b>														
	<i>Number given:</i>														
	Immediate custody	39,333	37,492	36,458	33,442	32,664	30,452	31,879	30,543	30,966	31,087	29,679			
	Suspended sentence	518	492	565	1,722	9,449	12,219	11,949	12,208	12,840	13,807	12,634			
	Community sentences	87,905	88,604	88,909	89,714	88,612	90,012	88,341	94,489	90,558	86,332	72,531			
	Fines	76,070	76,548	67,121	57,292	52,066	47,791	47,132	53,347	57,602	57,812	52,879			
	Absolute discharge	2,526	3,090	2,648	2,301	2,295	2,115	1,975	1,602	1,734	1,714	1,557			
Conditional discharge	44,746	45,634	42,516	38,471	37,305	38,569	38,722	36,987	39,677	39,730	37,407				
Otherwise dealt with	9,691	10,419	11,718	10,236	11,235	10,762	12,149	9,485	15,066	16,160	15,145				
Average custodial sentence length (months) <sup>(2)</sup>	3.0	3.0	3.0	2.9	2.9	2.9	2.8	2.6	2.5	2.5	2.5				
<b>Summary non-motoring offences</b>	<b>Total number sentenced</b>	<b>464,622</b>	<b>482,078</b>	<b>527,517</b>	<b>509,236</b>	<b>494,491</b>	<b>487,556</b>	<b>486,864</b>	<b>508,220</b>	<b>492,148</b>	<b>484,157</b>	<b>465,723</b>			
	<i>Number given:</i>														
	Immediate custody	8,914	8,819	10,204	11,264	11,812	12,003	13,051	13,538	12,933	12,823	12,045			
	Suspended sentence	207	229	290	850	4,833	6,778	7,236	7,967	8,514	8,705	7,885			
	Community sentences	38,582	41,878	47,699	55,344	58,431	62,482	64,586	66,767	63,374	59,833	53,202			
	Fines	361,532	371,988	404,279	390,960	359,670	345,310	338,072	368,234	349,357	347,859	342,522			
	Absolute discharge	5,092	5,402	4,315	4,043	3,717	3,613	3,498	2,994	2,994	2,636	2,559			
Conditional discharge	42,456	44,467	46,086	43,211	42,129	43,914	44,032	40,473	43,194	41,532	38,573				
Otherwise dealt with	7,838	9,296	14,644	13,564	13,899	13,456	16,389	8,298	11,782	10,769	8,937				
Average custodial sentence length (months) <sup>(2)</sup>	2.7	2.6	2.7	2.8	2.7	2.7	2.6	2.6	2.5	2.5	2.5				
<b>Summary motoring offences</b>	<b>Total number sentenced</b>	<b>589,317</b>	<b>638,662</b>	<b>710,511</b>	<b>677,743</b>	<b>630,116</b>	<b>615,199</b>	<b>565,669</b>	<b>559,337</b>	<b>532,215</b>	<b>484,465</b>	<b>446,505</b>			
	<i>Number given:</i>														
	Immediate custody	16,722	16,912	15,584	13,246	10,542	7,881	6,567	5,287	3,942	3,086	2,778			
	Suspended sentence	341	374	399	1,503	6,123	6,260	5,177	4,945	4,379	4,065	3,626			
	Community sentences	31,750	38,509	39,205	35,624	29,574	26,207	22,704	20,621	16,668	14,582	12,998			
	Fines	511,636	553,305	625,017	600,218	559,296	552,348	508,026	512,591	496,514	453,834	419,520			
	Absolute discharge	9,791	11,372	8,417	7,128	6,053	5,357	4,777	4,254	4,242	3,713	3,305			
Conditional discharge	9,016	9,073	9,750	8,628	7,630	6,425	5,094	3,658	3,174	2,767	2,392				
Otherwise dealt with	10,062	9,117	12,139	11,396	10,898	10,721	13,324	7,981	3,296	2,418	1,886				
Average custodial sentence length (months) <sup>(2)</sup>	3.4	3.5	3.5	3.4	3.4	3.3	3.2	3.1	3.1	3.1	3.1				
<b>All offences</b>	<b>Total number sentenced</b>	<b>1,314,728</b>	<b>1,383,019</b>	<b>1,487,963</b>	<b>1,420,157</b>	<b>1,358,233</b>	<b>1,334,675</b>	<b>1,284,680</b>	<b>1,306,218</b>	<b>1,272,806</b>	<b>1,215,264</b>	<b>1,134,060</b>			
	<i>Number given:</i>														
	Immediate custody	64,969	63,223	62,246	57,952	55,018	50,336	51,497	49,368	47,841	46,996	44,502			
	Suspended sentence	1,066	1,095	1,254	4,075	20,405	25,257	24,362	25,120	25,733	26,577	24,145			
	Community sentences	158,237	168,991	175,813	180,682	176,617	178,701	175,631	181,877	170,600	160,747	138,731			
	Fines	949,237	1,001,841	1,096,417	1,038,470	971,032	945,449	893,230	934,172	903,473	859,505	814,921			
	Absolute discharge	17,409	19,864	15,380	13,472	12,065	11,085	10,250	8,799	8,970	8,063	7,421			
Conditional discharge	96,218	99,174	98,352	90,310	87,064	88,908	87,848	81,118	86,045	84,029	78,372				
Otherwise dealt with	27,591	28,832	38,501	35,196	36,032	34,939	41,862	25,764	30,144	29,347	25,968				
Average custodial sentence length (months) <sup>(2)</sup>	3.1	3.1	3.1	3.0	3.0	2.9	2.8	2.7	2.6	2.6	2.6				

(1) Excludes data for Cardiff magistrates' court for April, July and August 2008.

(2) Excludes life and indeterminate sentences.

Table Q5.3 - Offenders sentenced by offence group and outcome, the Crown Court, 12 months ending September 2002 to 12 months ending September 2012<sup>(1)</sup>

England and Wales		Number of offenders											
		September 2002	September 2003	September 2004	September 2005	September 2006	September 2007	September 2008	September 2009	September 2010	September 2011	September 2012	
Offence group	Outcome	12 months ending											
<b>All indictable offences</b>	<b>Total number sentenced</b>	<b>72,078</b>	<b>72,864</b>	<b>72,765</b>	<b>72,497</b>	<b>72,730</b>	<b>74,965</b>	<b>82,330</b>	<b>87,112</b>	<b>93,867</b>	<b>96,167</b>	<b>88,401</b>	
	<i>Number given:</i>	45,667	43,633	43,958	43,767	41,956	41,976	46,760	49,464	50,836	53,376	51,444	
	Immediate custody	1,538	1,565	1,469	1,979	7,912	13,773	16,827	17,984	20,409	21,034	19,252	
	Suspended sentences	19,761	21,944	21,637	21,393	17,601	13,787	13,579	14,554	16,671	16,225	13,495	
	Community sentences	1,850	2,062	1,938	1,817	1,596	1,717	1,591	1,575	1,739	1,488	1,169	
	Fines	78	61	64	51	56	47	54	62	65	81	65	
	Absolute discharge	1,949	2,137	2,233	2,001	1,824	1,858	1,908	1,919	2,242	1,965	1,374	
	Conditional discharge	1,235	1,462	1,466	1,489	1,785	1,807	1,611	1,554	1,905	1,998	1,602	
	Otherwise dealt with	25.9	26.9	26.7	26.5	25.3	24.7	25.0	24.9	25.1	25.4	26.3	
	Average custodial sentence length (months) <sup>(2)</sup>												
<b>Summary non-motoring offences</b>	<b>Total number sentenced</b>	<b>2,447</b>	<b>2,432</b>	<b>2,647</b>	<b>2,765</b>	<b>3,074</b>	<b>3,617</b>	<b>4,025</b>	<b>4,508</b>	<b>5,706</b>	<b>5,748</b>	<b>4,740</b>	
	<i>Number given:</i>	560	498	559	664	699	860	1,089	1,286	1,406	1,683	1,369	
	Immediate custody	17	14	13	20	184	349	432	674	995	875	814	
	Suspended sentences	956	913	931	1,082	1,038	1,077	1,237	1,273	1,749	1,725	1,496	
	Community sentences	347	373	385	336	338	438	367	375	442	453	322	
	Fines	3	6	5	5	9	11	6	13	16	14	10	
	Absolute discharge	493	490	597	458	534	581	617	613	798	740	544	
	Conditional discharge	71	138	157	200	272	301	277	274	300	258	185	
	Otherwise dealt with	3.4	3.3	3.6	3.6	3.9	3.6	3.4	3.2	3.3	3.1	3.0	
	Average custodial sentence length (months) <sup>(2)</sup>												
<b>Summary motoring offences</b>	<b>Total number sentenced</b>	<b>800</b>	<b>794</b>	<b>780</b>	<b>769</b>	<b>691</b>	<b>904</b>	<b>1,064</b>	<b>914</b>	<b>938</b>	<b>901</b>	<b>740</b>	
	<i>Number given:</i>	302	275	263	238	208	209	252	232	225	235	169	
	Immediate custody	1	7	2	7	45	82	112	98	166	148	147	
	Suspended sentence	225	258	237	221	153	144	145	161	139	148	151	
	Community sentences	207	203	242	224	209	298	389	313	311	285	190	
	Fines	0	1	1	3	0	1	0	2	0	4	2	
	Absolute discharge	17	20	19	17	13	31	31	25	25	21	14	
	Conditional discharge	48	30	16	59	63	139	135	83	72	60	67	
	Otherwise dealt with	3.8	3.9	3.8	3.8	3.6	3.7	3.3	3.3	3.3	3.1	3.1	
	Average custodial sentence length (months) <sup>(2)</sup>												
<b>All offences</b>	<b>Total number sentenced</b>	<b>75,325</b>	<b>76,090</b>	<b>76,192</b>	<b>76,031</b>	<b>76,495</b>	<b>79,486</b>	<b>87,419</b>	<b>92,534</b>	<b>100,511</b>	<b>102,816</b>	<b>93,881</b>	
	<i>Number given:</i>	46,529	44,406	44,780	44,669	42,863	43,045	48,101	50,982	52,467	55,294	52,982	
	Immediate custody	1,556	1,586	1,484	2,006	8,141	14,204	17,371	18,756	21,570	22,057	20,213	
	Suspended sentences	20,942	23,115	22,805	22,696	18,792	15,008	14,961	15,988	18,559	18,098	15,142	
	Community sentences	2,404	2,638	2,565	2,377	2,143	2,453	2,347	2,263	2,492	2,226	1,681	
	Fines	81	68	70	59	65	59	60	77	81	99	77	
	Absolute discharge	2,459	2,647	2,849	2,476	2,371	2,470	2,556	2,557	3,065	2,726	1,932	
	Conditional discharge	1,354	1,630	1,639	1,748	2,120	2,247	2,023	1,911	2,277	2,316	1,854	
	Otherwise dealt with	25.5	26.5	26.3	26.0	24.8	24.2	24.4	24.2	24.4	24.6	25.6	
	Average custodial sentence length (months) <sup>(2)</sup>												

(1) Excludes data for Cardiff magistrates' court for April, July and August 2008.

(2) Excludes life and indeterminate sentences.

**Table Q5.4 - Offenders and persons sentenced by outcome and rate, 12 months ending September 2002 to 12 months ending September 2012<sup>(1)</sup>**

England and Wales	12 months ending											
	September 2002	September 2003	September 2004	September 2005	September 2006	September 2007	September 2008	September 2009	September 2010	September 2011	September 2012	Number of offenders/persons and rates
<b>Total persons sentenced</b>	<b>1,380,860</b>	<b>1,449,430</b>	<b>1,553,311</b>	<b>1,486,783</b>	<b>1,426,725</b>	<b>1,406,484</b>	<b>1,364,122</b>	<b>1,390,057</b>	<b>1,365,372</b>	<b>1,310,823</b>	<b>1,221,445</b>	
Males	1,131,743	1,191,103	1,273,555	1,203,529	1,148,519	1,120,251	1,065,768	1,043,501	1,021,706	966,767	882,267	
Females	249,117	258,327	279,756	283,254	278,206	286,233	285,153	310,804	307,718	299,622	292,013	
Not Stated							13,201	35,752	35,948	44,434	47,165	
<b>Total offenders sentenced of which: Others</b>	<b>1,390,053</b>	<b>1,459,109</b>	<b>1,564,155</b>	<b>1,496,188</b>	<b>1,434,728</b>	<b>1,414,161</b>	<b>1,372,099</b>	<b>1,398,752</b>	<b>1,373,317</b>	<b>1,318,080</b>	<b>1,227,941</b>	
	9,193	9,679	10,844	9,405	8,003	7,677	7,977	8,695	7,945	7,257	6,496	
<b>Sentence</b>												
Immediate custody Rate <sup>(2)</sup>	111,498	107,629	107,026	102,621	97,881	93,381	99,598	100,350	100,308	102,290	97,484	
	8.1	7.4	6.9	6.9	6.9	6.6	7.3	7.2	7.3	7.8	8.0	
Suspended sentence Rate <sup>(2)</sup>	2,622	2,681	2,738	6,081	28,546	39,461	41,733	43,876	47,303	48,634	44,358	
	0.2	0.2	0.2	0.4	2.0	2.8	3.1	3.2	3.5	3.7	3.6	
Community sentences Rate <sup>(2)</sup>	179,179	192,106	198,618	203,378	195,409	193,709	190,592	197,865	189,159	178,845	153,873	
	13.0	13.3	12.8	13.7	13.7	13.8	14.0	14.2	13.9	13.6	12.6	
Fine Rate	951,641	1,004,479	1,098,982	1,040,847	973,175	947,902	895,577	936,435	905,965	861,731	816,602	
	68.5	68.8	70.3	69.6	67.8	67.0	65.3	66.9	66.0	65.4	66.5	
Absolute discharge Rate	17,490	19,932	15,450	13,531	12,130	11,144	10,310	8,876	9,051	8,162	7,498	
	1.3	1.4	1.0	0.9	0.8	0.8	0.8	0.6	0.7	0.6	0.6	
Conditional discharge Rate	98,677	101,821	101,201	92,786	89,435	91,378	90,404	83,675	89,110	86,755	80,304	
	7.1	7.0	6.5	6.2	6.2	6.5	6.6	6.0	6.5	6.6	6.5	
Otherwise dealt with Rate	28,945	30,462	40,140	36,944	38,152	37,186	43,885	27,675	32,421	31,663	27,822	
	2.1	2.1	2.6	2.5	2.7	2.6	3.2	2.0	2.4	2.4	2.3	

(1) Excludes data for Cardiff magistrates' court for April, July and August 2008.

(2) Rates are calculated on persons for sentences of immediate custody, suspended sentence and community sentence as 'others' cannot receive this sentence.

**Table Q5.5 - Persons sentenced to immediate custody and average custodial sentence length<sup>(1)</sup> at all courts by offence group, 12 months ending September 2002 to 12 months ending September 2012<sup>(2)</sup>**

England and Wales	Persons sentenced											
	12 months ending											
Offence group	September 2002	September 2003	September 2004	September 2005	September 2006	September 2007	September 2008	September 2009	September 2010	September 2011	September 2012	
Violence against the person	11,718	11,324	12,190	12,842	12,491	12,325	13,109	14,053	14,040	14,120	13,789	
Sexual offences	2,560	2,457	2,770	2,777	2,766	2,802	2,954	2,913	3,220	3,463	3,418	
Burglary	13,281	12,028	11,236	9,846	9,196	9,266	9,711	10,035	10,118	11,574	11,749	
Robbery	5,573	5,473	5,012	4,576	4,703	4,713	5,031	5,240	4,879	5,379	5,206	
Theft and handling stolen goods	28,259	25,894	23,427	20,817	19,954	18,999	21,124	20,260	21,396	22,548	21,812	
Fraud and forgery	3,719	3,833	4,240	4,297	4,546	4,938	5,738	5,423	4,945	4,395	3,941	
Criminal damage	1,202	1,190	1,239	1,303	1,329	1,323	1,200	1,051	1,110	1,112	1,026	
Drug offences	8,394	8,169	7,964	7,924	7,608	7,759	9,363	9,259	9,844	9,619	9,119	
Other (excl motoring offences)	8,143	8,414	10,045	10,714	10,216	8,747	8,968	10,436	11,075	11,145	9,938	
Indictable motoring offences	2,151	2,343	2,293	2,113	1,805	1,556	1,441	1,337	1,175	1,108	1,125	
<b>All indictable offences</b>	<b>85,000</b>	<b>81,125</b>	<b>80,416</b>	<b>77,209</b>	<b>74,620</b>	<b>72,428</b>	<b>78,639</b>	<b>80,007</b>	<b>81,802</b>	<b>84,463</b>	<b>81,123</b>	
Summary non-motoring offences	9,474	9,317	10,763	11,928	12,511	12,863	14,140	14,824	14,339	14,506	13,414	
Summary motoring offences	17,024	17,187	15,847	13,484	10,750	8,090	6,819	5,519	4,167	3,321	2,947	
<b>All summary offences</b>	<b>26,498</b>	<b>26,504</b>	<b>26,610</b>	<b>25,412</b>	<b>23,261</b>	<b>20,953</b>	<b>20,959</b>	<b>20,343</b>	<b>16,506</b>	<b>17,827</b>	<b>16,361</b>	
<b>All offences</b>	<b>111,498</b>	<b>107,629</b>	<b>107,026</b>	<b>102,621</b>	<b>97,881</b>	<b>93,381</b>	<b>99,598</b>	<b>100,350</b>	<b>100,308</b>	<b>102,290</b>	<b>97,484</b>	

England and Wales	Average custodial sentence length <sup>(1)</sup>											
	12 months ending											
Offence group	September 2002	September 2003	September 2004	September 2005	September 2006	September 2007	September 2008	September 2009	September 2010	September 2011	September 2012	
Violence against the person	17.5	18.5	18.7	18.4	17.0	16.9	16.8	17.6	18.2	17.9	20.1	
Sexual offences	39.5	39.7	39.6	41.8	41.1	42.6	43.5	47.1	48.4	53.1	54.2	
Burglary	17.2	17.3	17.3	17.7	17.1	16.8	17.3	18.1	18.7	18.9	19.1	
Robbery	38.0	39.7	36.5	35.9	32.8	30.6	33.1	33.1	34.1	35.7	35.6	
Theft and handling stolen goods	4.1	4.2	4.3	4.4	4.3	4.2	3.9	4.2	4.2	4.2	4.3	
Fraud and forgery	8.5	8.6	8.7	10.5	10.5	10.4	10.5	10.6	10.8	12.3	13.0	
Criminal damage	16.5	16.5	15.7	16.8	12.5	12.6	14.5	17.8	18.0	19.0	21.9	
Drug offences	34.1	35.4	36.7	36.0	34.4	32.4	32.7	31.9	31.4	30.7	29.6	
Other (excl motoring offences)	9.9	9.7	8.8	9.5	8.7	9.6	10.5	10.1	9.6	10.1	11.0	
Indictable motoring offences	8.3	8.2	8.8	8.7	8.7	9.0	9.3	9.3	9.4	9.6	9.8	
<b>All indictable offences</b>	<b>15.2</b>	<b>15.8</b>	<b>15.9</b>	<b>16.2</b>	<b>15.2</b>	<b>15.2</b>	<b>15.7</b>	<b>16.2</b>	<b>16.4</b>	<b>16.8</b>	<b>17.4</b>	
Summary non-motoring offences	2.7	2.7	2.8	2.8	2.8	2.7	2.7	2.6	2.6	2.5	2.6	
Summary motoring offences	3.4	3.5	3.5	3.4	3.4	3.3	3.2	3.1	3.1	3.1	3.1	
<b>All summary offences</b>	<b>3.2</b>	<b>3.2</b>	<b>3.2</b>	<b>3.1</b>	<b>3.1</b>	<b>3.0</b>	<b>2.9</b>	<b>2.8</b>	<b>2.7</b>	<b>2.6</b>	<b>2.7</b>	
<b>All offences</b>	<b>12.4</b>	<b>12.7</b>	<b>12.7</b>	<b>12.9</b>	<b>12.3</b>	<b>12.4</b>	<b>13.0</b>	<b>13.4</b>	<b>13.8</b>	<b>14.3</b>	<b>14.9</b>	

(1) Excludes life and indeterminate sentences.

(2) Excludes data for Cardiff magistrates' court for April, July and August 2008.



**Table Q5.6 - Persons sentenced to immediate custody at all courts by length of sentence and average custodial sentence length<sup>(1)</sup>, 12 months ending September 2002 to 12 months ending September 2012<sup>(2)</sup>**

England and Wales	Persons sentenced										
	12 months ending										
Persons given immediate custody and sentence length	September 2002	September 2003	September 2004	September 2005	September 2006	September 2007	September 2008	September 2009	September 2010	September 2011	September 2012
<b>All offences</b>											
Total persons sentenced	1,380,860	1,449,430	1,553,311	1,486,783	1,426,725	1,406,484	1,364,122	1,390,057	1,365,372	1,310,823	1,221,445
Number given immediate custody	111,498	107,629	107,026	102,621	97,881	93,381	99,598	100,350	100,308	102,290	97,484
Percentage given immediate custody (%)	8.1	7.4	6.9	6.9	6.9	6.6	7.3	7.2	7.3	7.8	8.0
Up to and including 3 months	42,819	40,860	40,103	37,448	35,734	33,438	36,095	36,484	36,875	37,733	34,593
Over 3 months and up to and including 6 months	29,457	29,174	29,045	27,121	25,220	22,902	22,914	21,463	20,197	19,824	18,787
Over 6 months and less than 12 months	5,743	5,372	5,556	5,889	5,751	5,898	6,800	7,169	7,126	7,234	7,324
12 months	5,676	5,294	5,203	5,416	5,322	5,412	5,578	5,783	5,650	5,812	5,172
Over 12 months and up to and including 18 months	6,999	6,487	6,472	6,377	6,204	6,206	6,601	7,142	7,403	7,691	7,668
Over 18 months and up to and including 3 years	11,116	10,638	10,604	10,653	10,327	10,375	11,198	11,866	12,470	12,746	12,911
Over 3 years and less than 4 years	1,933	1,866	2,040	1,870	1,568	1,440	1,568	1,775	1,912	2,006	1,932
4 years	2,185	2,136	2,201	1,896	1,575	1,558	1,850	1,935	1,950	2,088	1,865
Over 4 years and up to and including 5 years	2,026	2,090	2,185	2,013	1,678	1,626	1,907	1,995	2,016	2,148	2,012
Over 5 years and up to and including 10 years	2,595	2,763	2,706	2,816	2,278	2,058	2,503	2,686	2,850	3,150	3,312
Over 10 years and less than life	379	428	374	374	330	296	399	451	505	626	690
Indeterminate sentence <sup>(3)</sup>	:	:	:	147	1,283	1,687	1,691	1,132	959	867	792
Life	570	521	537	601	611	485	494	469	395	365	426
Average custodial sentence length (months) <sup>(1)</sup>	12.4	12.7	12.7	12.9	12.3	12.4	13.0	13.4	13.8	14.3	14.9
<b>Indictable offences</b>											
Total persons sentenced	331,615	333,828	321,374	304,593	305,304	305,807	313,500	324,957	341,509	342,030	309,498
Number given immediate custody	85,000	81,125	80,416	77,209	74,620	72,428	78,639	80,007	81,802	84,463	81,123
Percentage given immediate custody (%)	25.6	24.3	25.0	25.3	24.4	23.7	25.1	24.6	24.0	24.7	26.2
Up to and including 3 months	28,264	26,590	25,863	23,840	23,080	21,672	23,745	23,870	25,056	26,138	24,239
Over 3 months and up to and including 6 months	17,519	16,946	16,678	15,321	14,629	13,721	14,314	13,764	13,554	13,604	12,780
Over 6 months and less than 12 months	5,739	5,368	5,554	5,886	5,749	5,895	6,794	7,154	7,100	7,227	7,324
12 months	5,675	5,293	5,202	5,415	5,318	5,410	5,576	5,774	5,640	5,810	5,172
Over 12 months and up to and including 18 months	6,999	6,486	6,472	6,377	6,201	6,206	6,600	7,137	7,398	7,690	7,668
Over 18 months and up to and including 3 years	11,116	10,638	10,604	10,653	10,322	10,375	11,198	11,865	12,467	12,744	12,911
Over 3 years and less than 4 years	1,933	1,866	2,040	1,870	1,567	1,440	1,568	1,775	1,912	2,006	1,932
4 years	2,185	2,136	2,201	1,896	1,575	1,558	1,850	1,935	1,950	2,088	1,865
Over 4 years and up to and including 5 years	2,026	2,090	2,185	2,013	1,678	1,626	1,907	1,995	2,016	2,148	2,012
Over 5 years and up to and including 10 years	2,595	2,763	2,706	2,816	2,277	2,058	2,503	2,686	2,850	3,150	3,312
Over 10 years and less than life	379	428	374	374	330	296	399	451	505	626	690
Indeterminate sentence <sup>(3)</sup>	:	:	:	147	1,283	1,686	1,691	1,132	959	867	792
Life	570	521	537	601	611	485	494	469	395	365	426
Average custodial sentence length (months) <sup>(1)</sup>	15.2	15.8	15.9	16.2	15.2	15.2	15.7	16.2	16.4	16.8	17.4

(1) Excludes life and indeterminate sentences.

(2) Excludes data for Cardiff magistrates' court for April, July and August 2008.

(3) Sentences of imprisonment for public protection introduced by the Criminal Justice Act 2003 on 4 April 2005.

Table Q5.7 - Juveniles sentenced for all offences by type of sentence (detailed), 12 months ending September 2002 to 12 months ending September 2012<sup>(1)</sup>

England and Wales	12 months ending												Juveniles sentenced				
	September 2002	September 2003	September 2004	September 2005	September 2006	September 2007	September 2008	September 2009	September 2010	September 2011	September 2012	September 2012	September 2011	September 2010	September 2009	September 2008	
Immediate custodial sentences																	
S90-92 PCC(S) Act 2000	703	537	522	512	448	408	457	439	418	385	344						
Detention and training order	6,818	5,877	5,722	5,643	5,510	5,325	5,006	4,707	3,837	3,625	2,874						
Young offender institution	1	2	8	-	-	-	-	-	-	-	-						
Extended sentence for public protection	*	*	*	39	114	97	77	15	11	28	8						
Indeterminate sentence for public protection (IPP)	*	*	*	9	46	64	70	38	36	28	34						
<b>Total immediate custody</b>	<b>7,522</b>	<b>6,416</b>	<b>6,252</b>	<b>6,203</b>	<b>6,118</b>	<b>5,894</b>	<b>5,610</b>	<b>5,199</b>	<b>4,302</b>	<b>4,066</b>	<b>3,260</b>						
Community sentences																	
Community rehabilitation order	2,377	2,280	2,160	1,915	1,594	1,832	1,771	1,614	733	55	15						
Supervision order	10,840	9,905	10,129	10,366	11,000	12,118	10,094	8,573	3,409	85	23						
Community punishment order	3,556	2,829	2,624	2,531	1,965	1,865	1,797	1,661	599	13	0						
Attendance centre order	4,060	2,804	2,806	2,788	2,789	3,060	2,833	2,431	825	105	66						
Community punishment and rehabilitation order	1,680	1,533	1,329	1,302	1,159	1,327	1,322	1,566	757	23	0						
Curfew order	2,138	2,687	3,761	4,207	4,150	4,553	5,115	5,991	2,546	401	80						
Reparation order	6,129	3,174	3,070	3,153	3,646	3,970	4,122	3,707	2,819	1,251	679						
Action plan order	7,121	4,441	4,386	4,710	4,934	4,953	4,140	3,651	897	14	0						
Drug treatment and testing order	73	71	55	43	11	11	5	3	-	-	1						
Referral order <sup>(2)</sup>	12,955	25,682	25,683	28,830	30,010	32,144	29,955	28,571	26,535	22,367	17,458						
Community order <sup>(3)</sup>	*	*	-	-	-	-	-	-	59	-	-						
Youth Rehabilitation order	*	*	*	*	*	*	*	*	9,999	18,660	15,052						
<b>Total community sentences</b>	<b>50,929</b>	<b>55,406</b>	<b>56,003</b>	<b>59,845</b>	<b>61,258</b>	<b>65,833</b>	<b>61,154</b>	<b>57,768</b>	<b>49,178</b>	<b>42,974</b>	<b>33,374</b>						
Other sentences																	
Absolute or conditional discharge	14,781	14,248	12,978	12,116	11,845	12,059	11,211	10,296	10,072	9,097	7,175						
Fine	17,603	12,418	16,178	14,397	12,197	10,612	9,495	8,216	6,928	5,454	3,979						
Suspended sentence <sup>(4)</sup>	-	-	-	1	2	1	-	-	-	-	-						
Otherwise dealt with	4,115	3,737	4,572	3,402	2,875	2,929	2,856	2,523	4,985	3,920	2,237						
<b>Total other sentences</b>	<b>36,499</b>	<b>30,403</b>	<b>33,728</b>	<b>29,916</b>	<b>26,919</b>	<b>25,601</b>	<b>23,562</b>	<b>21,035</b>	<b>21,985</b>	<b>18,471</b>	<b>13,391</b>						
<b>Total sentenced</b>	<b>94,950</b>	<b>92,225</b>	<b>95,983</b>	<b>95,964</b>	<b>94,295</b>	<b>97,328</b>	<b>90,326</b>	<b>84,002</b>	<b>75,465</b>	<b>65,511</b>	<b>50,025</b>						

(1) Excludes data for Cardiff magistrates' court for April, July and August 2008.

(2) Referral orders now include numbers of extension of referral orders, and may therefore not be the same as previously published figures.

(3) Community orders were introduced by the Criminal Justice Act 2003 for offences committed from 4 April 2005.

(4) Suspended sentences are not available for juveniles.

Table Q5.8 - Adults sentenced for all offences by type of sentence (detailed), 12 months ending September 2012<sup>(1)</sup>

Sentence	12 months ending												Adults sentenced	
	September 2002	September 2003	September 2004	September 2005	September 2006	September 2007	September 2008	September 2009	September 2010	September 2011	September 2012			
Immediate custodial sentences														
S90-92 PCC(S) Act 2000	-	7	6	10	14	7	10	17	9	6	6			
Young offender institution	17,775	15,622	14,798	14,264	13,664	13,552	13,471	13,734	13,391	11,721	10,402			
Unsuspected imprisonment	85,912	84,816	84,754	80,501	75,379	71,189	78,159	79,945	81,227	85,093	82,645			
Extended sentence of imprisonment (EPP)	289	768	1,141	1,321	1,361	1,108	727	361	456	565	413			
Indeterminate sentence for public protection (IPP)	*	*	*	138	1,237	1,623	1,621	1,094	923	839	758			
Intermittent custody	*	*	75	184	108	8	-	-	-	-	-			
<b>Total immediate custody</b>	<b>103,976</b>	<b>101,213</b>	<b>100,774</b>	<b>96,418</b>	<b>91,763</b>	<b>87,487</b>	<b>93,988</b>	<b>95,151</b>	<b>96,006</b>	<b>98,224</b>	<b>94,224</b>			
Community sentences														
Community rehabilitation order	60,111	62,004	58,854	43,455	4,451	552	224	195	146	38	16			
Community punishment order	46,520	47,894	50,319	41,363	6,857	842	402	227	122	20	10			
Attendance centre order	494	509	639	588	357	296	220	197	198	97	46			
Community punishment and rehabilitation order	12,875	13,775	14,385	12,289	1,867	326	167	154	122	5	2			
Curfew order	3,259	6,004	10,284	9,669	2,911	1,880	1,590	1,351	804	634	287			
Drug treatment and testing order	4,991	6,470	8,115	7,385	693	48	7	-	1	1	-			
Referral order <sup>(2)</sup>	*	44	19	-	-	-	-	-	-	-	-			
Community order <sup>(3)</sup>	*	*	*	28,784	117,015	123,932	126,828	137,973	138,588	135,076	120,138			
<b>Total community sentences</b>	<b>128,250</b>	<b>136,700</b>	<b>142,615</b>	<b>143,533</b>	<b>134,151</b>	<b>127,876</b>	<b>129,438</b>	<b>140,097</b>	<b>139,981</b>	<b>135,871</b>	<b>120,499</b>			
Other sentences														
Absolute or conditional discharge	101,134	107,239	103,445	93,967	89,497	90,334	89,387	82,094	87,980	85,732	80,550			
Fine	925,166	982,811	1,072,434	1,017,375	953,260	929,851	878,396	919,829	891,226	849,131	806,230			
Suspended sentence <sup>(4)</sup>	2,622	2,681	2,738	6,080	28,544	39,460	41,733	43,876	47,303	48,634	44,358			
Otherwise dealt with	24,762	26,561	35,322	33,446	35,215	34,148	40,854	25,008	27,411	27,720	25,559			
<b>Total other sentences</b>	<b>1,053,683</b>	<b>1,119,292</b>	<b>1,213,939</b>	<b>1,150,868</b>	<b>1,106,516</b>	<b>1,093,793</b>	<b>1,050,370</b>	<b>1,070,807</b>	<b>1,053,920</b>	<b>1,011,217</b>	<b>956,697</b>			
<b>Total sentenced</b>	<b>1,285,909</b>	<b>1,357,204</b>	<b>1,457,328</b>	<b>1,390,819</b>	<b>1,332,430</b>	<b>1,309,156</b>	<b>1,273,796</b>	<b>1,306,055</b>	<b>1,289,907</b>	<b>1,245,312</b>	<b>1,171,420</b>			

(1) Excludes data for Cardiff magistrates' court for April, July and August 2008.

(2) Referral orders now include numbers of extension of referral orders, and may therefore not be the same as previously published figures.

(3) Community orders were introduced by the Criminal Justice Act 2003 for offences committed from 4 April 2005.

(4) Fully suspended sentence for offences committed prior to 4 April 2005, suspended sentence order for offences committed from 4 April 2005.

**Table Q5.9 - Persons<sup>(1)</sup> sentenced at all courts for indictable offences by ethnicity and result, 12 months ending September 2012**

England and Wales	Ethnicity					Persons sentenced
	Total	White	Black	Asian	Other	
<b>Indictable offences</b>						
Absolute discharge	1,620	1,282	129	45	16	148
Conditional discharge	38,772	31,080	2,604	1,112	403	3,573
Fine	53,331	38,628	5,362	2,653	598	6,090
Community sentence	86,026	65,897	7,852	3,733	1,056	7,488
Suspended sentence	31,886	23,595	2,409	1,588	714	3,580
Immediate custody	81,123	58,354	8,476	4,687	2,392	7,214
Otherwise dealt with	16,740	12,373	1,881	809	234	1,443
<b>Total</b>	<b>309,498</b>	<b>231,209</b>	<b>28,713</b>	<b>14,627</b>	<b>5,413</b>	<b>29,536</b>

(1) Includes cases reported to the Ministry of Justice as sex ' not stated'.

## Offences

*This chapter differs from the others in the publication by counting on an all offences basis, as opposed to a principal offence basis.*

Courts and the police typically deal with defendants charged with more than one offence, for example in the 12 months ending September 2012 each convicted offender was convicted of an average of 1.4 offences.

This average rate of offences per convicted offender has decreased slightly year on year since the 12 months ending September 2003, when it stood at an average of 1.7 offences per convicted offender.

### **Cautions (all offence basis)**

In the 12 months ending September 2012, there were 231,200 cautions issued for all offences, a decrease of 11.7 per cent from 261,800 in the 12 months ending September 2011. This decrease continues the downward trend observed since the peak of 401,300 offences cautioned in 12 months ending September 2007.

There were 120,700 cautions for indictable offences in the 12 months ending September 2012, a 13.8 per cent decrease on the previous year. This continues the decreasing trend observed in the 11 year series since the peak of 226,500 cautions for indictable offence in the 12 months ending September 2007.

The remaining 110,600 cautions in the 12 months ending September 2012 were for summary non-motoring offences, a 9.2 per cent decrease on the previous year.

Indictable offences accounted for 52.2 per cent of cautions (120,600) in the 12 months ending September 2012. This proportion has been broadly declining since a peak of 63.4 per cent in 12 months ending September 2002.

### **Convictions (all offences basis)**

In the 12 months ending September 2012, there were 1.72 million convicted offences, a decrease of 6.4 per cent from 1.83 million in the 12 months ending September 2011. Since a peak over the last 11 years of 2.58 million in the 12 months ending September 2004, there have been year on year decreases in total convicted offences, with an overall fall of 33.5 per cent when comparing the 12 months ending September 2012 total with the 12 months ending September 2004.

The decrease has been driven in the main by convictions for summary motoring offences, which have fallen by 56.3 per cent between the 12 months ending September 2004 and the 12 months ending September 2012 (from 1.35 million to 589,800).

Indictable offences accounted for 31.6 per cent of convicted offences in the 12 months ending September 2012. This represented a slight increase on the 12 months ending September 2011 (31.5 per cent) and a continuation of an increasing trend observed since the 12 months ending September 2004 (22.7 per cent) due to the decrease in summary motoring convictions.

Summary motoring offences accounted for 34.4 per cent of all offences in the 12 months ending September 2012, a series low over the last 11 years. In the series peak of the 12 months ending September 2004, summary motoring offences accounted for 52.3 per cent of all offences, with the proportion having fallen year on year since.

### **Offences Brought to Justice (notifiable offences)**

*One measure of justice outcomes is Offences Brought to Justice (OBTJ). An offence is said to have been brought to justice when a 'notifiable offence'<sup>8</sup> results in an offender being convicted, cautioned, issued with a Penalty Notice for Disorder (PND) or a cannabis warning, or having an offence taken into consideration at court.*

In the 12 months ending September 2012, there were 1.12 million OBTJs, a decrease of 8.6 per cent from 1.22 million in the 12 months ending September 2011. Recorded crime totals fell by 7.1 per cent over the same period.

Offences brought to justice increased from 1.02 million in 12 months ending September 2002 to a series high of 1.45 million in the 12 months ending September 2007. The total has been steadily falling since the 12 months ending September 2008.

Cautions and convictions account for the vast majority (82.0 per cent) of all OBTJs in the 12 months ending September 2012.

The decline in the use of out of court disposals coincided with the replacement in April 2008 of a target to increase offences brought to justice, with one placing more emphasis on bringing serious crime to justice. The latter target was subsequently removed in May 2010.

Convictions accounted for 62.6 per cent of all OBTJs in the 12 months ending September 2012, similar to the proportion as in 12 months ending September 2011 (60.9 per cent). The proportion declined from a peak of 68.5 per cent in 12 months ending September 2003 to 48.8 per cent in 12 months ending September 2007, followed by a year on year increase to 12 months ending September 2012. This trend is driven by the patterns in the use of out of court disposals.

In the 12 months ending September 2012, the main offence groups which make up OBTJs were *violence against the person* (27.7 per cent), *theft and handling stolen goods* (25.4 per cent) and *drug offences* (19.9 per cent).

The proportion of all OBTJs accounted for by *violence against the person* has increased by 5.7 percentage points since 12 months ending September 2002. Similarly, *drug offences* have increased in proportion by 7.7 percentage points since the 12 months ending September 2002. However, over the same period, *theft and handling stolen goods* decreased by 8.5 percentage points.

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<sup>8</sup> Notifiable offences are those offences which require the police to record an incident as a crime and report the occurrence to the Home Office.

**Table 6.1 - Cautions administered by offence group, 12 months ending September 2012 to 12 months ending September 2002** <sup>(1)(2)(3)(4)(5)</sup>

England and Wales	Offence group	12 months ending											
		Number of offences (thousands)											
		Sep 2002	Sep 2003	Sep 2004	Sep 2005	Sep 2006	Sep 2007	Sep 2008	Sep 2009	Sep 2010	Sep 2011	Sep 2012	
	Violence against the person	23.1	28.9	36.1	48.8	59.5	56.3	44.2	30.1	23.7	19.0	14.4	
	Sexual offences	1.3	1.4	1.6	1.9	2.1	2.1	1.9	1.7	1.5	1.7	1.6	
	Burglary	6.3	6.0	6.0	6.9	8.1	7.9	6.3	5.0	3.9	3.9	3.1	
	Robbery	0.5	0.5	0.4	0.6	0.7	0.7	0.5	0.2	0.2	0.3	0.2	
	Theft and handling stolen goods	64.5	59.8	68.3	75.5	80.8	85.1	74.1	71.9	56.5	50.6	41.9	
	Fraud and forgery	6.5	6.7	7.0	7.8	9.2	9.7	9.4	8.2	7.1	6.4	5.8	
	Criminal damage	3.6	3.8	5.4	7.2	9.6	9.9	9.0	7.2	5.6	5.2	4.3	
	Drug offences	44.7	47.0	38.5	35.3	39.2	44.0	49.4	47.5	43.8	45.7	43.6	
	Other indictable offences	4.7	5.3	6.2	6.9	9.3	10.7	9.5	8.6	7.5	7.2	5.8	
	Summary non-motoring offences	89.8	94.3	108.2	121.0	152.8	174.8	165.8	149.0	127.2	121.8	110.6	
	<b>All offences<sup>(6)</sup></b>	<b>245.1</b>	<b>253.6</b>	<b>277.9</b>	<b>311.9</b>	<b>371.3</b>	<b>401.3</b>	<b>370.1</b>	<b>329.5</b>	<b>276.9</b>	<b>261.8</b>	<b>231.2</b>	

(1) Excluding all motoring offences.

(2) Includes reprimands and final warnings for juveniles (e.g. those aged 10 to 17).

(3) On an all offence basis.

(4) Cautions data for Dyfed Powys and Lancashire for December 2010 have been sourced from Police National Computer.

(5) All cautions data from January 2011 have been sourced from the Police National Computer.

(6) May not sum due to rounding.

**Table 6.2 - Convictions by offence group, 12 months ending September 2002 to 12 months ending September 2012<sup>(1)(2)</sup>**

England and Wales Offence group	Number of offences (thousands)											
	Sep 2002	Sep 2003	Sep 2004	Sep 2005	Sep 2006	Sep 2007	Sep 2008	Sep 2009	Sep 2010	Sep 2011	Sep 2012	
	12 months ending											
Violence against the person	49.6	51.4	52.9	53.8	55.7	55.1	53.7	57.3	58.8	58.4	52.7	
Sexual offences	13.0	12.1	13.6	14.3	14.7	15.5	15.7	16.5	17.8	19.7	19.8	
Burglary	36.9	35.9	34.3	31.7	30.9	32.2	31.7	31.7	31.1	32.1	30.7	
Robbery	11.5	11.8	11.5	11.0	11.8	13.1	12.8	13.0	12.2	12.5	12.5	
Theft and handling stolen goods	197.5	190.0	177.9	163.7	158.8	160.0	168.4	178.8	176.3	176.5	173.8	
Fraud and forgery	44.7	43.6	44.9	43.9	42.8	40.3	44.5	51.1	53.4	49.9	43.2	
Criminal damage	17.8	18.2	19.4	19.3	21.1	20.7	16.1	12.8	12.0	10.9	9.5	
Drug offences	78.2	85.0	73.9	68.2	70.9	71.7	84.6	89.1	96.7	96.3	90.4	
Other indictable offences	126.2	139.1	144.3	134.0	125.2	120.6	117.1	119.7	124.2	116.3	106.3	
Indictable motoring offences	13.3	14.1	13.5	10.5	9.4	8.0	7.8	5.1	4.4	4.1	3.9	
Summary non-motoring offences	566.7	593.8	646.8	627.5	610.6	605.4	607.3	634.1	613.9	602.3	583.8	
Summary motoring offences	1,150.0	1,243.7	1,350.2	1,234.8	1,105.7	972.7	843.8	803.7	735.9	654.6	589.8	
<b>All offences<sup>(3)</sup></b>	<b>2,305.5</b>	<b>2,438.7</b>	<b>2,583.0</b>	<b>2,412.6</b>	<b>2,257.6</b>	<b>2,115.3</b>	<b>2,003.7</b>	<b>2,012.9</b>	<b>1,936.6</b>	<b>1,833.6</b>	<b>1,716.5</b>	

(1) On an all offence basis.

(2) Excludes convictions data for Cardiff magistrates' court for April, July, and August 2008.

(3) May not sum due to rounding.



**Table 6.3 - Number of offences brought to justice (notifiable) over a 12 month period by outcome and numbers of recorded crimes, 12 months ending September 2002 - 2012<sup>(1)</sup>**

12 months ending	England and Wales							Total OBTJs	Recorded crimes <sup>(8)</sup>
	Offences taken into consideration <sup>(2)</sup>	Penalty notices for disorder <sup>(3)</sup>	Formal warnings for cannabis possession <sup>(4)</sup>	Cautions <sup>(5)(6)</sup>	Convictions <sup>(7)</sup>	Total OBTJs	Recorded crimes <sup>(8)</sup>		
Sep 2002	97.9	*	*	224.3	702.1	1,024.7	5,787.3		
Sep 2003	96.9	3.1	*	231.3	719.5	1,050.8	5,931.9		
Sep 2004	102.4	15.7	10.6	258.3	713.0	1,100.0	5,791.0		
Sep 2005	112.8	85.0	42.6	297.1	695.6	1,233.0	5,580.1		
Sep 2006	120.6	131.8	73.1	358.0	698.2	1,381.7	5,491.0		
Sep 2007	113.2	150.5	92.1	387.9	709.5	1,453.3	5,213.5		
Sep 2008	105.2	121.9	104.3	355.4	729.5	1,416.3	4,837.9		
Sep 2009	91.6	115.3	95.1	316.0	755.1	1,373.1	4,554.3		
Sep 2010	75.0	95.6	82.3	259.8	762.1	1,274.9	4,223.2		
Sep 2011 <sup>(9)</sup>	72.0	82.9	79.2	243.2	744.2	1,221.4	4,053.4		
Sep 2012	61.4	68.2	71.6	216.2	699.3	1,116.6	3,764.9		

\*\* = Not applicable

(1) Data for British Transport Police have been included for year ending September 2012 only.

(2) Offences taken into consideration by the court and previously recorded by the police, figures for April 2004 onwards include offences not previously recorded.

(3) Piloted in 2002 and introduced nationally in 2004.

(4) Introduced in April 2004.

(5) Cautions data for Dyfed Powys and Lancashire for December 2010 have been sourced from Police National Computer.

(6) All cautions data from January 2011 have been sourced from the Police National Computer.

(7) Excludes convictions data for Cardiff magistrates' court for April, July, and August 2008.

(8) The introduction of the National Crime Recording Standards (NCRS) in April 2002 resulted in significant increases in the number of crimes

(9) Previously published data have been revised.

Note - figures for cannabis warnings & offences taken into consideration appearing in this publication are provisional and may be revised following Home Office validation. National Statistics for the financial year 2011/12 are expected to be published during 2012 by the Home Office.

**Table 6.4 - Number of offences brought to justice (notifiable) by offence group, 12 months ending September 2002 - 2012<sup>(1)(2)(3)(4)(5)</sup>**

England and Wales	Number of offences (thousands)											
	12 months ending											
	Sep 2002	Sep 2003	Sep 2004	Sep 2005	Sep 2006	Sep 2007	Sep 2008	Sep 2009	Sep 2010	Sep 2011	Sep 2012	
Violence against the person	225.2	249.2	291.7	375.0	442.0	470.8	432.9	400.0	368.7	345.3	309.5	
Sexual offences	16.0	15.1	15.9	16.1	16.8	17.0	16.8	17.1	18.0	19.4	19.2	
Burglary	80.6	79.2	74.8	72.4	77.2	75.0	72.9	68.0	62.8	63.1	56.4	
Robbery	13.5	13.6	12.9	12.7	14.0	15.2	14.3	13.9	13.0	13.5	13.4	
Theft and handling stolen goods	347.8	332.5	344.5	339.8	362.7	377.0	360.6	361.8	323.0	307.4	283.8	
Fraud and forgery	77.9	75.2	74.1	75.9	67.9	60.5	64.6	66.1	64.4	59.7	51.6	
Criminal damage	94.2	99.1	113.2	131.6	153.5	164.0	144.8	128.5	107.4	97.8	86.2	
Drug offences	124.8	131.3	116.0	147.3	184.3	208.9	239.3	239.7	235.8	235.9	222.0	
Other offences	44.5	55.5	56.9	62.2	63.5	64.9	70.0	78.0	81.9	79.4	74.4	
<b>All offences<sup>(6)</sup></b>	<b>1,024.7</b>	<b>1,050.8</b>	<b>1,100.0</b>	<b>1,233.0</b>	<b>1,381.7</b>	<b>1,453.3</b>	<b>1,416.3</b>	<b>1,373.1</b>	<b>1,274.9</b>	<b>1,221.4</b>	<b>1,116.4</b>	

(1) Data for British Transport Police have been included for year ending June 2012 only.

(2) Includes estimates for incomplete data.

(3) Excludes convictions data for Cardiff magistrates' court for April, July, and August 2008.

(4) Cautions data for Dyfed Powys and Lancashire for December 2010 have been sourced from Police National Computer.

(5) All cautions data from January 2011 have been sourced from the Police National Computer.

(6) May not sum due to rounding.

## Offending histories

*Information presented in this section differs from previous sections on convictions, cautions and sentencing, in that all information in this section is taken from the Police National Computer (PNC). The main difference is that the PNC **does not** include a range of less serious summary offences (such as TV licence evasion and a range of motoring offences) and so the figures reported are not comparable or match figures reported in the previous sections of this bulletin. The PNC is the police's administrative IT system, which as with any large scale recording system, is subject to possible errors with data entry and processing. The figures are provisional and subject to change as more information is recorded by the police.*

This section provides an overview of the changing structure of the known offending population with information on the breakdown of offences committed by new offenders and repeat offenders, the trends in new entrants to the criminal justice system, and breakdowns of the criminal histories of cautioned and sentenced offenders.

Key points in the 12 months ending September 2012:

- There were 187,700 first time entrants to the criminal justice system (offenders who received their first conviction or caution). This is down 13 per cent from the year ending September 2011 and 44 per cent from the 332,800 first time entrants in the year ending September 2007.
- The reduction in the number of first time entrants seen over the last five years has been much sharper for juveniles, down 71.5 per cent since the year ending September 2007, than for adults, down 30 per cent in the same period.
- The rate of first time entrants per head of population has also fallen substantially amongst juveniles, down from a little over 2,000 per 100,000 population in the 12 months ending September 2007 to an equivalent figure of 595 in the most recent period. However, although the gap is narrowing, the rate still remains substantially higher for juveniles than for adults.
- Around 4 times as many juvenile first time entrants receive a reprimand or warning from the police than are convicted by a criminal court. Amongst adult first time entrants, the proportions receiving a caution and being convicted are roughly equal.
- 15 per cent of juveniles sentenced for indictable offences were first time entrants, while 65 per cent had between one and six previous convictions, reprimands or warnings and four per cent had over 15 previous convictions, reprimands or warnings. Amongst adults, nine per cent were first time entrants, while 36 per cent had 15 or more previous convictions or cautions.
- The proportion of juveniles sentenced for indictable offences with 15 or more previous convictions, reprimands or warnings has fallen slightly since the year ending September 2011, but is up around three percentage points over the last 10 years. Amongst adults, the proportion with 15 or more previous convictions or cautions has increased 14 percentage points over the last 10 years.

- 39 per cent of offenders sentenced for indictable offences with 15 or more previous convictions or cautions were sentenced to immediate custody while 20 per cent were given a community sentence. This compares to 26 per cent and 35 per cent respectively for those first time entrants sentenced.

## First offences and further offences

*An offence is defined as a first offence if it results in the offender receiving their first reprimand, warning, caution or conviction – i.e. they have no previous criminal history recorded on the PNC. Offences resulting in further reprimands, warnings, cautions or convictions are known as further offences since the offender already has a recorded criminal history on the PNC.*

In the 12 months ending September 2012, a total of 782,700<sup>9</sup> first offences and further offences were recorded on the PNC, a decrease of 8.5 per cent compared with 855,500 recorded in the 12 months ending September 2011. Of these recorded offences:

- First offences accounted for 24.0 per cent (187,700), a fall of around one percentage point compared with the 12 months ending September 2011;
- Further offences accounted for 76.0 per cent (595,000), a rise of around one percentage point compared with the 12 months ending September 2011.

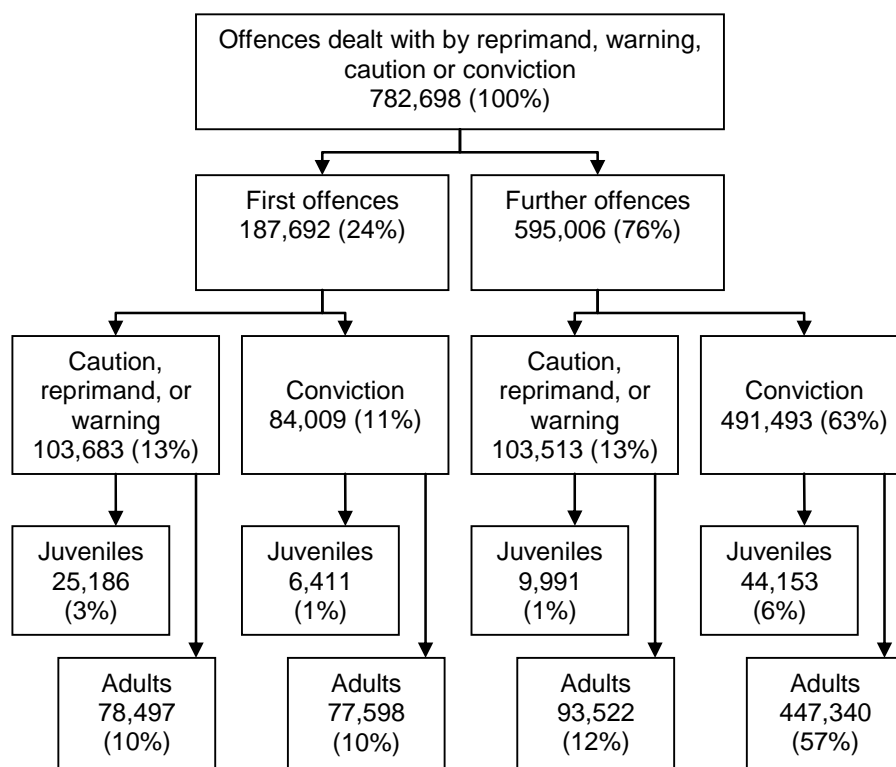
Figure 7.1 shows the breakdown of all proven offences recorded in the 12 months ending September 2012. The percentages in the diagram relate to the total number of offences committed in the top box of the figure.

- 16.8 per cent of first offences (31,600 out of 187,700 first offences) are committed by juveniles, compared to 9.1 per cent of further offences (54,100 out of 595,000 further offences);
- Juveniles received 17.0 per cent of cautions, reprimands and warnings compared to 8.8 per cent of convictions.

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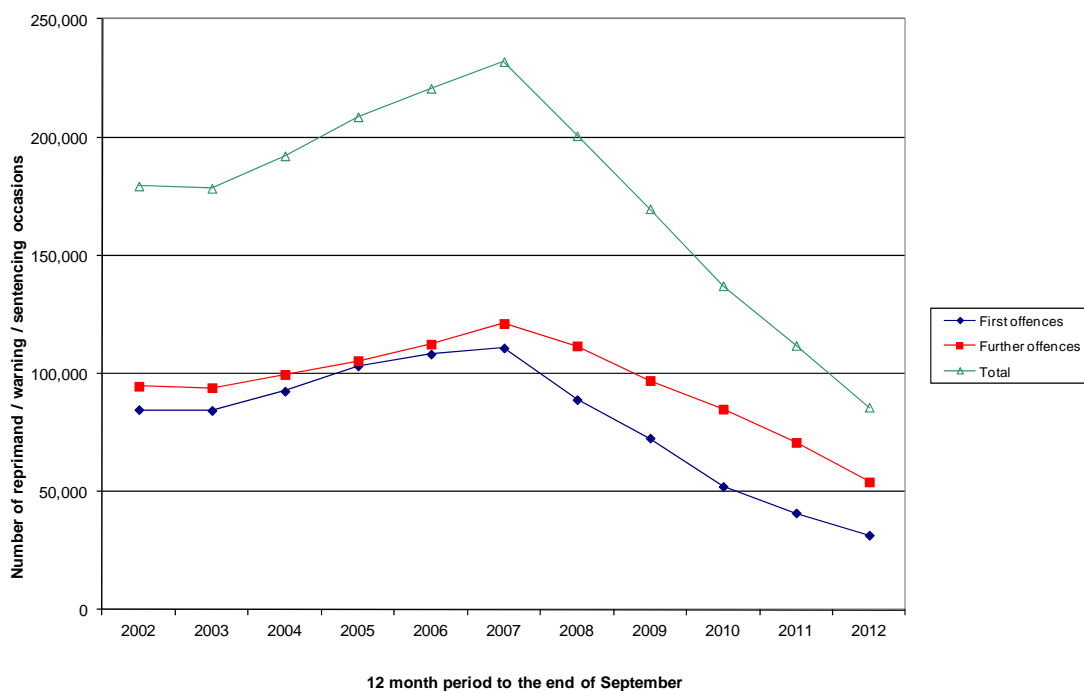
<sup>9</sup> When an offender has been cautioned or convicted of several offences on the same occasion only one offence has been counted; the figures therefore represent counts of separate cautioning or sentencing occasions as recorded on the PNC rather than counts of every proven offence. This means that the first offence figures described here are equal to the figures for first time entrants described below

**Figure 7.1: First offences and further offences of all offenders, recorded on the Police National Computer, 12 months ending September 2012, England and Wales**

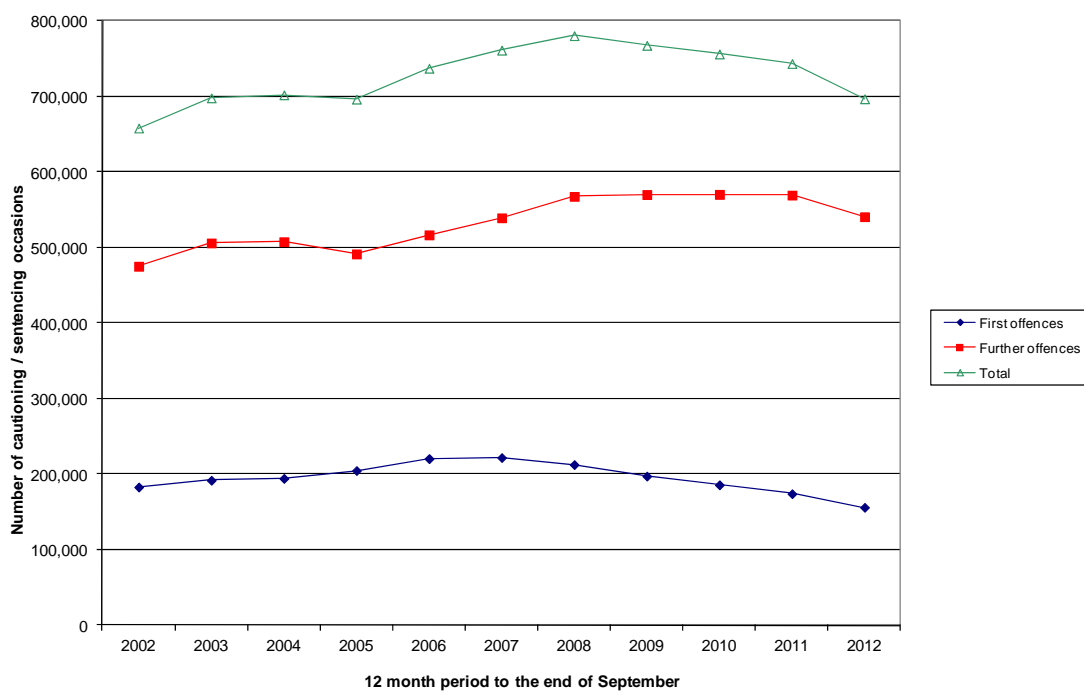


Figures 7.2 and 7.3 present the trends since 2002 of first and further offences as recorded on the PNC. Figure 7.2 shows the peak for juveniles in 2007 and the subsequent large falls in offending which are associated with the removal of a target in April 2008 to increase offences brought to justice and a move towards bringing more serious crimes to justice. Figure 7.3 shows a different pattern for adults, with first time entrants falling back after the peak in 2007, further offending continuing to rise until the end of September 2011 and slightly falling in the 12 months to the end of September 2012.

**Figure 7.2: Number of juvenile first and further offences, 12 months ending September 2002 to 12 months ending September 2012, England and Wales**



**Figure 7.3: Number of adult first and further offences, 12 months ending September 2002 to 12 months ending September 2012, England and Wales**



## First time entrants to Criminal Justice system

*First time entrants to the criminal justice system are classified as offenders, resident in England or Wales, who received their first reprimand, warning, caution or conviction, based on data recorded by the police on the PNC. These PNC recorded offences exclude a range of less serious summary offences.*

In the 12 months ending September 2012, there were 187,700 first time entrants (FTEs) to the criminal justice system as recorded on the PNC, a decrease of 12.8 per cent compared to the 12 months period ending September 2011, and 29.9 per cent when compared with the 12 months period ending September 2002.

- Juvenile first time entrants accounted for 16.8 per cent (31,600) of all first time entrants, a fall of two percentage points compared with the 12 months ending September 2011, and 15 percentage points when compared with the 12 months ending September 2002. Of these:
  - The rate per 100,000 of population has fallen 25.1 per cent from 794 to 595 over the last 12 months and 62.0 per cent from 1,566 when compared with the 12 months ending September 2002.
- Adult first time entrants to the criminal justice system in the 12 months ending September 2012 accounted for 83.2 per cent (156,100) of all the new entrants, an increase of two percentage points compared to the 12 months ending September 2011, and an increase of 15 percentage points when compared with the 12 months ending September 2002. Of these:
  - The rate per 100,000 of population has fallen 11.6 per cent from 400 to 353 over the last 12 months and 21.7 per cent from 451 when compared with the 12 months ending September 2002.
- The decline in the use of reprimands, warnings and cautions in dealing with FTEs is consistent with the reduction in the use of these disposals for all offenders and coincides with the increasing focus on more serious offending.

## Criminal histories

*An offender is counted as having a criminal history if their PNC record shows that, at the time of receiving a reprimand, warning, caution or conviction, they had previously committed one or more offences that had resulted in one of these sanctions. The PNC data excludes a range of less serious summary offences, and therefore unlike the section on Offending Histories, this Criminal Histories section focuses on the criminal histories of offenders cautioned or sentenced for indictable offences only.*

### **Offenders cautioned<sup>10</sup> for indictable offences on the PNC [Tables Q7.4, Q7.5 and Q7k]**

In the 12 months ending September 2012, a total of 109,800 offenders received reprimands, warnings or cautions for indictable offences, a decrease of 14.7 per cent compared with the 12 months ending September 2011. Of these:

- 50.0 per cent (54,900) have at least one previous convictions or cautions recorded compared to 48.4 per cent (62,200) in 12 months ending September 2011.
- 4.0 per cent (4,400) of offenders who received warnings/reprimands or cautions for indictable offences had 15 or more previous convictions or cautions an increase of around half a percentage point compared with the 12 months ending September 2011, and around three percentage points compared to 12 months ending September 2002.

### **Offenders sentenced for indictable offences on the PNC [Tables Q7.4, Q7.5 and Q7l]**

In the 12 months ending September 2012, a total of 311,300 offenders were sentenced for indictable offences, 5.3 per cent decrease compared with the 12 months ending September 2011. Of these:

- 9.9 per cent of all offenders sentenced for indictable offences had no previous convictions or cautions recorded against them, a fall of less than half a percentage point compared to the 12 months ending September 2011, and around two percentage points lower than in the 12 months ending September 2002;
- 33.1 per cent of all offenders sentenced for indictable offences had 15 or more previous convictions or cautions recorded against them, an increase of around two percentage points against the 12 months ending September 2011 and 14 percentage points compared with the 12 months ending September 2002.

### **Criminal history by sentence type**

The criminal history of offenders receiving different sentences varies by type of sentence, which can range from a reprimand, warning or caution to immediate custody, with custodial sentences associated with higher levels of previous convictions or cautions. In the 12 months ending September 2012:

- 46.9 per cent of adult offenders receiving immediate custodial sentences had 15 or more previous convictions or cautions, an increase of around two percentage point against the 12 months ending September 2011 and around 14 percentage points compared with the 12 months ending September 2002.
- 31.1 per cent of adult offenders receiving a community sentence had 15 or more previous convictions or cautions, an increase of around three percentage points against the 12 months ending September 2011 and around 14 percentage points compared with the 12 months ending September 2002.

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<sup>10</sup> Includes Juveniles receiving reprimands or warnings



**Table Q7.1 First offences<sup>(1)</sup> and further offences<sup>(2)</sup> committed by offenders of all ages and resulting in a reprimand, warning, caution or conviction, 12 months ending September 2002 to 12 months ending September 2012, England and Wales**

	Number of offences and percentages								
	Males and females <sup>(3)</sup>			Males			Females		
	First offences	Further offences	Total	First offences	Further offences	Total	First offences	Further offences	Total
12 month period to the end of September	Number of offences								
2002	267,673	569,960	837,633	196,846	493,668	690,514	69,448	76,225	145,673
2003	276,336	600,180	876,516	203,629	518,192	721,821	71,348	81,880	153,228
2004	286,878	607,441	894,319	207,258	522,417	729,675	77,719	84,869	162,588
2005	308,018	597,070	905,088	219,830	512,726	732,556	86,156	84,178	170,334
2006	328,827	629,259	958,086	234,346	540,491	774,837	92,560	88,492	181,052
2007	332,811	660,568	993,379	235,268	566,082	801,350	95,557	94,142	189,699
2008	301,637	679,516	981,153	214,538	581,338	795,876	85,101	97,759	182,860
2009	270,103	667,270	937,373	190,330	570,940	761,270	77,661	95,885	173,546
2010	238,076	655,364	893,440	169,243	562,108	731,351	66,373	92,723	159,096
2011	215,126	640,420	855,546	154,351	549,514	703,865	58,178	90,285	148,463
2012	187,692	595,006	782,698	135,868	510,974	646,842	49,729	83,308	133,037
12 month period to the end of	Percentage of Total								
2002	32.0	68.0	100.0	28.5	71.5	100.0	47.7	52.3	100.0
2003	31.5	68.5	100.0	28.2	71.8	100.0	46.6	53.4	100.0
2004	32.1	67.9	100.0	28.4	71.6	100.0	47.8	52.2	100.0
2005	34.0	66.0	100.0	30.0	70.0	100.0	50.6	49.4	100.0
2006	34.3	65.7	100.0	30.2	69.8	100.0	51.1	48.9	100.0
2007	33.5	66.5	100.0	29.4	70.6	100.0	50.4	49.6	100.0
2008	30.7	69.3	100.0	27.0	73.0	100.0	46.5	53.5	100.0
2009	28.8	71.2	100.0	25.0	75.0	100.0	44.7	55.3	100.0
2010	26.6	73.4	100.0	23.1	76.9	100.0	41.7	58.3	100.0
2011	25.1	74.9	100.0	21.9	78.1	100.0	39.2	60.8	100.0
2012	24.0	76.0	100.0	21.0	79.0	100.0	37.4	62.6	100.0

(1) The first occasion which offenders received reprimand, warning, caution or conviction, where there were multiple offences on the same occasions the primary offence as recorded on the Police National Computer would be counted.

(2) The further occasions which offenders received reprimand, warning, caution or conviction, where there were multiple offences on the same occasions the primary offence as recorded on the Police National Computer would be counted.

(3) Includes offenders whose gender is not recorded on the Police National Computer.

**Table Q7.2 Number of first time entrants to the criminal justice system<sup>(1)</sup> by gender and age group, 12 months ending September 2002 to 12 months ending September 2012, England and Wales**

Numbers of offenders									
12 month period to the end of September	Males and females <sup>(2)</sup>			Males			Females		
	Juveniles	Adults	All ages	Juveniles	Adults	All ages	Juveniles	Adults	All ages
	2002	84,718	182,955	267,673	61,166	135,680	196,846	23,458	45,990
2003	84,371	191,965	276,336	61,023	142,606	203,629	23,245	48,103	71,348
2004	92,528	194,350	286,878	65,011	142,247	207,258	27,394	50,325	77,719
2005	103,237	204,781	308,018	71,157	148,673	219,830	31,894	54,262	86,156
2006	108,230	220,597	328,827	74,260	160,086	234,346	33,699	58,861	92,560
2007	110,826	221,985	332,811	75,196	160,072	235,268	35,243	60,314	95,557
2008	88,939	212,698	301,637	60,665	153,873	214,538	27,930	57,171	85,101
2009	72,677	197,426	270,103	48,442	141,888	190,330	23,961	53,700	77,661
2010	52,194	185,882	238,076	36,305	132,938	169,243	15,608	50,765	66,373
2011	41,014	174,112	215,126	30,010	124,341	154,351	10,795	47,383	58,178
2012	31,597	156,095	187,692	23,738	112,130	135,868	7,626	42,103	49,729

(1) Offenders recorded on the Police National Computer by an English or Welsh police force as having received their first conviction, caution, reprimand or warning. Offences resulting in Penalty Notices for Disorder are not counted as first offences.

(2) Includes offenders whose gender is not recorded on the Police National Computer.

**Table Q7.3 First time entrants to the criminal justice system<sup>(1)</sup> as a rate per 100,000 of the population<sup>(2)</sup>, by gender and age group, 12 months ending September 2002 to 12 months ending September 2012, England and Wales**

Rates per 100,000 of the population									
12 month period to the end of September	Males and females <sup>(3)</sup>			Males			Females		
	Juveniles	Adults	All ages	Juveniles	Adults	All ages	Juveniles	Adults	All ages
	2002	1,566	451	582	2,204	695	883	890	219
2003	1,540	471	597	2,170	725	906	872	228	300
2004	1,683	473	616	2,302	718	915	1,025	237	325
2005	1,878	495	658	2,519	744	964	1,193	254	359
2006	1,977	529	696	2,639	792	1,018	1,266	273	383
2007	2,042	527	700	2,695	785	1,014	1,337	278	393
2008	1,650	501	630	2,190	747	918	1,065	262	348
2009	1,364	461	561	1,772	681	808	923	244	316
2010	994	431	492	1,349	632	714	610	229	269
2011	794	400	441	1,133	585	646	429	212	234
2012	595	353	379	872	521	561	295	186	197

(1) Offenders recorded on the Police National Computer by an English or Welsh police force as having received their first conviction, caution, reprimand or warning. Offences resulting in Penalty Notices for Disorder are not counted as first offences.

(2) Population has been based on mid-year population estimates for each age group supplied by the Office for National Statistics. The previous year's estimate has been used for calculating the rate in the subsequent year. For example, the 2001 mid-year estimate has been used for calculating the rate for 2002 and so on.

(3) Includes offenders whose gender is not recorded on the Police National Computer.

**Table Q7.4: Proportion of offenders sentenced or cautioned for indictable offences by previous criminal history and sentence received, 12 months ending September 2012, England and Wales**

Number and percentage										
Number of previous convictions / cautions										All Disposals(100%)(2)
	Caution	Absolute discharge	Conditional discharge	Fine	Community sentence	Fully Suspended	Immediate custody	Other <sup>(1)</sup>		
Juvéniles										
0	76.7	0.3	0.3	0.1	20.4	*	1.6	0.6	19,646	
1-2	36.0	1.8	3.3	1.4	51.7	*	3.9	1.8	15,200	
3-6	2.1	3.0	11.5	5.2	61.9	*	11.3	4.9	10,132	
7-10	1.0	1.7	12.9	5.7	48.9	*	23.6	6.0	3,445	
11-14	0.7	1.8	12.7	6.0	40.8	*	32.1	5.6	1,516	
15+	1.0	2.8	9.7	4.9	34.4	*	39.8	7.2	1,337	
<b>All offenders</b>	40.6	1.5	4.9	2.2	40.8	*	7.6	2.5	51,276	
Adults										
0	60.4	0.1	4.3	4.6	10.0	7.5	11.5	1.6	65,973	
1-2	37.7	0.1	9.8	12.6	15.9	8.5	12.6	2.7	61,640	
3-6	21.0	0.2	9.7	18.5	20.4	9.1	17.5	3.6	66,252	
7-10	12.3	0.2	9.7	18.9	21.1	9.0	24.4	4.4	40,093	
11-14	8.9	0.2	10.2	18.1	20.5	8.9	28.6	4.5	29,593	
15+	4.2	0.4	10.6	14.9	18.9	7.7	37.5	5.9	106,241	
<b>All offenders</b>	24.1	0.2	9.1	14.0	17.5	8.3	23.0	3.9	369,792	

(1) The 'Other' category includes some deferred sentences that the police will update on the Police

(2) For juveniles the All disposals figures include fully suspended sentences, therefore the percentages may not add up to 100

**Table Q7.5 Offenders sentenced for indictable offences by previous criminal history and sentence received, 12 month ending September 2002 to 12 months ending September 2012, England and Wales**

Disposal and number of previous convictions or cautions <sup>(3)</sup>	Number and percentage of offenders										
	12 month period to the end of September										
	2002	2003	2004	2005	2006	2007	2008	2009	2010	2011	2012
<b>Offenders of All ages</b>											
<b>Absolute discharge</b>											
First time offenders	11.9	11.9	11.2	10.9	9.7	9.1	9.5	8.9	9.7	9.4	9.2
1-2 previous convictions/cautions	26.0	32.5	30.9	30.3	29.3	29.0	28.7	29.8	28.3	26.0	22.3
3-6 previous convictions/cautions	23.1	22.5	24.4	24.6	25.3	25.5	25.9	26.5	26.8	24.9	26.3
7-10 previous convictions/cautions	11.9	10.3	9.7	10.1	9.6	9.4	9.1	7.2	9.3	8.2	8.3
11-14 previous convictions/cautions	8.9	7.6	6.9	5.9	5.8	7.2	6.3	6.3	6.0	6.5	5.5
15 or more previous convictions/cautions	18.3	15.1	16.9	18.2	20.3	19.8	20.6	21.2	20.0	25.0	28.4
<b>All offenders (100%)</b>	<b>2,334</b>	<b>2,972</b>	<b>2,599</b>	<b>2,169</b>	<b>2,150</b>	<b>2,126</b>	<b>1,986</b>	<b>1,654</b>	<b>1,718</b>	<b>1,729</b>	<b>1,629</b>
<b>Conditional discharge</b>											
First time offenders	13.2	11.8	11.8	12.1	11.5	10.9	9.6	9.1	9.6	9.2	8.0
1-2 previous convictions/cautions	24.3	21.6	21.2	20.4	20.4	19.7	19.6	19.5	20.1	19.2	18.2
3-6 previous convictions/cautions	24.2	24.2	23.7	22.8	23.1	23.7	23.0	22.6	22.7	22.0	21.1
7-10 previous convictions/cautions	13.4	13.7	13.3	13.3	12.8	12.6	12.7	12.7	12.2	12.3	12.1
11-14 previous convictions/cautions	8.6	9.2	9.3	9.0	9.1	8.9	9.1	9.1	8.8	8.6	8.9
15 or more previous convictions/cautions	16.3	19.4	20.7	22.4	23.1	24.2	26.0	27.1	26.7	28.7	31.6
<b>All offenders (100%)</b>	<b>48,040</b>	<b>49,475</b>	<b>46,219</b>	<b>41,588</b>	<b>38,313</b>	<b>36,929</b>	<b>36,273</b>	<b>34,874</b>	<b>37,100</b>	<b>36,761</b>	<b>35,979</b>
<b>Fine</b>											
First time offenders	9.0	8.5	9.1	9.3	9.0	7.9	7.2	6.4	6.2	6.0	5.8
1-2 previous convictions/cautions	20.6	19.1	18.2	18.0	18.2	18.2	16.8	16.8	17.0	16.1	15.1
3-6 previous convictions/cautions	27.8	27.4	26.8	26.2	25.9	26.4	25.7	25.3	25.7	24.9	24.1
7-10 previous convictions/cautions	15.2	15.5	14.9	14.7	14.7	14.7	15.0	15.1	14.8	14.8	14.7
11-14 previous convictions/cautions	9.4	10.0	9.8	9.7	9.6	9.5	10.2	9.9	10.2	10.2	10.3
15 or more previous convictions/cautions	17.9	19.6	21.2	22.1	22.6	23.2	25.2	26.5	26.0	28.0	30.0
<b>All offenders (100%)</b>	<b>75,895</b>	<b>78,046</b>	<b>69,398</b>	<b>58,434</b>	<b>52,210</b>	<b>49,043</b>	<b>51,914</b>	<b>56,420</b>	<b>57,373</b>	<b>58,443</b>	<b>52,947</b>
<b>Community sentence</b>											
First time offenders	13.9	13.9	14.1	14.2	13.5	12.2	11.4	11.4	12.4	12.6	12.4
1-2 previous convictions/cautions	24.9	25.2	25.1	25.9	27.0	27.3	25.7	24.4	23.6	22.3	20.7
3-6 previous convictions/cautions	27.7	26.2	25.5	25.4	26.6	27.1	26.4	25.4	25.1	24.4	23.2
7-10 previous convictions/cautions	13.5	13.1	12.5	11.9	11.7	11.8	12.0	11.7	11.6	11.8	11.9
11-14 previous convictions/cautions	7.8	7.9	7.8	7.4	6.9	6.7	7.2	7.6	7.2	7.6	7.8
15 or more previous convictions/cautions	12.3	13.8	15.0	15.1	14.4	14.9	17.2	19.5	20.1	21.3	24.0
<b>All offenders (100%)</b>	<b>104,918</b>	<b>106,979</b>	<b>106,964</b>	<b>106,069</b>	<b>100,844</b>	<b>99,035</b>	<b>100,439</b>	<b>100,445</b>	<b>96,384</b>	<b>93,182</b>	<b>85,429</b>
<b>Fully suspended</b>											
First time offenders	31.5	29.2	27.1	18.7	14.1	14.2	14.8	15.0	16.1	16.4	16.2
1-2 previous convictions/cautions	17.5	16.5	15.9	13.7	14.8	16.1	16.7	17.5	18.0	17.7	17.1
3-6 previous convictions/cautions	18.4	18.4	19.7	18.7	20.6	21.6	20.7	20.1	21.0	20.5	19.7
7-10 previous convictions/cautions	10.9	11.3	11.4	13.2	13.8	13.6	13.2	12.7	12.0	12.1	11.8
11-14 previous convictions/cautions	7.7	7.9	8.0	9.8	10.3	9.5	9.0	9.0	8.6	8.2	8.6
15 or more previous convictions/cautions	14.0	16.5	17.8	25.9	26.4	25.1	25.5	25.7	24.3	25.1	26.6
<b>All offenders (100%)</b>	<b>2,075</b>	<b>2,153</b>	<b>2,173</b>	<b>4,684</b>	<b>19,145</b>	<b>28,155</b>	<b>31,028</b>	<b>31,076</b>	<b>31,649</b>	<b>30,756</b>	<b>30,651</b>
<b>Immediate custody</b>											
First time offenders	9.2	9.0	9.4	9.8	10.1	10.4	10.7	10.0	10.1	9.1	8.8
1-2 previous convictions/cautions	9.3	8.4	8.7	9.0	9.2	9.2	9.1	9.8	10.1	9.5	9.4
3-6 previous convictions/cautions	18.3	16.8	16.3	16.0	16.1	16.1	15.3	15.4	15.4	14.9	14.4
7-10 previous convictions/cautions	17.8	17.0	15.7	15.1	14.3	14.2	13.7	13.2	12.9	12.3	11.9
11-14 previous convictions/cautions	14.5	14.8	13.9	13.2	12.6	12.1	11.9	11.5	11.0	10.6	10.1
15 or more previous convictions/cautions	31.0	34.1	36.0	37.0	37.7	38.0	39.3	40.2	40.6	43.7	45.4
<b>All offenders (100%)</b>	<b>85,848</b>	<b>86,606</b>	<b>89,795</b>	<b>86,115</b>	<b>84,383</b>	<b>83,719</b>	<b>91,950</b>	<b>90,190</b>	<b>88,029</b>	<b>90,544</b>	<b>88,930</b>
<b>Other<sup>(1)</sup></b>											
First time offenders	9.0	7.5	7.8	7.4	8.2	8.7	9.6	10.7	9.6	8.7	7.5
1-2 previous convictions/cautions	15.5	13.8	13.8	13.6	14.0	13.6	12.9	14.7	15.1	13.5	12.3
3-6 previous convictions/cautions	24.5	23.5	23.2	22.2	22.4	22.4	20.4	19.9	19.5	18.8	18.3
7-10 previous convictions/cautions	16.8	16.2	15.0	15.0	14.9	14.4	14.2	12.7	12.9	12.5	12.5
11-14 previous convictions/cautions	11.7	12.5	11.8	11.6	10.8	10.8	10.1	10.0	9.5	9.3	9.0
15 or more previous convictions/cautions	22.5	26.4	28.5	30.2	29.7	30.1	32.9	32.0	33.4	37.2	40.4
<b>All offenders (100%)</b>	<b>14,254</b>	<b>13,882</b>	<b>13,200</b>	<b>12,389</b>	<b>11,959</b>	<b>12,400</b>	<b>12,917</b>	<b>13,972</b>	<b>18,124</b>	<b>17,315</b>	<b>15,721</b>
<b>All disposals</b>											
First time offenders	11.4	10.9	11.3	11.5	11.4	10.9	10.6	10.2	10.6	10.2	9.9
1-2 previous convictions/cautions	19.4	18.5	18.2	18.4	18.6	18.6	17.6	17.5	17.5	16.4	15.5
3-6 previous convictions/cautions	24.6	23.6	22.9	22.4	22.6	22.9	22.0	21.6	21.7	20.9	20.0
7-10 previous convictions/cautions	15.1	14.8	14.1	13.6	13.3	13.3	13.2	12.9	12.7	12.6	12.4
11-14 previous convictions/cautions	10.2	10.5	10.2	9.9	9.5	9.3	9.5	9.4	9.2	9.1	9.1
15 or more previous convictions/cautions	19.4	21.7	23.4	24.2	24.6	25.1	27.1	28.3	28.5	30.7	33.1
<b>Total offenders of All ages (100%)</b>	<b>333,364</b>	<b>340,113</b>	<b>330,348</b>	<b>311,448</b>	<b>309,004</b>	<b>311,407</b>	<b>326,507</b>	<b>328,631</b>	<b>330,377</b>	<b>328,730</b>	<b>311,286</b>

**Juvenile offenders**

**Absolute discharge**

First time offenders	15.4	15.9	12.8	11.4	9.7	9.8	8.9	8.1	8.3	9.1	8.4
1-2 previous convictions/cautions	47.7	54.3	48.8	45.7	45.2	44.1	43.6	45.1	39.5	40.5	36.0
3-6 previous convictions/cautions	25.9	22.2	30.0	31.5	33.1	32.5	35.2	35.0	36.2	35.2	39.3
7-10 previous convictions/cautions	6.7	4.6	4.8	6.5	6.7	7.2	6.4	5.2	8.2	6.9	7.8
11-14 previous convictions/cautions	2.6	1.6	2.4	2.9	2.6	4.1	3.5	3.4	4.0	3.8	3.6
15 or more previous convictions/cautions	1.7	1.5	1.2	2.0	2.6	2.2	2.4	3.2	3.7	4.6	4.9
<b>All juvenile offenders (100%)</b>	<b>831</b>	<b>1,413</b>	<b>1,358</b>	<b>1,161</b>	<b>1,114</b>	<b>1,168</b>	<b>1,055</b>	<b>916</b>	<b>966</b>	<b>879</b>	<b>773</b>

**Conditional discharge**

First time offenders	13.5	5.5	5.3	5.4	5.2	4.5	3.5	2.9	3.2	2.6	2.3
1-2 previous convictions/cautions	37.7	26.4	26.5	23.9	25.0	22.9	22.4	19.8	20.5	18.2	20.1
3-6 previous convictions/cautions	33.4	44.9	45.6	47.0	45.8	48.1	47.2	48.0	47.9	47.7	46.8
7-10 previous convictions/cautions	10.0	14.3	14.3	15.4	15.4	15.0	16.4	17.1	15.6	17.7	17.8
11-14 previous convictions/cautions	3.6	5.9	5.4	5.4	5.7	6.6	6.8	7.4	7.3	7.3	7.7
15 or more previous convictions/cautions	1.8	3.0	3.0	2.8	2.9	2.8	3.7	4.7	5.5	6.6	5.2
<b>All juvenile offenders (100%)</b>	<b>5,452</b>	<b>3,691</b>	<b>3,884</b>	<b>3,750</b>	<b>3,645</b>	<b>3,705</b>	<b>3,391</b>	<b>3,330</b>	<b>3,209</b>	<b>3,052</b>	<b>2,499</b>

**Fine**

First time offenders	4.5	2.0	2.5	2.0	2.3	2.1	1.9	1.5	1.3	1.1	1.3
1-2 previous convictions/cautions	35.2	23.6	25.0	24.3	23.8	23.1	20.9	18.1	19.4	18.4	19.6
3-6 previous convictions/cautions	43.6	52.3	51.0	50.5	49.6	49.8	51.4	50.5	47.6	51.7	47.4
7-10 previous convictions/cautions	11.2	15.4	14.3	15.7	15.5	16.2	17.2	18.1	18.5	17.6	17.6
11-14 previous convictions/cautions	4.2	4.8	5.0	4.8	5.4	5.9	5.5	7.1	7.9	5.8	8.2
15 or more previous convictions/cautions	1.3	1.9	2.3	2.7	3.3	2.9	3.2	4.7	5.1	5.4	5.9
<b>All juvenile offenders (100%)</b>	<b>4,793</b>	<b>3,567</b>	<b>3,350</b>	<b>3,088</b>	<b>2,579</b>	<b>2,508</b>	<b>2,497</b>	<b>2,105</b>	<b>1,868</b>	<b>1,500</b>	<b>1,110</b>

**Community sentence**

First time offenders	14.2	14.7	15.1	14.6	13.6	12.4	12.5	12.8	14.5	17.3	19.2
1-2 previous convictions/cautions	40.6	42.7	43.2	43.3	42.7	41.8	40.5	40.7	39.1	37.9	37.6
3-6 previous convictions/cautions	33.0	31.2	30.6	31.3	32.0	33.2	33.3	32.8	32.4	31.8	30.0
7-10 previous convictions/cautions	8.7	7.8	7.8	7.3	8.0	8.7	8.9	8.5	8.5	7.9	8.1
11-14 previous convictions/cautions	2.6	2.5	2.3	2.4	2.4	2.7	3.3	3.2	3.1	2.9	3.0
15 or more previous convictions/cautions	0.9	1.0	1.1	1.1	1.3	1.2	1.5	2.1	2.3	2.2	2.2
<b>All juvenile offenders (100%)</b>	<b>33,109</b>	<b>34,090</b>	<b>34,676</b>	<b>36,267</b>	<b>37,496</b>	<b>39,838</b>	<b>36,667</b>	<b>32,926</b>	<b>28,834</b>	<b>24,823</b>	<b>20,897</b>

**Immediate custody**

First time offenders	7.1	5.8	6.1	5.8	5.5	5.5	6.1	6.4	7.2	6.9	8.1
1-2 previous convictions/cautions	16.2	14.5	15.9	14.8	14.7	14.2	14.4	15.7	14.0	14.2	15.3
3-6 previous convictions/cautions	35.3	35.1	34.2	33.7	32.5	32.9	32.1	30.2	31.4	30.0	29.5
7-10 previous convictions/cautions	24.5	25.6	23.8	24.3	25.4	24.9	23.7	21.7	21.6	21.3	20.9
11-14 previous convictions/cautions	11.3	12.2	12.3	12.9	12.6	13.7	13.8	13.5	12.3	13.5	12.5
15 or more previous convictions/cautions	5.6	6.9	7.6	8.5	9.3	8.7	9.9	12.4	13.5	14.2	13.7
<b>All juvenile offenders (100%)</b>	<b>6,453</b>	<b>5,878</b>	<b>6,312</b>	<b>6,484</b>	<b>6,756</b>	<b>6,883</b>	<b>6,715</b>	<b>5,789</b>	<b>4,982</b>	<b>4,924</b>	<b>3,884</b>

**Other<sup>(1)</sup>**

First time offenders	10.9	6.0	6.0	5.3	6.5	5.6	5.7	8.5	10.4	10.7	9.5
1-2 previous convictions/cautions	28.6	25.9	23.7	25.9	23.6	21.4	20.9	25.9	26.6	23.4	21.5
3-6 previous convictions/cautions	37.3	42.1	44.3	40.2	40.7	44.5	40.7	35.5	33.7	33.4	38.6
7-10 previous convictions/cautions	15.4	15.6	15.7	16.8	17.4	17.3	18.1	16.3	14.8	16.0	16.2
11-14 previous convictions/cautions	5.6	6.8	6.4	7.5	8.3	7.0	8.2	8.0	8.1	8.8	6.7
15 or more previous convictions/cautions	2.2	3.5	4.0	4.2	3.5	4.2	6.3	5.8	6.3	7.7	7.5
<b>All juvenile offenders (100%)</b>	<b>2,232</b>	<b>1,869</b>	<b>1,789</b>	<b>1,747</b>	<b>1,821</b>	<b>1,866</b>	<b>1,735</b>	<b>1,982</b>	<b>2,482</b>	<b>2,044</b>	<b>1,278</b>

**All disposals<sup>(2)</sup>**

First time offenders	12.3	11.8	12.0	11.7	11.1	10.3	10.2	10.5	11.8	13.5	15.0
1-2 previous convictions/cautions	36.4	36.6	36.8	36.8	36.4	35.7	34.4	34.6	33.2	31.6	31.9
3-6 previous convictions/cautions	34.3	34.3	34.0	34.1	34.2	35.2	35.2	34.5	34.3	33.8	32.6
7-10 previous convictions/cautions	11.3	11.1	10.9	10.8	11.4	11.7	12.0	11.4	11.4	11.3	11.2
11-14 previous convictions/cautions	4.0	4.2	4.1	4.2	4.3	4.6	5.1	5.2	5.1	5.2	4.9
15 or more previous convictions/cautions	1.7	2.0	2.2	2.4	2.6	2.5	3.0	3.8	4.3	4.6	4.3
<b>Total All juvenile offenders (100%)</b>	<b>52,870</b>	<b>50,509</b>	<b>51,371</b>	<b>52,528</b>	<b>53,492</b>	<b>56,079</b>	<b>52,176</b>	<b>47,171</b>	<b>42,405</b>	<b>37,295</b>	<b>30,469</b>

<b>Adult offenders</b>											
<b>Absolute discharge</b>											
First time offenders	9.9	8.3	9.3	10.3	9.7	8.2	10.1	10.0	11.4	9.8	9.9
1-2 previous convictions/cautions	14.1	12.8	11.4	12.7	12.3	10.5	11.7	10.8	13.8	10.9	10.0
3-6 previous convictions/cautions	21.5	22.8	18.1	16.7	16.8	17.0	15.4	16.0	14.6	14.2	14.5
7-10 previous convictions/cautions	14.8	15.5	15.1	14.3	12.7	12.0	12.1	9.6	10.6	9.5	8.8
11-14 previous convictions/cautions	12.3	13.1	11.8	9.2	9.2	11.1	9.5	10.0	8.5	9.3	7.2
15 or more previous convictions/cautions	27.4	27.5	34.2	36.8	39.3	41.1	41.2	43.5	41.0	46.2	49.5
<b>All adult offenders (100%)</b>	<b>1,503</b>	<b>1,559</b>	<b>1,241</b>	<b>1,008</b>	<b>1,036</b>	<b>958</b>	<b>931</b>	<b>738</b>	<b>752</b>	<b>850</b>	<b>856</b>
<b>Conditional discharge</b>											
First time offenders	13.2	12.3	12.4	12.7	12.2	11.6	10.2	9.8	10.2	9.8	8.4
1-2 previous convictions/cautions	22.6	21.2	20.7	20.1	19.9	19.3	19.4	19.4	20.0	19.3	18.1
3-6 previous convictions/cautions	23.0	22.5	21.7	20.4	20.7	20.9	20.4	19.9	20.3	19.7	19.2
7-10 previous convictions/cautions	13.8	13.7	13.2	13.1	12.5	12.3	12.3	12.2	11.8	11.8	11.7
11-14 previous convictions/cautions	9.2	9.5	9.6	9.4	9.5	9.2	9.3	9.3	8.9	8.8	9.0
15 or more previous convictions/cautions	18.2	20.7	22.3	24.4	25.3	26.6	28.3	29.4	28.7	30.7	33.6
<b>All adult offenders (100%)</b>	<b>42,588</b>	<b>45,784</b>	<b>42,335</b>	<b>37,838</b>	<b>34,668</b>	<b>33,224</b>	<b>32,882</b>	<b>31,544</b>	<b>33,891</b>	<b>33,709</b>	<b>33,480</b>
<b>Fine</b>											
First time offenders	9.3	8.8	9.4	9.7	9.3	8.2	7.4	6.6	6.4	6.1	5.9
1-2 previous convictions/cautions	19.7	18.9	17.9	17.7	17.9	17.9	16.6	16.8	17.0	16.1	15.0
3-6 previous convictions/cautions	26.7	26.2	25.6	24.8	24.7	25.2	24.4	24.3	25.0	24.2	23.6
7-10 previous convictions/cautions	15.5	15.5	15.0	14.6	14.7	14.6	14.9	15.0	14.7	14.7	14.6
11-14 previous convictions/cautions	9.8	10.2	10.0	10.0	9.8	9.7	10.4	10.0	10.3	10.3	10.3
15 or more previous convictions/cautions	19.0	20.5	22.1	23.2	23.6	24.3	26.3	27.3	26.7	28.6	30.5
<b>All adult offenders (100%)</b>	<b>71,102</b>	<b>74,479</b>	<b>66,048</b>	<b>55,346</b>	<b>49,631</b>	<b>46,535</b>	<b>49,417</b>	<b>54,315</b>	<b>55,505</b>	<b>56,943</b>	<b>51,837</b>
<b>Community sentence</b>											
First time offenders	13.7	13.5	13.7	14.0	13.4	12.0	10.8	10.8	11.5	11.0	10.2
1-2 previous convictions/cautions	17.6	17.0	16.5	16.9	17.8	17.6	17.2	16.4	16.9	16.6	15.2
3-6 previous convictions/cautions	25.3	23.8	23.1	22.4	23.3	23.1	22.4	21.9	22.0	21.8	20.9
7-10 previous convictions/cautions	15.7	15.6	14.7	14.3	13.9	13.9	13.7	13.3	12.9	13.2	13.1
11-14 previous convictions/cautions	10.2	10.4	10.4	10.0	9.5	9.5	9.5	9.7	8.9	9.2	9.4
15 or more previous convictions/cautions	17.6	19.8	21.6	22.4	22.2	24.0	26.2	28.0	27.7	28.2	31.1
<b>All adult offenders (100%)</b>	<b>71,809</b>	<b>72,889</b>	<b>72,288</b>	<b>69,802</b>	<b>63,348</b>	<b>59,197</b>	<b>63,772</b>	<b>67,519</b>	<b>67,550</b>	<b>68,359</b>	<b>64,532</b>
<b>Fully suspended</b>											
First time offenders	31.5	29.2	27.1	18.8	14.2	14.2	14.8	15.0	16.1	16.4	16.2
1-2 previous convictions/cautions	17.5	16.5	15.9	13.7	14.8	16.1	16.6	17.4	18.0	17.7	17.1
3-6 previous convictions/cautions	18.4	18.4	19.7	18.5	20.5	21.5	20.6	20.0	20.9	20.4	19.7
7-10 previous convictions/cautions	10.9	11.3	11.4	13.0	13.8	13.5	13.2	12.7	12.0	12.1	11.8
11-14 previous convictions/cautions	7.7	7.9	8.0	9.8	10.3	9.5	9.1	9.0	8.6	8.2	8.6
15 or more previous convictions/cautions	14.0	16.5	17.8	26.1	26.5	25.2	25.6	25.8	24.3	25.2	26.6
<b>All adult offenders (100%)</b>	<b>2,075</b>	<b>2,152</b>	<b>2,171</b>	<b>4,653</b>	<b>19,064</b>	<b>28,044</b>	<b>30,912</b>	<b>30,953</b>	<b>31,585</b>	<b>30,683</b>	<b>30,623</b>
<b>Immediate custody</b>											
First time offenders	9.4	9.2	9.6	10.1	10.5	10.9	11.0	10.2	10.2	9.2	8.9
1-2 previous convictions/cautions	8.7	8.0	8.2	8.5	8.7	8.8	8.7	9.3	9.8	9.2	9.1
3-6 previous convictions/cautions	16.9	15.5	14.9	14.6	14.7	14.6	14.0	14.3	14.5	14.0	13.7
7-10 previous convictions/cautions	17.2	16.3	15.1	14.3	13.3	13.3	12.9	12.7	12.4	11.8	11.5
11-14 previous convictions/cautions	14.8	14.9	14.0	13.2	12.6	11.9	11.8	11.3	10.9	10.4	10.0
15 or more previous convictions/cautions	33.0	36.0	38.2	39.3	40.2	40.6	41.6	42.1	42.2	45.4	46.9
<b>All adult offenders (100%)</b>	<b>79,395</b>	<b>80,728</b>	<b>83,483</b>	<b>79,631</b>	<b>77,627</b>	<b>76,836</b>	<b>85,235</b>	<b>84,401</b>	<b>83,047</b>	<b>85,620</b>	<b>85,046</b>
<b>Other<sup>(1)</sup></b>											
First time offenders	8.7	7.8	8.0	7.8	8.5	9.2	10.2	11.1	9.5	8.4	7.3
1-2 previous convictions/cautions	13.0	12.0	12.2	11.5	12.3	12.2	11.7	12.8	13.3	12.2	11.5
3-6 previous convictions/cautions	22.1	20.6	19.9	19.3	19.1	18.5	17.2	17.4	17.3	16.9	16.5
7-10 previous convictions/cautions	17.0	16.3	14.9	14.7	14.5	13.8	13.6	12.1	12.6	12.0	12.2
11-14 previous convictions/cautions	12.9	13.4	12.6	12.2	11.2	11.4	10.3	10.3	9.7	9.3	9.2
15 or more previous convictions/cautions	26.3	29.9	32.4	34.4	34.5	34.7	37.0	36.3	37.7	41.2	43.3
<b>All adult offenders (100%)</b>	<b>12,022</b>	<b>12,013</b>	<b>11,411</b>	<b>10,642</b>	<b>10,138</b>	<b>10,534</b>	<b>11,182</b>	<b>11,990</b>	<b>15,642</b>	<b>15,271</b>	<b>14,443</b>
<b>All disposals</b>											
First time offenders	11.2	10.8	11.1	11.5	11.4	11.0	10.6	10.2	10.4	9.8	9.3
1-2 previous convictions/cautions	16.2	15.4	14.8	14.7	14.9	14.8	14.4	14.6	15.2	14.5	13.7
3-6 previous convictions/cautions	22.7	21.7	20.9	20.0	20.2	20.2	19.5	19.5	19.8	19.3	18.6
7-10 previous convictions/cautions	15.8	15.5	14.7	14.2	13.7	13.6	13.4	13.2	12.8	12.7	12.5
11-14 previous convictions/cautions	11.3	11.6	11.4	11.0	10.6	10.3	10.3	10.1	9.8	9.6	9.6
15 or more previous convictions/cautions	22.8	25.1	27.3	28.7	29.2	30.0	31.7	32.4	32.0	34.0	36.3
<b>Total All adult offenders (100%)</b>	<b>280,494</b>	<b>289,604</b>	<b>278,977</b>	<b>258,920</b>	<b>255,512</b>	<b>255,328</b>	<b>274,331</b>	<b>281,460</b>	<b>287,972</b>	<b>291,435</b>	<b>280,817</b>

(1) For 12 months ending September 2012 the 'Other' category includes some deferred sentences that the police will update on the Police National Computer at a later date when the final decision is known.

(2) For juveniles the All disposals figures include fully suspended sentences.

(3) Figures are counts of sentence or caution occasions, where there are multiple offences on the same occasion only primary offence was counted.

## **Explanatory notes**

The statistics in this bulletin relate to cases in the Crown and magistrates' courts in England and Wales during 12 months ending September 2012. This bulletin subsumes a number of previous bulletins including Criminal Statistics: England & Wales, Quarterly Sentencing Statistics, and Young people aged 10-17 receiving their first reprimand, warning or conviction.

### **Symbols and conventions**

The following symbols have been used throughout the tables in this bulletin:

- = Nil
- \* = Not applicable
- .. = Not available
- (R) = Revised data
- (P) = Provisional data

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