

6<sup>th</sup> May 2020

Section (9)

(2) (a)

Dear Section

### Official Information Act 1982 request

Thank you for your request under the Official Information Act 1982 (OIA) of 10 March 2020 to the Ministry of Justice (the Ministry) regarding extended supervision and public protection orders.

On 31 March 2020, I notified you of an extension of time, to within 30 working days of the office re-opening. The extension was required as the Ministry is responding and re-directing resources as needed, to assist with the government's response to COVID-19.

Your request and my response to your requests are as follows.

1. *how many people were sentenced to an extended supervision order in each of the following years: 2015, 2016, 2017, 2018, 2019 and 2020 (year to date)?*
2. *how many people were charged with breaching an extended supervision order in each of the following years: 2015, 2016, 2017, 2018, 2019 and 2020 (year to date)?*
3. *how many people were convicted of breaching an extended supervision order in each of the following years: 2015, 2016, 2017, 2018, 2019 and 2020 (year to date)?*
4. *how many people were sentenced to a public protection order in each of the following years: 2016, 2017, 2018, 2019 and 2020 (year to date)?*
5. *how many people were charged with breaching a public protection order in each of the following years: 2016, 2017, 2018, 2019 and 2020 (year to date)?*
6. *how many people were convicted of breaching a public protection order in each of the following years: 2016, 2017, 2018, 2019 and 2020 (year to date)?*

Regarding questions 1 and 4, I have interpreted your request for 'how many people were sentenced' to be 'the number of applications granted.' In response to these questions, please refer to Table 1 attached. Table 1 provides the number of applications granted, broken down by application type and year of outcome, between 2015 and 2020.

In response to questions 2 and 3, please refer to Table 2 attached. Table 2 provides the number of people with finalised charges for breaching extended supervision, broken down by outcome, between 2015 and 2019. Please also note that the data from 1 January 2020 to 31 March 2020 for this part of your request is not yet available. This is because information on conviction and sentencing statistics forms part of the Tier 1 Official Statistics, which are subject to a range of protocols that govern their public release. This information will be available at the end of September 2020 on the Ministry's website as part of the general release of Tier 1 statistics. Therefore, I am refusing this part of your request under section 18(g)(i) of the OIA, as the information is not held by the Ministry and there is no reason to believe that it is held by another agency subject to the OIA.

Further information about Tier 1 statistics can be found at the following link:  
[archive.stats.govt.nz/about\\_us/who-we-are/home-statisphere/tier-1.aspx](http://archive.stats.govt.nz/about_us/who-we-are/home-statisphere/tier-1.aspx)

In response to questions 5 and 6, the Ministry does not hold information on 'breaching a public protection order' as there is no specific offence code for this offence. Therefore, I am refusing your request as allowed by section 18(g)(i) of the OIA as there are no grounds for believing that the information is held by another department, Minister of the Crown, organisation, or local authority.

If you require any further information, please contact Jerram Watts, Team Leader Media and External Relations (Acting), on 027 291 3518; or email [media@justice.govt.nz](mailto:media@justice.govt.nz)

If you are not satisfied with my response, you have the right to complain to the Ombudsman under section 28(3) of the Act. The Ombudsman may be contacted by email at [info@ombudsman.parliament.nz](mailto:info@ombudsman.parliament.nz)

I trust that this information assists.

Yours sincerely

pp 

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

Ref: 81127

Encl: Table 1: Number of applications granted, broken down by application type and year of outcome, between 2015 and 2020

Table 2: Number of people with finalised charges for breaching extended supervision, broken down by outcome, between 2015 and 2019

**Table 1: Number of applications granted, broken down by application type and year of outcome, between 2015 and 2020**

Applications Granted	2015	2016	2017	2018	2019	2020
Extended Supervision Order s107F	20	35	52	32	27	14
Public Protection Order	0	1	2	0	0	0

**Notes for Table 1:**

- This data consists of final outcomes of applications as at 13 April 2020.
- Year is the year of the final outcome of the applications.
- The 2020 calendar year is incomplete, containing data up to 13 April 2020.
- The table contains live data and so is subject to change as application outcomes may be appealed, changing results from previous years.

**Table 2: Number of people with finalised charges for breaching extended supervision, broken down by outcome, between 2015 and 2019**

Charge outcome	2015	2016	2017	2018	2019
Convicted	5	0	4	10	10
Not proved	2	2	1	4	10
Total people charged	7	2	5	14	20

**Notes for Table 2:**

- This data counts a person once per year for the outcome of their most serious breach of extended supervision charge.
- This data includes charges for breaching an extended/interim supervision order.
- Year is the year of the charge outcome.
- The data for this response forms part of the Tier 1 statistics. Tier 1 statistics are the key official statistics by which New Zealand's performance as a country is measured. Tier 1 statistics are published twice a year in March and September. There are principles and protocols that govern their production and release. This means that data for January to March 2020 is not available until September 2020. More information about Tier 1 statistics is available from [www.data.govt.nz/use-data/showcase/official-statistics/](http://www.data.govt.nz/use-data/showcase/official-statistics/)