Sentencing statistics

Table 1: Number of adults sentenced for animal cruelty offences under the Animal Welfare Act 2006, 2010-2020

Section of Animal	0				ľ	Number of	adults ser	itenced				
Welfare Act 2006	Sex -	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020
S4 & 32(1) : Causing,	Female	309	351	394	369	268	205	178	189	192	157	94
permitting or failing to	Male	457	550	576	492	445	317	287	316	297	278	153
prevent unnecessary	Unknown	66	92	109	132	75	76	107	83	119	116	51
suffering	Total	832	993	1,079	993	788	598	572	588	608	551	298
S5 & 32(1) : Carrying	Female	0	0	0	0	0	0	0	0	0	0	0
out, permitting or causing to be carried	Male	4	0	0	1	1	0	1	1	1	3	0
out or failing to prevent	Unknown	0	0	0	0	0	0	0	0	0	0	2
prohibited procedure on a protected animal	Total	4	0	0	1	1	0	1	1	1	3	2
S6(1) & (2) & 32(1):	Female	0	2	2	0	0	0	0	0	0	0	0
Removing or causing	Male	0	5	7	1	1	1	0	1	1	0	1
or permitting or failing to prevent removal of	Unknown	0	0	1	0	1	0	0	0	0	0	0
dog's tail other than for medical treatment	Total	0	7	10	1	2	1	0	1	1	0	1
S7 & 32(1):	Female	0	0	0	0	0	0	0	0	0	0	0
Administration of	Male	1	0	1	0	2	0	0	2	0	0	0
poisons etc to a	Unknown	0	0	0	0	0	0	0	0	0	0	0
protected animal	Total	1	0	1	0	2	0	0	2	0	0	0
	Female	0	0	0	0	0	1	0	0	0	0	0
S8 & 32(1): Offences	Male	2	9	13	11	9	4	2	5	9	0	0
relating to animal fights	Unknown	0	0	0	1	0	3	0	0	0	0	0
3	Total	2	9	13	12	9	8	2	5	9	0	0

S9 & 32(2) : Failing to	Female	64	101	134	108	92	79	61	52	56	38	15
ensure needs of animal are met as	Male	85	136	159	166	137	103	80	54	76	61	29
required by good	Unknown	11	28	34	31	34	26	26	25	24	37	4
practice	Total	160	265	327	305	263	208	167	131	156	136	48
	Female	376	456	532	477	360	285	239	241	248	195	109
Total	Male	557	700	759	671	595	426	370	379	384	342	183
Iotai	Unknown	77	120	144	164	110	105	133	108	143	153	57
	Total	1,010	1,276	1,435	1,312	1,065	816	742	728	775	690	349

Section of Animal	Sex -				Pe	ercentage	of adults s	entenced ¹				
Welfare Act 2006	Sex -	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020
S4 & 32(1) : Causing,	Female	40%	39%	41%	43%	38%	39%	38%	37%	39%	36%	38%
permitting or failing to	Male	60%	61%	59%	57%	62%	61%	62%	63%	61%	64%	62%
prevent unnecessary	Unknown											
suffering	Total	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%
S5 & 32(1) : Carrying	Female	0%	-	-	0%	0%	-	0%	0%	0%	0%	-
out, permitting or causing to be carried	Male	100%	-	-	100%	100%	-	100%	100%	100%	100%	-
out or failing to prevent	Unknown											
prohibited procedure												
on a protected animal	Total	100%	0%	0%	100%	100%	0%	100%	100%	100%	100%	0%
S6(1) & (2) & 32(1):	Female	-	29%	22%	0%	0%	0%	-	0%	0%	-	0%
Removing or causing or permitting or failing	Male	-	71%	78%	100%	100%	100%	-	100%	100%	-	100%
to prevent removal of	Unknown											
dog's tail other than for medical treatment	Total	0%	100%	100%	100%	100%	100%	0%	100%	100%	0%	100%
S7 & 32(1):	Female	0%	-	0%	-	0%	-	-	0%	-	-	_
Administration of	Male	100%	_	100%	-	100%	_	-	100%	_	-	-
poisons etc to a	Unknown											
protected animal	Total	100%	0%	100%	0%	100%	0%	0%	100%	0%	0%	0%

S8 & 32(1): Offences relating to animal fights	Female Male Unknown	0% 100%	0% 100%	0% 100%	0% 100%	0% 100%	20% 80%	0% 100%	0% 100%	0% 100%	-	-
	Total	100%	100%	100%	100%	100%	100%	100%	100%	100%	0%	0%
S9 & 32(2) : Failing to	Female	43%	43%	46%	39%	40%	43%	43%	49%	42%	38%	34%
ensure needs of animal are met as	Male	57%	57%	54%	61%	60%	57%	57%	51%	58%	62%	66%
required by good	Unknown											
practice	Total	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%
	Female	40%	39%	41%	42%	38%	40%	39%	39%	39%	36%	37%
Total	Male	60%	61%	59%	58%	62%	60%	61%	61%	61%	64%	63%
IOlai	Unknown											
	Total	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%

¹Percentage calculations do not include cases where the sex was unknown.

Table 2: Sentencing outcomes for adults sentenced for animal cruelty offences under the Animal Welfare Act 2006, 2010-2020

Section of Animal	Outcomo				N	umber of	adults s	entenced				
Welfare Act 2006	Outcome -	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020
	Discharge	140	168	177	130	79	51	44	46	26	21	12
	Fine	192	203	175	169	145	95	114	113	152	110	65
S4 & 32(1) : Causing,	Community sentence	367	399	465	423	278	239	210	193	216	201	117
permitting or failing to prevent unnecessary	Suspended sentence	74	131	149	177	184	147	128	173	144	151	64
suffering	Immediate custody	47	81	101	78	77	55	61	49	61	61	36
	Otherwise dealt with	12	11	12	16	25	11	15	14	9	7	4
	Total	832	993	1079	993	788	598	572	588	608	551	298
	Discharge	0	0	0	0	0	0	0	0	0	0	0
	Fine	0	0	1	0	0	0	0	0	0	0	0
CO 9 22/4): O#anasa	Community sentence	1	0	2	5	0	0	0	4	2	0	0
S8 & 32(1): Offences relating to animal fights	Suspended sentence	0	3	5	1	4	5	0	1	4	0	0
· · · · · · · · · · · · · · · · · · ·	Immediate custody	1	6	5	6	4	3	2	0	3	0	0
	Otherwise dealt with	0	0	0	0	1	0	0	0	0	0	0
	Total	2	9	13	12	9	8	2	5	9	0	0
	Discharge	41	50	90	49	50	36	18	15	20	11	1
	Fine	46	93	86	93	73	46	46	45	45	57	21
S9 & 32(2) : Failing to	Community sentence	50	89	121	97	85	68	72	42	51	41	15
ensure needs of animal are met as required by good	Suspended sentence	11	20	16	48	31	30	21	17	25	24	8
practice	Immediate custody	7	6	7	8	10	21	6	8	7	1	2
	Otherwise dealt with	5	7	7	10	14	7	4	4	8	2	1
	Total	160	265	327	305	263	208	167	131	156	136	48

Section of Animal	Outcome				Pro	portion	of adults	sentence	d			
Welfare Act 2006	Outcome	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020
	Discharge	17%	17%	16%	13%	10%	9%	8%	8%	4%	4%	4%
	Fine	23%	20%	16%	17%	18%	16%	20%	19%	25%	20%	22%
S4 & 32(1) : Causing,	Community sentence	44%	40%	43%	43%	35%	40%	37%	33%	36%	36%	39%
permitting or failing to prevent unnecessary	Suspended sentence	9%	13%	14%	18%	23%	25%	22%	29%	24%	27%	21%
suffering	Immediate custody	6%	8%	9%	8%	10%	9%	11%	8%	10%	11%	12%
	Otherwise dealt with	1%	1%	1%	2%	3%	2%	3%	2%	1%	1%	1%
	Total	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%
	Discharge	0%	0%	0%	0%	0%	0%	0%	0%	0%	-	-
	Fine	0%	0%	8%	0%	0%	0%	0%	0%	0%	-	-
00 9 20(4): 0#	Community sentence	50%	0%	15%	42%	0%	0%	0%	80%	22%	-	-
S8 & 32(1): Offences relating to animal fights	Suspended sentence	0%	33%	38%	8%	44%	63%	0%	20%	44%	-	-
rolating to animal lights	Immediate custody	50%	67%	38%	50%	44%	38%	100%	0%	33%	-	-
	Otherwise dealt with	0%	0%	0%	0%	11%	0%	0%	0%	0%	-	-
	Total	100%	100%	100%	100%	100%	100%	100%	100%	100%	-	-
	Discharge	26%	19%	28%	16%	19%	17%	11%	11%	13%	8%	2%
	Fine	29%	35%	26%	30%	28%	22%	28%	34%	29%	42%	44%
S9 & 32(2) : Failing to	Community sentence	31%	34%	37%	32%	32%	33%	43%	32%	33%	30%	31%
ensure needs of animal are met as required by	Suspended sentence	7%	8%	5%	16%	12%	14%	13%	13%	16%	18%	17%
good practice	Immediate custody	4%	2%	2%	3%	4%	10%	4%	6%	4%	1%	4%
	Otherwise dealt with	3%	3%	2%	3%	5%	3%	2%	3%	5%	1%	2%
	Total	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%

Table 3: <u>Final</u> average custodial sentence lengths (ACSL) in months for adults sentenced to immediate custody under section 4 and section 9 of the Animal Welfare Act 2006, 2010-2020

		2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020
S4 & 32(1) : Causing, permitting or failing to	Mean	3.1	3.3	3.5	3.6	3.3	3.4	3.6	3.6	3.7	3.7	3.7
prevent unnecessary suffering ¹	Median	2.8	2.8	3.7	3.9	3.3	3.7	4.0	3.7	4.0	3.7	4.2
S9 & 32(2): Failing to ensure needs of animal	Mean	3.2	2.6	3.0	2.1	2.4	3.3	3.5	3.1	3.5	*	*
are met as required by good practice ²	Median	2.8	2.7	3.3	2.1	2.5	3.0	4.0	3.0	3.0	*	*

Table 3a: <u>Pre guilty-plea</u> average custodial sentence lengths (ACSL) for adults sentenced to immediate custody under section 4 and section 9 of the Animal Welfare Act 2006, 2010-2020

		2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020
S4 & 32(1) : Causing, permitting or failing to	Mean	4.2	4.6	4.9	4.9	4.7	4.7	5.1	4.9	5.2	5.0	5.3
prevent unnecessary suffering ¹	Median	4.2	4.2	4.9	4.7	4.9	4.2	5.3	5.0	5.6	5.3	5.6
S9 & 32(2): Failing to ensure needs of animal	Mean	4.2	3.4	4.3	2.9	3.4	4.7	4.8	4.5	5.0	*	*
are met as required by good practice ²	Median	3.3	3.9	4.9	2.22	3.15	4.5	5.63	4.55	4.4	*	*

^{* =} ACSL has not been calculated where the number of offenders sentenced to immediate custody is fewer than 5.

Table 4: <u>Final</u> sentence length distributions for adults sentenced to immediate custody for animal cruelty offences under the Animal Welfare Act 2006, 2010-2020

Section of Animal	Sentence band ²			Nu	mber of a	dults sen	tenced to	immedia	te custody	y		
Welfare Act 2006	Sentence band	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020
	Less than 1 month	2	3	3	1	5	4	1	1	1	0	1
	1 to 2	9	16	13	11	10	7	8	7	4	6	3
S4 & 32(1) : Causing,	2 to 3	18	24	23	20	17	11	17	9	15	15	9
permitting or failing to	3 to 4	6	12	27	11	25	14	8	14	11	14	4
prevent unnecessary suffering ¹	4 to 5	9	17	25	26	13	12	20	11	22	18	14
ŭ	5 to 6 months	3	9	9	9	7	7	7	7	8	7	5
	Total	47	81	100	78	77	55	61	49	61	60	36
	Less than 1 month	0	0	0	0	0	0	0	0	0	0	0
	1 to 2	0	1	0	0	0	0	1	0	0	0	0
S8 & 32(1): Offences	2 to 3	0	3	0	0	1	0	0	0	0	0	0
relating to animal	3 to 4	0	1	0	4	1	1	0	0	1	0	0
fights	4 to 5	0	1	2	1	2	1	1	0	1	0	0
	5 to 6 months	1	0	3	1	0	1	0	0	1	0	0
	Total	1	6	5	6	4	3	2	0	3	0	0
	Less than 1 month	1	1	1	2	2	2	1	1	0	0	0
00 0 00(0) = !!!	1 to 2	2	1	1	2	2	2	1	0	1	0	1
S9 & 32(2): Failing to ensure needs of	2 to 3	1	2	1	3	5	8	0	3	3	0	0
animal are met as	3 to 4	0	1	3	1	0	2	1	3	1	0	1
required by good	4 to 5	2	1	1	0	1	4	2	0	1	1	0
practice	5 to 6 months	1	0	0	0	0	3	1	1	1	0	0
	Total	7	6	7	8	10	21	6	8	7	1	2

Section of Animal	Sentence band ²				Pr	oportion	of adults	sentence	d			
Welfare Act 2006	Sentence band	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020
	Less than 1 month	4%	4%	3%	1%	6%	7%	2%	2%	2%	0%	3%
	1 to 2	19%	20%	13%	14%	13%	13%	13%	14%	7%	10%	8%
S4 & 32(1) : Causing,	2 to 3	38%	30%	23%	26%	22%	20%	28%	18%	25%	25%	25%
permitting or failing to prevent unnecessary	3 to 4	13%	15%	27%	14%	32%	25%	13%	29%	18%	23%	11%
suffering ¹	4 to 5	19%	21%	25%	33%	17%	22%	33%	22%	36%	30%	39%
Ü	5 to 6 months	6%	11%	9%	12%	9%	13%	11%	14%	13%	12%	14%
	Total	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%
	Less than 1 month	0%	0%	0%	0%	0%	0%	0%	-	0%	-	-
	1 to 2	0%	17%	0%	0%	0%	0%	50%	-	0%	-	-
S8 & 32(1): Offences	2 to 3	0%	50%	0%	0%	25%	0%	0%	-	0%	_	_
relating to animal	3 to 4	0%	17%	0%	67%	25%	33%	0%	_	33%	_	-
fights	4 to 5	0%	17%	40%	17%	50%	33%	50%	_	33%	_	-
	5 to 6 months	100%	0%	60%	17%	0%	33%	0%	_	33%	_	_
	Total	100%	100%	100%	100%	100%	100%	100%	-	100%	_	_
	Less than 1 month	14%	17%	14%	25%	20%	10%	17%	13%	0%	0%	0%
00.0.00(0) = "" (1 to 2	29%	17%	14%	25%	20%	10%	17%	0%	14%	0%	50%
S9 & 32(2): Failing to ensure needs of	2 to 3	14%	33%	14%	38%	50%	38%	0%	38%	43%	0%	0%
animal are met as	3 to 4	0%	17%	43%	13%	0%	10%	17%	38%	14%	0%	50%
required by good	4 to 5	29%	17%	14%	0%	10%	19%	33%	0%	14%	100%	0%
practice	5 to 6 months	14%	0%	0%	0%	0%	14%	17%	13%	14%	0%	0%
	Total	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%

Source: Court Proceedings Database, Ministry of Justice