

MESICIC request for statistics

Canada

NUMBER OF CASES (Adult and Youth)

119						
	Total Decisions	Guilty	Guilty (%)	Acquitted	Stay/ Withdrawn	Other Decisions
2007/2008	0	0	0%	0	0	0
2008/2009	0	0	0%	0	0	0
2009/2010	0	0	0%	0	0	0
2010/2011	0	0	0%	0	0	0
2011/2012	0	0	0%	0	0	0

120						
	Total Decisions	Guilty	Guilty (%)	Acquitted	Stay/ Withdrawn	Other Decisions
2007/2008	15	12	80%	1	2	0
2008/2009	8	5	63%	0	2	1
2009/2010	6	5	83%	0	1	0
2010/2011	10	8	80%	0	1	1
2011/2012	7	4	57%	2	1	0

121						
	Total Decisions	Guilty	Guilty (%)	Acquitted	Stay/ Withdrawn	Other Decisions
2007/2008	4	2	50%	0	2	0
2008/2009	3	2	67%	0	1	0
2009/2010	2	2	100%	0	0	0
2010/2011	8	4	50%	0	4	0
2011/2012	4	4	100%	0	0	0

122						
	Total Decisions	Guilty	Guilty (%)	Acquitted	Stay/ Withdrawn	Other Decisions
2007/2008	15	9	60%	0	4	2
2008/2009	10	5	50%	0	5	0
2009/2010	10	5	50%	0	4	1
2010/2011	28	7	25%	2	5	14
2011/2012	17	11	65%	1	5	0

123						
	Total Decisions	Guilty	Guilty (%)	Acquitted	Stay/ Withdrawn	Other Decisions
2007/2008	0	0	...	0	0	0
2008/2009	4	0	0%	0	1	3
2009/2010	5	0	0%	0	0	5
2010/2011	1	0	0%	0	1	0
2011/2012	0	0	0%	0	0	0

124						
	Total Decisions	Guilty	Guilty (%)	Acquitted	Stay/ Withdrawn	Other Decisions
2007/2008	0	0	...	0	0	0
2008/2009	1	1	100%	0	0	0
2009/2010	0	0	...	0	0	0
2010/2011	0	0	...	0	0	0
2011/2012	1	1	100%	0	0	0

125						
	Total Decisions	Guilty	Guilty (%)	Acquitted	Stay/ Withdrawn	Other Decisions
2007/2008	0	0	...	0	0	0
2008/2009	1	1	100%	0	0	0
2009/2010	0	0	...	0	0	0
2010/2011	0	0	...	0	0	0
2011/2012	3	3	100%	0	0	0

426						
	Total Decisions	Guilty	Guilty (%)	Acquitted	Stay/ Withdrawn	Other Decisions
2007/2008	5	0	0%	0	4	1
2008/2009	6	1	17%	0	5	0
2009/2010	7	0	0%	0	7	0
2010/2011	4	1	25%	0	3	0
2011/2012	8	6	75%	0	1	1

462.31						
	Total Decisions	Guilty	Guilty (%)	Acquitted	Stay/ Withdrawn	Other Decisions
2007/2008	74	15	20%	0	57	2
2008/2009	98	26	27%	0	71	1
2009/2010	89	31	35%	2	56	0
2010/2011	86	15	17%	0	69	0
2011/2012	129	30	23%	0	87	12

Source: Canadian Centre for Justice Statistics (CCJS), *Integrated Criminal Court Survey (ICCS)*. Custom tabulation prepared by Department of Justice Canada.

Data Source – reporting coverage

As of 2005/2006, adult criminal courts in ten provinces and three territories reported to the survey. Reporting jurisdictions include: Newfoundland and Labrador, Prince Edward Island, Nova Scotia, New Brunswick, Quebec, Ontario, Manitoba, Saskatchewan, Alberta, British Columbia, Yukon, Northwest Territories and Nunavut. In addition, Newfoundland and Labrador, Nova Scotia, New Brunswick, Alberta, British Columbia, the Yukon, the Northwest Territories and Nunavut report Superior Court data. These thirteen jurisdictions represent approximately 95% of the national adult criminal court caseload.

All youth courts in Canada have reported to the survey since the 1991/1992 fiscal year.

Definition of a Case

A case is one or more charges against an accused person or company, which were processed by the courts at the same time, and received a final decision.

Case Description Method – Most Serious Offence

A case that has more than one charge is represented by the charge with the "most serious offence" (MSO). The most serious offence is selected using the following rules. First, court decisions are considered and the charge with the "most serious decision" (MSD) is selected. Court decisions for each charge in a case are ranked from most to least serious as follows: (1) guilty, (2) guilty of a lesser offence, (3) acquitted, (4) stay of proceeding, (5) withdrawn, dismissed or discharged, (6) not criminally responsible, (7) other, and (8) transfer of court jurisdiction.

Second, in cases where two or more charges result in the same MSD (e.g. guilty), Criminal Code sanctions are considered. The charge with the most serious offence type is selected according to an offence seriousness scale, based on actual sentences handed down by courts in Canada (The offence seriousness scale is calculated using data from both the adult and youth components of the Integrated Criminal Court Survey from 2002/2003 to 2006/2007). Each offence type is ranked by looking at (1) the proportion of guilty charges where custody was imposed and (2) the average (mean) length of custody for the specific type of offence. These values are multiplied together to arrive at the final seriousness ranking for each type of offence. If, after looking at the offence seriousness scale, two or more charges remain tied then information about the sentence type and duration of the sentence are considered (e.g., custody and length of custody, then probation and length of probation, etc.).

Type of Decision Guilty

Guilty findings include guilty of the charged offence, of an included offence, of an attempt of the charged offence, or of an attempt of an included offence. This category also includes cases where an absolute or conditional discharge has been imposed.

	125										
	Total guilty	Custody	Conditional sentence	Deferred custody and supervision	Intensive support and supervision	Probation	Attend a non-residential program	Fine	Community service order	Reprimand	Other
2007/2008	0	0	0	0	0	0	0	0	0	0	0
2008/2009	0	0	0	0	0	0	0	0	0	0	0
2009/2010	0	0	0	0	0	0	0	0	0	0	0
2010/2011	0	0	0	0	0	0	0	0	0	0	0
2011/2012	0	0	0	0	0	0	0	0	0	0	0

	426										
	Total guilty	Custody	Conditional sentence	Deferred custody and supervision	Intensive support and supervision	Probation	Attend a non-residential program	Fine	Community service order	Reprimand	Other
2007/2008	0	0	0	0	0	0	0	0	0	0	0
2008/2009	0	0	0	0	0	0	0	0	0	0	0
2009/2010	0	0	0	0	0	0	0	0	0	0	0
2010/2011	0	0	0	0	0	0	0	0	0	0	0
2011/2012	0	0	0	0	0	0	0	0	0	0	0

	462.31										
	Total guilty	Custody	Conditional sentence	Deferred custody and supervision	Intensive support and supervision	Probation	Attend a non-residential program	Fine	Community service order	Reprimand	Other
2007/2008	0	0	0	0	0	0	0	0	0	0	0
2008/2009	0	0	0	0	0	0	0	0	0	0	0
2009/2010	1	0	0	0	0	1	0	0	0	0	0
2010/2011	0	0	0	0	0	0	0	0	0	0	0
2011/2012	0	0	0	0	0	0	0	0	0	0	0

Source: Canadian Centre for Justice Statistics (CCJS), *Integrated Criminal Court Survey (ICCS)*. Custom tabulation prepared by Department of Justice Canada.

Cases can have more than one sentence. Therefore, sanctions are not mutually exclusive and will not add to 100%.

For all sentencing tables, data are for cases with a guilty finding only.

Youth Sentences may be one of the following types: Custody, Deferred Custody and Supervision, Intensive Support and Supervision, Probation, Attend a Non-residential Program, Fine, Community Service Order, Reprimand and Other Sentence. This Other Sentence category includes absolute discharge, restitution, prohibition, seizure, forfeiture, compensation, pay purchaser, essays, apologies, counselling programs and conditional discharge, deferred custody and supervision, intensive support and supervision, attendance at non-residential program and reprimand where sentencing data under the Youth Criminal Justice Act (YCJA) are not available.

YCJA sentencing data became available for Nova Scotia, New Brunswick, British Columbia, Yukon and Nunavut in 2003/2004. These data became available in 2004/2005 for Prince Edward Island, Ontario, Alberta and Northwest Territories, in 2005/2006 for Newfoundland and Labrador, Quebec, and Manitoba and in 2009/2010 for Saskatchewan. Caution must be used when comparing data prior to these dates. Where YCJA data are not available for a province/territory during a specific year, the YCJA sentence has been reported under "Other sentences".

CANADA
GUILTY CASES BY TYPE OF SENTENCE (Adult)

119							
	Total guilty	Custody	Conditional sentence	Probation	Fine	Restitution	Other
2007/2008	0	0	0	0	0	0	0
2008/2009	0	0	0	0	0	0	0
2009/2010	0	0	0	0	0	0	0
2010/2011	0	0	0	0	0	0	0
2011/2012	0	0	0	0	0	0	0

120							
	Total guilty	Custody	Conditional sentence	Probation	Fine	Restitution	Other
2007/2008	11	5	0	4	4	0	3
2008/2009	5	4	0	2	1	0	0
2009/2010	5	4	1	1	0	0	1
2010/2011	8	1	1	3	3	0	5
2011/2012	4	1	0	2	1	0	1

121							
	Total guilty	Custody	Conditional sentence	Probation	Fine	Restitution	Other
2007/2008	2	0	2	0	0	0	1
2008/2009	2	0	0	1	2	0	0
2009/2010	2	1	0	1	1	0	1
2010/2011	4	0	2	1	2	0	4
2011/2012	4	0	1	2	1	1	2

122							
	Total guilty	Custody	Conditional sentence	Probation	Fine	Restitution	Other
2007/2008	9	2	6	5	0	1	1
2008/2009	5	1	2	3	1	0	2
2009/2010	5	0	2	3	0	0	5
2010/2011	7	0	5	4	1	1	5
2011/2012	11	1	2	10	0	0	10

123							
	Total guilty	Custody	Conditional sentence	Probation	Fine	Restitution	Other
2007/2008	0	0	0	0	0	0	0
2008/2009	0	0	0	0	0	0	0
2009/2010	0	0	0	0	0	0	0
2010/2011	0	0	0	0	0	0	0
2011/2012	0	0	0	0	0	0	0

124							
	Total guilty	Custody	Conditional sentence	Probation	Fine	Restitution	Other
2007/2008	0	0	0	0	0	0	0
2008/2009	1	1	0	0	0	0	0
2009/2010	0	0	0	0	0	0	0
2010/2011	0	0	0	0	0	0	0
2011/2012	1	0	0	0	1	0	0

125							
	Total guilty	Custody	Conditional sentence	Probation	Fine	Restitution	Other
2007/2008	0	0	0	0	0	0	0
2008/2009	1	1	0	0	0	0	0
2009/2010	0	0	0	0	0	0	0
2010/2011	0	0	0	0	0	0	0
2011/2012	3	3	0	0	0	0	0

426							
	Total guilty	Custody	Conditional sentence	Probation	Fine	Restitution	Other
2007/2008	0	0	0	0	0	0	0
2008/2009	1	0	1	0	0	0	0
2009/2010	0	0	0	0	0	0	0
2010/2011	1	0	0	1	0	0	1
2011/2012	6	1	5	2	0	1	0

462.31							
	Total guilty	Custody	Conditional sentence	Probation	Fine	Restitution	Other
2007/2008	15	7	4	7	1	1	4
2008/2009	26	17	4	11	1	0	6
2009/2010	30	20	2	13	2	1	11
2010/2011	15	8	3	6	1	0	3
2011/2012	30	14	6	12	1	0	10

Source: Canadian Centre for Justice Statistics (CCJS), *Integrated Criminal Court Survey (ICCS)*. Custom tabulation prepared by Department of Justice Canada.

Cases can have more than one sentence. Therefore, sanctions are not mutually exclusive and will not add to 100%.

For all sentencing tables, data are for cases with a guilty finding only.

CANADA
GUILTY CASES BY AMOUNT OF FINE CATEGORY (Adult and Youth)

119							
	Total	\$1 - \$100	\$101 - \$300	\$301 - \$500	\$501 - \$1000	\$1001 - 50000000	Unknown
2007/2008	0	0	0	0	0	0	0
2008/2009	0	0	0	0	0	0	0
2009/2010	0	0	0	0	0	0	0
2010/2011	0	0	0	0	0	0	0
2011/2012	0	0	0	0	0	0	0

120							
	Total	\$1 - \$100	\$101 - \$300	\$301 - \$500	\$501 - \$1000	\$1001 - 50000000	Unknown
2007/2008	4	0	2	1	1	0	0
2008/2009	1	0	0	0	1	0	0
2009/2010	0	0	0	0	0	0	0
2010/2011	3	0	1	0	0	2	0
2011/2012	1	0	0	1	0	0	0

121							
	Total	\$1 - \$100	\$101 - \$300	\$301 - \$500	\$501 - \$1000	\$1001 - 50000000	Unknown
2007/2008	0	0	0	0	0	0	0
2008/2009	2	0	0	0	1	1	0
2009/2010	1	0	0	0	0	1	0
2010/2011	2	0	0	0	0	2	0
2011/2012	1	0	0	0	1	0	0

122							
	Total	\$1 - \$100	\$101 - \$300	\$301 - \$500	\$501 - \$1000	\$1001 - 50000000	Unknown
2007/2008	0	0	0	0	0	0	0
2008/2009	1	0	0	0	0	1	0
2009/2010	0	0	0	0	0	0	0
2010/2011	1	0	0	0	0	1	0
2011/2012	0	0	0	0	0	0	0

123							
	Total	\$1 - \$100	\$101 - \$300	\$301 - \$500	\$501 - \$1000	\$1001 - 50000000	Unknown
2007/2008	0	0	0	0	0	0	0
2008/2009	0	0	0	0	0	0	0
2009/2010	0	0	0	0	0	0	0

2010/2011	0	0	0	0	0	0	0
2011/2012	0	0	0	0	0	0	0
124							
	Total	\$1 - \$100	\$101 - \$300	\$301 - \$500	\$501 - \$1000	\$1001 - 50000000	Unknown
2007/2008	0	0	0	0	0	0	0
2008/2009	0	0	0	0	0	0	0
2009/2010	0	0	0	0	0	0	0
2010/2011	0	0	0	0	0	0	0
2011/2012	1	0	1	0	0	0	0

125							
	Total	\$1 - \$100	\$101 - \$300	\$301 - \$500	\$501 - \$1000	\$1001 - 50000000	Unknown
2007/2008	0	0	0	0	0	0	0
2008/2009	0	0	0	0	0	0	0
2009/2010	0	0	0	0	0	0	0
2010/2011	0	0	0	0	0	0	0
2011/2012	0	0	0	0	0	0	0

426							
	Total	\$1 - \$100	\$101 - \$300	\$301 - \$500	\$501 - \$1000	\$1001 - 50000000	Unknown
2007/2008	0	0	0	0	0	0	0
2008/2009	0	0	0	0	0	0	0
2009/2010	0	0	0	0	0	0	0
2010/2011	0	0	0	0	0	0	0
2011/2012	0	0	0	0	0	0	0

462.31							
	Total	\$1 - \$100	\$101 - \$300	\$301 - \$500	\$501 - \$1000	\$1001 - 50000000	Unknown
2007/2008	1	0	0	0	0	1	0
2008/2009	1	0	0	0	0	1	0
2009/2010	2	0	0	0	1	0	1
2010/2011	1	0	0	0	0	1	0
2011/2012	1	0	0	0	0	1	0

Source: Canadian Centre for Justice Statistics (CCJS), *Integrated Criminal Court Survey (ICCS)*. Custom tabulation prepared by Department of Justice Canada.