

27 July 2023

Mason

fyi-request-22703-65edc159@requests.fyi.org.nz

Our ref: OIA 105589

Tēnā koe Mason

Official Information Act request

Thank you for your email of 6 May 2023 to Corrections regarding information relating to breaches of electronic monitoring conditions. The below questions were transferred to Police and then to the Ministry of Justice (the Ministry) for a response on 28 June 2023.

Your request has been referred to me, as it falls within my responsibilities and is being managed in accordance with the provisions of the Official Information Act 1982 (the Act). Specifically, you requested:

- 1) *In the 3 months of 2021, September, October, and November:
- how many times was a prosecution launched for a breach of bail, parole or other form of breach such as a parole recall, resulting from failures to charge [the equipment]?*
- 2) *In the 3 months of 2022, September, October, and November:
- how many times was a prosecution launched for a breach of bail, parole or other form of breach such as a parole recall, resulting from a failure to charge trackers?*

The Ministry has interpreted your request to be for the number of prosecutions filed for breach of bail, parole or other forms of breach, where the breach was caused by a failure to charge electronic monitoring equipment.

Please note the Ministry reports on finalised charges which are charges that have received an outcome through the court process. The Ministry does not report on prosecutions.

In response to your request, I can advise that the Ministry does not hold the information you have requested. Data on criminal offending is based on offence codes and there is no offence code for the information you have requested.

I am therefore refusing your request under section 18(g)(i) of the Act as the information requested is not held by the Ministry and I have no grounds for believing it is held by another agency subject to the Act.

If you require any further information, please contact Media & Social Media Manager Joe Locke at media@justice.govt.nz.

Please note that this response, with your personal details removed, may be published on the Ministry website at: justice.govt.nz/about/official-information-act-requests/oia-responses/.

If you are not satisfied with this response, you have the right to make a complaint to the Office of the Ombudsman under section 28(3) of the Act. The Office of the Ombudsman may be contacted by email to info@ombudsman.parliament.nz or by phone on 0800 802 602.

Nāku noa, nā

A handwritten signature in black ink, appearing to read 'R Williams'.

Richard Williams

Acting Group Manager, Courts & Tribunals, Regional Service Delivery