



Australian Government
Australian Institute of Criminology

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13 May 2016

Stephen Larsson
Senior Analyst
Office of the Hon. Robert Borsak MLC
Shooters and Fishers Party
Parliament House,
Macquarie Street
Sydney NSW, 2000

stephen.larsson@parliament.nsw.gov.au

Dear Mr Larsson

Freedom of Information Request

I refer to your request to the Australian Institute of Criminology of 12 April 2016 for access under the *Freedom of Information Act 1982* (the FOI Act) to:

a breakdown by year, for each of the past 15 years, of the number of gunshot victims, for the following age brackets: 0-11yrs, 12-15yrs, 16-17yrs, using the National Homicide Monitoring Program dataset.

Authority and materials considered

I am authorised under section 23 of the FOI Act to make a decision concerning the information you have requested access to.

In reaching my decision I have taken into consideration:

- the relevant provisions of the FOI Act;
- the contents of the relevant information in the National Homicide Monitoring Program;
- relevant guidelines issued by the Office of the Australian Information Commissioner; and
- relevant Tribunal and Federal Court decisions concerning the operation of the FOI Act.

Decision

I have decided that the information you have requested can be released under the terms of the FOI Act. The information you requested is presented in Appendix A.

Please note that it is standard practice for all information requests from AIC's monitoring programs to report small cell sizes under 5 as '<5' and this convention has been used in the table presented in Appendix A.

Disclosure Log

Section 11C of the FOI Act provides that information about any documents released under that Act must be published on our website within 10 days of release, subject to the exemptions set out in section 11C(1)(a)-(d). In this case, the spreadsheet containing information on the number of Indigenous deaths in police cells for each jurisdiction (not the police notification reports) will be uploaded to:

http://aic.gov.au/about_aic/corporate%20information/foi.html

Your review rights

If you are dissatisfied with this decision you can apply for internal review or review by the Information Commissioner. You do not have to apply for internal review before seeking the Information Commissioner's review.

Internal review

You may seek internal review by making an application in writing to the AIC within 30 days of being notified of this decision. A written application for a review should be sent to the Deputy Director (Research) – rick.brown@aic.gov.au, or by post to:

Australian Institute of Criminology
GPO Box 1936
Canberra
ACT 2601

Information Commissioner review

Alternatively, you may apply in writing for review by the Information Commissioner. In making your application you need to provide:

- an address for notices to be sent (this can be an email address)
- a copy of this decision.

It would also help if you set out the reasons for review in your application. Requests for review must be in writing and can be made via the website (www.oaic.gov.au), by email at enquiries@oaic.gov.au, or by post at:

Office of the Australian Information Commissioner
GPO Box 2999
Canberra ACT 2601

If you are objecting to a decision to refuse access to documents you must apply to the Information Commissioner within 60 days of being given notice of the decision. You can contact the Information Commissioner by phone on 1300 363 992.

Right to complain

You may make a complaint to the Information Commissioner about action taken by the AIC in relation to your application. The complaint needs to be in writing and identify the agency against which the complaint is made.

The Information Commissioner may be contacted on **1300 363 992**. There is no particular form required to make a complaint, but the complaint should set out the grounds on which you consider the action should be investigated.

Yours sincerely,

A handwritten signature in black ink, appearing to be 'Chris Dawson', with a long horizontal line extending to the right.

Chris Dawson, APM
Director (CEO)

13 May 2016 , 1.43 pm.

Appendix A: Cause of death by gunshot wound by year and victim age group (0–17 years), 1989–90 to 2011–12 (n)

Year	Age			Total
	0–11	12–15	16–17	
1989–90	8	<5	<5	15
1990–91	<5	0	0	<5
1991–92	<5	<5	0	<5
1992–93	<5	<5	<5	6
1993–94	<5	<5	<5	5
1994–95	8	0	<5	10
1995–96	6	<5	<5	10
1996–97	<5	<5	<5	5
1997–98	<5	<5	<5	<5
1998–99	0	<5	<5	<5
1999–00	0	<5	<5	<5
2000–01	0	0	<5	<5
2001–02	0	<5	<5	<5
2002–03	<5	0	0	<5
2003–04	<5	0	<5	<5
2004–05	<5	0	0	<5
2005–06	0	0	<5	<5
2006–07	<5	0	0	<5
2007–08	0	0	0	0
2008–09	0	<5	0	<5
2009–10	<5	<5	0	<5
2010–11	<5	0	<5	<5
2011–12	0	0	<5	<5
Total	43	21	31	95

Source: AIC NHMP 1989-90 to 2011-12 [computer file]