



AUSTRALIAN SENTENCING

PRACTICAL INSIGHTS HELP YOU
PREPARE QUICKLY AND THOROUGHLY
FOR PLEAS AND APPEALS



QUICKLY AND THOROUGHLY PREPARE FOR SENTENCING PLEAS AND APPEALS WITH AUSTRALIAN SENTENCING

– new from Thomson Reuters

Whether you're advising a client, appearing at a sentencing hearing, or running a trial, *Australian Sentencing* provides immediate offence- and principle-based guidance on the considerations that impact on sentence.

Prepare better, knowing you've got expert help conveniently at hand.

Practical insights

Whether you're advising a client, appearing at a sentencing hearing, or running a trial, *Australian Sentencing* provides immediate offence- and principle-based guidance on the considerations that impact on sentence.

Work more efficiently and more effectively

Easily located and well-structured commentary will be equally useful whether you're advising your client, appearing for the defence or prosecution at a hearing, or running the trial.

Start with the specific offence in issue, and see what factors are particularly important for that offence; also check the applicable sentencing tariff.

Turn to the systematic treatment of aggravating and mitigating factors and find detailed guidance on how the relevant ones are considered by the courts.

Consult the practical review of the objectives of sentencing – supported by empirical data – to take into how these too affect sentencing outcomes in particular cases.

Whenever you need it, current core sentencing legislation from around Australia is included for ease of reference.

With the online service, click through to FirstPoint and full text cases (subject to separate subscriptions).

An Australia-wide approach, with state-specific coverage

The High Court is now a significant influence in sentencing practice, looking for consistency in the application of the relevant legal principles. Recognising the benefit of consistency, and informed by wider practice, courts around Australia simultaneously act with care for their own jurisdiction's jurisprudence.

Supporting these trends, *Australian Sentencing* assists practitioners in remaining current with the detail and significance of the huge volume of court of appeal sentencing decisions - from their own courts and from around the country.

What's included?

COMMENTARY

Introductory

The sentencing landscape and structure of the commentary

Punishment and sentencing

Judicial reasoning in sentencing and moves to greater consistency: statistics, guideline judgments and standard penalties

Procedural and evidential matters of sentencing hearing

High Court sentencing jurisprudence

Considerations

The principle of proportionality

The main objectives of sentencing: deterrence, community protection and rehabilitation and how they impact on sentencing outcomes

Aggravating factors

Mitigating considerations

Aboriginality

Sanctions

The nature of criminal sanctions

Imprisonment

Intermediate sanctions

Discharges and bonds, fines and disqualifications

Specific Offences

Specific offences – a guide to use

Murder

Manslaughter

Dangerous driving causing death or serious injury

Assault / causing injury offences

Rape/ sexual assault

Sexual offences against children

Child pornography

Large scale drug offences

Robbery

Burglary/ breaking and entering

Fraud offences against the public revenue: taxation and social security offences

Larceny/ stealing/ theft and fraud/ deception

Occupational health and safety offences

PRECEDENT PLEAS

LEGISLATION

Crimes (Sentencing) Act 2005 (ACT)

Crimes Act 1914 (Cth), Part 1B (sections 16-22A)

Sentencing Act (NT)

Crimes (Sentencing Procedure) Act 1999 (NSW)

Penalties and Sentences Act 1992 (Qld)

Criminal Law (Sentencing) Act 1988 (SA)

Sentencing Act 1997 (Tas)

Sentencing Act 1991 (Vic)

Sentencing Act 1995 (WA)

About the Authors

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Australian Sentencing

Ideal on its own. Complementary to our criminal and evidence law titles.

For those dealing exclusively with sentencing pleas, this work allows you, in the one resource, to quickly and thoroughly prepare for court.

For those needing a complete solution for criminal and evidence matters, *Australian Sentencing* works together with many other subscription titles in our range, including:

- Alert 24 (Criminal Law)
- Australian Criminal Reports
- Criminal Law Journal - General Editors: Stephen Odgers & Mirko Bagaric
- Criminal Law NSW - Martin Blackmore & Greg Hosking
- Criminal Law, Investigation & Procedure Victoria – General Editor: Ian Freckelton
- Criminal Procedure NSW - Beverley Schurr
- Expert Evidence - General Editors: Ian Freckelton & Hugh Selby
- Federal Offences - Stephen Odgers, Gerard Nash & Mirko Bagaric
- Queensland Sentencing Manual - John Robertson
- Ross on Crime - Rob O'Neill
- Summary Justice SA - Peter Kelly
- Summary Offences Qld - Nathan Jarro, Gary Coveney & Geraldine Mackenzie
- Uniform Evidence Law - Stephen Odgers

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