

## **Cumbria**

### **Motoring offences prosecuted at court**

#### **MoJ Criminal justice statistics (2015-2020)**

#### **Action Vision Zero Summary**

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### Motoring offences prosecuted at court MoJ Criminal justice statistics (2015-2020)

#### Introduction

Action Vision Zero is committed to reducing road danger and traffic harm. This includes increasing the transparency and understanding of how the justice system holds drivers to account for putting others in danger. Here we summarise the court prosecutions and convictions for motoring offences in a police service area over the last five years (2015-2020), with a comparison to England and Wales (E&W). See below for:

- Table 1 Motoring Offences, Prosecutions and Convictions 2015-2020: Cumbria
- Table 2 Motoring Offences at Court, Bans 2015-2020: Cumbria
- Table 3 Motoring Offences at Court, Ban Durations 2020: Cumbria

#### Court prosecutions and convictions (2015-2020)

Total prosecutions fell by 7% to 5,160 and convictions fell by 11% to 4,690, compared to decreases of 20% and 17% in E&W

We are concerned that sober dangerous driving is rarely prosecuted and so have compared it with drink and drug driving below.

- Drink driving prosecutions fell by 16% to 310, compared to a 26% decrease in E&W
- Drug driving prosecutions rose by 1,769% to 243, compared to an 837% increase for E&W
- Dangerous driving prosecutions fell by 23% to 31, compared to an 11% increase in E&W
- Speeding prosecutions fell by 10% to 1,887, compared to a 7% decrease in E&W
- Careless driving prosecutions fell by 54% to 82, compared to a 35% decrease in E&W

#### Driving bans

We have included an analysis of driving bans given in the local police service area. With only 1% of those convicted at court of motoring offences in E&W going to prison, disqualifications are key to removing unsafe drivers from our roads.

But driving bans are mainly used where they are mandatory, e.g. drink/drug driving. Disqualifications are very rarely given to those convicted at court of speeding or careless driving, where they are optional. This is despite these cases being the more serious as most speeding and careless drivers are sanctioned out of court.

- 779 sentences (17%) for motoring offences resulted in a ban, compared to 13% E&W
- Sentences for drink/drug driving included 528 (99%) bans, all for a year or longer
- 41 (2.5%) sentences for speeding resulted in a ban, compared to 2% in E&W
- 6 (8%) sentences for careless driving included a ban, compared to 5% in E&W
- Bans given were 6 months or less for 100% of speeding and 83% of careless driving bans

#### Action Vision Zero calls

1. Dangerous driving and careless driving to be police priorities. This would result in more detections, as seen by drink and drug driving, which are already police priorities.
2. More unsafe unimpaired drivers to be banned. This should include those summoned to court for extreme speeding (too high for a Fixed Penalty Notice or National Driver Offender Retraining Scheme), and for durations similar to drink/drug driving. Likewise more of the serious cases of careless driving should result in more and longer bans.

Source: MoJ (2021) *Motoring data tool*

<https://www.gov.uk/government/statistics/criminal-justice-system-statistics-quarterly-december-2020>

**Table 1 Motoring Offences, Prosecutions and Convictions 2015-2020: Cumbria**

|  | Prosecutions |              |              |              |              |              | 5 year change | Convictions  |              |              |              |              |              | 5 year change |
|--|--------------|--------------|--------------|--------------|--------------|--------------|---------------|--------------|--------------|--------------|--------------|--------------|--------------|---------------|
|  | 2015         | 2016         | 2017         | 2018         | 2019         | 2020         |               | 2015         | 2016         | 2017         | 2018         | 2019         | 2020         |               |
| 01. Causing death by dangerous driving   | 1            | 6            | 3            | 4            | 4            | 3            | 200%          | 1            | 2            | 2            | 4            | 1            | 4            | 300%          |
| 02. Causing death by careless driving under influence of drink or drugs  | 0            | 0            | 0            | 0            | 0            | 0            |               | 0            | 0            | 0            | 0            | 0            | 0            |               |
| 03. Causing death by careless or inconsiderate driving   | 1            | 3            | 4            | 1            | 2            | 3            | 200%          | 1            | 3            | 5            | 3            | 1            | 2            | 100%          |
| 03a. Causing death by driving without due care / consideration while over prescribed limit - specified controlled drug |              |              |              |              |              |              |               |              |              |              |              |              |              |               |
| 04. Causing death by driving unlicensed or uninsured drivers   |              |              |              |              |              |              |               |              |              |              |              |              |              |               |
| 04a. Causing death by driving whilst disqualified  |              |              |              |              |              |              |               |              |              |              |              |              |              |               |
| 05. Causing death by aggravated vehicle taking   |              |              |              |              |              |              |               |              |              |              |              |              |              |               |
| 06. Causing serious injury by dangerous driving  | 1            | 4            | 7            | 9            | 5            | 7            | 600%          | 4            | 5            | 4            | 5            | 4            | 5            | 25%           |
| 07. Cause serious injury by driving whilst disqualified  |              |              |              |              |              |              |               |              |              |              |              |              |              |               |
| 08. Causing bodily harm by furious driving   |              |              |              |              |              |              |               |              |              |              |              |              |              |               |
| 09. Causing danger by interfering with a vehicle, road or traffic equipment  | 1            | 2            | 0            | 1            | 2            | 0            | -100%         | 1            | 0            | 2            | 2            | 2            | 0            | -100%         |
| 10. Dangerous driving  | 40           | 45           | 39           | 54           | 49           | 31           | -23%          | 37           | 48           | 38           | 54           | 44           | 33           | -11%          |
| 11. Driving with alcohol in the blood above the prescribed limit   | 371          | 342          | 371          | 384          | 374          | 310          | -16%          | 362          | 340          | 365          | 378          | 368          | 304          | -16%          |
| 12. Drive a motor vehicle with the proportion of specified controlled drug above specified limit                       | 13           | 31           | 69           | 111          | 180          | 243          | 1769%         | 13           | 30           | 67           | 105          | 168          | 235          | 1708%         |
| 13. Other offences related to drink or drug driving  | 76           | 92           | 105          | 109          | 135          | 98           | 29%           | 71           | 88           | 99           | 108          | 113          | 91           | 28%           |
| 13a. Fail to give permission for a laboratory test on a blood specimen having caused death                             |              |              |              |              |              |              |               |              |              |              |              |              |              |               |
| 14. Using or causing others to use a handheld mobile phone whilst driving  | 83           | 53           | 50           | 55           | 66           | 48           | -42%          | 82           | 49           | 50           | 52           | 61           | 45           | -45%          |
| 15. Careless driving offences (excl. mobile phone offences)  | 180          | 153          | 132          | 150          | 123          | 82           | -54%          | 162          | 144          | 125          | 144          | 116          | 75           | -54%          |
| 16. Failing to stop or provide information after accident  | 58           | 46           | 39           | 57           | 46           | 25           | -57%          | 53           | 39           | 36           | 55           | 42           | 23           | -57%          |
| 17. Theft of a motor vehicle / aggravated vehicle taking   | 70           | 70           | 79           | 56           | 41           | 31           | -56%          | 59           | 67           | 71           | 54           | 38           | 24           | -59%          |
| 18. Driving licence related offences   | 113          | 104          | 117          | 117          | 103          | 106          | -6%           | 107          | 101          | 112          | 112          | 100          | 100          | -7%           |
| 19. Vehicle insurance offences   | 567          | 934          | 682          | 891          | 838          | 635          | 12%           | 496          | 816          | 635          | 841          | 767          | 594          | 20%           |
| 20. Vehicle registration and excise licence offences   | 231          | 79           | 289          | 275          | 263          | 105          | -55%          | 184          | 62           | 265          | 245          | 240          | 95           | -48%          |
| 21. Work record and employment offences  | 3            | 8            | 9            | 2            | 5            | 6            | 100%          | 3            | 7            | 9            | 2            | 5            | 5            | 67%           |
| 22. Fraud, forgery, etc. associated with vehicle or driver records   | 1            | 3            | 4            | 2            | 7            | 4            | 300%          | 1            | 2            | 5            | 2            | 7            | 3            | 200%          |
| 23. Defective vehicle parts  | 76           | 45           | 53           | 26           | 42           | 38           | -50%          | 72           | 43           | 50           | 26           | 41           | 37           | -49%          |
| 24. Vehicle test offences  | 30           | 50           | 55           | 57           | 52           | 45           | 50%           | 28           | 50           | 55           | 54           | 51           | 43           | 54%           |
| 25. Speed limit offences   | 2,095        | 1,934        | 1,978        | 2,466        | 1,995        | 1,887        | -10%          | 2,069        | 1,909        | 1,947        | 2,312        | 1,779        | 1,648        | -20%          |
| 26. Neglecting road regulations (other than speeding)  | 94           | 59           | 53           | 49           | 51           | 53           | -44%          | 88           | 58           | 49           | 46           | 48           | 50           | -43%          |
| 27. Failing to supply information as to identity of driver when required   | 1,403        | 1,423        | 1,519        | 2,063        | 1,391        | 1,369        | -2%           | 1,284        | 1,321        | 1,374        | 1,924        | 1,297        | 1,251        | -3%           |
| 28. Miscellaneous (other) motoring offences  | 66           | 76           | 33           | 22           | 50           | 31           | -53%          | 63           | 75           | 30           | 21           | 49           | 23           | -63%          |
| <b>Total</b>   | <b>5,574</b> | <b>5,562</b> | <b>5,690</b> | <b>6,961</b> | <b>5,824</b> | <b>5,160</b> | <b>-7%</b>    | <b>5,241</b> | <b>5,259</b> | <b>5,395</b> | <b>6,549</b> | <b>5,342</b> | <b>4,690</b> | <b>-11%</b>   |

Source: MoJ (2021) Motoring data tool

**Table 2 Motoring Offences, Bans 2015-2020: Cumbria**

|  | Bans       |            |            |            |            |            | 5 year change | Bans as % of Sentenced |            |            |            |            |            |
|--|------------|------------|------------|------------|------------|------------|---------------|------------------------|------------|------------|------------|------------|------------|
|  | 2015       | 2016       | 2017       | 2018       | 2019       | 2020       |               | 2015                   | 2016       | 2017       | 2018       | 2019       | 2020       |
| 01. Causing death by dangerous driving   | 1          | 2          | 2          | 4          | 1          | 4          | 3             | 100%                   | 100%       | 100%       | 100%       | 100%       | 100%       |
| 02. Causing death by careless driving under influence of drink or drugs  |            |            |            |            |            |            |               |                        |            |            |            |            |            |
| 03. Causing death by careless or inconsiderate driving   | 1          | 3          | 4          | 3          | 1          | 2          | 1             | 100%                   | 100%       | 100%       | 100%       | 100%       | 100%       |
| 03a. Causing death by driving without due care / consideration while over prescribed limit - specified controlled drug |            |            |            |            |            |            |               |                        |            |            |            |            |            |
| 04. Causing death by driving unlicensed or uninsured drivers   |            |            | 1          |            |            |            |               |                        |            | 100%       |            |            |            |
| 04a. Causing death by driving whilst disqualified  |            |            |            |            |            |            |               |                        |            |            |            |            |            |
| 05. Causing death by aggravated vehicle taking   |            |            |            |            |            |            |               |                        |            |            |            |            |            |
| 06. Causing serious injury by dangerous driving  | 4          | 5          | 3          | 5          | 4          | 2          | -2            | 80%                    | 100%       | 75%        | 100%       | 100%       | 67%        |
| 07. Cause serious injury by driving whilst disqualified  |            |            |            |            |            |            |               |                        |            |            |            |            |            |
| 08. Causing bodily harm by furious driving   |            |            |            |            |            |            |               |                        |            |            |            |            |            |
| 09. Causing danger by interfering with a vehicle, road or traffic equipment  | 0          |            | 2          | 0          | 0          |            |               | 0%                     |            | 100%       | 0%         | 0%         |            |
| 10. Dangerous driving  | 37         | 47         | 45         | 51         | 46         | 31         | -6            | 95%                    | 94%        | 100%       | 100%       | 100%       | 100%       |
| 11. Driving with alcohol in the blood above the prescribed limit   | 340        | 334        | 361        | 372        | 361        | 300        | -40           | 94%                    | 98%        | 99%        | 99%        | 98%        | 99%        |
| 12. Drive a motor vehicle with the proportion of specified controlled drug above specified limit                       | 13         | 13         | 2          | 66         | 167        | 228        | 215           | 100%                   | 43%        | 3%         | 62%        | 98%        | 97%        |
| 13. Other offences related to drink or drug driving  | 54         | 70         | 79         | 76         | 92         | 67         | 13            | 74%                    | 80%        | 81%        | 70%        | 81%        | 74%        |
| 13a. Fail to give permission for a laboratory test on a blood specimen having caused death                             |            |            |            |            |            |            |               |                        |            |            |            |            |            |
| 14. Using or causing others to use a handheld mobile phone whilst driving  | 0          | 1          | 0          | 0          | 0          | 0          | 0             | 0%                     | 2%         | 0%         | 0%         | 0%         | 0%         |
| 15. Careless driving offences (excl. mobile phone offences)  | 9          | 16         | 10         | 5          | 7          | 6          | -3            | 6%                     | 11%        | 8%         | 3%         | 6%         | 8%         |
| 16. Failing to stop or provide information after accident  | 11         | 3          | 3          | 14         | 7          | 8          | -3            | 21%                    | 8%         | 8%         | 25%        | 17%        | 36%        |
| 17. Theft of a motor vehicle / aggravated vehicle taking   | 31         | 41         | 43         | 35         | 24         | 13         | -18           | 53%                    | 59%        | 62%        | 63%        | 62%        | 54%        |
| 18. Driving licence related offences   | 21         | 35         | 58         | 54         | 51         | 48         | 27            | 20%                    | 35%        | 51%        | 48%        | 52%        | 49%        |
| 19. Vehicle insurance offences   | 9          | 17         | 11         | 11         | 7          | 26         | 17            | 2%                     | 2%         | 2%         | 1%         | 1%         | 4%         |
| 20. Vehicle registration and excise licence offences   |            |            |            |            |            |            |               |                        |            |            |            |            |            |
| 21. Work record and employment offences  |            |            |            |            |            |            |               |                        |            |            |            |            |            |
| 22. Fraud, forgery, etc. associated with vehicle or driver records   |            |            |            |            |            |            |               |                        |            |            |            |            |            |
| 23. Defective vehicle parts  | 1          | 1          | 1          | 0          | 0          | 0          | -1            | 1.4%                   | 2.3%       | 2.0%       | 0.0%       | 0.0%       | 0.0%       |
| 24. Vehicle test offences  |            |            |            |            |            |            |               |                        |            |            |            |            |            |
| 25. Speed limit offences   | 64         | 76         | 52         | 55         | 45         | 41         | -23           | 3.1%                   | 4.0%       | 2.7%       | 2.4%       | 2.5%       | 2.5%       |
| 26. Neglecting road regulations (other than speeding)  | 1          | 0          | 0          | 0          | 0          | 0          | -1            | 1.1%                   | 0.0%       | 0.0%       | 0.0%       | 0.0%       | 0.0%       |
| 27. Failing to supply information as to identity of driver when required   | 2          | 3          | 0          | 2          | 1          | 3          | 1             | 0.2%                   | 0.2%       | 0.0%       | 0.1%       | 0.1%       | 0.2%       |
| 28. Miscellaneous (other) motoring offences  | 0          | 1          | 0          | 0          | 0          | 0          | 0             | 0.0%                   | 1.3%       | 0.0%       | 0.0%       | 0.0%       | 0.0%       |
| <b>Total</b>   | <b>599</b> | <b>668</b> | <b>677</b> | <b>753</b> | <b>814</b> | <b>779</b> | <b>180</b>    | <b>11%</b>             | <b>13%</b> | <b>13%</b> | <b>11%</b> | <b>15%</b> | <b>17%</b> |

Source: MoJ (2021) Motoring data tool

**Table 3 Motoring Offences, Ban Durations 2020: Cumbria**

|  | Not Banned   | Banned Total | Under 6 months | 6 months  | Over 6 months and less than 1 year | 1 year     | Over 1 year and less than 2 years | 2 years and less than 3 years | 3 years   | Over 3 years and less than 4 years | 4 years and less than 5 years | 5 years and less than 10 years | 10 years and less than life | Life     | Until driving test | Unknown  |
|--|--------------|--------------|----------------|-----------|------------------------------------|------------|-----------------------------------|-------------------------------|-----------|------------------------------------|-------------------------------|--------------------------------|-----------------------------|----------|--------------------|----------|
| 01. Causing death by dangerous driving   | 0            | 4            | 0              | 0         | 0                                  | 0          | 0                                 | 0                             | 0         | 0                                  | 0                             | 0                              | 0                           | 0        | 4                  | 0        |
| 02. Causing death by careless driving under influence of drink or drugs  | 0            | 0            |                |           |                                    |            |                                   |                               |           |                                    |                               |                                |                             |          |                    |          |
| 03. Causing death by careless or inconsiderate driving   | 0            | 2            | 0              | 0         | 0                                  | 0          | 1                                 | 0                             | 0         | 0                                  | 0                             | 0                              | 0                           | 0        | 1                  | 0        |
| 03a. Causing death by driving without due care / consideration while over prescribed limit - specified controlled drug |              | 0            |                |           |                                    |            |                                   |                               |           |                                    |                               |                                |                             |          |                    |          |
| 04. Causing death by driving unlicensed or uninsured drivers   | 0            | 0            |                |           |                                    |            |                                   |                               |           |                                    |                               |                                |                             |          |                    |          |
| 04a. Causing death by driving whilst disqualified  |              | 0            |                |           |                                    |            |                                   |                               |           |                                    |                               |                                |                             |          |                    |          |
| 05. Causing death by aggravated vehicle taking   |              | 0            |                |           |                                    |            |                                   |                               |           |                                    |                               |                                |                             |          |                    |          |
| 06. Causing serious injury by dangerous driving  | 1            | 2            | 0              | 0         | 0                                  | 0          | 0                                 | 0                             | 0         | 0                                  | 0                             | 0                              | 0                           | 0        | 2                  | 0        |
| 07. Cause serious injury by driving whilst disqualified  |              | 0            |                |           |                                    |            |                                   |                               |           |                                    |                               |                                |                             |          |                    |          |
| 08. Causing bodily harm by furious driving   |              | 0            |                |           |                                    |            |                                   |                               |           |                                    |                               |                                |                             |          |                    |          |
| 09. Causing danger by interfering with a vehicle, road or traffic equipment  | 0            | 0            |                |           |                                    |            |                                   |                               |           |                                    |                               |                                |                             |          |                    |          |
| 10. Dangerous driving  | 0            | 31           | 0              | 0         | 0                                  | 0          | 2                                 | 1                             | 2         | 0                                  | 1                             | 0                              | 0                           | 0        | 25                 | 0        |
| 11. Driving with alcohol in the blood above the prescribed limit   | 4            | 300          | 1              | 0         | 0                                  | 32         | 184                               | 40                            | 13        | 21                                 | 7                             | 2                              | 0                           | 0        | 0                  | 0        |
| 12. Drive a motor vehicle with the proportion of specified controlled drug above specified limit                       | 6            | 228          | 0              | 0         | 0                                  | 97         | 60                                | 26                            | 27        | 5                                  | 11                            | 2                              | 0                           | 0        | 0                  | 0        |
| 13. Other offences related to drink or drug driving death  | 23           | 67           | 1              | 0         | 0                                  | 8          | 28                                | 19                            | 6         | 1                                  | 3                             | 1                              | 0                           | 0        | 0                  | 0        |
| 14. Using or causing others to use a handheld mobile phone whilst driving  | 45           | 0            |                |           |                                    |            |                                   |                               |           |                                    |                               |                                |                             |          |                    |          |
| 15. Careless driving offences (excl. mobile phone offences)  | 69           | 6            | 4              | 1         | 0                                  | 1          | 0                                 | 0                             | 0         | 0                                  | 0                             | 0                              | 0                           | 0        | 0                  | 0        |
| 16. Failing to stop or provide information after accident  | 14           | 8            | 0              | 1         | 2                                  | 4          | 1                                 | 0                             | 0         | 0                                  | 0                             | 0                              | 0                           | 0        | 0                  | 0        |
| 17. Theft of a motor vehicle / aggravated vehicle taking   | 11           | 13           | 0              | 2         | 0                                  | 5          | 4                                 | 2                             | 0         | 0                                  | 0                             | 0                              | 0                           | 0        | 0                  | 0        |
| 18. Driving licence related offences   | 50           | 48           | 5              | 11        | 2                                  | 7          | 8                                 | 10                            | 0         | 2                                  | 2                             | 0                              | 1                           | 0        | 0                  | 0        |
| 19. Vehicle insurance offences   | 568          | 26           | 10             | 9         | 1                                  | 6          | 0                                 | 0                             | 0         | 0                                  | 0                             | 0                              | 0                           | 0        | 0                  | 0        |
| 20. Vehicle registration and excise licence offences   | 95           | 0            |                |           |                                    |            |                                   |                               |           |                                    |                               |                                |                             |          |                    |          |
| 21. Work record and employment offences  | 5            | 0            |                |           |                                    |            |                                   |                               |           |                                    |                               |                                |                             |          |                    |          |
| 22. Fraud, forgery, etc. associated with vehicle or driver records   | 3            | 0            |                |           |                                    |            |                                   |                               |           |                                    |                               |                                |                             |          |                    |          |
| 23. Defective vehicle parts  | 37           | 0            |                |           |                                    |            |                                   |                               |           |                                    |                               |                                |                             |          |                    |          |
| 24. Vehicle test offences  | 43           | 0            |                |           |                                    |            |                                   |                               |           |                                    |                               |                                |                             |          |                    |          |
| 25. Speed limit offences   | 1,607        | 41           | 41             | 0         | 0                                  | 0          | 0                                 | 0                             | 0         | 0                                  | 0                             | 0                              | 0                           | 0        | 0                  | 0        |
| 26. Neglecting road regulations (other than speeding)  | 50           | 0            |                |           |                                    |            |                                   |                               |           |                                    |                               |                                |                             |          |                    |          |
| 27. Failing to supply information as to identity of driver when required   | 1,248        | 3            | 1              | 0         | 1                                  | 1          | 0                                 | 0                             | 0         | 0                                  | 0                             | 0                              | 0                           | 0        | 0                  | 0        |
| 28. Miscellaneous (other) motoring offences  | 23           | 0            |                |           |                                    |            |                                   |                               |           |                                    |                               |                                |                             |          |                    |          |
| <b>Total</b>   | <b>3,902</b> | <b>779</b>   | <b>63</b>      | <b>24</b> | <b>6</b>                           | <b>161</b> | <b>288</b>                        | <b>98</b>                     | <b>48</b> | <b>29</b>                          | <b>24</b>                     | <b>5</b>                       | <b>1</b>                    | <b>0</b> | <b>32</b>          | <b>0</b> |

Source: MoJ (2021) Motoring data tool