

INDEX

Note: numbers in bold refer to **tables**, numbers in italics refer to *figures*.

1967 referendum 17–18

Aboriginal sentencing court 154

AEDI (Australian Early Development Index) 126

aggression replacement training 114–15, 121

AIEF (Australian Indigenous Education Foundation) 130–1

alcohol abuse 24, 67–8, 86–7, 107, 132
death rates 85, 85

demand reduction 132–5

drunkenness 25, 28, 59–60

harm reduction 132–6

and health 107, 132

and imprisonment rates 24, 38

programs to reduce 132–40

and re-offending 102, 104–05, 108, 111

supply/availability reduction 132–6

treatment for 136, 138–9

and violence 16, 58–9, 71, 80–1

see also substance abuse

alcohol restrictions 15–16, 123–4, 132–3, 150–1

effects of 80–1, 135, 154

alternatives to prison *see* custodial alternatives

Ampe akelyernemane meke mekarle: Little children are sacred report 123, 124

see also Northern Territory Intervention

anomie 61–2, 63

antenatal services 119–20, 154–5

arrest 40, 45, 54, 55, 149

and employment 8–9, 69, 84–7, 142–3, 145

for minor offences 23, 28, 30, 45, 47, 94

rates of 7, 30, 39, 42–5, 55, 55, 56, 60, 145

and Royal Commission 23, 25, 27

for serious offences 30, 42, 56

and Stolen Generation 69, 143, 151

and substance abuse 69–70, 73, 80, 111

and systemic bias 45–6, 48, 53

for violence 57, 73, 80, 92

Australian Early Development Index (AEDI) 126

Australian Indigenous Education Foundation (AIEF) 130–1

bail 93–5, 101–11

conditional 94, 95–6

and custodial alternatives 34, 95, 100–01, 103

and juveniles 113–15

reform of laws 92–7, 157

refusal of 6, 6, 42, **42**, 50, 55, 93, 157

and re-offending 93, 94–6, 108

and substance abuse 103, 104–05, 108, 111

bail hostels 34, 95

Blagg–Bowling theory 46–7, 52–4

Bringing them home report 82, 123

Stolen Generation 9, 62, 69, 70, 71, 143, 151

CBT (Cognitive Behaviour Therapy) 102–03, 112–13, 114–15

CDEP (Community Development Employment Program) 84–5, 141–4, 146–8, 154–5

CES (Commonwealth Employment Service) 140–1

child abuse and neglect 38, 122–4, 149, 152

factors aggravating 117–18, 119, 124

and health issues 119, 123–4, 126–7, 127

Little children are sacred report 123

Northern Territory Intervention 123–5

rates of 81–2, **82**

reduction programs 117, 118–19, 121–2

and school attendance 125–6

see also parenting

child development issues 119–21, 126–7, 127, 152, 155–6

circle sentencing 99–101, 154

cognitive behaviour therapy (CBT)

102–03, 112–13, 114–15

Commonwealth Employment Service (CES) 140–1

Community Development Employment Program 84–5, 141–4, 146–8, 154–5

- community sentencing *see* custodial alternatives
- community supervision for drug programs 105–08
- conflict theory of violence 59–60, 66, 71–3
- crime rates 81, 88, 114, 157
- and employment 78–80
- and imprisonment rates 29–30
- rise in 25–6, 29–31, 114
- and school retention rates 78
- criminal justice system 5, 5, 18, 55–6, 55–6, 106, 114
- and custodial alternatives 5, 94, 97–101, 113, 114, 154
- and first contact 11–13
- and juveniles 6, 6, 24, 45–6, 48–9, 114–16
- parole 30–2, 47–8, 51, 53, 85, 93, 93, 98, 105, 107–08, 111
- probation 36, 95, 97–8, 103, 105, 107–11, 109
- reform of 18, 25–9, 32–3, 35–7, 40, 87–90, 92–6
- see also* arrest; bail; imprisonment; offences; re-offending
- cultural theory of violence 57–9, 66, 70–3
- culture 60, 63, 64, 66, 72
- and criminal justice system 47, 53
- and education 127–30, 132
- and employment 140–1, 146
- and health 120–2
- custodial alternatives 5, 94, 97–104, 104, 109–11, 113, 114, 154
- deaths in custody 19–21, 20, 22
- see also* Royal Commission
- disadvantage 6–8, 24, 68, 87, 158
- causes of 24–5, 124, 131–2
- government response to 25, 37, 38, 40, 151–3
- and over-representation in custody 1–2, 24–5, 37–40, 57, 63, 150–1
- as product of disempowerment 24–5, 37–40, 117, 158
- reforms to overcome 117–49, 152–8
- employment 140–8
- empowerment 24–5, 37–40
- maternal and child care 117–22, 153, 154
- Northern Territory Intervention 123–4
- parenting skills 121–2
- schooling 125–31, 144–5, 144, 154
- substance abuse 119–20, 131–40, 153
- and Royal Commission 24–5, 37–40, 63
- and schooling 83, 83, 98, 126
- and theories of violence 57, 62–4, 66–71
- see also* remoteness
- disempowerment *see* empowerment
- drug abuse *see* substance abuse
- drunkenness *see under* alcohol abuse
- education *see* schooling
- Eggleston–Gale theory 44–6, 48–52
- electronic monitoring (EM) 97–8
- Elmira Prenatal/Early Infancy Project (PEIP) 121
- employment 14–15, 17, 140–8, 144, 149, 152, 155
- CDEP 84–5, 141–4, 146–8, 154–5
- and culture 140–1, 146
- and education 60, 63, 86–7, 144–5, 144,
- equal wage case 14–5, 150–1
- factors influencing 70–1, 144–7, 144
- and imprisonment rates 24, 38, 39–40, 142–3
- improving participation in 140–8, 155–7
- Indigenous Employment Policy/Program (IEP) 147, 156–7
- mainstream 14–15, 39–40, 140, 143, 148, 155
- National Employment Strategy for Aboriginals (NESA) 140–1
- in pastoral industry 14–15, 150
- and rehabilitation 108, 110
- Rio Tinto 148
- and risk of offending 29, 69, 74–5, 78–81, 83–7, 142–3, 151
- Spicer review 142
- systemic bias in 145, 148
- unemployment rates 83–5, 84
- and crime 6–7, 78–80, 143, 145
- empowerment 101, 148, 158
- and funding for 37–8
- lack of as cause of disadvantage 24–5, 37–40, 117, 158
- and over-representation in custody 24–6, 38, 39
- and Royal Commission 24–9, 37–8

- as solution to disadvantage 24–5, 37–40
 - equal wage case 15, 150–1
 - evaluation, need for 48, 120, 153–5, 155
 - of child care and parenting 119–20, 122, 154
 - of employment 147, 154–5, 156–7
 - of imprisonment 153, 154–5
 - of rehabilitation programs 98, 107–08, 111
 - of schooling 130–1, 153–4, 156–7
 - of substance abuse 138–9, 154–5
- functional family therapy 114–15, 121
- Hawaii Opportunity Probation with Enforcement program 109–11
- health 38, 111–13, 122, 134, 142, 154–5
 - and alcohol abuse 107, 119–20, 132–6
 - child 119, 123–4, 126–7, 127
 - delivery of care 120
 - and employment 143, 146–7, 148
 - maternal 117–20, 156
 - mental 107–08, 111–13, 153, 154
 - Northern Territory Intervention 123–4
 - and substance abuse 111–12, 136–7, 153, 154
- Henry tax review 133
- heroin maintenance treatment 112
- HOPE (Hawaii Opportunity Probation with Enforcement) program 109–11
- IEP (Indigenous Employment Policy/Program) evaluation 146, 156–7
- imprisonment 23–9, 106, 123–4, 153, 155–8
 - and alcohol 7, 15–17, 24, 38
 - alternatives to 36–7, 94, 97–101, 103, 105, 154
 - deterrent effect 7–8, 88, 89
 - factors reducing 35, 92–6, 154, 155
 - juvenile 48–9, 114
 - length of time served 41, 41, 49, 51
 - by offence type 33, 42–3, 43, 48, 56, 92, 102, 109, 112
 - post-prison support 107–08, 154, 157
 - rates of 2–7, 3, 4, 19, 19, 20, 26, 42–4, 42, 43, 49, 55
 - remand 5, 5, 91–8, 91
 - risk factors for 150–1
 - as sanction of last resort 27, 29, 35–6
 - ‘stock’ and ‘flow’ profiles 90–1
 - and substance abuse 7, 29–31, 154
 - and violence 57, 73, 91–5, 108–09, 112, 151, 155
- Improving School Enrolment and Attendance through Welfare Reform Measure (SEAM) 130–1, 154
- Indigenous Employment Policy/Program (IEP) 147, 156–7
- International Crime Victim Survey 30
- justice re-investment 115–16
- juveniles 24, 57, 63, 74–7
 - and arrest 114
 - custody rates for 6, 6, 24, 48–9
 - over-representation in custody 45–6
 - rehabilitation 114–16
 - Young Offenders Act 1997* (NSW) 114
 - and youth justice conferences 5, 113, 114
 - see also* parenting
- Keating Government 25, 32–5, 34, 77, 151
 - see also* Royal Commission
- Koori courts 100–01, 154
- legal aid 18, 24, 25, 28, 35, 111
- Let’s Start project 122
- lifestyle/routine activity theory of violence 64, 66, 67–8, 70–3
- Little children are sacred (Ampe akelyernemane meke mekarle)* report 123, 124
 - see also* Northern Territory Intervention
- Living With Alcohol (LWA) 133
- maternal health 119–20, 154–6
- MECSH (Miller Early Childhood Sustained Home Visiting) 121
- mental health 107–08, 111–13, 153, 154
- methadone maintenance treatment 112
- Miller Early Childhood Sustained Home Visiting (MECSH) 121
- Montreal Longitudinal Experimental Study 121
- multidimensional treatment foster care 114–15
- multisystemic therapy 114–15, 121
- Murri courts 100, 154
- National Aboriginal and Torres Strait Islander Survey (NATSIS) 8–9, 65–6, 69, 71–2

- National Aboriginal and Torres Strait
Islander Social Survey (NATSISS) 31, 69,
70–3, 143, 151
- National Employment Strategy for
Aboriginals (NESA) 140–1
- Northern Territory Emergency Response
(NTER) *see* Northern Territory
Intervention
- Northern Territory Intervention 123–5
lack of evaluation 154–5
- Nunga courts 100, 154
- offences 5, 5, 33, 42–3, 43, 91–2, 92
justice procedure 30, 60, 113
rates of 30, 32, 42–3, 43, 91–2,
108–10, 109, 116
public order 35, 45, 47, 59–60, 90
violent 32, 53, 55–7, 91–2, 94, 108
rates of 35, 42, 55–6, 89, 93, 112–13,
116, 157
theories of 57–8, 64–5
treatment for 101–04, 112–3, 157
- Opal fuel 138
- otitis media 126
- over-representation in custody
rates of 2–7, 3, 4, 19, 19, 20, 26, 42–4,
42, 43, 49, 55
remedies for 35, 92–6, 154, 155
alcohol abuse reduction 132–40
child abuse and neglect reduction
117–19, 121–2
cognitive behavioural therapy
102–03, 112–13
custodial alternatives 5, 94, 97–104,
104, 109–11, 113, 114, 154
early intervention 157–8
employment improvement 140–8,
155–7
juvenile custody 113–16
overcoming disadvantage 117–49,
152–8
parenting skill improvement 121–2,
130–1
pharmacotherapies 111–13
post-prison support 107–08, 154, 157
re-offending reduction 101–06, 104,
109–13, 144–5, 144
schooling improvement 35, 78,
125–31, 152–3, 156
substance abuse treatment 101–13,
104, 109, 132–40, 156
supervision for parole and probation
105–11
see also alcohol restrictions,
imprisonment
- Palm Island 13–14, 54
- parenting 74, 117, 120–3, 154, 156
and juvenile delinquency 74–7
and mental health 119–20, 121
programs to improve 121–2, 130–1
as risk factor for offending 74–7,
81–2, 86–7
and schooling 74, 77–8, 81, 82–3,
83, 128–9
and substance abuse 16, 78, 81
see also child abuse and neglect;
juveniles
- parole 30–2, 47–8, 51, 53, 111
and re-offending 85, 93, 93, 98
and supervision 105, 107–08
- Pearson, Noel 31, 64–8, 131–2
- PEIP (Elmira Prenatal/Early Infancy
Project) 121
- petrol sniffing 138, 153
see also substance abuse
- pharmacotherapies 111–13
- Positive Parenting Program (Triple P)
121–2
- probation 105, 107–11, 109
as custodial alternative 36, 95, 97–8,
103
HOPE program 109–11
and supervision 105, 107–11
- profile of Indigenous prisoners 91–2,
91, 92
- racial bias *see* systemic bias
- recidivism *see* re-offending
- rehabilitation 101–08, 111–16
community based 101–04, 104
correctional 106–07
juvenile 114–16
paying for 115–16
post-prison 107–08
and substance abuse 101–05, 104, 106,
111–13
- reintegrative shaming 113
- remand 5, 94–8
and bail 92–7
rates of 5, 94
time spent on 91, 91, 96–7

- remoteness, relationship to
 child development issues 119–20,
 126, 127
 custody rates 16–17, 36–7, 98, 104, 107
 employment opportunities 39, 85, 140–3,
 146–7
 health outcomes 107, 118, 134, 147,
 154–5
 school retention and performance 82–3,
 83, 126–7, 147, 156
 substance abuse 30, 103–4, 104, 107,
 136–9, 156
 violence 31, 64, 70, 71–2
see also CDEP
- re-offending 36–7, 55, 94, 96, 115–16,
 157–8
 and custodial alternatives 97, 100–01
 and mental health 111–13
 reducing rates of 101–16
 cognitive behavioural therapy 102–03,
 112–13
 drug courts 103–05, 104, 109–11
 early intervention 157–8
 effectiveness of 102, 103–05, 111
 HOPE program 109–11
 juvenile programs 113–16
 pharmacotherapies 111–13
 post prison support 107–08, 154, 157
 probation and parole supervision
 105–08, 109–11
 and substance abuse 102, 104–05, 108,
 111–13
- research, need for 115–16, 156–7
 and employment 147, 156–7
 and juvenile offending 114
 and rehabilitation programs
 108–09, 112
 and schooling 127
 and substance abuse 132, 134, 138–9
- restorative justice 99–101, 113
- Rio Tinto 148
- risk factors for offending 6, 68, 74–87,
 112, 151
 child neglect and abuse 74–7, 81–2,
 86–7
 disadvantage 57, 150–1
 and Royal Commission 24–5, 38, 48, 63
 school attendance and retention 74,
 77–83, 83, 86–7
 substance abuse 74, 78, 80, 85–7, 85, 86
 unemployment 74, 78–81, 83–5, 84,
 86–7
- Rottnest Island 12, 14
- Royal Commission into Aboriginal deaths
 in custody (Royal Commission) 7, 17, 21,
 22–40, 59, 62, 98, 151
 and custodial alternatives 23–4, 25, 29
 deaths in custody 19–21, 20, 22
 government response to 25, 32–40, 34,
 151–3
 and over-representation in custody 22,
 23, 48, 62
 disadvantage as cause 24–5, 37–40,
 63
 disempowerment as cause 24–5,
 37–40
 and racism 2, 22, 23, 24
 recommendations 25–9, 32–40
 cost of 32–40, 34
 failure of 25–9, 32, 34–40, 151
- SBI (screening and brief intervention
 program) 133–4, 156
- schooling 77–8, 81, 125–31, 127, 149,
 155–6
 attendance 123–31, 152, 154–5
 and delinquency 77–8, 86
 and employment 144–5, 144
 evaluation deficiencies 130–1, 153
 factors influencing 125–9
 and imprisonment rate 24, 35, 38, 74
 improvement strategies 35, 78, 129–31,
 152–3, 156
 Northern Territory Intervention 123–5,
 154–5
 and parental neglect 77, 125–6, 129
 performance 77–8, 82–3, 83, 155–6
 in remote Australia 82–3, 83
 retention 78, 82–3, 83, 130–1, 152
 as risk factor for offending 74, 77–8, 81,
 82–3, 83, 86–7
- screening and brief intervention program
 (SBI) 133–5, 156
- SEAM (Improving School Enrolment and
 Attendance through Welfare Reform
 Measure) 130–1, 154
- selective serotonin reuptake inhibitors
 (SSRI) 112–13
- sentencing circles 99–101, 154
- social deprivation theory of violence 62–3,
 70–3

- social disorganisation theory of violence
61–2, 70–3
- Spicer review 142
- SSRI (selective serotonin reuptake inhibitors) 112–13
- Stolen Generation 9, 62, 69, 70, 71
and arrest 62, 69, 143, 151
Bringing them home report 82, 123
- strain theory of violence 62–3, 73
- substance abuse 29, 64, 131, 149, 153–5
and child neglect and abuse 78, 119, 123–4
death rates 29, 86, 86
diversion programs 103–13, 104, 109
heroin epidemic 29–31
hospital admission rates 29–30
rates of 85–6, 85, 86
reduction strategies 132–40, 156
rehabilitation programs 101–08, 104
as risk factor for offending 64, 74, 78, 80–7
treatments for 111–13, 136–7
volatile substances 86, 138, 153–5
see also alcohol abuse
- systemic bias 2, 22–4, 40, 41–54, 89
and arrest 45–6, 48, 53
in employment 145, 148
evidence of 48–54
indirect influence of 43–4, 46–7, 50–2
theories of 41–54
- teenage pregnancy 117–18, 156
- Triple P (Positive Parenting Program) 121–2
- unemployment *see under* employment
- victimisation, violent 31–2, 52, 56, 62, 69–71, 72
- violence 31–2, 56, 58–9, 102, 108, 126
and alcohol abuse 16, 58–9, 71, 80–1, 150–1
intra-communal 11, 66–7, 150–1, 155
rates of 56, 91–2, 91, 102
theories of 57–73
conflict 59–60, 71–3
cultural 57–9, 66, 70–3
lifestyle/routine activity 64, 66, 67–8, 70–3
social deprivation 62–3, 66, 70–3
social disorganisation 61–2, 66–7, 70–3
strain 62–3, 66, 67, 71–3
traditional roots of 58–9, 72–3
treatments for 111–13
- volatile substance misuse (VSM) 138
- work and development orders 99
- Young Offenders Act 1997* (NSW) 114
- youth *see* juveniles
- youth justice conferences 5, 113, 114