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2 **Fencing/Receiving Stolen Goods**

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6 **Overview**

7 The Industrial Revolution, beginning in Britain
8 and gathering momentum in the eighteenth
9 Century, enabled widespread ownership of
10 desirable, mass produced, identical goods. This
11 changed the characteristics of general theft
12 whereby it switched from being motivated
13 predominantly by a desire to take often unique
14 property for personal consumption to stealing to
15 sell standardized goods once more destined for
16 the personal enjoyment of others.

17 While weight and portability of items is
18 considered by thieves (Felson and Clarke 1998),
19 this most usually happens, at least where prolific
20 thieves are concerned, only if they believe
21 the goods will be saleable once removed
22 (Sutton 1995); at which time, considerations
23 regarding weight and portability, and even
24 danger of removal, will be balanced against
25 prices. Therefore, the issue of demand and supply
26 by theft is important because the most valid
27 predictor of items that most thieves will choose
28 to steal is whether or not they believe they can be
29 sold easily for a good price. For example, the
30 recent meteoric rise in scrap metal theft is fuelled
31 by a global metals shortage caused by the high

demand for raw materials that are essential for the 32
expanding industry, cities, and infrastructure of 33
China. High prices motivate thieves to remove 34
heavy lead flashings from the roofs of high 35
buildings or risk electrocution stealing heavy 36
and difficult to remove live copper cable. Glob- 37
ally, scrap metal copper prices have doubled 38
since 2004, followed worldwide by a significant 39
number of electrocution fatalities at substations, 40
railways, oil wells, overhead power lines, 41
industrial buildings, and other places by thieves 42
attempting to steal live copper cable. 43

Understanding more about the various 44
markets for stolen goods presents a challenge 45
for criminology and the criminal justice system 46
that is relatively overlooked by the conventional 47
tight-focus upon only the thief and the act of 48
theft. Yet, arguably, mankind cannot adequately 49
understand the prevalence and incidence of theft 50
of different goods without understanding how 51
different types of stolen goods markets operate 52
to influence demand and supply, who deals in 53
them and why. Worldwide, societies that actively 54
detect and punish thieves, seek to target harden 55
property, or otherwise increase its capable guard- 56
ianship all virtually ignore the large number of 57
citizens who purchase stolen goods at bargain 58
process, notwithstanding that all those who buy 59
motivate thieves to supply by theft. 60

61 **Background to the Problem**

62 Thieves are seldom found living in, or otherwise
63 owning, an Aladdin's cave of stolen goods.
64 A safe assertion, therefore, is that most prolific
65 thieves seek to raise money by selling whatever
66 they steal. And the type of goods most frequently
67 stolen is determined by the level of demand for
68 them. Prolific thieves are generally very good at
69 gauging this because most sell stolen goods
70 within 30 min of their theft (Sutton 2010).

71 Most burglars and other thieves steal because
72 they want money, and Clarke (1999) explains that
73 offenders have a hierarchy of goods that they
74 prefer to take. Top of their list is cash, followed
75 by items that can be sold easily for relatively
76 high prices – such as jewelry and desirable
77 high-technology equipment. Stolen goods
78 markets and knowledge of what can be sold in
79 them motivate many thieves. This explains why
80 societies have experienced different crime waves
81 comprising targeted theft of very specific items
82 and commodities.

83 The prolific and successful thief must
84 complete one or else two objectives while
85 evading detection and apprehension. The first
86 objective is to steal cash or else saleable
87 commodities. If something other than cash is
88 stolen, the second objective is to either sell or
89 else trade the goods stolen. Where goods are
90 stolen, typically, police, prosecutors, and
91 criminologists view this behavior as comprising
92 the two distinct crimes and actions of stealing and
93 then of selling stolen goods. From the thieves'
94 perspective, however, these one or two objectives
95 need to be completed in order to achieve their
96 main aim, which is usually to acquire whatever it
97 is they initially needed or wanted to buy before
98 embarking on the crime.

99 Criminologists and crime scientists focusing
100 upon the act of theft typically seek to understand
101 the causes of, and find solutions to, the first
102 objective. But the wider aims and objectives of
103 theft from the perspective of the thief
104 include selling, fencing, and receiving stolen
105 goods (the second objective). In effect, the
106 offender is following a crime script that begins
107 before and continues after the act of theft. Seeing

this wider picture can help to increase depth of 108
understanding of acquisitive offending and 109
possibly reveal innovative and promising 110
avenues for seeking to tackle it. 111

*Dealers in stolen goods have most probably 112
existed for as long there have been laws against 113
theft and a demand for stolen goods. The fence is 114
a middleman between the thief and the consumer 115
of stolen goods. 116*

Through the act of buying stolen goods as 117
a trusted criminal middleman, the fence 118
allows the thief to avoid the risk of being 119
caught in the act of trying to sell their loot directly 120
to untrusted strangers. Hence, the origin of the 121
word fence is widely believed to stem from 122
the shortening of “defense” during the 123
seventeenth century as a common 124
understanding of the dealer in stolen goods 125
being the thieves' defense from detection. 126

The role of historical and contemporary fences 127
as protectors of the secret of thieves' identities is 128
perhaps most plainly highlighted by what is 129
known about theft in the time of slavery. For 130
example, Williams' (1963) translation of a letter 131
written by the Archdeacon of Hispaniola to the 132
Council of the Indies in 1542 reveals that trusted 133
fences served as a safe and ready market, thereby 134
protecting numerous slaves from being linked 135
directly to their crimes through selling goods 136
they stole in slower and more risky ways. 137
Money from the fence was then paid by the 138
thief to his “master” in order to buy off his 139
otherwise callously enforced labor. Likewise, 140
slaves who were fences bought their own way 141
out of the same exploitation through trading in 142
stolen goods: 143

The Negroes are already doing business and trading 144
among themselves to an extent involving great 145
value and cunning, and as a result, big and notable 146
robberies are committed on all the farms in the 147
country. . . Some steal to pay for the day's work 148
which they have agreed to give their masters. . . 149
Night and day they rob and steal anything in the 150
country, including gold to be melted. These thefts 151
are concealed with the assistance of two or three 152
hundred Negroes called “fences”, who go about the 153
city seeking to make profits as I have said. . .and to 154
pay the daily wage in exchange for each day or 155
month or year, that they are at large and travel 156
about the island. They take away stolen goods for 157

158 sale and carry and conceal all that they are accus- 202
 159 tomed to conceal. . . 203

160 As well as providing protection for thieves, 204
 161 fences are conveniently sited to provide informa- 205
 162 tion to assist their arrest and prosecution. 206
 163 Although it has long been suspected that dis- 207
 164 ingenuous police officers might allow fences to 208
 165 continue trading in exchange for intelligence 209
 166 about the thieves who supply them, there is no 210
 167 published evidence that this actually happens. 211
 168 Perhaps the only published evidence of such 212
 169 things happening in the past can be found the 213
 170 case of Jonathan Wild. In the eighteenth century, 214
 171 Wild, the most notorious fence in history, 215
 172 presented himself as a public hero, arresting so 216
 173 many thieves that he earned the title Thief-Taker 217
 174 General. Yet all the while, Wild secretly led 218
 175 a gang of thieves, regularly received stolen 219
 176 goods, manipulated victims to offer a reward for 220
 177 their return, and then pretended to track down the 221
 178 goods he already illegally possessed to claim 222
 179 the reward. Unsurprisingly, the question of the 223
 180 degree of guilty mind of the receiver 224
 181 has, for centuries, occupied legal scholars 225
 182 (e.g., Colquhoun 1796; Hall 1952), but astonish- 226
 183 ingly few contemporary criminologists are 227
 184 concerned with criminal career ethnographies 228
 185 of successful fences (Steffensmeier 1986) or 229
 186 understanding the wider dynamics of the trade 230
 187 (Sutton 1998). 231

188 **Stolen Goods Market Types: Guilty**
 189 **Minds and Offending Dynamics**

190 The London magistrate Patrick Colquhoun 232
 191 (1796) was concerned with the guilty knowledge 233
 192 of people buying stolen goods at bargain prices. 234
 193 His threefold typology consists of: 235

- 194 1. Criminal receivers (professional fences who 236
 195 deliberately encourage theft) 237
- 196 2. Careless receivers (have a reckless disregard 238
 197 for the origin of the goods) 239
- 198 3. Innocent purchasers (believe good were 240
 199 legitimately purchased by the seller) 241

200 A new typology was created 156 years later by 242
 201 the jurisprudentialist Jerome Hall (1952), who set 243

out to emphasize the role of the professional 202
 fence in marketing stolen goods with another 203
 threefold typology: 204

1. The professional receiver (fence who deals in 205
 stolen goods) 206
2. The occasional receiver (buys for resale but 207
 does so only infrequency) 208
3. The lay receiver (buyer and consumer of 209
 stolen goods) 210

Even professional fences operate at different 211
 levels, as can be seen in the following three-tier 212
 fencing level typology first outlined by Lewis 213
 (2006): 214

- *Level-1 fence*: The thief sells to a level-1 fence 215
 (often a storeowner such as a pawnbroker or 216
 jeweler), who then sells the goods in his store 217
 or else sells them to another fence. 218
- *Level-2 (wholesale) fence*: This fence buys 219
 from a level-1 fence and then often cleans up 220
 and/or repackages the goods to make it look 221
 as though they came legitimately from 222
 the manufacturer. These are very clandestine 223
 operations that are perhaps most likely to be 224
 found by police officers working back from an 225
 investigation of a level-3 fence operation. 226
 Those who operate stolen car rings also fall 227
 within this subtype. 228
- *Level-3 fence*: A level-3 fence takes 229
 repackaged goods from a level-2 wholesale 230
 fence and diverts them to retailers. At times, 231
 major retailers find themselves innocently 232
 purchasing the very goods that were stolen 233
 from them. Level-3 fences have been known 234
 to sell perfume, cosmetics, razor blades, and 235
 shoplifted designer goods in this way. 236

Being human constructs, all typologies tell 237
 us as much about those who create them as they 238
 do about their subject matter. Hall's typology, for 239
 example, was purposely designed to emphasize 240
 the role of the professional fence in the marketing 241
 of stolen goods, because he sought to bring 242
 about a change in US law that would see 243
 professional fences treated with greater severity. 244
 Lewis's three-tier fence model is concerned 245
 only with describing the hierarchy and marketing 246
 dynamics of fences dealing in goods stolen in 247
 organized retail theft. 248

249 Seeking to classify the various ways that the
250 most commonly stolen goods are sold, Sutton's
251 original (1998) fivefold typology of handling
252 dynamics, updated to six to incorporate later
253 knowledge of eSelling (Sutton 2010), describes
254 how thieves sell, dealers deal, and the public buys
255 stolen goods. No one of Sutton's six market types
256 is known to be more serious or important than any
257 other in terms of the role it plays in promoting
258 theft by motivating thieves, fences, and the
259 buying public. Moreover, research suggests that
260 thieves and dealers regularly use more than one
261 type (Sutton 1998):

- 262 1. *Commercial Fence Supplies*. Stolen goods
263 are sold by thieves to commercial fences
264 operating out of shops such as jewelers,
265 pawnbrokers, and secondhand dealers.
- 266 2. *Commercial Sales*. Commercial fences
267 usually pose as legitimate business owners
268 while secretly selling stolen goods for
269 a profit, either directly to the (innocent)
270 consumer or more rarely to another distributor
271 who thinks the goods can be sold again for
272 additional profit.
- 273 3. *Commercially Facilitated Sales* (modified
274 here from eSelling). This market type involves
275 either the thief or a residential or commercial
276 fence knowingly selling stolen goods
277 through classified advertisements in
278 traditional newspapers and magazines,
279 through traditional auctions, or online through
280 classified sales websites such as Craig's List or
281 Preloved.co.uk. They may also sell stolen
282 goods on Internet auction sites such as eBay.
- 283 4. *Residential Fence Supplies*. Stolen goods
284 (particularly electrical goods) are sold by
285 thieves to fences, usually at the fence's
286 home. The fence may be drug dealer and
287 may be a prolific dealer in stolen goods or
288 may deal only occasionally.
- 289 5. *Network Sales*. Stolen goods are passed on,
290 and each participant adds a little to the price
291 until a consumer is found. This may involve
292 a residential fence or commercial fence selling
293 to other fences. Alternatively, the buyer may
294 be the final consumer or may sell the goods on
295 again through friendship networks.

6. *Hawking*. Thieves, or their friends, sell stolen
296 goods directly to consumers on the street or in
297 places such as bars and pubs or door to door in
298 residential areas (e.g., shoplifters selling
299 cigarettes, toiletries, clothes, or food). 300

Thieves tend to be flexible and may trade in
301 several different markets depending upon where
302 they are, the time of day, what they have for sale,
303 and how quickly they need to sell it. 304

Thieves do not simply respond to requests to
305 steal certain types of goods to order, because
306 many *steal to offer* goods to total strangers,
307 which can lead to the thief directly motivating
308 members of the public to become regular
309 customers in *Hawking* markets and tempting
310 previously straight business owners to become
311 fences by way of *commercial fence supplies*
312 (Sutton 1998). Experienced commercial fences,
313 in turn, use their respectable business *fronts* to
314 recruit inexperienced thieves who come in to
315 offer them stolen goods. Commercial
316 fences sometimes mix stolen goods in with their
317 legitimate stock. Somewhat perversely this helps
318 to sell legitimate stock, because some people
319 think they are getting a real bargain if the shop
320 has something of a reputation for selling
321 high-quality goods suspiciously cheaply as
322 opposed to cheaply made legitimate
323 merchandise. 324

Research suggests that stealing to order is not
325 as common as *stealing to offer* (Sutton 2010).
326 And thieves' knowledge of the "standing
327 demand" for particular types of stolen goods
328 influences the types of goods that are stolen,
329 which can lead to crime waves when thieves
330 target particularly hot products. Past crime
331 waves of this kind have included theft of lead,
332 copper, aluminum, bronze, silver, gold, color
333 television sets, hi-fi equipment, video-cassette
334 recorders (VCRs), motor vehicle radio-cassette
335 players, computer memory chips, mountain
336 bikes, laptop computers, digital versatile disks
337 (DVDs), games consoles, mobile phones, and
338 in-car satellite navigation devices. 339

340 **The Basic Principles of Fencing**

341 According to the US Senate’s comprehensive
342 review of fencing operations, the overwhelming
343 majority of fences in the North America operate
344 legitimate businesses (Sutton 2010). To operate
345 successfully and avoid detection, the criminal
346 dealings of the fence must be much less
347 visible than the offenses and offenders that
348 initially supply stolen goods. To achieve this,
349 the fence must coach thieves to avoid detection,
350 conceal his own trading behind a legitimate front,
351 remain willfully ignorant of the provenance of
352 goods bought from other fences, avoid storing
353 goods to avoid detection but know how to safely
354 store them if necessary, be wary of working with
355 police informants, and limit the number of people
356 who know what he is up to. He must never admit
357 to knowingly trading in stolen goods if
358 questioned by detectives, and he must have
359 money for a good lawyer in case of arrest
360 (Steffensmeier and Ulmer 2005).

361 Thieves and dealers in the UK and USA at
362 least operate a “two- and three-way split”
363 whereby experienced thieves selling to fences
364 ask for between half the wholesale price and
365 a third of the fences’ selling price. This tends to
366 vary though depending upon whether or not items
367 are in high demand as fast-moving consumer
368 goods or high end luxuries. Thieves selling stolen
369 cigarettes, for example, are generally paid
370 between 30 % and 40 % of the retail price.
371 Shoplifters selling stolen clothes, meat, and
372 bottles of alcohol such as vodka, whisky, and
373 brandy directly to consumers tend to receive
374 half the retail price. Other stolen but used items,
375 like electrical goods stolen from house burglaries,
376 are usually sold by the thief for a third of the
377 retail value. If a fence sells directly to someone
378 who knows the goods are stolen, then they sell
379 for half the retail price. If the fence is
380 a businessperson selling stolen goods to innocent
381 customers through a shop, then the goods are
382 usually sold for two-thirds of the retail value.
383 Gold jewelry is different, however, in that it is
384 sold by thieves to jewelry shops for the going rate
385 for scrap gold. Presumably that same rule applies
386 for scrap metals of all kinds. Where other stolen

goods are concerned, this two- and three-way
split on prices appears to be cast in stone, not
least because several writers have documented
these pricing practices existing for well over
100 years (Quennell 1958; Steffensmeier 1986,
Sutton 1998). Perhaps this is because it is simple
to understand and operate by those motivated to
make quick but regular profits in illicit markets.

The Seller’s Dilemma

Devising and testing creative ways to increase the
difficulties and dilemmas faced by those dealing
in stolen goods might be a useful approach in
designing theft prevention and control strategies.
The stolen goods seller’s dilemma, whether she is
the thief or a dealer (the fence), is that to increase
her profit, she has to increase her risks of getting
caught. The seller can choose to sell only to
people that she knows, which reduces her risks
of being ripped off or detected but restricts her
sales and buying opportunities. The thief can sell
to strangers, which allows her access to more
potential customers, but also increases her
chances of being arrested or robbed. This
dilemma applies to both the thief and the dealer,
but the business-owning commercial fence must
also simultaneously nurture the confidence of
thieves with whom they deal while projecting
a legitimate trading image.

These conflicting demands of access and security
determine to a large extent the structure of
local stolen goods markets. The small size of
most fencing operations, uniformity in pricing,
and limited profit making from theft should come
as no surprise since competitive options are limited
by virtue of there being only so many ways of
doing things efficiently and effectively in any
kind of illicit market. This is because advertising,
marketing, warehousing, transportation, and
expansion options are necessarily avoided, or
else extremely limited, in order to avoid detection
and regulation (see Reuter 1985).

428 **Prevalence**

429 Few estimates of the amount of trading in stolen
430 goods markets exist, but an exercise conducted
431 by the British Government to inform the UK
432 National Accounts (1997) claimed that in 1995,
433 thieves selling stolen goods within Britain
434 cleared between £900 million and £1,680 million
435 (net) and that fences cleared between £450
436 million and £875 million (net) through selling
437 stolen property.

438 The 1994 British Crime Survey (Sutton 1998)
439 found that over the previous 5-year period, 11 %
440 of the population of England and Wales admitted
441 buying stolen goods, which they knew or
442 believed to be stolen; 70 % thought that at least
443 some of their neighbors had stolen goods in their
444 homes; and 21 % thought a lot of them had the
445 same. Looking back at just the previous year,
446 rather than the last five, the British Offending,
447 Crime and Justice Survey (Sutton et al. 2008)
448 found that 7 % of adults in England and
449 Wales admitted buying stolen goods while
450 2.7 % admitted selling them. Furthermore, almost
451 half of males aged 16–24 had been offered or else
452 bought stolen goods. Comparing males with
453 females, this research suggests that it is possible
454 that more than twice as many males buy. In the
455 poorest neighborhoods, 40 % of males bought
456 stolen goods compared to 17 % of females.
457 Even in the most affluent neighborhoods, 7 % of
458 people bought stolen goods. Incredible as they
459 are, these figures could be an underestimate if
460 some respondents were reluctant to admit buying
461 stolen goods and others forgot that they did so.

462 The importance of the stolen goods market
463 problem is further highlighted by Graham and
464 Bowling (1995) who found that handling stolen
465 goods was the most prevalent crime admitted
466 by their respondents, with 49 % of offenders
467 admitting to having done it in the past year.

468 **Responses to Stolen Goods Markets**

469 A consistent theme in the social sciences and
470 the multidisciplinary areas of criminology
471 and criminal justice is the unintended, sometimes

472 ironic, consequences of purposive action. This
473 theme, which is central to Merton's (1949)
474 self-fulfilling prophecy, is reflected in the ratio-
475 nale behind the market reduction approach to
476 theft (Sutton 1998). Specifically, those who buy
477 stolen goods unintentionally support a market
478 supplied by theft for their own future
479 victimization.

480 Since the existence of "safe" and ready
481 stolen goods markets is a difficult to disentangle,
482 downstream consequence of theft, as well as one
483 causal factor behind the motivation for theft,
484 knowing more about stolen goods markets, in
485 order to seek to reduce them and make it
486 more risky to deal in them with situational
487 crime reduction approaches, might provide
488 one potentially promising avenue. The market
489 reduction approach (MRA) (Sutton 1998; Sutton
490 et al. 2001) is designed to do this. Although it is
491 recommended as promising practice on official
492 websites supported by government agencies in
493 the UK, USA, Australia, and New Zealand, the
494 MRA remains as yet unproven (Hale et al. 2004)
495 avenue for reducing acquisitive crimes.

496 A comprehensive review of promising
497 policing and multi-agency partnership responses
498 to stolen goods markets, including those known
499 to have limited effectiveness, was commissioned
500 by the US Department of Justice (Sutton 2010).
501 The review examines various crackdowns on
502 stolen goods markets that have been tried out in
503 the UK and USA with various degrees of success.
504 One important conclusion reached is that even
505 the most apparently successful schemes prove
506 difficult to maintain over time with the traditional
507 focus on the theft act taking priority in the
508 allocation of scarce resources (Walsh 1976).
509 Moreover, limited research in this area reveals
510 that what works and does not work in tackling
511 stolen goods markets is complex and at times
512 counterintuitive. Research findings – however
513 limited – are particularly valuable, therefore, in
514 helping police services avoid repeating past
515 mistakes. Clandestine police storefront
516 antifencing sting operations, for example, can
517 have the unintended effect of generating
518 theft in the surrounding area to meet the
519 demand they have unintentionally created

520 (Langworthy and Lebeau 1992). Furthermore,
521 despite being a favorite crime reduction activity
522 in many police services, property marking has
523 never been proven to reduce theft largely because
524 thieves steal both “invisibly” and clearly marked
525 property and fences and citizens will buy it
526 (Sutton 2010). Therefore, the oftentimes bold
527 assertions made by commercial companies for
528 the success of their expensive property-marking
529 products have never been confirmed by indepen-
530 dent academic research (Knutsson 1984; Sutton
531 1998; Harris et al. 2003; Hale et al. 2004).

532 **Explaining the Relative Importance of** 533 **Stolen Goods Markets: Why the Market,** 534 **Not Opportunity, Makes the Thief**

535 Property thieves, particularly prolific ones, are
536 generally perceived to be “bent” offenders
537 whose predation upon “straight society” can be
538 explained by their relative poverty, subculture,
539 wider cultural influences, poor socialization,
540 substance addiction, or individual pathology
541 acting alone as significant causes or else together
542 as a combination of forces that interacts with
543 so-called opportunities for theft. Here, current
544 criminological understanding of the crime act
545 has been shaped by the current criminological
546 notion of “opportunity” that is classically defined
547 in Crime Opportunity Theory as what happens
548 when a relatively more capable and sufficiently
549 motivated “likely” offender succeeds against
550 a target or victim – thereby proving that
551 they were capable offenders against relatively
552 incapable or absent guardianship. However, this
553 crime as “opportunity” explanation does not at
554 the time of writing provide discoverable and
555 measurable quantifiable values that would enable
556 criminologists to predict and test individual or
557 general victim or target vulnerability relative to
558 actual or potential capable offender motivation or
559 guardianship abilities (Clarke 1984). This
560 same limitation applies in the area of repeat
561 victimization and within various types of high
562 crime environment or in crime hot spots. It is
563 a truism therefore that capable and suitably
564 motivated offender components of current

notions of “crime opportunity” cannot be
565 discovered and objectively measured in
566 nature or society before a successful crime
567 happens – only afterward. This limitation means
568 that “crime opportunity,” as the “almost always,
569 elements of a criminal act” described in the
570 Routine Activity Theory (RAT) crime triangle
571 by Felson and Boba (2010, pp. 28–40), and in
572 the description of crime as opportunity that is
573 classically outlined by Mayhew et al. (1976), is
574 the essential data of a successfully completed
575 crime in commission. In other words, it is always
576 knowable – but only ever after the event – that the
577 crime happened because the offender could
578 successfully commit it or else failed because he
579 could not. 580

Logically, therefore, “crime opportunity”
581 cannot be a cause of crime because Crime
582 Opportunity Theory merely describes whether
583 or not offenders were in fact more capable
584 than the crime target’s guardianship. It follows,
585 therefore, that until a crime is successfully
586 completed or fails in the attempt, the current
587 notion of “crime opportunity” cannot be known
588 by offenders to exist in advance of the crime
589 being completed or failing. This is because no
590 potential thief could know for sure that they
591 would be more capable than any guardian or
592 that guardianship would remain absent. After
593 all, if that was possible, there would be no reason
594 for so many failed criminal attempts. 595

The RAT “crime opportunity” incorporates
596 the commonsense premise that before stealing,
597 most offenders rationally weigh up what they
598 perceive to be risks versus rewards. However,
599 this explanation of perceptions in the so-called
600 crime opportunity event does not include human
601 guardian perceptions of their own relative
602 capabilities. Offender and guardian perceptions
603 aside, if the current notion of crime opportunity,
604 which combines RAT with the known successful
605 criminal outcome described in the classic crime
606 triangle, could somehow exist in advance of the
607 crime actually being accomplished, then it would
608 logically follow that every successfully
609 completed crime and every offense of attempt
610 would be the cause of itself, which is clearly
611 impossible according to the scientific laws that
612

613 govern the universe above the subatomic
614 level. Therefore, the widely cited claim that
615 “opportunity makes the thief” (Felson and Clarke
616 1998) is undoubtedly logically flawed (see also
617 Sutton 2012).

618 Consequently, this notion of opportunity is
619 neither a rational framework nor model for theory
620 building. Nor is it a stand-alone theory of crime
621 causation (e.g., see Felson and Clarke 1998, p. 9;
622 Tilley and Laycock 2002; Felson and Boba 2010,
623 p. 47) nor any kind of *measure* of differential
624 vulnerability (see Clarke 1984), because it does
625 not quantify levels of vulnerability. What is
626 more, this notion of “crime opportunity” does
627 not even fit common understandings of opportu-
628 nity because it does not describe any kind of
629 realistic pre-crime situation formed by
630 a juncture of circumstances favorable to crime.
631 Logically, therefore, there is no opportunity in
632 Crime Opportunity Theory.

633 The current classic RAT and situational
634 crime prevention notion of “crime opportunity”
635 (perhaps *ratortunity* is a better word for it) is an
636 elegantly precise, perhaps perfect, post hoc
637 description of any successfully completed
638 criminal act, which makes it a veracious, and
639 therefore important, description of what has
640 happened. But descriptions, no matter how
641 elegantly described, cannot explain the reasons
642 for the data. It follows, therefore, that precise
643 descriptions of the components present at every
644 crime act cannot explain the cause of the crime.
645 This is true for all descriptions and the data
646 they describe (Shermer 1991). Just as a fossil
647 embedded in the geological fossil record, no
648 matter how precisely and elegantly
649 described, cannot explain itself without
650 a separate theory – such as Darwin’s theory of
651 evolution.

652 Criminology requires a crime theory to
653 explain why, in all successfully completed
654 crimes, offenders are sufficiently motivated to
655 prevail against protective measures. Simply
656 saying, for example, that successful offenders
657 were sufficiently motivated to overcome levels
658 of guardianship, perhaps even ones that had
659 deterred them in the past, because they
660 rationally reevaluated the risks and rewards

(Felson and Clarke 1998) does not explain at 661
what point and why the rewards and risks 662
switched to make a once adequately protected 663
target become sufficiently vulnerable. In order 664
to do that, criminologists need to look for more 665
promising explanations that are separate from the 666
data and descriptions of criminal acts they seek to 667
explain. One potentially promising avenue here is 668
to focus upon precisely how variations in demand 669
for particular stolen goods differentially 670
influence the motivation of thieves and their 671
perceptions of risks versus rewards. This is why 672
the strangely neglected area of stolen goods 673
markets deserves more attention. 674

In the case of theft, changes in technologies, 675
cultures, consumption patterns, and the economy 676
of a nation state can sometimes act as a spur for 677
new crime motivating markets, leading to 678
increased levels of theft of particular types of 679
property and changes in ways and methods of 680
offending (e.g., Mann and Sutton 1998). Future 681
research in this area will most certainly build 682
upon existing knowledge and seek to understand 683
more about the role that stolen goods markets 684
play in motivating people to begin and continue 685
stealing. One thing waiting to be discovered is 686
information about exactly how and why an 687
increase in demand for particular things can 688
change them from “warm” to “hot products” 689
(Clarke 1999) and hence increase both licit and 690
illicit prices (Sutton 1995). If future research 691
could find and then attach a quantifiable value to 692
the “sufficient motivation switching point” for 693
offending (if indeed there is such a thing) as 694
a sufficient condition for theft, then criminolo- 695
gists would be in a better position to predict 696
acquisitive crime waves. Perhaps one day crimi- 697
nologists will be able to accurately predict the 698
likelihood of the next otherwise unexpected 699
crime wave before it becomes a crime harvest. 700
Forewarned with such knowledge, it would be 701
possible to take preventative action, rather than 702
merely explaining why the crime wave happened 703
and seeking to prevent individual repeat occur- 704
rences. Understanding more about the role of 705
stolen goods markets in theft, therefore, offers 706
further promising incremental advances and 707
perhaps, potentially, a monumental breakthrough 708

709 in criminological knowledge, crime reduction
710 policy making, and policing.

711 **Conclusions and the Way Forward**

712 Little is known about the factors that influence
713 demand for stolen goods, what impact ready
714 markets have on potential and persistent property
715 thieves, and what might be the most promising
716 ways to tackle effectively the crime of knowingly
717 buying stolen goods. One thing is certain though:
718 if more goods are stolen from people on the street
719 or from their houses and cars, then they are
720 normally purchased by other people to enjoy on
721 the street or in their own houses and cars.

722 Surprisingly little research has been
723 conducted into who buys stolen goods and why.
724 Accordingly, compared with other areas of
725 criminology, such as ethnographic and
726 subcultural analysis of various different types of
727 theft and thieves, the subject of stolen goods
728 markets is a weirdly neglected area. Despite the
729 fact that fences and consumers create much of the
730 demand for stolen goods that is met through
731 supply by theft, policing and crime reduction
732 initiatives remain for the most part heavily
733 focused upon thieves alone. Given the pervasive
734 nature of stolen goods markets and the fact that
735 the stolen goods trade is, when compared
736 with acts of theft, afforded far less resources and
737 attention, a most telling question is whether it is
738 evenhanded or particularly efficient criminal
739 justice policy or policing practice to focus so
740 much attention on property thieves, rather than
741 those who buy from them.

742 Knowing what research reveals about adults
743 who motivate young thieves to steal by fencing or
744 otherwise criminally receiving stolen goods and
745 considering the number of thieves occupying
746 prison systems throughout the world reveals
747 a telling question, namely, *why do so few*
748 *receivers of stolen goods share prison time with*
749 *their regularly incarcerated suppliers?*
750 The answer lies partly in the fact that gathering
751 sufficient evidence to prosecute fences is difficult
752 because they conceal stolen goods trading behind
753 legitimate business fronts. Professional fences

754 are expert at this and can remain undetected for
755 years. In addition, members of the general public
756 who buy directly from thieves for their own
757 consumption do not do so as prolifically as indi-
758 vidual thieves tend to steal. Consequently, their
759 risk of detection is lower. Furthermore, public
760 tolerance toward those who deal out of their
761 cars and houses, often using networks of contacts
762 in the community, is high because these dealers
763 are seen by their customers as providing a kind of
764 community service by way of essential or
765 expensive luxury items at bargain prices.

766 If fences and the general public who buy
767 stolen goods are responsible for creating markets
768 for everyone's potential victimization, then
769 finding effective ways to reduce such markets
770 appears to be a logical and compelling way to
771 reduce theft. Detecting those engaged in handling
772 stolen goods and applying legal sanctions against
773 them ensures that thieves and handlers have less
774 chance of profiting from the misery of victims of
775 burglary and other thefts, which is arguably an
776 important criminal justice end in its own right and
777 perhaps one that criminologists should not lose
778 sight of in pursuit of measurable theft reduction.
779 That said, it is not possible to predict accurately
780 how different populations might respond in
781 the event they were significantly deprived of
782 stolen bargains.

783 Since theft remains a problem to be solved,
784 criminologists will continue to make progress
785 in the area. The logical impossibility of
786 "crime opportunity" being a cause of crime
787 brings us to a nexus where the next fundamental
788 breakthrough in understanding the causes of theft
789 may possibly be a new hypothesis proposing an
790 explanation for how "demand" for hot
791 products interacts with human actors to cause
792 a "switching point" in offender motivation with
793 the effect that what was previously capable
794 guardianship of valuable products becomes
795 inadequate when their trading value increases to
796 a certain level, which is exactly what happened
797 when electricity first ceased to be a capable
798 guardian of live copper cable when global copper
799 prices rose significantly in 2004 and thereafter.
800 If such a hypothesis is formulated, criminologists
801 and economists will do their best to disprove it

802 through a process of prediction and observable
 803 outcome. If disconfirming evidence is not forth-
 804 coming, then the issue of fencing and receiving
 805 stolen goods may no longer remain so strangely
 806 ignored because it might enable criminologists to
 807 better forecast crime waves. The theft reduction
 808 potential of adopting such a market reduction
 809 approach is huge.

810 **Related Entries**

- 811 ▶ [A Brief History of Criminological Theories](#)
- 812 [About the Causes of Crime](#)
- 813 ▶ [Causes of Offending: How Can They Be](#)
- 814 [Established](#)
- 815 ▶ [Crime Event](#)
- 816 ▶ [Cultural Criminology](#)
- 817 ▶ [Innovation and Crime Prevention](#)
- 818 ▶ [Larceny/Theft](#)
- 819 ▶ [Modus Operandi](#)
- 820 ▶ [Rational Choice Theory and Deterrence in](#)
- 821 [Economics](#)
- 822 ▶ [Rational Choice Theory and Deterrence in](#)
- 823 [Sociology/Criminology](#)
- 824 ▶ [Residential Burglary](#)
- 825 ▶ [Routine Activity Theory](#)
- 826 ▶ [Situational Crime Prevention](#)
- 827 ▶ [Theft at Construction Sites](#)
- 828 ▶ [Theories of Situational Crime Prevention](#)
- 829 ▶ [Wildlife Trafficking, Speciesism and Crimes](#)
- 830 [Against Animal Life](#)

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