



Government of **Western Australia**
Department of **the Attorney General**

**Report on Civil Cases in the
District Court
of Western Australia
2008/09 to 2012/13**

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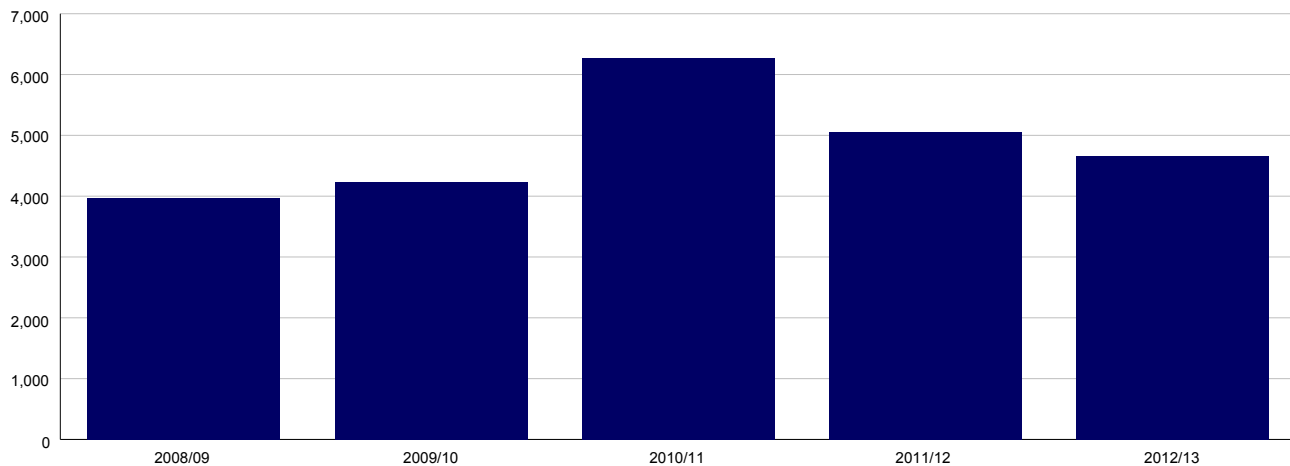
About this Report

The purpose of this report is to provide information about the work carried out by the District Court of Western Australia. A number of different statistics have been included that illustrate different aspects of the civil court process. Care must be taken in interpreting these statistics. It is NOT possible to compare one indicator with another as the methods of counting are not aligned.

Separate counting rules that best illustrate the work of the court are utilised for each statistic. Please read the counting rules on each page to help interpret the data.

Civil Case Lodgments

Civil Lodgments



Civil Cases Lodged

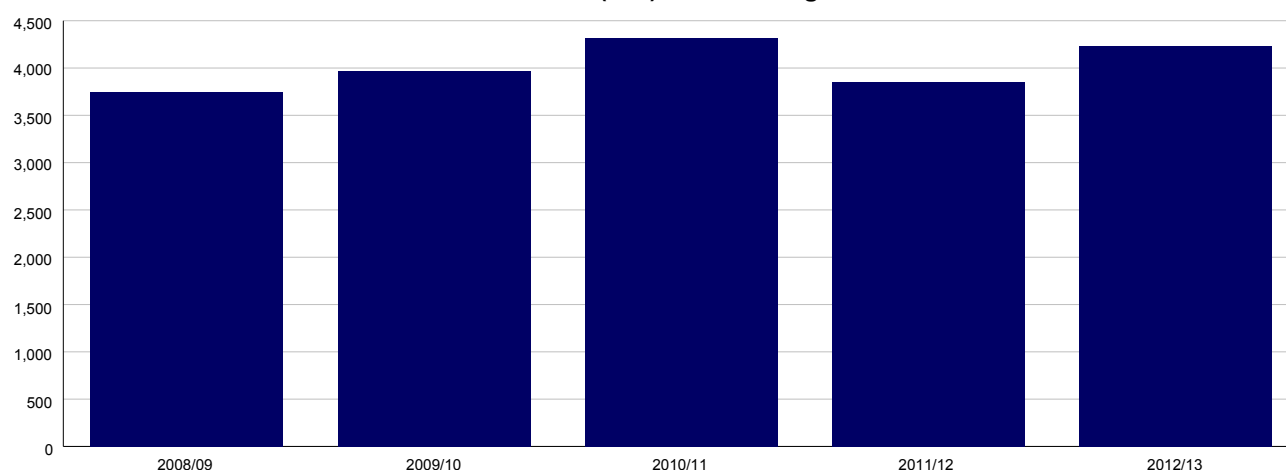
	2008/09	2009/10	2010/11	2011/12	2012/13	% Change 1 Year	% Change 5 Years
Appeal Criminal Injuries	1	2				n/a	n/a
Appeals File	79	115	105	99	121	22.2%	53.2%
Australian Register of Judgements	2	7	5			n/a	n/a
Civil (Originating Summons)	124	131	1,826	1,098	233	-78.8%	87.9%
Civil Cause (Writ Of Summons - Proceeding By Pleadings)	3,746	3,966	4,322	3,855	4,229	9.7%	12.9%
Criminal Property Confiscation Act	13	3	1			n/a	n/a
Proceeds of Crimes	2	7	13	7	13	n/a	n/a
Restraining Order		1			58	n/a	n/a
Total	3,967	4,232	6,272	5,059	4,654	-8.0%	17.3%

Counting Rules:

- These are the number of civil cases lodged in the District Court in Western Australia, broken down by case type.
- The unit of measure is the number of new cases commenced in the court during the reporting period.
- 'n/a' in the % Change column indicates that the calculation is 'not appropriate' given that the values of the columns in the table being compared are less than or equal to 10. Comparing values this low is statistically meaningless.
- The large increase in the number of civil (originating summons) cases lodged in 2010/11 is attributed to court fines for ignoring a jury summons or for failing to obey the direction of a jury pool supervisor being transferred from the criminal division where it was recorded as a miscellaneous criminal matter, to the civil division where it was recorded as a civil (originating summons) matter. Simultaneously, the Court processed a backlog of such matters. In October 2011, an amendment to the legislation gave the Sheriff's Office the authority to issue infringements for these matters.

Civil Writ (CIV) Register Lodgments

Civil Writs (CIV) matters lodged



Civil Writ Cases Lodged

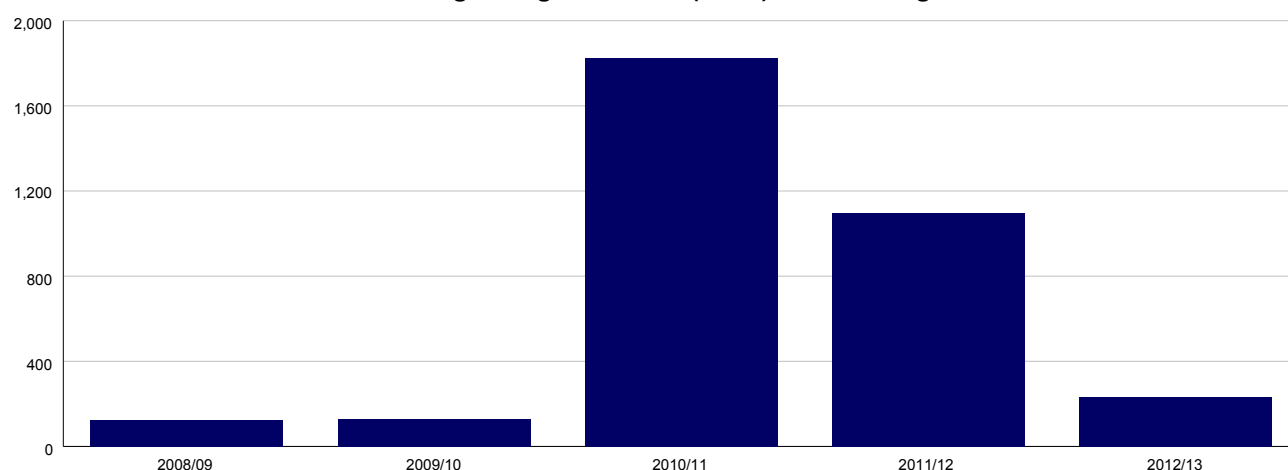
Remedy Type	2008/09	2009/10	2010/11	2011/12	2012/13	% Change 1 Year	% Change 5 Years
Civil Debt Recovery	505	318	845	549	820	49.4%	62.4%
Compromise			1			n/a	n/a
Damages - Personal Injury - Ward of State	57	41	12	6	9	n/a	n/a
Damages General (Other)	113	116	139	162	151	-6.8%	33.6%
Damages Medical Negligence	88	91	69	96	104	8.3%	18.2%
Damages Personal Injury - No Category	601	829	925	580	631	8.8%	5.0%
Damages Worker Injury	706	893	929	841	1,076	27.9%	52.4%
Damages for Motor Vehicle Accident	1,293	1,270	1,075	1,229	1,155	-6.0%	-10.7%
Damages for Occupiers Accident	138	189	133	227	183	-19.4%	32.6%
Insurance Act	3	4	1			n/a	n/a
Professional Negligence	4	6				n/a	n/a
Resolution of Commercial Claim	238	208	193	165	100	-39.4%	-58.0%
Section 6, Crown Suits Act		1				n/a	n/a
Total	3,746	3,966	4,322	3,855	4,229	9.7%	12.9%

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Originating Summons (CIVO) Register Lodgments

Civil Originating Summons (CIVO) matters lodged



Civil Originating Summons Cases Lodged

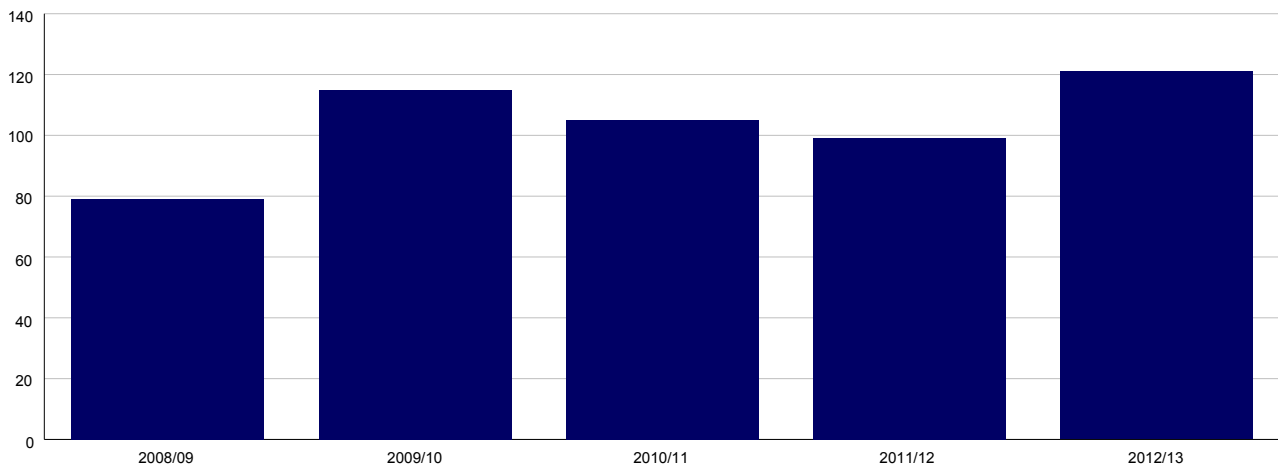
Remedy Type	2008/09	2009/10	2010/11	2011/12	2012/13	% Change 1 Year	% Change 5 Years
Bill of Costs			1			n/a	n/a
Civil Debt Recovery			1			n/a	n/a
Compensation/Restitution Order [Criminal Court]	5	2	1			n/a	n/a
Compromise			24	31	10	n/a	n/a
Infants Compromise	26	19				n/a	n/a
Interpleader Relief	4	2				n/a	n/a
Juries Act 1957 (Jury Fines)			1,648	829		n/a	n/a
Leave to Bring Action Under Fatal Accidents Act 1959	1	2	2			n/a	n/a
Non-Infants Compromise	2	2				n/a	n/a
Order pursuant to Criminal Property Confiscation Act	6	1				n/a	n/a
Order pursuant to Section 29(2) of Motor Vehicle Third Party Insurance Act	31	29	12	11	9	n/a	n/a
Order pursuant to Section 47A, Limitations Act	6	10	10	3		n/a	n/a
Proceeds of Crime	2			1		n/a	n/a
Prohibited Behaviour Order				1		n/a	n/a
Registration of Judgment/Order	4	3	11	20	20	0.0%	n/a
Resolution of General Civil Application	34	59	52	62	64	3.2%	88.2%
Section 16, Community Protection (Offender Reporting) Act 2004			3	3	3	n/a	n/a
Section 6, Crown Suits Act	3	2	1			n/a	n/a
Section 6, Spent Conviction Act 1988			9	21	18	-14.3%	n/a
Section 63, District Court of WA Act				2	9	n/a	n/a
Section 76, Road Traffic Act 1974			51	114	40	-64.9%	n/a
Section 78, Road Traffic Act 1974					60	n/a	n/a
Total	124	131	1,826	1,098	233	-78.8%	87.9%

Counting Rules:

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Appeal Register Lodgments

Appeals File (APP) matters lodged in the last 2 years



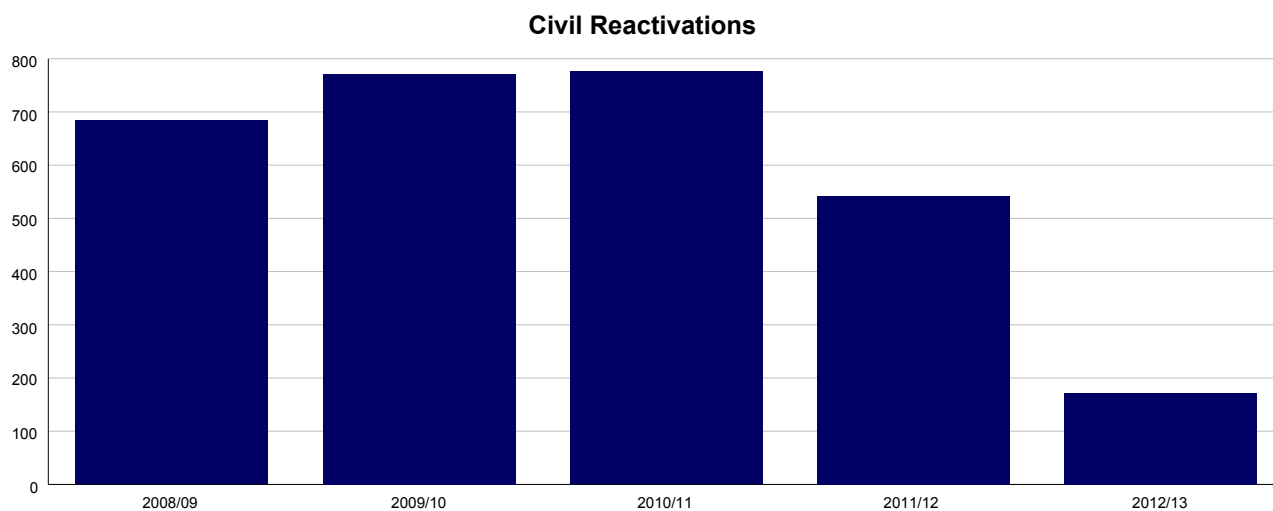
Civil Appeal Cases Lodged

Remedy Type	2008/09	2009/10	2010/11	2011/12	2012/13	% Change 1 Year	% Change 5 Years
Appeal from Commercial Tribunal	1					n/a	n/a
Appeal from Criminal Injuries Compensation	37	37	32	27	36	33.3%	-2.7%
Appeal from Magistrates Court	41	78	73	62	68	9.7%	65.9%
Appeal under the Workers Compensation and Injury Management Act				10	17	n/a	n/a
Total	79	115	105	99	121	22.2%	53.2%

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Civil Case Reactivations



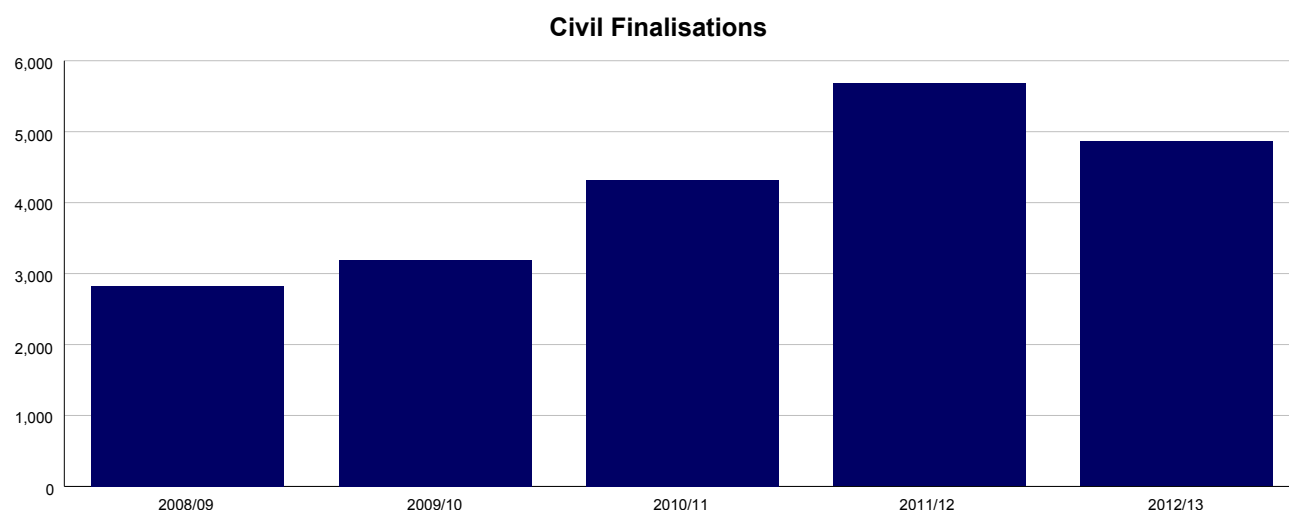
Civil Cases Reactivated

	2008/09	2009/10	2010/11	2011/12	2012/13	% Change 1 Year	% Change 5 Years
Appeals File	10	12	1			n/a	n/a
Australian Register of Judgements		1				n/a	n/a
Civil (Originating Summons)	2	2	18	1	1	n/a	n/a
Civil Cause (Writ Of Summons - Proceeding By Pleadings)	671	757	756	541	171	-68.4%	-74.5%
Criminal Property Confiscation Act	1					n/a	n/a
Proceeds of Crimes			1			n/a	n/a
Total	684	772	776	542	172	-68.3%	-74.9%

Counting Rules:

- These are the number of civil cases reactivated after becoming inactive in the District Court in Western Australia, broken down by case type.
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Civil Case Finalisations



Civil Case Finalisations

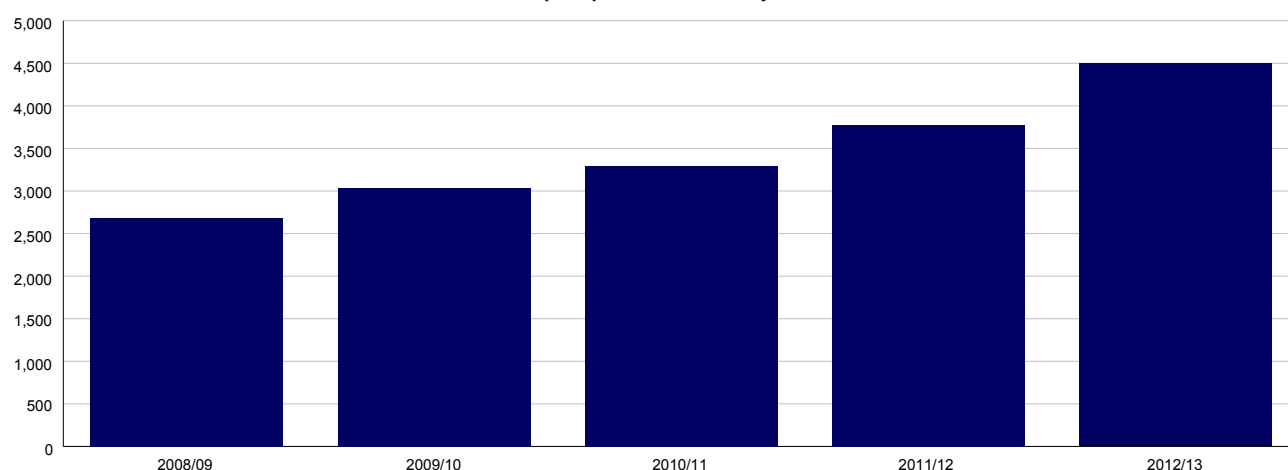
Register	2008/09	2009/10	2010/11	2011/12	2012/13	% Change 1 Year	% Change 5 Years
Appeal Criminal Injuries		1				n/a	n/a
Appeals File	64	77	90	150	116	-22.7%	81.2%
Civil (Originating Summons)	65	72	920	1,742	187	-89.3%	187.7%
Civil Cause (Writ Of Summons - Proceeding By Pleadings)	2,687	3,033	3,299	3,772	4,498	19.2%	67.4%
Criminal Property Confiscation Act	2	6	5	1	1	n/a	n/a
Proceeds of Crimes	2	2	5	13	7	n/a	n/a
Restraining Order					53	n/a	n/a
Total	2,820	3,191	4,319	5,678	4,862	-14.4%	72.4%

Counting Rules:

- These are the number of civil cases finalised in the District Court in Western Australia, broken down by case type.
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- The large increase in the number of civil (originating summons) cases lodged in 2010/11 is attributed to court fines for ignoring a jury summons or for failing to obey the direction of a jury pool supervisor being transferred from the criminal division where it was recorded as a miscellaneous criminal matter, to the civil division where it was recorded as a civil (originating summons) matter. Simultaneously, the Court processed a backlog of such matters. In October 2011, an amendment to the legislation gave the Sheriff's Office the authority to issue infringements for these matters.

Civil Writ (CIV) Register Finalisations

Civil (CIV) matters completed



Civil Writ Cases Completed

Remedy Type	2008/09	2009/10	2010/11	2011/12	2012/13	% Change 1 Year	% Change 5 Years
Civil Debt Recovery	302	200	402	556	771	38.7%	155.3%
Compromise				1		n/a	n/a
Damages - Personal Injury - Ward of State	11	23	10	8	7	n/a	n/a
Damages General	9	4	2			n/a	n/a
Damages General (Other)	98	90	83	117	148	26.5%	51.0%
Damages General (Personal Inj)	22	6	7	1	1	n/a	n/a
Damages Medical Negligence	33	34	38	71	99	39.4%	200.0%
Damages Personal Injury - No Category	337	555	634	681	723	6.2%	114.5%
Damages Worker Injury	597	778	850	888	1,106	24.5%	85.3%
Damages for Industrial Accident	6	4		2	1	n/a	n/a
Damages for Motor Vehicle Accident	982	1,065	1,000	1,089	1,244	14.2%	26.7%
Damages for Occupiers Accident	108	117	127	176	233	32.4%	115.7%
Insurance Act	2	5		1		n/a	n/a
Leave to Bring Action Under Fatal Accidents Act 1959	1		1			n/a	n/a
Professional Negligence	9	3	6	2	2	n/a	n/a
Resolution of Commercial Claim	166	147	136	178	163	-8.4%	-1.8%
Resolution of General Civil Application	1					n/a	n/a
Resolution of General Civil Claim	3	2	3			n/a	n/a
Section 6, Crown Suits Act				1		n/a	n/a
Total	2,687	3,033	3,299	3,772	4,498	19.2%	67.4%

Counting Rules:

- These are the number of civil cases completed in the District Court in Western Australia, broken down by case type.
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Civil Case Finalisation Reasons

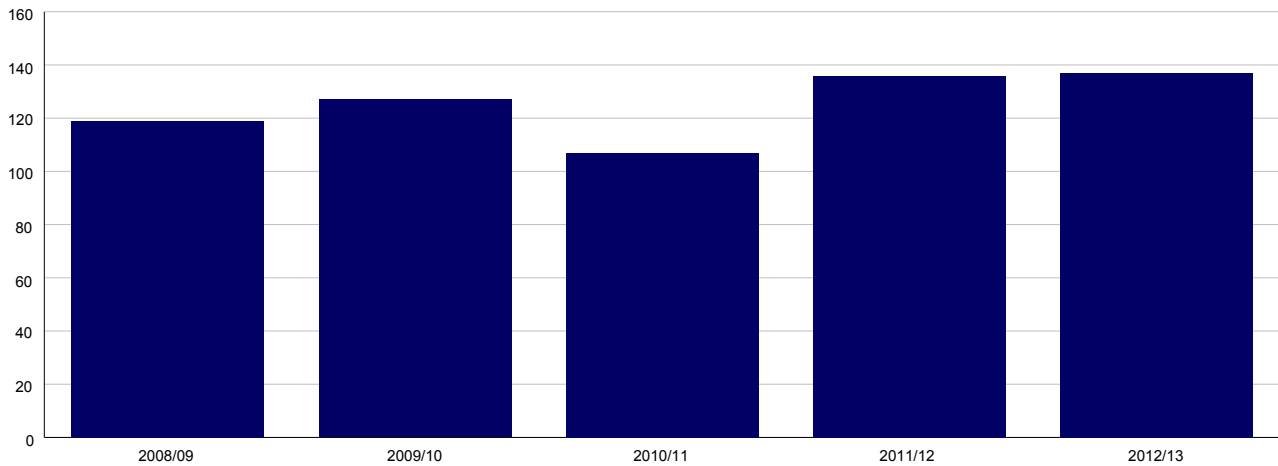
Completion Reason Group	2008/09	2009/10	2010/11	2011/12	2012/13	% Change 1 Year	% Change 5 Years
Action Consolidated	4	8	8	20	18	-10.0%	N/A
Appeal Finalised	39	46	60	91	45	-50.5%	15.4%
CIVO Application Finalised	29	26	833	1,524	150	-90.2%	417.2%
Cancelled		1			2	N/A	N/A
Consent Judgement	1,486	2,370	1,926	1,936	2,378	22.8%	60.0%
Conviction				1		N/A	N/A
Discontinued	208	216	201	238	312	31.1%	50.0%
Dismissed	92	46	3	1	2	N/A	N/A
Due to Case Management				301	549	82.4%	N/A
Final Restraining Order					52	N/A	N/A
Finalised by Order	24	32	122	190	148	-22.1%	516.7%
Judgment after trial	35	33				N/A	N/A
Judgment, default of appearance	199	84	267	268	292	9.0%	46.7%
Judgment, default of defence	23	16	52	58	45	-22.4%	95.7%
No Further Action Required			1	4	3	N/A	N/A
Order for compromise	48	66	63	93	87	-6.5%	81.2%
Other	1	1		1		N/A	N/A
Party in external administration		3	2	2	19	N/A	N/A
Remitted to Another Court	26	17	10	129	14	-89.1%	-46.2%
Sentenced					1	N/A	N/A
Settled Following Pre-Trial Conference	601	224	771	820	745	-9.1%	24.0%
Transferred to another DC	5	2				N/A	N/A
				1		N/A	N/A
Total	2,820	3,191	4,319	5,678	4,862	-14.4%	72.4%

Counting Rules:

- These are the number of civil cases finalised in the District Court in Western Australia, broken down by completion reason.
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Civil Finalisations by Trial

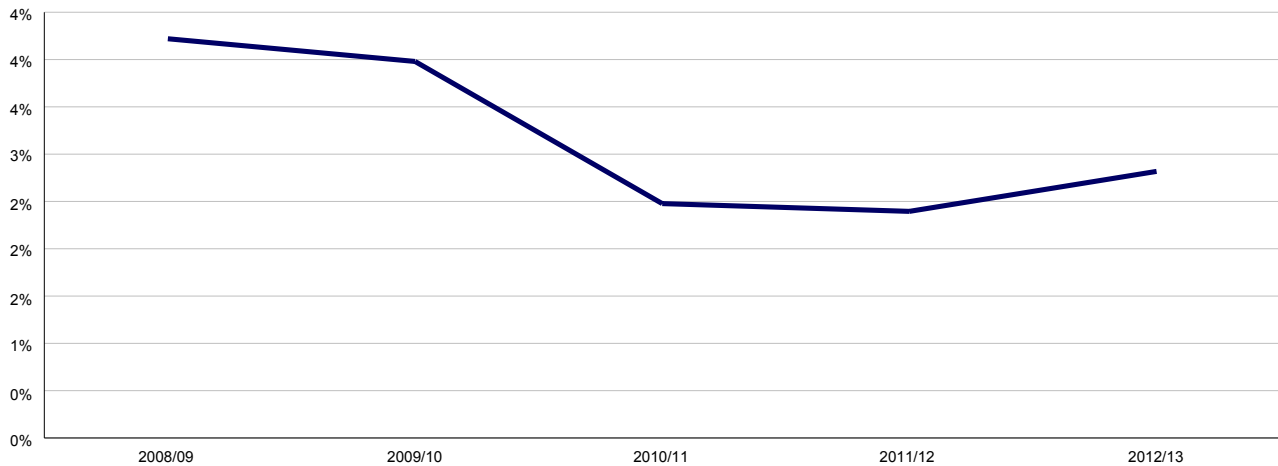
Civil Finalisations by Trial



Civil Trial Finalisations

	2008/09	2009/10	2010/11	2011/12	2012/13	% Change 1 Year	% Change 5 Years
Finalised Without Trial	2,701	3,064	4,212	5,542	4,725	-14.7%	74.9%
Finalised by Trial	119	127	107	136	137	0.7%	15.1%
Total	2,820	3,191	4,319	5,678	4,862	-14.4%	72.4%
Per cent finalised by trial	4.2%	4.0%	2.5%	2.4%	2.8%	17.6%	-33.2%

Civil Finalisations by Trial

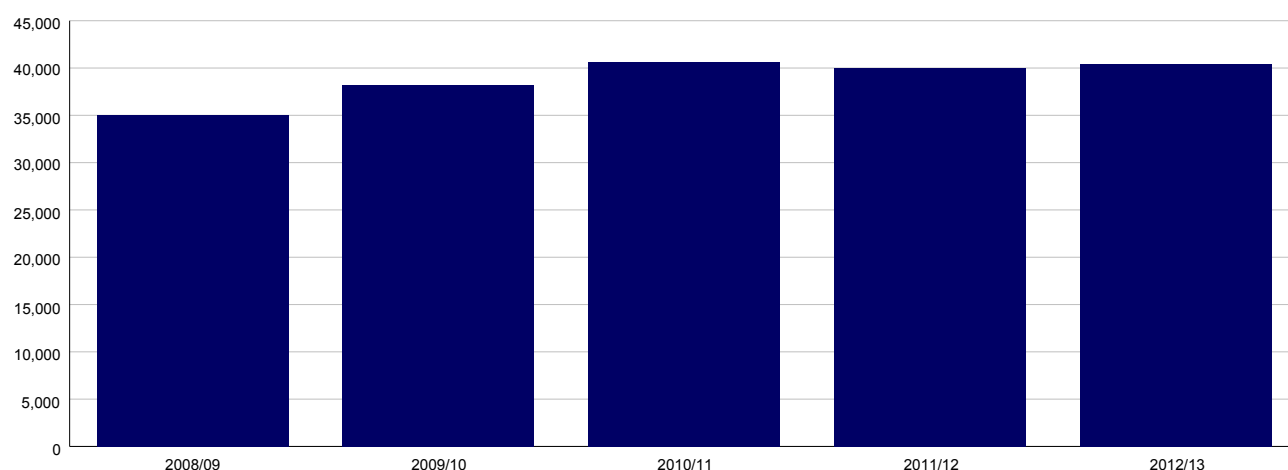


Counting Rules:

- These are the number of civil cases which were finalised in the District Court in Western Australia, broken down by whether a trial proceeded or not for the matter.
- 'n/a' in the % Change column indicates that the calculation is 'not appropriate' given that the values of the columns in the table being compared are less than or equal to 10. Comparing values this low is statistically meaningless.

Civil Documents Lodged

Civil Documents



Civil Documents Lodged

Document Type	2008/09	2009/10	2010/11	2011/12	2012/13	% Change 1 Year	% Change 5 Years
Additional Party Notice - further parties to a matter	88	78	101	70	73	4.3%	-17.0%
Affidavit	3,974	3,739	4,025	4,311	4,332	0.5%	9.0%
Amended	1,114	1,089	1,285	1,659	1,550	-6.6%	39.1%
Answers to	320	322	332	352	324	-8.0%	1.2%
Appeal Book	5	10	7	12	14	16.7%	n/a
Application for Removal of Life Disqualification under the Road Traffic Act s78					60	n/a	n/a
Application for an Extraordinary Licence under the Road traffic Act s76			3	3	2	n/a	n/a
Application for an order under Spent Convictions Act s6			2	6	16	n/a	n/a
Application to Cancel a Restraining Order					1	n/a	n/a
Application to Remit Fees	47	61	129	195	98	-49.7%	108.5%
Application to Vary a Restraining Order					1	n/a	n/a
Arrest Warrant - Originating				4	12	n/a	n/a
Bill of Costs	94	110	107	114	91	-20.2%	-3.2%
Book	112	106	135	98	93	-5.1%	-17.0%
Certificate	484	504	500	488	592	21.3%	22.3%
Certificate of Judgement	2	7	7	1	1	n/a	n/a
Chamber Summons/Application	1,815	2,023	2,154	2,379	2,543	6.9%	40.1%
Chronology of relevant events	23	31	21	25	25	0.0%	8.7%
Civil Judgement Enforcement Act Document	40	33	30	67	72	7.5%	80.0%
Concurrent Writ of Summons	3	7	3	2		n/a	n/a
Consent Orders	4,410	5,660	5,036	5,744	6,707	16.8%	52.1%
Consent Other	79	82	105	82	71	-13.4%	-10.1%
Counterclaim	2	2	1	6	2	n/a	n/a
Declaration of Small Business	120	116	144	164	120	-26.8%	0.0%
Deed			1			n/a	n/a
Default Judgement	61	73	18	45	29	-35.6%	-52.5%
Defence	2,086	2,270	2,228	2,232	2,100	-5.9%	0.7%
Defence and Counterclaim	107	127	118	125	119	-4.8%	11.2%
Entry for Trial	1,375	1,456	1,429	1,563	1,409	-9.9%	2.5%
Entry of Appeal for Hearing	39	71	75	8		n/a	n/a
Expert Reports	250	183	180	152	185	21.7%	-26.0%
Form 1 - Application					3	n/a	n/a
Form 6 - Civil Judgement Enforcement Act	122	142	140	149	149	0.0%	22.1%
Further Re-Amend	31	23	1		2	n/a	n/a
Further and Better Particulars of Pleadings	103	99	123	116	76	-34.5%	-26.2%
Interrogatories	16	10	26	60	53	-11.7%	231.2%
Judgement After	358	225	442	447	439	-1.8%	22.6%
List of Authorities	260	236	212	224	174	-22.3%	-33.1%
List of Documents	250	345	301	300	323	7.7%	29.2%
List of Records & Objects to be tendered at Trial	69	54	57	11	4	n/a	n/a

Civil Documents Lodged

Civil Documents Lodged

Document Type	2008/09	2009/10	2010/11	2011/12	2012/13	% Change 1 Year	% Change 5 Years
List of Witnesses	155	141	140	135	110	-18.5%	-29.0%
Memorandum	158	111	87	56	72	28.6%	-54.4%
Memorandum of Appearance	3,558	4,240	4,384	3,947	4,145	5.0%	16.5%
Memorandum pursuant to Order 59 Rule 9	90	76	96	134	114	-14.9%	26.7%
Minute of	1,070	1,260	1,761	1,093	1,045	-4.4%	-2.3%
Notice of	1,029	1,729	1,852	1,723	1,985	15.2%	92.9%
Notice of Appeal (Registrar's Decision)	50	48	39	72	67	-6.9%	34.0%
Notice of Appeal Criminal Injuries Compensation Criminal Injury Regulations	2	2				n/a	n/a
Notice of Appeal DC	78	119	111	101	123	21.8%	57.7%
Notice of Appointment to Hear Originating Summons/Motion	38	42	35	30	26	-13.3%	-31.6%
Notice of Contribution/Indemnity	60	52	83	79	160	102.5%	166.7%
Notice of Cross Appeal DC	2			1		n/a	n/a
Notice of Daily Hearing Fee	265	253	239	251	221	-12.0%	-16.6%
Notice of Discontinuance	200	226	259	286	391	36.7%	95.5%
Notice of Intention to Act in Person	39	48	70	41	50	22.0%	28.2%
Notice of Intention to Appear	54	68	70	48	77	60.4%	42.6%
Notice of Intention to Proceed	12	13	1			n/a	n/a
Notice of Intention to be Heard	3	5				n/a	n/a
Order	772	698	637	793	948	19.5%	22.8%
Originating Summons/Motion	128	138	175	250	141	-43.6%	10.2%
Other Document	138	171	114	26	38	46.2%	-72.5%
Papers for the Judge	966	632	204	79	77	-2.5%	-92.0%
Particulars of	245	564	1,134	1,200	1,249	4.1%	409.8%
Registration of Judgement	9	6	11	19	21	10.5%	n/a
Reply	184	198	200	222	189	-14.9%	2.7%
Request for	283	282	294	326	273	-16.3%	-3.5%
Schedule of Damages	1,559	1,208	604	560	364	-35.0%	-76.7%
Scott Schedule	3	23	10	2	4	n/a	n/a
Statement of Claim	1,379	1,528	1,598	1,596	1,463	-8.3%	6.1%
Submissions	806	922	834	831	835	0.5%	3.6%
Subpoena Returnable Prior to Trial	1	2	1	17	11	-35.3%	n/a
Subpoena Returnable at Trial				9	3	n/a	n/a
Substituted	50	49	67	82	77	-6.1%	54.0%
Summons (No Fee)			1,659	835		n/a	n/a
Writ of Summons	3,754	4,011	4,376	3,915	4,269	9.0%	13.7%
Total	34,999	38,159	40,623	39,973	40,413	1.1%	15.5%

Counting Rules:

(a) These are the number of civil documents lodged in the District Court in Western Australia, broken down by document type.

(b) 'n/a' in the % Change column indicates that the calculation is 'not appropriate' given that the values of the columns in the table being compared are less than or equal to 10. Comparing values this low is statistically meaningless.

Appendix One--Definitions

The following are definitions of case types and remedy types that are used within the District Court.

Case Types

Matters lodged within the District Court are classified by case type. The following definitions specify the differences between the case types used.

Appeal Criminal Injuries

When a decision has been made to compensate a victim for injuries suffered as a consequence of an offence, and the victim is not satisfied with the decision of the assessor of the amount of compensation allocated, it is then appealed.

Appeals File

A file that has been created in the current court as a result of an appeal to an order or judgement made in a lesser court. If the appellant feels the decision was unjust and wishes to have that matter reviewed, they file an appeal.

Australian Register of Judgements

Refers to the enforcement of judgements that were given at a different court interstate. For the judgement to be enforced in this state, it must first be registered with the court that has the jurisdiction to enforce such a judgement.

Civil (Originating Summons)

Civil proceedings between parties that are not commenced by writ are commenced by originating summons. Originating summons refers to matter where the facts of the case are agreed, but the Judge must decide in the meaning of a particular law.

Civil Cause (Writ of Summons - Proceeded by Pleadings)

A civil action that has commenced by an issue of a Writ of Summons. these are actions in which damages (monetary compensation) are sought. A writ is the form used for issues of factual disputes to be determined in open court.

Remedy Types

Within each case type, matters lodged within the District Court are also classified by remedy type. The following definitions specify the differences between the remedy types used.

Appeal from Magistrates Court

The Appellant disagrees with the Magistrates Decision and had the right to appeal the decision in the District Court.

Appeal from Commercial Tribunal

Appealing the decision from the State Administrative Tribunal (SAT).

Appeal from Criminal Injuries Compensation

Appealing the result of the criminal compensation.

Appeal from Real Estate & Business Agents Superannuation Board

Appealing a decision with Western Australia Electoral Commission (WEAC).

Appeal from Other Jurisdiction

An appeal moved to a different court, not necessarily a higher court.

Bills of Costs

An application to a court to determine the costs to be paid at the completion of an action.

Civil Debt Recovery

A civil action claiming a specified monetary amount.

Compensation/Restitution Order (Criminal Court)

The Sentencing Act 1995 allows for the making of a compensation/restitution order in favour of a victim of crime. The person can enforce the order by lodging it at a court as a judgement.

Legal Profession Act Bills of Cost

An application to a court to determine the costs to be paid at the completion of an action. The bill is itemised and all of the costs that the party feels are owing are listed in the bill for the taxing officer to determine.

Proceeds of Crime

Proceeds of crime are assets that have been obtained unlawfully. Individuals who have unexplained wealth can be court ordered to provide evidence on how they gained their assets. The responsibility of proving the property was lawfully obtained is of the respondent, and unexplained wealth may be confiscated and forfeited to the state.

Proceeds of Crime Act 2002

The act which regulates the tracking, restraining and confiscation of proceeds of crime and also regulates how the funds can be returned to the Australian community to alleviate the effects of crime in Australia.

Workers Compensation Section 93

The section of the Workers Compensation Act that deals with remedies against non-employers. This is for instances where someone other than the employer should be responsible and the employer in this instance was not legally responsible or negligent.

Compromise

Both parties come to a compromise, generally all parties agree to terms and conditions.

Damages General

A civil claim to get to obtain fund back from another party or to have payment made to themselves.

Damages General (Other)

Any claim that is for damages.

Damages General (Personal Injury)

A civil claim to get compensation from being injured at work sites, car accidents, ext.

Damages Medical Negligence

Damages Claims against Medical Practitioners and prospective health care providers and services.

Damages Personal Injury – no category

Claims for personal injuries generally for damages.

Damages Personal Injury – Ward of State

People in care of the state usually under the age of 18. Who are claiming damages for personal injuries.

Appendix One--Definitions continued

Remedy Types continued

Damages Worker Injury

Claims against employers for injuries that occur in course of employment.

Damages for Industrial Accident

Claims for damages (monetary) in relation to unexpected injuries/harm that have taken place in an industrial setting

Damages for Motor Vehicle Accident

Claims for damages or injuries that have occurred in motor vehicle accidents.

Damages for Occupiers Accident

Claims for damages occurred in places of business in which the claimant is not an employee or contractor.

Infants Compromise

A person under the age of 18 is deemed an infant. An action may be 'compromised'. This means the parties agree to the cause of action and, subject to the opinion of a senior legal practitioner, the amount of damages.

Insurance Act

A claim under the Insurance Act (Commonwealth) is to protect the interests of policyholders and prospective policyholders under insurance policies (issued by general insurers and Lloyd's underwriters). A claim may be made if a policyholder has a valid claim and the Insurance Company may be insolvent.

Interpleader Relief

An application for interpleader relief is made when an applicant has or will be sued by 2 or more parties over a liability that both are making adverse claims over.

Leave to Bring Action Under Fatal Accidents Act 1959

The Fatal Accidents Act allows an action to compensate the families of persons killed by accident, where, if the deceased had no died, the deceased could have brought an action against that person in damages. Under the Act, a person is liable for damages where the cause of death is by a wrongful act, neglect or default of that person. Leave is required if the action is commenced more than 3 years after death: Limitations Act 2005.

Leave to Commence per S93D (4) Workers Compensation & Rehabilitation Act 1981

Leave to commence common-law proceedings.

Non – Infants Compromise

An application to approve a compromise by a person under a disability.

Order pursuant to Corporations Law

An order made under Corporations law which specifically applies to corporations/companies which have a legal their own set of legal rights and responsibilities.

Order Pursuant to Criminal Property Confiscation Act

An order for the confiscation (in certain circumstances) of property acquired as a result of criminal activity and property used for criminal activity.

Order pursuant to Section 29 (2) of Motor Vehicle Third Party Insurance Act

Order requiring a person who has made a claim to commence proceedings.

Order pursuant to Section 47A, Limitations Act

An extension of time to commence proceedings against the Crown.

Proceeds of Crime Act

An application for the forfeiture of the proceeds of a crime.

Professional Negligence

An action against a professional who has breached the duty owed to a person by acting negligently. For health professionals, refers to 'Damages, Medical Negligence' remedy type. See also s5PA Civil Liabilities Act 2002.

Registration of Judgement

An application to register a judgement from another jurisdiction.

Registration of Judgement/Order

An application to register a judgement or order from another jurisdiction.

Resolution of General Civil Application

A general civil application is an action in damages between non-commercial parties. Refer now to remedy type 'Damages' and the several categories.

Resolution of Commercial Claim

A commercial claim is a claim that does not involve a claim for personal damages (injury in a motor vehicle, workers compensation or physical injury to a person generally). Typically, it is a claim for a breach of contract.

Section 6, Crown Suits Act 1947

The Crown Suits Act allows the Crown to sue, and be sued, in any Court or otherwise competent jurisdiction in the same manner as a person. Section 6 is repealed. It dealt with applications for leave to commence action in a Court at any time before the expiration of 6 years from the date on which the cause of action required.

Section 6, Spent Conviction Act 1988

An application to declare a conviction spent.

Section 16, Community Protection (Offender Reporting) Act 2004

Fixing a date the hearing of an application form a controlling order against a sexual offender.

Section 56, Juries Act 1957

Rights of jury members in regards to their employers.

Section 76 or 78, Road Traffic Act 1974

An application for an extraordinary licence Road Traffic Act 1974, section 76 (1).

As well as our FOI and annual reporting responsibilities, the Department has now committed to regularly publishing a wide range of statistics relating to the operation of its various business areas.

The Department receives requests from media outlets on a daily basis for customised statistics, which may be beyond the scope of this statistics package.

All media requests for customised figures are considered individually and the Department will generally supply such information only where the

- information is stored in a way that it is easily retrievable; and***
- amount of work required to compile and supply customised information is not unreasonable.***