

Chapter 5

Applications to Vary an Intervention Order

Outcomes of applications to vary an intervention order

In 2006/07, there were 1,177 applications to vary an intervention order finalised in the Magistrates' and Children's Courts of Victoria and almost all were granted (95.6%).

Between 2002/03 and 2006/07:

- The number of applications to vary an intervention order that were finalised increased by 40.9% (+342).
- The proportion of applications to vary that were granted by the court remained relatively stable at approximately 96%.

Table 5.1

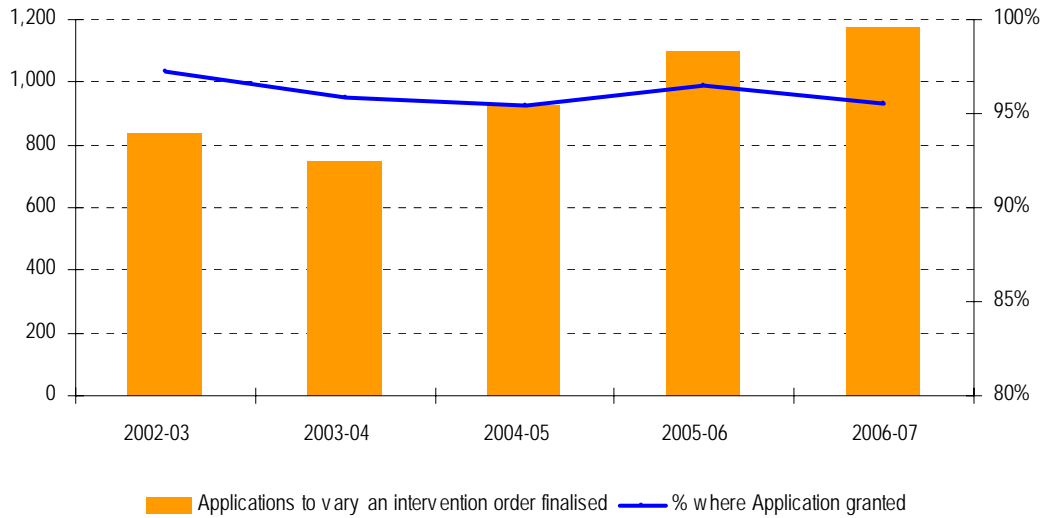
Applications to vary an intervention order finalised, by outcome, 2002/03 – 2006/07

	2002-03	2003-04	2004-05	2005-06	2006-07
	<i>Number</i>				
Intervention order made	812	715	884	1,057	1,125
Complaint struck out	6	6	15	13	17
Complaint withdrawn	8	5	5	8	11
Complaint withdrawn with undertaking	0	3	5	3	9
Complaint refused	0	3	3	3	5
Complaint revoked	9	14	14	12	10
<i>Total</i>	<i>835</i>	<i>746</i>	<i>926</i>	<i>1,096</i>	<i>1,177</i>
	<i>Percent</i>				
Intervention order made	97.2%	95.8%	95.5%	96.4%	95.6%
Complaint struck out	0.7%	0.8%	1.6%	1.2%	1.4%
Complaint withdrawn	1.0%	0.7%	0.5%	0.7%	0.9%
Complaint withdrawn with undertaking	0.0%	0.4%	0.5%	0.3%	0.8%
Complaint refused	0.0%	0.4%	0.3%	0.3%	0.4%
Complaint revoked	1.1%	1.9%	1.5%	1.1%	0.8%
<i>Total</i>	<i>100.0%</i>	<i>100.0%</i>	<i>100.0%</i>	<i>100.0%</i>	<i>100.0%</i>

Outcomes of applications to vary an intervention order, continued

Figure 5.1

Number of applications to vary an intervention order finalised and proportion where application was granted, 2002/03 – 2006/07



Relationships between aggrieved persons and defendants

In 2006/07, 2,274 aggrieved persons had an application to vary an intervention order finalised in the Magistrates' and Children's Courts of Victoria. This is an increase of 83.9% since 2002/03.

Between 2002/03 and 2006/07 the proportion of aggrieved persons who had an application to vary an intervention order finalised, where the aggrieved person was recorded as:

- A *domestic partner / former domestic partner* of the defendant decreased from 42.2% to 35.2%;
- A *parent / step parent* of the defendant decreased from 10.6% to 6.6%;
- A *child / step child* of the defendant increased significantly from 23.1% to 40.1%;
- A *sibling* of the defendant remained relatively stable decreased from 4.8% to 1.4%;
- An *in-law* of the defendant remained below 1.5%;
- Being in an *intimate personal relationship* with the defendant varied between 4.8% and 6.8%;
- A *non family member* varied between 5.5% and 9.5%.

Relationships between aggrieved persons and defendants, continued

Table 5.2

Aggrieved persons who had an application to vary an intervention order finalised, by their relationship to the defendant, 2002/03 – 2006/07

	2002-03	2003-04	2004-05	2005-06	2006-07
	<i>Number</i>				
Domestic partner/Former domestic partner	522	468	570	705	801
Parent/Step-parent	131	96	132	143	150
Child/Step-child	285	234	292	692	912
Sibling	59	32	41	49	32
In-Laws	16	13	18	16	20
Other Relative	27	20	25	46	42
Intimate Personal Relationship	78	61	90	110	109
Non family member	87	98	126	107	138
Other relationship	28	18	31	59	68
Unknown relationship	3	0	6	4	2
<i>Total</i>	<i>1,236</i>	<i>1,040</i>	<i>1,331</i>	<i>1,931</i>	<i>2,274</i>
	<i>Percent</i>				
Domestic partner/Former domestic partner	42.2%	45.0%	42.8%	36.5%	35.2%
Parent/Step-parent	10.6%	9.2%	9.9%	7.4%	6.6%
Child/Step-child	23.1%	22.5%	21.9%	35.8%	40.1%
Sibling	4.8%	3.1%	3.1%	2.5%	1.4%
In-Laws	1.3%	1.3%	1.4%	0.8%	0.9%
Other Relative	2.2%	1.9%	1.9%	2.4%	1.8%
Intimate Personal Relationship	6.3%	5.9%	6.8%	5.7%	4.8%
Non family member	7.0%	9.4%	9.5%	5.5%	6.1%
Other relationship	2.3%	1.7%	2.3%	3.1%	3.0%
Unknown relationship	0.2%	0.0%	0.5%	0.2%	0.1%
<i>Total</i>	<i>100.0%</i>	<i>100.0%</i>	<i>100.0%</i>	<i>100.0%</i>	<i>100.0%</i>

Relationships between aggrieved persons and defendants, continued

Figure 5.2

Number of aggrieved persons who had an application to vary an intervention order finalised, by their relationship to the defendant, 2002/03 – 2006/07

