Chapter 6

Applications to Revoke an Intervention Order

Outcomes of applications to revoke an intervention order

In 2006/07, there were 836 applications to revoke an intervention order finalised in the Magistrates' and Children's Courts of Victoria and the majority were granted (65.7%).

Between 2002/03 and 2006/07, the number of applications to revoke an intervention order which were:

- finalised decreased by 7.4% (-67);
- granted by the Court decreased by -21.1% (-147); and
- varied by the Court but not revoked increased by 38.2% (+73).

Table 6.1

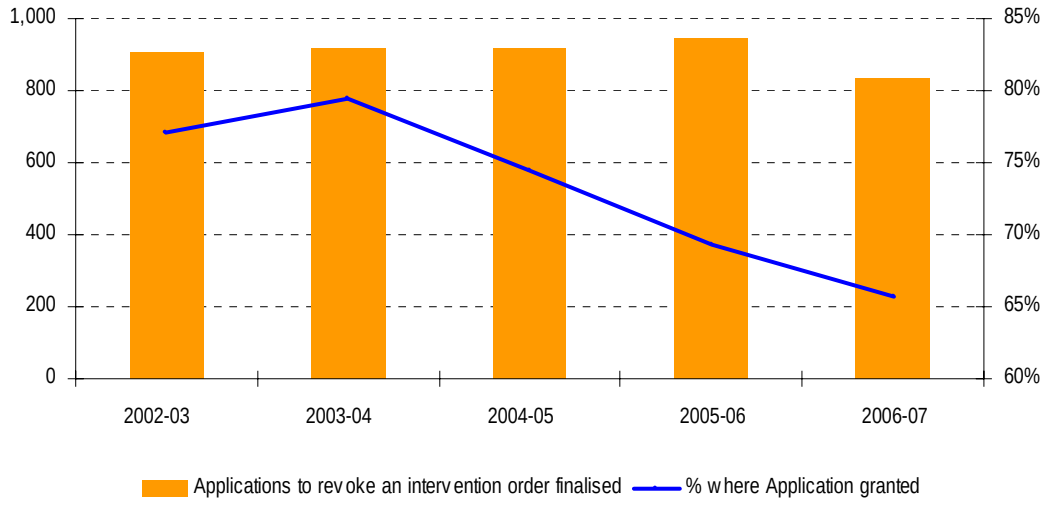
Applications to revoke an intervention order finalised, by outcome, 2002/03 – 2006/07

	2002-03	2003-04	2004-05	2005-06	2006-07
			Number		
Intervention order varied, not revoked	191	166	206	265	264
Application struck out	8	11	21	14	9
Application withdrawn	6	9	6	10	14
Application refused	2	3	2	1	0
Application granted	696	728	684	656	549
Total	*903*	*917*	*919*	*946*	*836*
			Percent		
Intervention order varied, not revoked	21.2%	18.1%	22.4%	28.0%	31.6%
Application struck out	0.9%	1.2%	2.3%	1.5%	1.1%
Application withdrawn	0.7%	1.0%	0.7%	1.1%	1.7%
Application refused	0.2%	0.3%	0.2%	0.1%	0.0%
Application granted	77.1%	79.4%	74.4%	69.3%	65.7%
Total	*100.0%*	*100.0%*	*100.0%*	*100.0%*	*100.0%*

Outcomes of applications to revoke an intervention order, continued

Figure 6.1

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



Relationships between aggrieved persons and defendants

In 2006/07, 1,359 aggrieved persons had an application to revoke an intervention order finalised in the Magistrates' and Children's Courts of Victoria. This is an increase of 15.8% (+185) since 2002/03. Between 2002/03 and 2006/07 the proportion of aggrieved persons who had an application to revoke an intervention order finalised, where the aggrieved person was recorded as:

- A *domestic partner / former domestic partner* of the defendant decreased from 44.8% to 37.8%;
- A *parent / step parent* of the defendant decreased from 8.6% to 6.9%;
- A *child / step child* of the defendant increased from 17.7% to 31.3%;
- A *sibling* of the defendant remained relatively stable at below 4%;
- An *in-law* of the defendant remained at approximately 1% - 2%;
- Being in an *intimate personal relationship* with the defendant decreased from 12.3% to 7.6%;
- A *non family member* was varied between 5.6% and 7.6%.

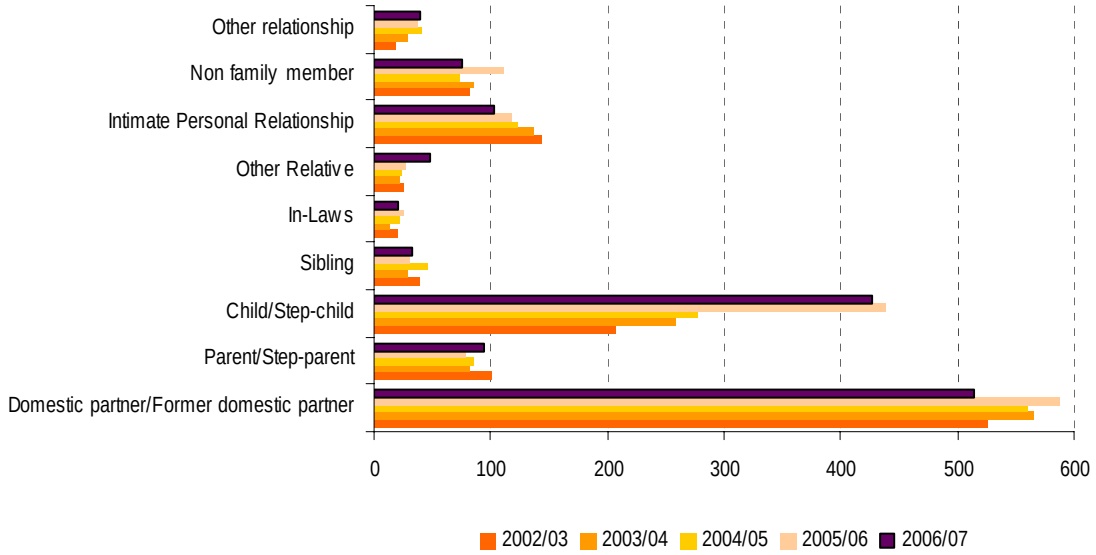
Relationships between aggrieved persons and defendants, continued

Table 6.2

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

	2002-03	2003-04	2004-05	2005-06	2006/07
			Number		
Domestic partner/Former domestic partner	526	566	561	588	514
Parent/Step-parent	101	83	86	78	94
Child/Step-child	208	258	278	439	426
Sibling	39	29	47	30	32
In-Laws	20	14	22	25	21
Other Relative	26	23	24	27	48
Intimate Personal Relationship	144	137	124	118	103
Non family member	83	86	74	111	76
Other relationship	18	29	41	37	39
Unknown relationship	9	5	9	12	6
Total	*1,174*	*1,230*	*1,266*	*1,465*	*1,359*
			Percent		
Domestic partner/Former domestic partner	44.8%	46.0%	44.3%	40.1%	37.8%
Parent/Step-parent	8.6%	6.7%	6.8%	5.3%	6.9%
Child/Step-child	17.7%	21.0%	22.0%	30.0%	31.3%
Sibling	3.3%	2.4%	3.7%	2.0%	2.4%
In-Laws	1.7%	1.1%	1.7%	1.7%	1.5%
Other Relative	2.2%	1.9%	1.9%	1.8%	3.5%
Intimate Personal Relationship	12.3%	11.1%	9.8%	8.1%	7.6%
Non family member	7.1%	7.0%	5.8%	7.6%	5.6%
Other relationship	1.5%	2.4%	3.2%	2.5%	2.9%
Unknown relationship	0.8%	0.4%	0.7%	0.8%	0.4%
Total	*100.0%*	*100.0%*	*100.0%*	*100.0%*	*100.0%*

Relationships between aggrieved persons and defendants, continued

Figure 6.2

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