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## Annual Report 2000-2001 Appendix E: Statistics

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### GENERAL DIVISION 1/7/2000 - 30/6/2001

#### 1. Case flow 2000-2001

Matters pending at  
30 June 2000  
New Applications  
filed  
Disposals  
Pending as at 30  
June 01

126  
350  
358  
118

#### 2. Applications by type 2000-2001

Applications for Original Decision  
Applications for review

14  
336

#### 3. Applications by Act 2000-2001

Subject by Act

Apiaries Act  
1

Boxing & Wrestling Act  
2

Conveyancers Licencing Act  
1

Education Act  
1

Fair Trading Act  
3

Firearms Act	53
First Home Owners Grant Act	5
Fisheries Management Act	34
Freedom of Information Act (amend)	6
Freedom of Information Act(access)	62
Home Building Act	13
Local Government Act (Original Decision)	1
Motor Dealers Act	2
Passenger Transport Act	36
Pawnbrokers & Second Hand Dealers Act	9
Privacy & Personal Information Protection Act	3
Public Health Act	5
Road Transport (General) Act (s.48)	73
Road Transport (General) Act (s.40) (original decision)	7
Security Industry Act	26
Tow Truck Act	4
Travel Agents Act	1
Vocational Education & Training Accreditation Act	1
Question of Jurisdiction	1

#### 4. Outcomes in Merit Review matters

Application withdrawn  
Dismissed/No  
appearance  
Dismissed/Agreement  
reached Dismissed/  
Declined  
Decision under review  
affirmed  
Decision under review set aside/Recommendation  
made/ Decision varied  
No Jurisdiction

108

170

70

10

#### 5. Timeliness - time from date of application to date of disposal

No. disposed of in < 6 months

280

No. disposed of in < 12 months

64

No. disposed of in > 12 months

14

No. disposed of in > 2 years

0

### **Community Services Division 1/7/2000 - 30/6/2001**

#### 1. Case flow 2000-2001

Matter pending as  
at 30 June 2000  
New Applications  
filed  
Disposals  
Pending as at 30 June 01

23\*

60

37

46

\* Note: Number pending as at 30 June 2000 is different from previous annual report due to changes in method of counting and manual file reconciliation

#### 2. Applications by type 2000-2001

Applications for original decision  
Applications for review

44  
16

3. Applications by Subject 2000-2001  
Subject Number

Child care licence  
2

Custody  
9

Disability funding  
2

Guardianship  
2

Powers of Community Services Commission  
0

no appellable decisions  
0

no action on Community Service Commission  
recommendation  
1

Declaration that Child Protection (Prohibited  
Employment) Act 1998 does not apply  
44

4. Outcomes - Reviewable Decisions

Application withdrawn Dismissed/  
No appearance Dismissed/  
Agreement reached  
Dismissed/Declined  
Decision under review affirmed  
Decision under review set  
aside/Recommendation made/  
Decision varied

9  
4  
0

5. Outcomes- Original Decisions

Application withdrawn Dismissed/  
No appearance Dismissed/  
Agreement reached  
Dismissed/Declined  
Declaration made  
Declaration Refused

9

15  
0

6. Mediation

Settled at Mediation  
Settled after Mediation  
Proceeded to Hearing  
Pending

0  
0  
0  
0

7. Timeliness - time from date of application to date of disposal

No. disposed of in < 6 months  
29

No. disposed of in < 12 months  
2

No. disposed of in > 12 months  
4

No. disposed of in > 2 years  
2

**Equal Opportunity Division 1/7/2000 - 30/6/2001**

1. Case flow 2000-2001

Matters  
pending at 30  
June 2000  
New  
Applications  
filed  
Disposals  
Pending as at 30 June 01

127\*  
111  
118  
120

\* Pending as at 30 June 00 is different from that shown in previous annual report due to manual reconciliation of files

2. Applications by type 2000-2001

Applications for original decision  
Applications for review

111

0

### 3. Applications by Ground 2000-2001

Head of discrimination\*  
Number

Race  
30

Racial vilification  
7

Sexual harassment  
12

Sex  
26

Transgender  
3

Transgender vilification  
0

Marital status  
2

Disability  
29

Carer's responsibilities  
0

Homosexuality  
12

Homosexuality vilification  
3

Compulsory retirement  
0

HIV/Aids vilification  
0

Age  
8

Victimisation  
33

Aiding and Abetting  
2

Review of decision of President ADB  
0

\*NB: a number of complaints have been referred to the Tribunal under more than one head of discrimination

#### 4. Outcomes

Withdrawn/  
Discontinued/Dismissed  
without hearing  
Summary dismissal  
under section 111  
Dismissed after hearing  
Orders made

87

5

15

11

#### 5. Mediation

No. of mediations  
conducted  
Settled at Mediation  
Settled after  
Mediation  
Proceeded to  
Hearing  
Pending

40

21

6

3

10

#### 6. Timeliness - time from date of application to date of disposal

No. disposed of in < 6 months  
42

No. disposed of in < 12 months  
28

No. disposed of in > 12 months  
24

No. disposed of in > 2 years  
24

#### **Retail Leases Division 1/7/2000 - 30/6/2001**

##### 1. Case flow 2000-2001

Matters pending at  
30 June 2000  
Applications filed  
Disposed

Pending as at 30 June 01

25  
107  
82  
50

\*All retail tenancy claims. Unconscionable conduct provisions not commenced.

## 2. Outcomes

Withdrawn/ Discontinued/ Dismissed without  
hearing  
Dismissed after hearing  
Settled - Orders made  
Orders made

56  
6  
5  
15

## 3. Timeliness - time from date of application to date of disposal

No. disposed of in < 6 months  
67

No. disposed of in < 12 months  
14

No. disposed of in > 12 months  
1

No. disposed of in > 2 years  
0

## **Legal Services Division 1/7/2000 - 30/6/2001**

### 1. Case flow 2000-2001

Matters pending at 30  
June 2000  
Applications filed  
Disposed  
Pending as at 30 June 01

42  
38  
34  
46

### 2. Applications by type 2000-2001

Applications for original decision  
38



3. Applications by subject 2000-2001

Type of Practitioner

Type of conduct\*

Number

Solicitor

PM

23

Solicitor

PM & UPC

1

Barrister

PM

3

Barrister

UPC

6

Barrister

PM & UPC

4

S.48I & 48K Applications

1

\*PM - professional misconduct, UPC - Unsatisfactory professional conduct

4. Outcomes

No-Jurisdiction/Withdrawn

15

Dismissed

1

Dismissed - S 155A of the LP Act

3

Proceedings permanently stayed

1

Penalty imposed by type:

Removed from Roll

9

Suspended from Practice

1

Reprimanded and Fined

2

S.48I & 48K Orders (convicted persons)  
2

6. Timeliness - time from date of application to date of disposal

No. disposed of in < 6 months  
5

No. disposed of in < 12 months  
10

No. disposed of in > 12 months  
11

No. disposed of in > 2 years  
8

**Appeals 1/7/2000 - 30/6/2001**

**Appeals to Appeal Panel**

1. Case Flow 2000 -2001

**Division**

**Appeals Pending as 30 June 2000**

**New Appeals filed**

**Disposals**

**Pending as at 30 June 01**

General Division

11  
26  
22  
15

Community Services Division

2  
1  
3  
0

Equal Opportunity Division \*

13  
14  
15  
12

Retail Leases Division

0  
9  
4  
5

Legal Services Division

5  
3  
1  
7

**Total**

31  
53  
45  
39

\*Note - There is an increase of 1 in the pending as at 30 June 00 from the previous annual report due to manual reconciliation of files

2. Outcome of Appeals

**Division**  
**Upheld (in full or part)**  
**Dismissed**  
**Withdrawn/Discontinued**  
**Total**

General Division

5  
12  
5  
22

Community Services Division

3  
0  
0  
3

Equal Opportunity Division \*

9  
6  
0  
15

Retail Leases Division

0  
3  
1  
4

Legal Services Division

1  
0  
0  
1

**Total**

**18**  
**21**  
**6**  
**45**

3. Timeliness - time from date of appeal to date of determination

No. disposed of in < 6 months  
20

No. disposed of in < 12 months

16

No. disposed of in > 12 months  
9

No. disposed of in > 2 years  
0

**Appeals to the Supreme Court**

1. Case flow 2000 - 2001

**Division**  
**Appeals Pending as 30 June 2000**  
**New Appeals filed**  
**Disposals**  
**Pending as at 30 June 01**

General Division

1  
2  
1  
2

Community Services Division

0  
0  
0  
0

Equal Opportunity Division

1  
2  
0  
3

Retail Leases Division

0  
0  
0  
0

Legal Services Division

3  
1  
1  
3

Total

5  
5  
2  
8

2. Outcome of Appeals

**Division**  
**Upheld (in full or part)**  
**Dismissed**

**Withdrawn/Dismissed**

General Division

1  
0  
0

Community Services Division

0  
0  
0

Equal Opportunity Division

0  
0  
0

Retail Leases Division

0  
0  
0

Legal Services Division

1  
0  
0

**Total**

**2**  
**0**  
**0**

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