



Government of **Western Australia**
Department of **Justice**
Office of the Director General

All enquiries: Tracy Muir
Phone: 9425 7430
Our Ref: CS 274/18

Ms Irina Lobeto-Ortega
Advisory Officer (Legal)
Select Committee into Elder Abuse
Legislative Council of Western Australia
18-32 Parliament Place
WEST PERTH WA 6005

Email to: eld@parliament.wa.gov.au

Dear Ms Lobeto-Ortega

Inquiry Into Elder Abuse – Request for Restraining Order Statistics

Thank you for your email to Ms Tracy Muir, Manager Planning and Performance dated 18 June 2018 requesting statistics in relation to restraining order applications to protect persons aged of 65 years and over.

I provide you with the attached report relating to restraining order applications in Western Australia which has been prepared for the Select Committee into Elder Abuse.

Should you require any future statistics, please forward correspondence to:

Director General's Office
Department of Justice
GPO Box F317
PERTH WA 6841

Yours sincerely

Dr Adam Tomison
DIRECTOR GENERAL

26 June 2018

Attach.

Magistrates Court of Western Australia

Information about Restraining Orders for The Select Committee into Elder Abuse



Restraining Order Applications in Financial Years 2015/16 to 2017/18

This data is for information only and not approved for publication. If the data is required for any other purpose, formal approval is required by the Department of Justice and the Chief Magistrate of Western Australia.

Restraining Order Lodgments Statistics Requested by the Select Committee into Elder Abuse

	2015/16			2016/17			2017/18 Year to Date as at 19 June 2018		
	Matters Lodged	Protected Person Over 65	Percentage Over 65	Matters Lodged	Protected Person Over 65	Percentage Over 65	Matters Lodged	Protected Person Over 65	Percentage Over 65
	Family Violence Restraining Order							8	1
	Legal Guardian								
	Other						9,792	460	4.7%
	WA Police						25	2	8.0%
Telephone Family Violence Restraining Order							4		
	Other								
	WA Police						2	1	50.0%
Family Violence Restraining Order (section 63, Restraining Orders Act 1997)							25	1	4.0%
Family Violence Restraining Order (section 63A, Restraining Orders Act 1997)							10	1	10.0%
Misconduct Restraining Order							5	3	60.0%
	Legal Guardian	2		1					
	Other	757	15.3%	826	117	14.2%	674	105	15.6%
	WA Police	12		9			8		
Violence Restraining Order							12	3	25.0%
	Legal Guardian	32	28.1%	29	6	20.7%			
	Other	13,551	4.8%	12,977	705	5.4%	3,382	276	8.2%
	WA Police	26	23.1%	36	2	5.6%	1		
Telephone Violence Restraining Order									
	Other	6	33.3%	1					
	WA Police						2		
Restraining Order (section 63, Restraining Orders Act 1997)							6		
	Other	13		20					
Total		14,399	5.5%	13,899	830	6.0%	13,956	853	6.1%
Overall Percentage Over 65									

Counting Rules: 1) Counts the number of restraining order matters lodged Statewide in the Magistrates Court of WA. Applications to register an interstate restraining order are excluded.

2) Lodger Role Type of 'Other' includes applications made by the protected person or the parent or guardian of a protected person under 18 years.

3) Section 63 of the Restraining Orders Act 1997 provides for a court to make a restraining order during other proceedings.

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