

Appendix 5

Workload statistics

The statistics in this appendix provide comparative historical information on the work of the Court, including in certain areas of the Court's jurisdiction.

When considering the statistics it is important to note that matters vary according to the nature and complexity of the issues in dispute.

It should also be noted that the figures reported in this report may differ from figures reported in previous years. The variations have occurred through refinements or enhancements to the Casetrack database which required the checking or verification and possible variation of data previously entered.

Casetrack records matters in the Court classified according to 16 main categories, described as 'causes of action' (CoAs). The classification of matters in this way causes an under representation of the workload because it does not include filings of supplementary CoAs (cross appeals and cross claims), interlocutory applications or native title joinder of party applications.

In 2007–08 the Court started to count and report on interlocutory applications (including interim applications and notices of motion) in appellate proceedings in order to provide the most accurate picture possible of the Court's appellate workload. From 2008–09 the Court has counted all forms of this additional workload in both its original and appellate jurisdictions.

Table A5.4 on page 132 provides a breakdown of these matters. At this stage it is not possible to obtain information about finalisations of interlocutory applications (because they are recorded in the Court's case management system as a document filed rather than a specific CoA). Because of this, detailed reporting of these matters has been restricted to the information about appeals in Part 3 and Table A5.4.

The Court began reporting on matters by National Practice Areas (NPAs) in 2015–16. This information can be found in Figure A5.9 onwards.

Table A5.1: Summary of workload statistics – original and appellate jurisdictions – filings of major CoAs (including appellate and related actions)

CAUSE OF ACTION	2015–16	2016–17	2017–18	2018–19	2019–20
Total CoAs (including appeals and related actions)					
Filed	6,001	5,715	5,925	6,034	4,469
Finalised	5,839	5,626	5,580	5,733	4,871
Current	3,092	3,181	3,526	3,827	3,425
Corporations (including appeals and related actions)					
Filed	3,687	3,224	3,024	2,805	1,808
Finalised	3,495	3,387	2,996	2,861	2,106
Current	1,079	916	944	888	590
Bankruptcy (including appeals and related actions)					
Filed	292	353	332	376	384
Finalised	267	326	319	358	363
Current	164	191	204	222	243
Native title (including appeals and related actions)					
Filed	65	71	91	115	56
Finalised	134	95	99	78	88
Current	334	310	302	339	307
Total CoAs (including appeals and related actions excluding corporations, bankruptcy and native title)					
Filed	1,957	2,067	2,478	2,738	2,221
Finalised	1,943	1,818	2,166	2,436	2,314
Current	1,515	1,764	2,076	2,378	2,285

Table A5.2: Summary of workload statistics – excluding appeals and related actions – filings of major CoAs (excluding appeals and related actions)

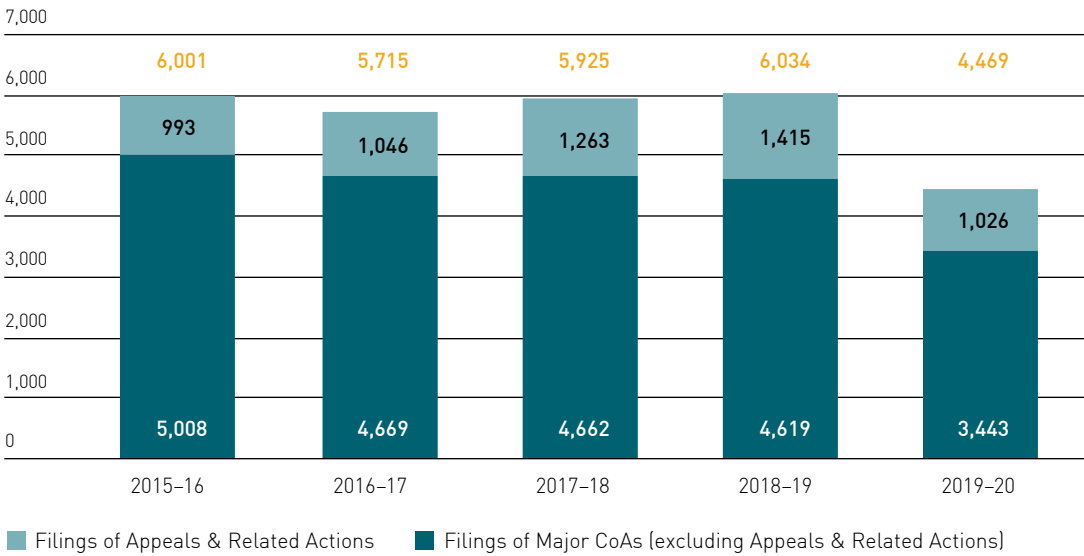
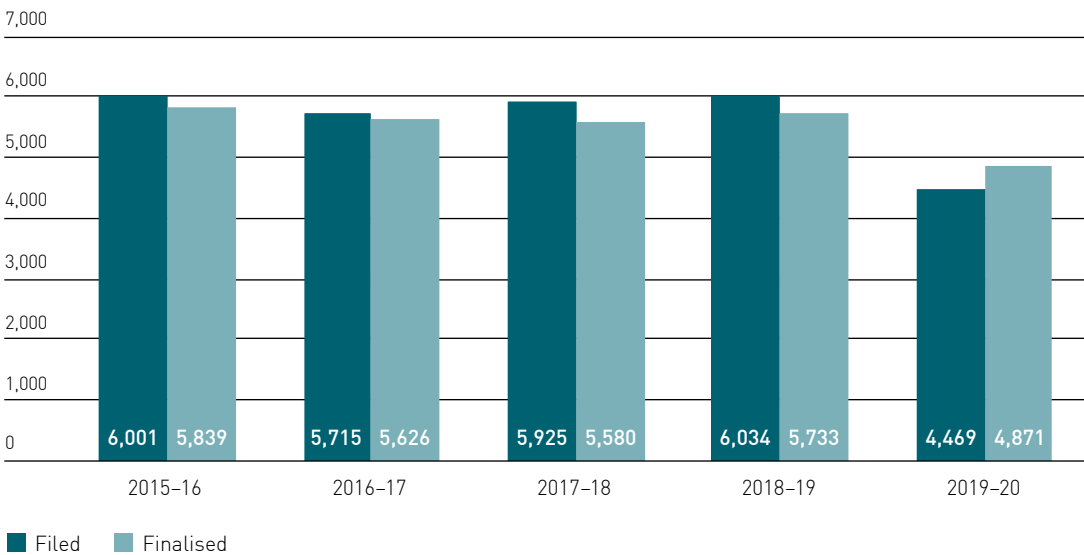
CAUSE OF ACTION	2015–16	2016–17	2017–18	2018–19	2019–20
Total CoAs (excluding appeals and related actions)					
Filed	5,008	4,669	4,662	4,619	3,443
Finalised	4,894	4,759	4,438	4,398	3,753
Current	2,546	2,456	2,860	2,901	2,591
Corporations (excluding appeals and related actions)					
Filed	3,652	3,202	2,989	2,769	1,788
Finalised	3,469	3,362	2,967	2,831	2,066
Current	1,051	891	913	851	573
Bankruptcy (excluding appeals and related actions)					
Filed	231	289	304	342	343
Finalised	223	273	279	323	328
Current	123	139	164	183	198
Native title (excluding appeals and related actions)					
Filed	58	54	78	112	54
Finalised	122	84	81	68	85
Current	326	296	293	337	306
Total CoAs (excluding appeals and related actions and excluding bankruptcy and native title)					
Filed	1,067	1,124	1,291	1,396	1,258
Finalised	1,080	1,040	1,111	1,176	1,274
Current	1,046	1,130	1,310	1,530	1,514

Table A5.3: Summary of workload statistics – appeals and related actions only – filings of appeals and related actions

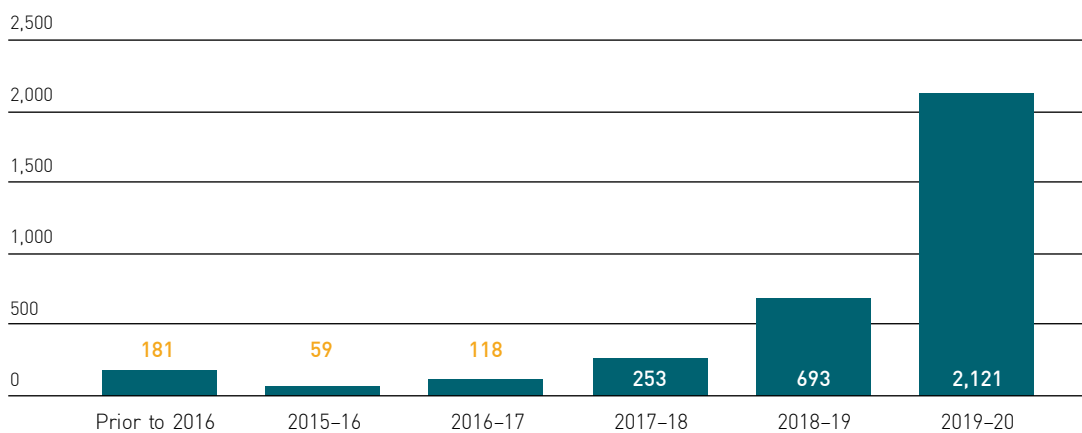
CAUSE OF ACTION	2015–16	2016–17	2017–18	2018–19	2019–20
Total appeals and related actions					
Filed	993	1,046	1,263	1,415	1,026
Finalised	945	867	1,142	1,335	1,118
Current	546	725	846	926	834
Corporations appeals and related actions					
Filed	35	22	35	36	20
Finalised	26	25	29	30	40
Current	28	25	31	37	17
Migration appeals and related actions					
Filed	653	764	1,022	1,139	742
Finalised	680	583	840	1,096	857
Current	280	461	643	686	571
Native title appeals and related actions					
Filed	7	17	13	3	2
Finalised	12	11	18	10	3
Current	8	14	9	2	1
Total appeals and related actions (excluding corporations, migration and native title appeals and related actions)					
Filed	298	243	193	237	262
Finalised	227	248	255	199	218
Current	230	225	163	201	245

Table A5.4: Summary of supplementary workload statistics – filings of supplementary causes of action

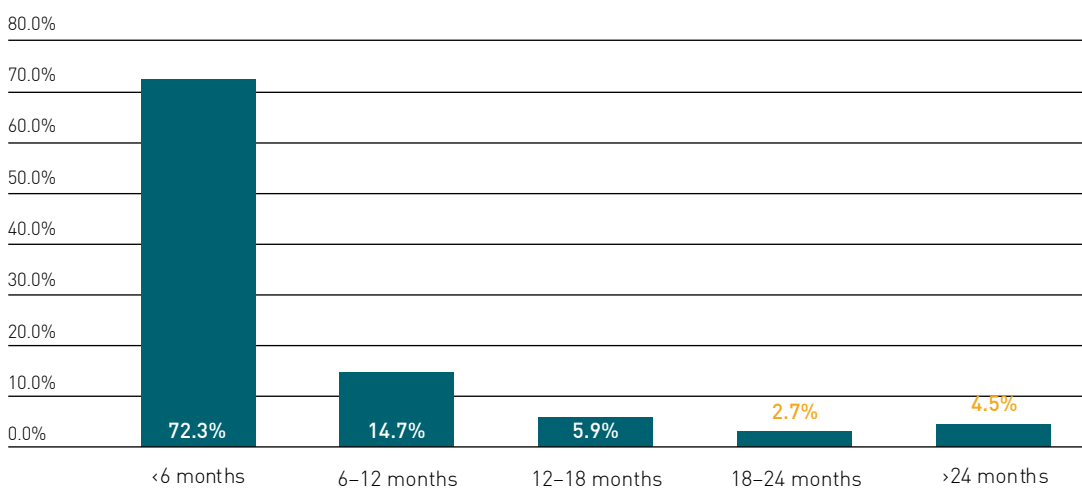
CAUSE OF ACTION	2015–16	2016–17	2017–18	2018–19	2019–20
Total CoAs (excluding appeals and related actions)					
Cross appeals (original jurisdiction)	19	20	17	26	15
Cross claims	135	146	116	148	133
Interlocutory applications	1,722	1,517	1,628	1,778	1,717
Native title joinder of party applications	628	405	982	781	346
Appeals and related actions					
Cross appeals	19	20	17	26	15
Interlocutory applications	192	221	162	166	177
Total actions (including appeals and related actions)					
Cross appeals	19	20	17	26	15
Cross claims	135	146	116	148	133
Interlocutory applications	1,722	1,738	1,790	1,944	1,894
Native title joinder of party applications	628	405	982	781	346
Totals	2,504	2,309	2,905	2,899	2,388

Figure A5.1: Matters filed over the last five years**Figure A5.2: Matters filed and finalised over the last five years**

The number finalised refers to those matters finalised in the relevant financial year, regardless of when they were originally filed.

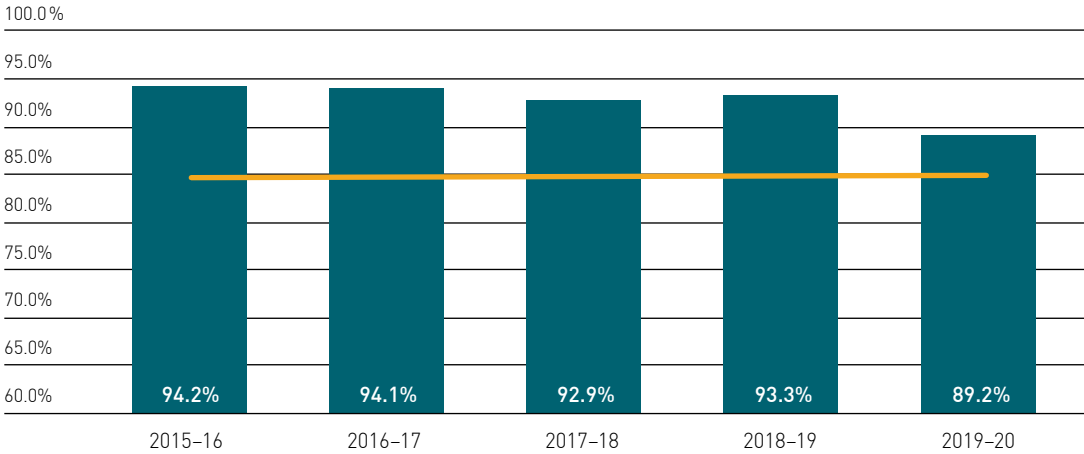
Figure A5.3: Age and number of current matters at 30 June 2020

A total of 3,425 matters remain current at 30 June 2020. There were 181 applications still current relating to periods before 2015, of which 306 matters are native title matters (9 per cent).

Figure A5.4: Time span to complete – matters completed (excluding native title) over the last five years

A total of 27,155 matters were completed during the five-year period ending 30 June 2020, excluding native title matters. The time span, from filing to disposition of these matters, is shown in Figure A5.4.

Figure A5.5: Time span to complete against the 85 per cent benchmark (excluding native title) over the last five years



The Court has a benchmark of 85 per cent of cases (excluding native title) being completed within 18 months of commencement. Figure A5.5 sets out the Court's performance against this time goal over the last five years. The total number of matters (including appeals but excluding native title) completed for each of the last five years and the time spans for completion are shown in Table A5.5.

Table A5.5: Finalisation of major CoAs in accordance with 85 per cent benchmark (including appeals and related actions and excluding native title matters) over the last five years

PERCENTAGE COMPLETED	2015-16	2016-17	2017-18	2018-19	2019-20
Under 18 months	5,384	5,216	5,108	5,285	4,271
Percentage of total	94.2%	94.1%	93.3%	93.3%	89.2%
Over 18 months	333	326	391	380	515
Percentage of total	5.8%	5.9%	7.1%	6.7%	10.8%
Total CoAs	5,717	5,542	5,499	5,665	4,786

Figure A5.6: Bankruptcy Act matters (excluding appeals) filed over the last five years

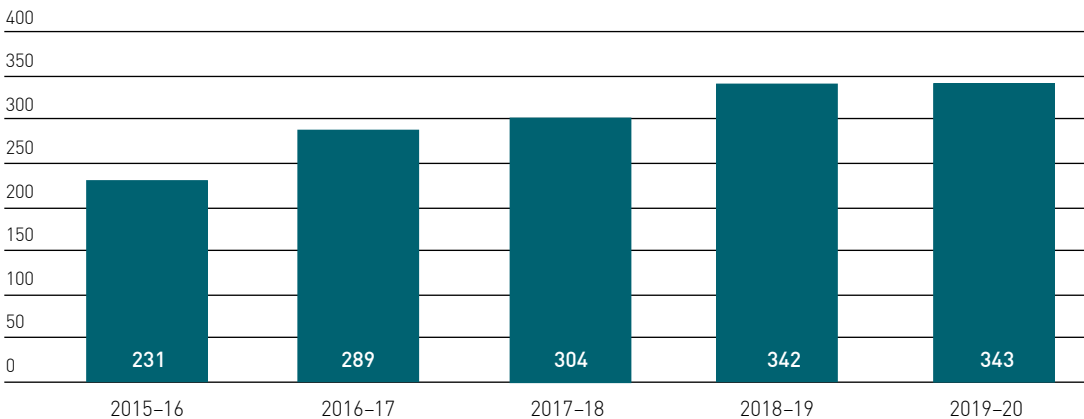


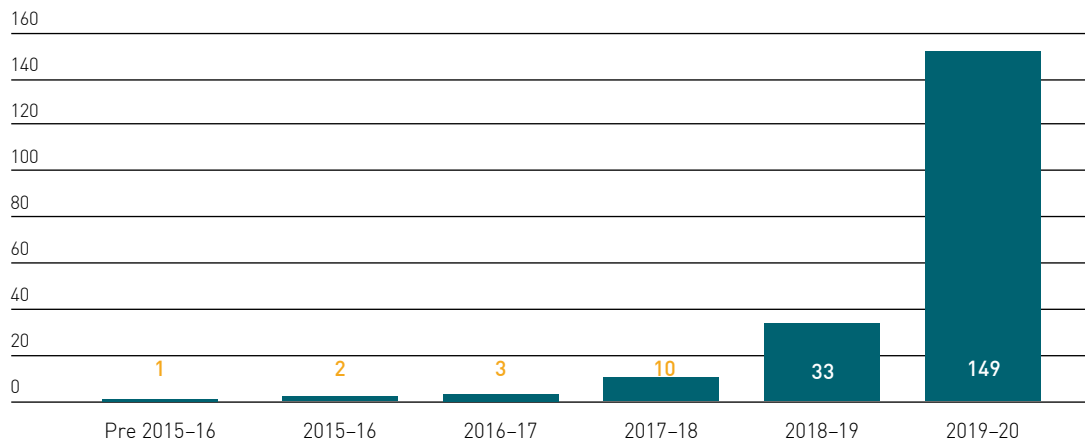
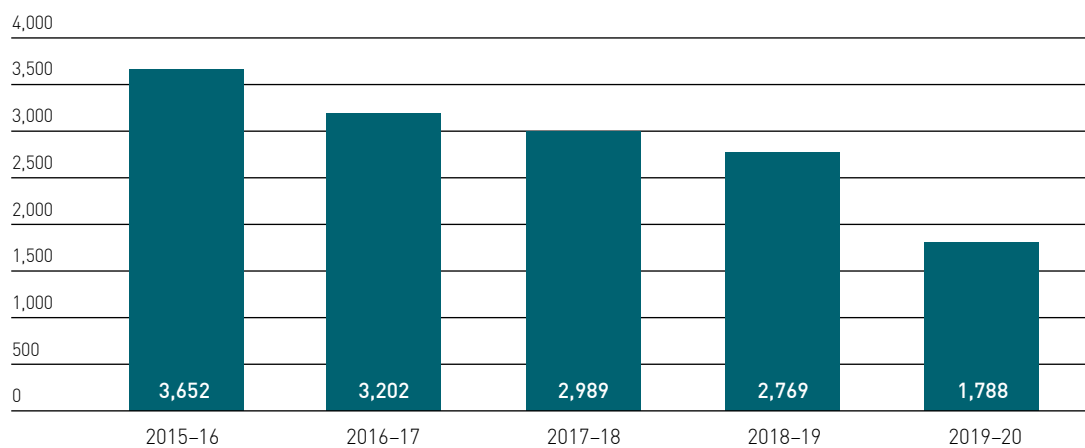
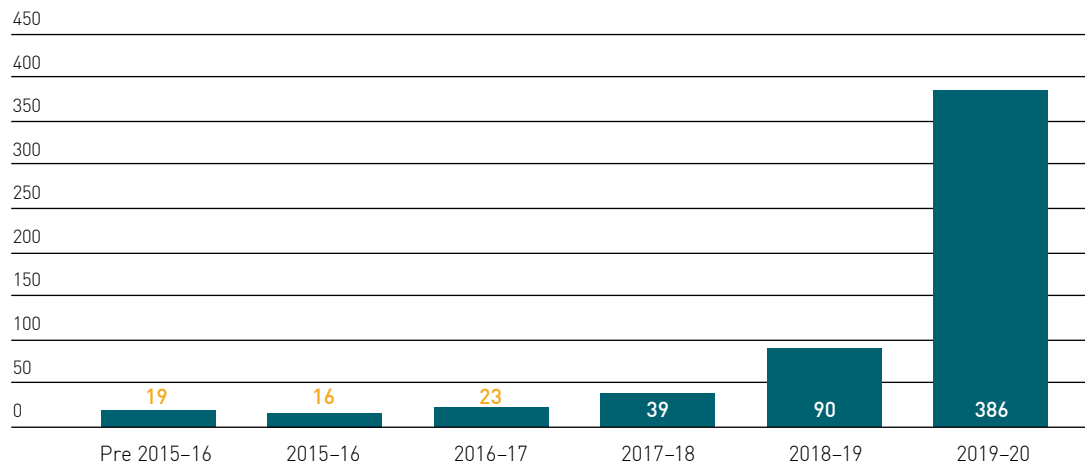
Figure A5.6.1: Current Bankruptcy Act matters (excluding appeals) by year of filing**Figure A5.7: Corporation Act matters (excluding appeals) filed over the last five years****Figure A5.7.1: Current corporation matters (excluding appeals) by year of filing**

Figure A5.8: Consumer law matters (excluding competition law and appeals) filed over the last five years

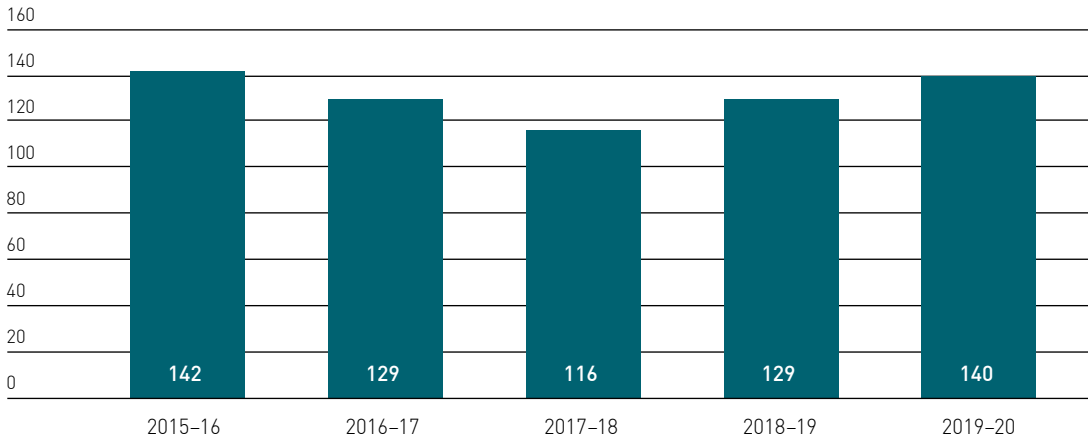
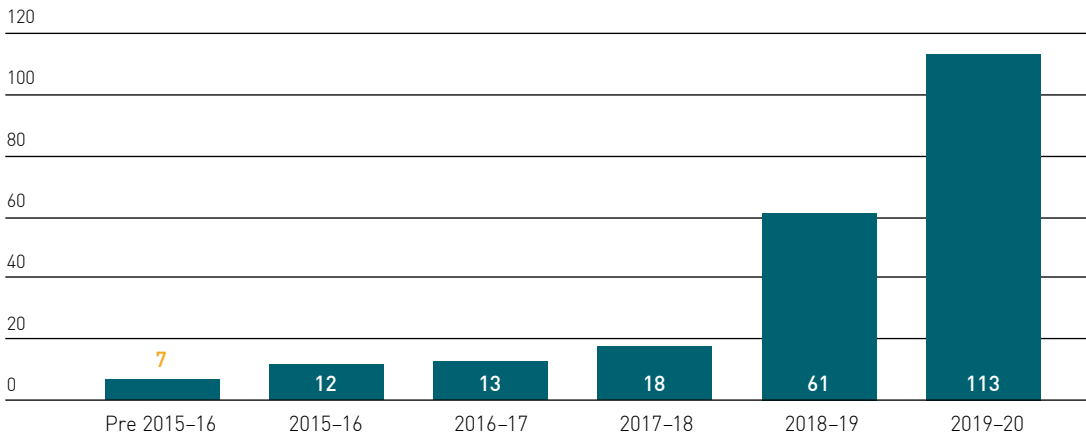


Figure A5.8.1: Current consumer law matters (excluding competition law and appeals) by year of filing



National Court framework

Figure A5.9: Filings, finalisations and pending

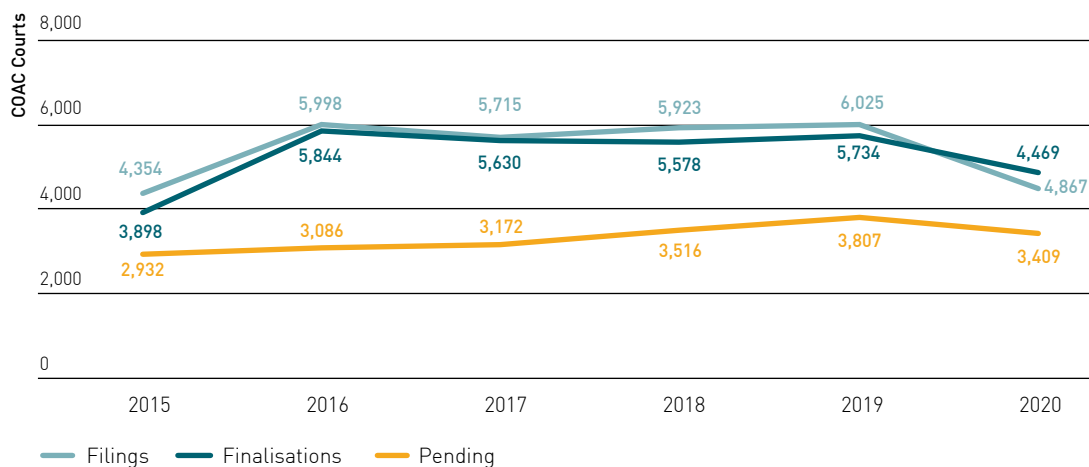


Figure A5.9.1: All filings, finalisations and pending by Administrative and Constitutional Law and Human Rights National Practice Areas (NPA)

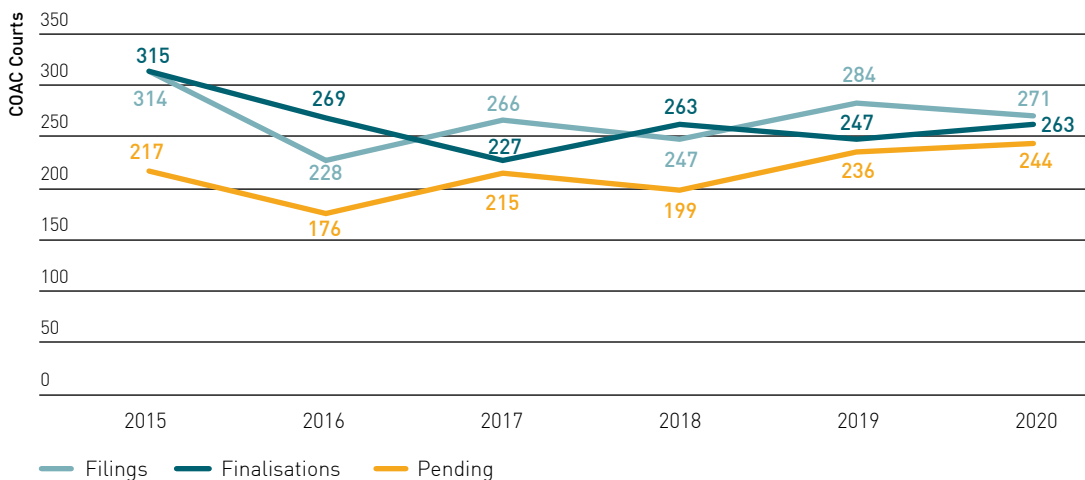


Figure A5.9.2: All filings, finalisation and pending by Admiralty and Maritime NPA

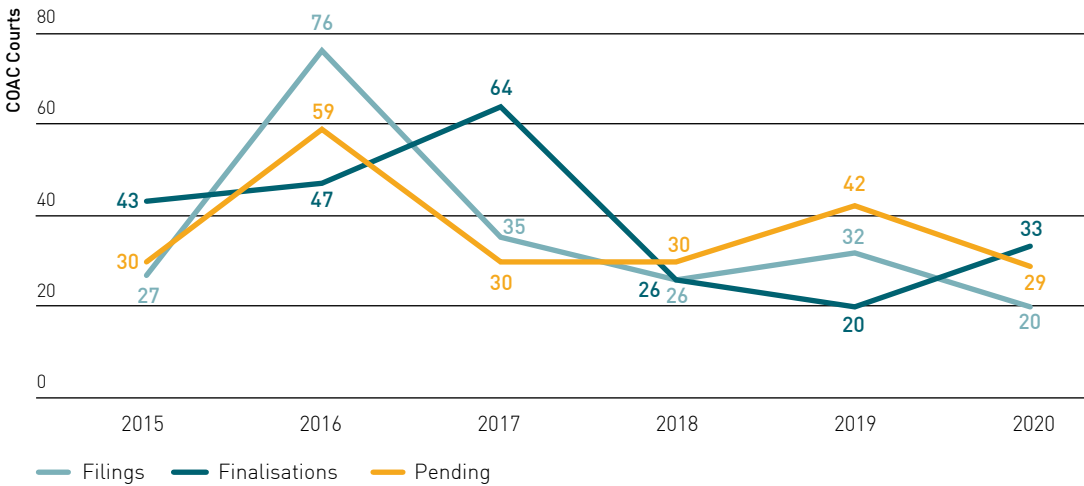


Figure A5.9.3: All filings, finalisation and pending by Commercial and Corporations NPA

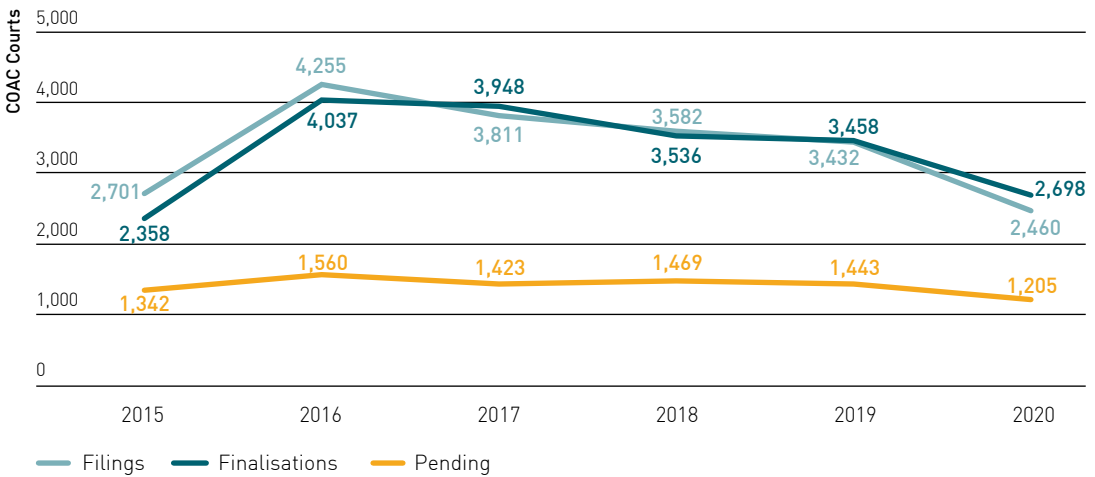


Figure A5.9.4: All filings, finalisation and pending by Employment and Industrial Relations NPA

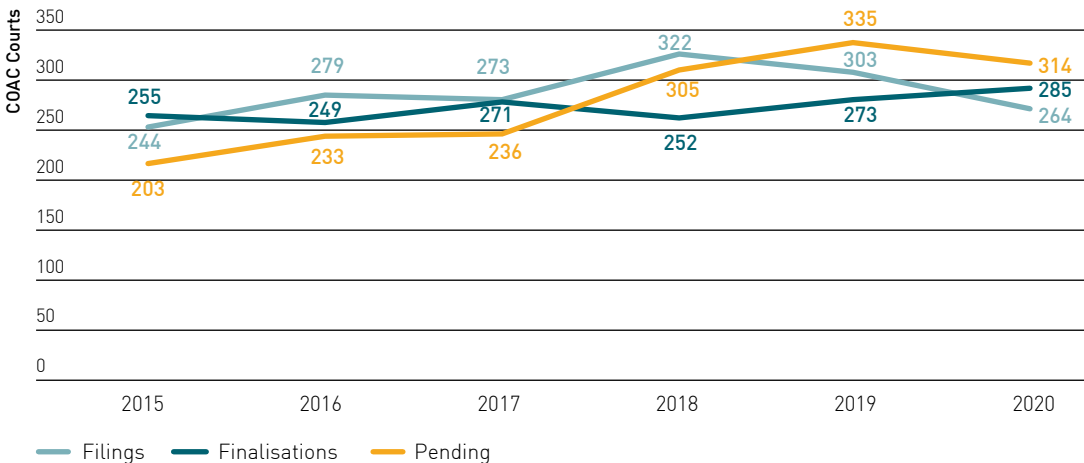


Figure A5.9.5: All filings, finalisation and pending by Intellectual Property NPA

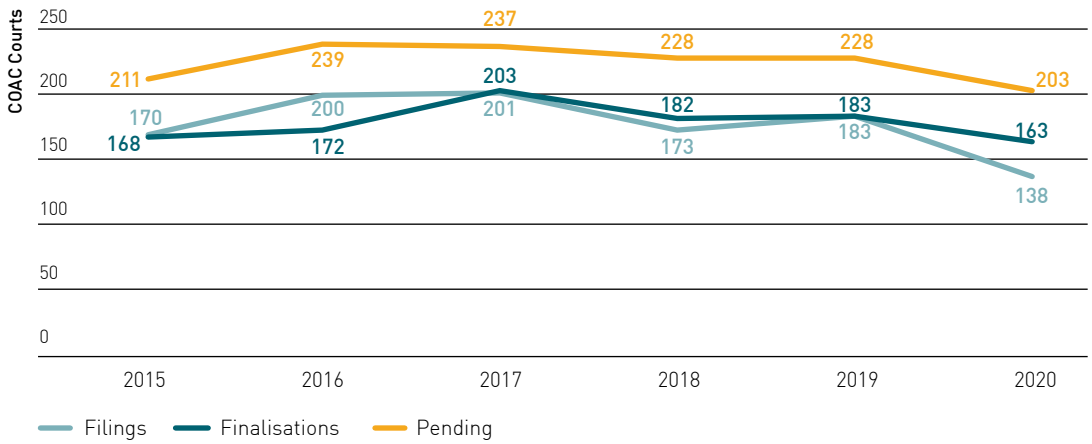


Figure A5.9.6: All filings, finalisation and pending by Native Title NPA

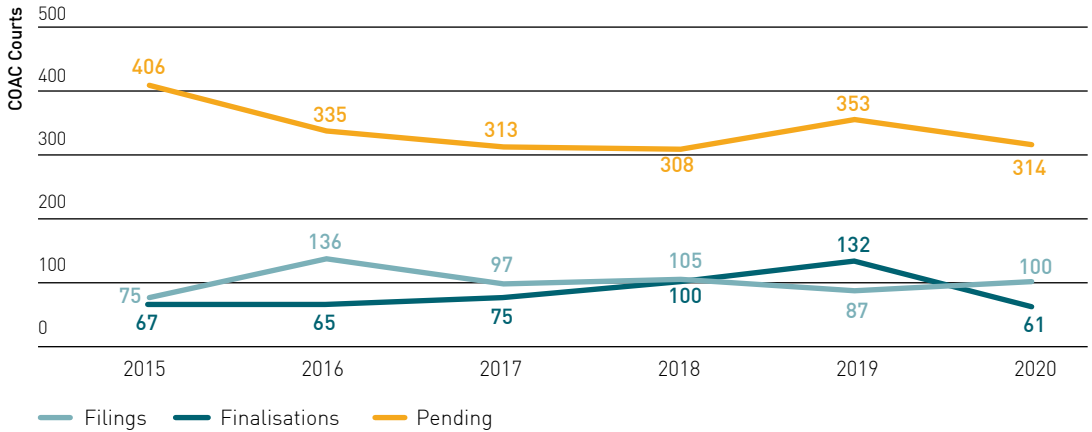
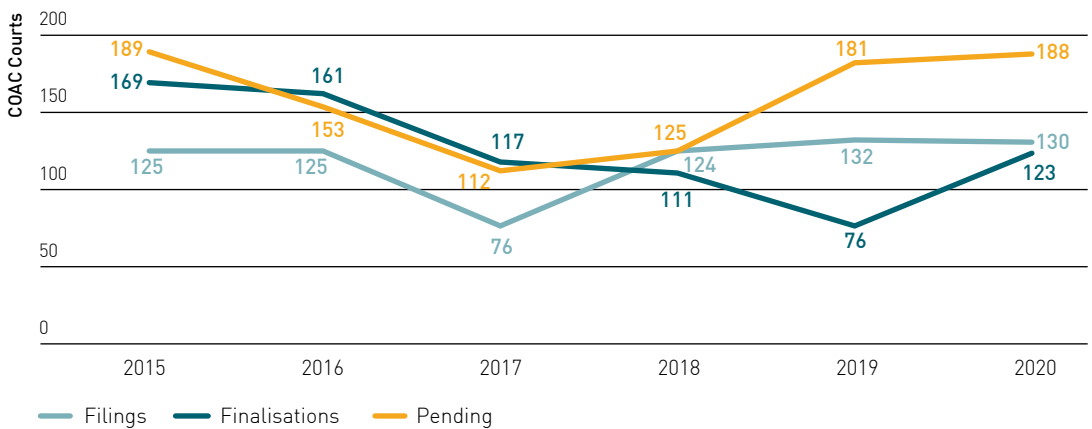


Figure A5.9.7: All filings, finalisation and pending by Taxation NPA



In 2016–17 the Court introduced two new NPAs: Other Federal Jurisdiction NPA and Federal Crime and Related Proceedings NPA.

Figure A5.9.8: All filings, finalisations and pending, Other Federal Jurisdiction NPA

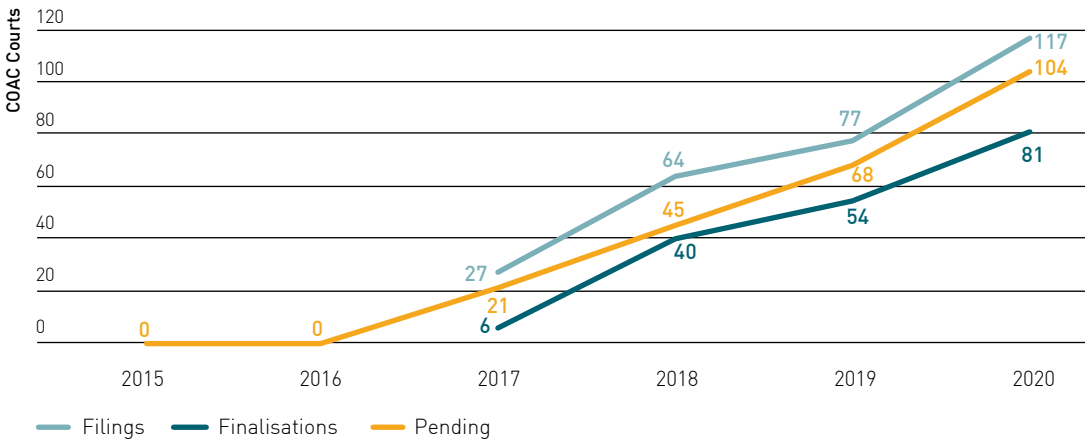


Figure A5.9.9: All filings, finalisations and pending, Federal Crime and Related Proceeding NPA

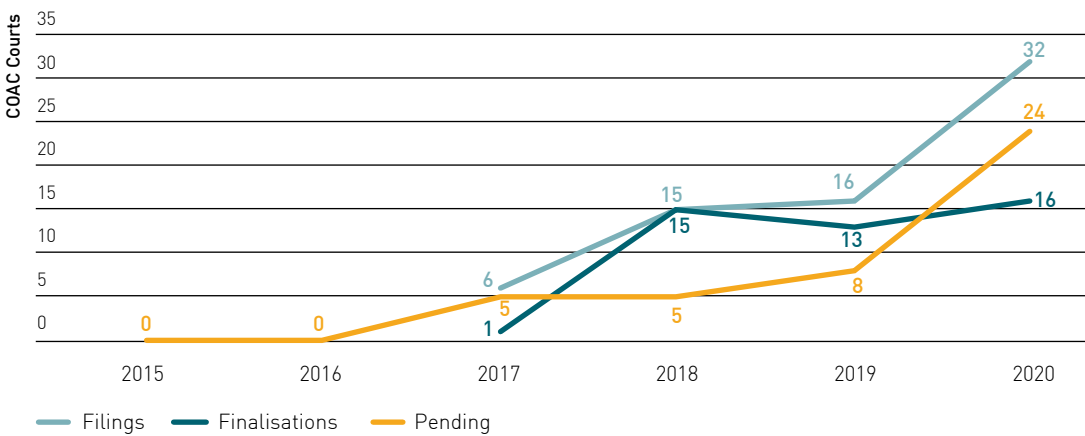


Figure A5.9.10: All filings, finalisation and pending, Migration NPA

