# Annex A

# FOI 85874 – Domestic Violence Applications

**Subject: FOI request: LAA funding of private family law matters relating to domestic violence/abuse**

1. **1st Period 1 April 2012-31 March 2013**

Month by month annual data as collected by LSC’s 12 regional offices for:

1. The number of applications for legal aid received by the LSC which included an application for a non-molestation order, alone, or a non-molestation order and occupation order together.

2. The number of the applications received as set in Point A1 above that were subsequently amended to cover either ‘actions involving children’ or ‘financial and property’ or both.

3. The number of applications for legal aid received by the LAA which included an application for a non-molestation order and also an application to cover for ‘actions involving children’ and/or ‘financial and property’ within the initial APP3.

1. **2nd Period 1 April 2013-the most recent completed month of data**

1. The number of applications for legal aid received by the LSC which included an application for a non-molestation order, alone, or a non-molestation order and occupation order together.

2. The number of the applications received as set in Point A1 above that were subsequently amended to cover either ‘actions involving children’ or ‘financial and property’ or both.

3. The number of applications for legal aid received by the LAA which included an application for a non-molestation order and also an application to cover for ‘actions involving children’ and/or ‘financial and property’ within the initial APP3.

4. The number of applications received by the LAA for legal aid which were supported by evidence of domestic violence to cover actions involving children’ and/or ‘financial and property’

5. In respect of the applications received – as set out in question B4 above – please breakdown the number of applications which were supported by each of the following categories of evidence of domestic violence as set out in the Procedure Regulations:

1. An unspent conviction for a domestic violence offence
2. A police caution for a domestic violence offence with the preceding 24 moths
3. Ongoing criminal proceedings for a domestic violence offence
4. A relevant protective injunction in force or granted within the preceding 24 months
5. An undertaking given in place of an injunction within the preceding 24 months
6. Letter for the chair of a MARAC which took place in the preceding 24 months.
7. A finding of fact of domestic violence within the preceding 24 months
8. Letter from a health professional confirming examination within the preceding 24 months and satisfaction that the injuries/condition is consistent with those of a victim of domestic violence
9. Letter from social services confirming that within the preceding 24 months the applicant was assessed as being or being at risk of domestic violence.
10. Letter from a domestic violence support organisation confirming admission to a refuge for those suffering or at risk of domestic violence for more than 24 hours within the preceding 24 months.

**Response –**

The responses to Part A, questions 1 to 3 are given in table 1 below –

|  |  |  |  |
| --- | --- | --- | --- |
|  | **A1** | **A2** | **A3** |
| **Month of Application** | **Applications Including Non-Molestation alone or Non-Molestation and Occupation together only in the initial application** | **Applications at A1 subsequently amended to cover 'Actions Involving Children' or 'Financial and Property' or both** | **Applications including Non-Molestation and 'Actions Involving Children' and/or 'Financial and Property' in the initial application** |
| Apr-12 | 669 | 80 | 431 |
| May-12 | 909 | 110 | 555 |
| Jun-12 | 769 | 81 | 459 |
| Jul-12 | 845 | 82 | 532 |
| Aug-12 | 807 | 78 | 507 |
| Sep-12 | 721 | 64 | 442 |
| Oct-12 | 851 | 84 | 595 |
| Nov-12 | 734 | 74 | 505 |
| Dec-12 | 611 | 77 | 404 |
| Jan-13 | 693 | 91 | 498 |
| Feb-13 | 753 | 95 | 567 |
| Mar-13 | 865 | 94 | 650 |

The responses to Part B, questions 1 to 4 are given in table 1 below –

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
|  | **B1** | **B2** | **B3** | **B4** |
| **Month of Application** | **Applications Including Non-Molestation alone or Non-Molestation and Occupation together only in the initial application** | **Applications at B1 subsequently amended to cover 'Actions Involving Children' or 'Financial and Property' or both** | **Applications including Non-Molestation and 'Actions Involving Children' and/or 'Financial and Property' in the initial application** | **Applications for 'Actions Involving Children' or 'Financial and Property' or both (subject to evidence requirements prescribed in Procedure Regulation 33)** |
| Apr-13 | 695 | 98 | 332 | 74 |
| May-13 | 859 | 181 | 160 | 199 |
| Jun-13 | 786 | 146 | 163 | 309 |
| Jul-13 | 947 | 166 | 188 | 363 |
| Aug-13 | 824 | 124 | 162 | 345 |
| Sep-13 | 775 | 68 | 146 | 284 |

The response to Part B, question 5 is shown in the table below –

|  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- |
|  | **Number of Applications in given Month Involving 'Actions Involving Children' or 'Financial and Property' or both (subject to evidence requirements prescribed in Procedure Regulation 33)** | | | | | |
| **Evidence Requirement** | **Apr-13** | **May-13** | **Jun-13** | **Jul-13** | **Aug-13** | **Sep-13** |
| Domestic Violence - GP report/letter | 8 | 38 | 52 | 65 | 64 | 54 |
| Domestic Violence - Social Services letter | 6 | 16 | 29 | 31 | 24 | 13 |
| Domestic Violence - injunction or protective order | 29 | 64 | 93 | 112 | 115 | 89 |
| Domestic Violence - letter from refuge | 14 | 35 | 43 | 51 | 55 | 52 |
| Domestic Violence - on-going criminal proceedings for a domestic violence | 3 | 7 | 12 | 18 | 15 | 5 |
| Domestic Violence - relevant conviction or caution | 6 | 22 | 43 | 44 | 33 | 40 |
| Domestic Violence - undertaking from the respondent | 4 | 7 | 5 | 2 | 2 | 5 |
| Domestic Violence - victim has been referred to a Multi-Agency Risk Assessment Conference (MARAC) and a plan has been out in place to protect them from violence by the other party | 4 | 9 | 29 | 39 | 36 | 25 |
| Domestic Violence - There has been a finding of fact in the family courts of domestic violence by the other party giving | 0 | 1 | 3 | 1 | 1 | 1 |

*Notes:*

*Applications processed through the new pilot online application system are not included.*

*‘Financial and Property’ is work identified as: Fin & Property (Matrimonial)*

*‘Actions involving children’ is work identified as: Children – Adoption, Children - High Court Jurisdiction, Children - Miscellaneous Proceedings, Children-Child Support Act, Children—Financial outside matrimonial proceedings (other than Child Support Act), Children—Miscellaneous Proceedings, Children-Other (outside matrimonial proceedings), Children—Public Law (Means and Merits Tested), Children—Public Law (Non Means/Non-Merits Tested) and Children—Section 8 Orders.*