

Appendix 4

Statutory Charge Report as at 30 June 2014

1. Summary

YEAR	AMOUNT SECURED GST EXCL.*	GST	AMOUNT RECOVERED	INTEREST LEVIED **	ADMIN FEE ***
1992-93	168 244	Nil	Nil	Nil —	Nil
1993-94	439 991	Nil	73 785	487 (Due 1/7/93)	Nil
1994-95	594 046	Nil	197 504	2 551 (Due 1/7/94)	Nil
1995-96	503 993	Nil	227 045	14 994 (Due 1/7/95)	Nil
1996-97	556 046	Nil	261 888	28 660 (Due 1/7/96)	Nil
1997-98	456 176	Nil	243 789	72 (Due 1/7/96)	Nil
1998-99	263 880	Nil	250 210	Nil	2 750
1999-00	360 977	Nil	253 335	Nil	23 420
2000-01	629 306	36 135	297 450	Nil	67 530
2001-02	688 879	67 059	609 803	Nil	75 250
2002-03	720 747	67 030	569 448	Nil	55 500
2003-04	1 046 674	101 604	885 825	Nil	51 700
2004-05	948 859	92 551	590 485	Nil	63 710
2005-06	758 695	71 762	726 033	Nil	48 970
2006-07	732 171	71 989	793 987	Nil	44 950
2007-08	1 002 285	96 587	764 477	Nil	56 100
2008-09	926 844	90 129	566 399	Nil	46 500
2009-10	938 593	91 889	593 891	Nil	41 660
2010-11	981 065	94 702	644 975	Nil	46 450
2011-12	915 429	88 175	591 926	Nil	35 400
2012-13	845 397	82 330	473 782	Nil	42 330
2013-14	915 550	87 769	643 367	Nil	40 800
TOTAL	15 393 847	1 139 706	10 260 224	46 609	783 820

*total amount
secured during each
financial year

**interest was levied
between 1/7/92
and 30/6/96

***An administration
fee has been charged
since 1-10-98. It is
currently set at \$300.

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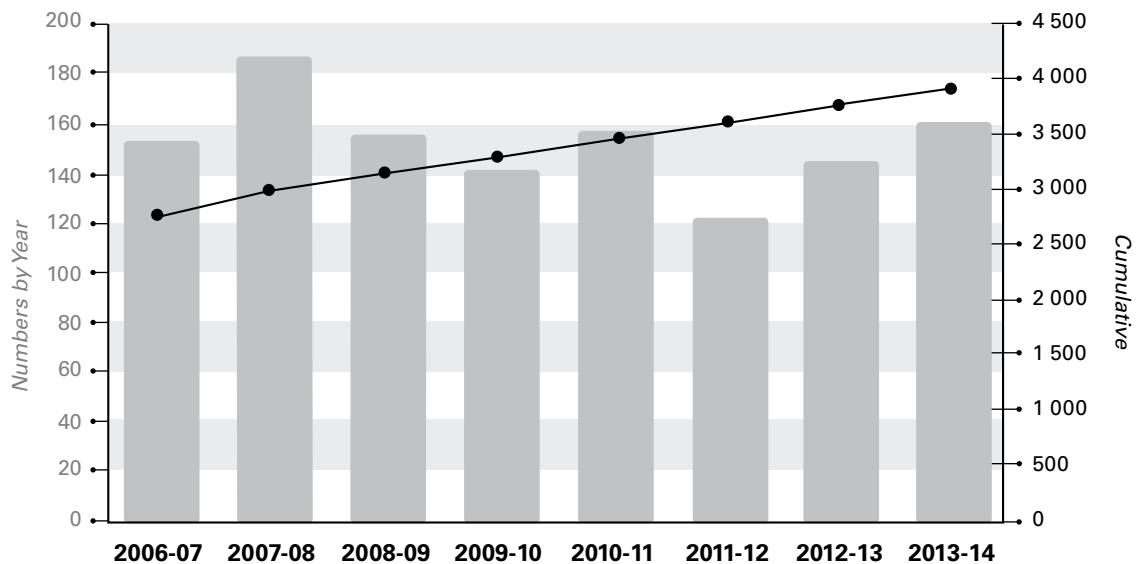
2. Cost secured analysis

a) As at 30 June 2014 the Commission had taken **3847** statutory charges, securing a total of **\$15 393 847** (GST exclusive). In the reporting period, **136** charges were taken. *Refer to graphs (i) and (ii).*

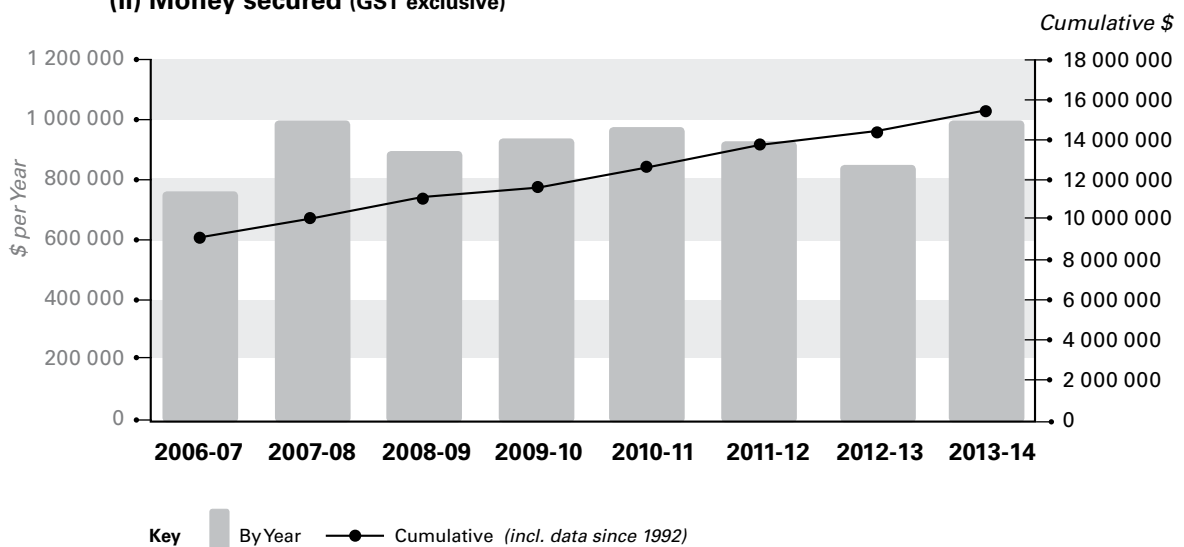
b) **956** of the 3847 charges, securing **\$6 274 096** (GST exclusive), remain outstanding. An average of **\$6563** (GST exclusive) is secured by each charge. *Refer to graph (iii).*

c) Of the total charges outstanding, **887** secure funds for legal proceedings that have finalised or are no longer funded by the Commission. The balance of **69** secure costs of ongoing matters. Therefore, the costs secured by these charges will increase.

(i) Number of charges taken



(ii) Money secured (GST exclusive)



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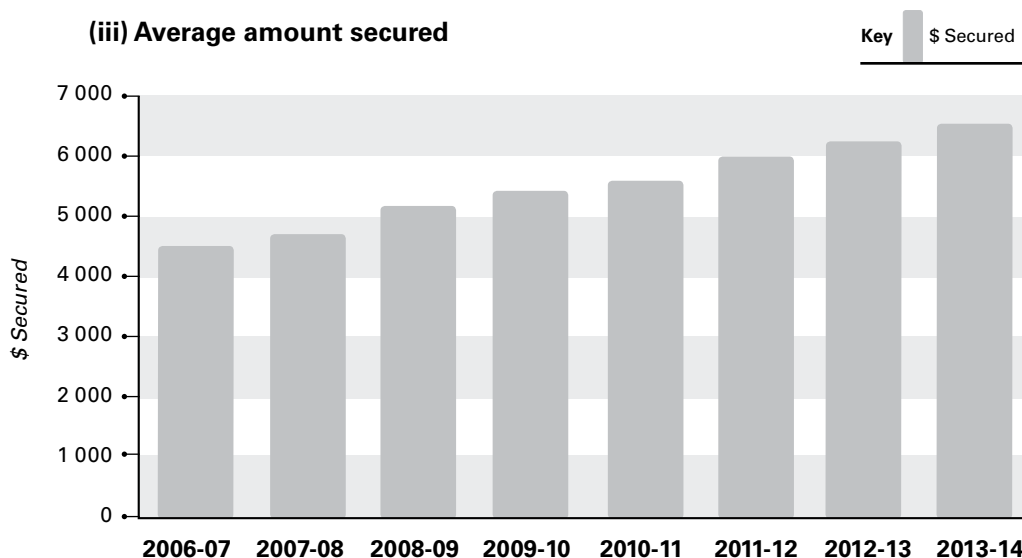
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d) Of the charges taken in the 2013-14 financial year, **72** were taken for aid granted to male applicants and **64** were taken for aid granted to female applicants. *Refer to graph (iv).*

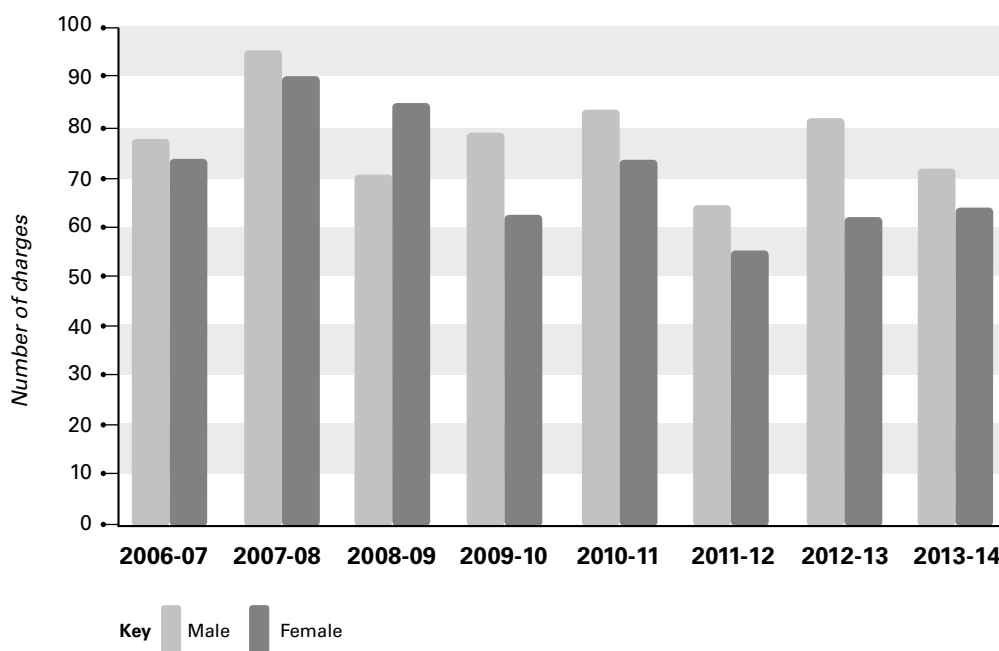
e) In the reporting period **62** statutory charges were taken for criminal law matters, **74** for family law matters and **0** for civil matters. **76** of the charges were for proceedings under

Commonwealth law and **60** of the charges were for proceedings under State law.

(iii) Average amount secured



(iv) Number of charges taken by gender of applicant



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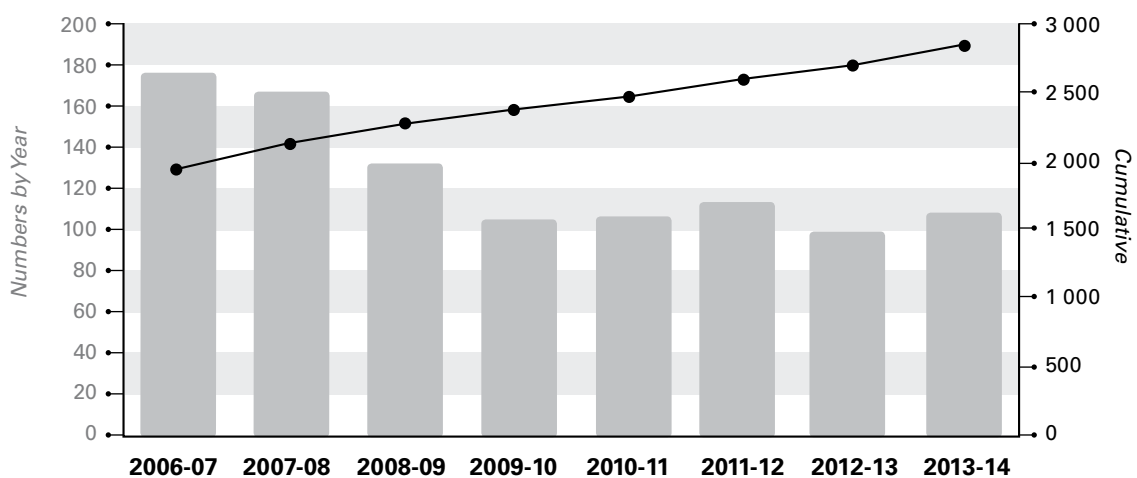
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3. Money recovered analysis

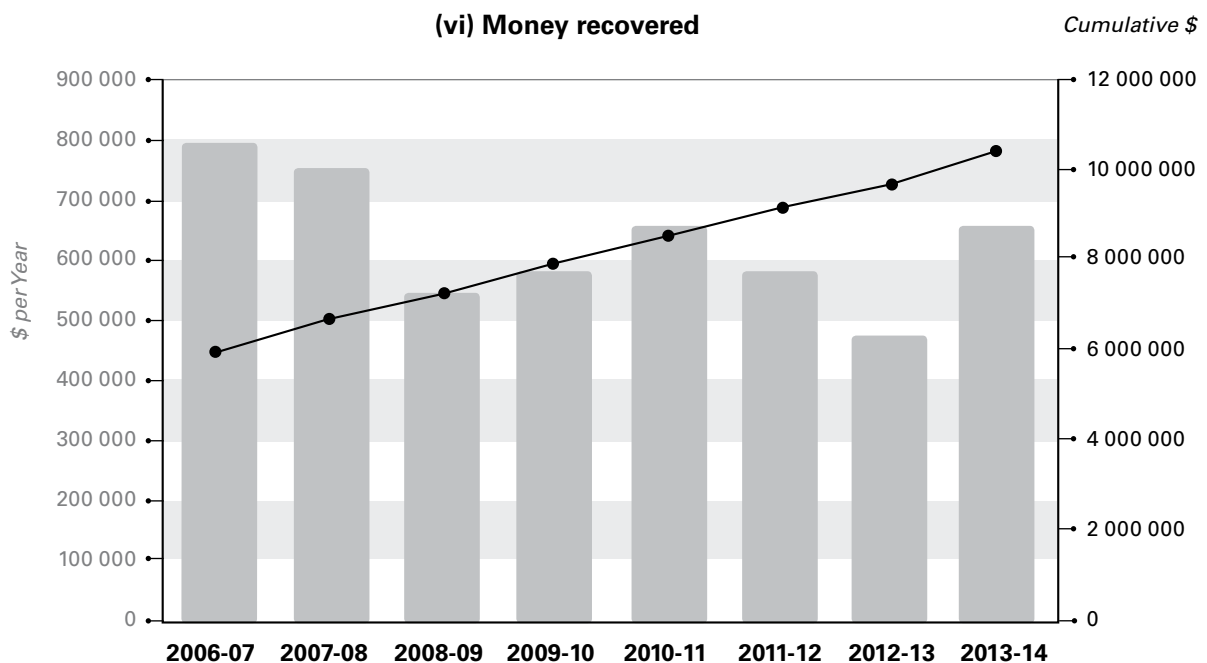
2806 of the 3847 charges taken have been removed. The Commission has received **\$10 260 224** from payments. In the reporting period **110** charges were removed. *Refer to graphs (v) and (vi) and table (vii).*

The slow down in the real estate market and the tightening of bank lending guidelines have reduced the number of clients selling and mortgaging or refinancing real estate.

(v) Number of charges removed



(vi) Money recovered



Key By Year Cumulative (incl. data since 1992)

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In the reporting period the Commission recovered statutory charges amounting to \$643 367. The largest individual charges were for \$36 665, \$30 414, \$28 239, \$17 114, \$16 619 and \$15 676.

In the reporting period the Commission had bad debts due to non recovery of charges of \$168 556 (GST exclusive). Of this amount, \$133 140 was not recovered due to a shortfall of sale proceeds following a sale by mortgagee. There were 17 sales by mortgagees. This includes sales that occurred in previous financial years but which the Commission became aware of in the 2013-14 financial year. Refer to tables (vii) and (viii).

If a charge contribution is paid within–

- six months
the charge contribution is reduced by \$300;
- two years
the charge contribution is reduced by \$150; and
- four years
the charge contribution is reduced by \$100.

The reduction of this type for the financial year totalled \$12 436 (GST inclusive).

(vii) Charges removed by reason

Reason	Number of charges	
	2012-13	2013-14
Paid–Sale	29	38
Paid –Financed	16	20
Paid –Voluntary	23	17
*Property Settlement	10	15
Finalised	0	0
Part Payment–Balance Cancelled	0	1
Deceased Estate	2	3
Substitute	3	0
Waived–Sale/Shortfall	3	3
Survivorship	0	2
Recovered–Other	0	3
Waived on Appeal	0	0
Waived–No Equity	3	3
Waived	0	1
Paid–Mortgagee Sale	1	1
**Waived–Mortgagee Sale/Shortfall	8	3
**Waived Mortgagee Sale	0	0
Correction	1	2

* The Commission is not always aware that money has been received as a result of a property settlement and so some property settlements may be recorded as Paid - sale or Paid - financed.

** This includes mortgagee sales that occurred in this financial year where the Commission was aware of the sale in this financial year. Sometimes, the Commission may not become aware of the sale during the financial year in which it occurred. These sales are not included in this table. See table below for mortgagee sale by date of sale.

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(viii) Charges extinguished by mortgagee sale by date of sale

Financial Year	Number of charges waived mortgagee sale/shortfall*	Number of charges paid mortgagee sale*
2004-05	3	0
2005-06	5	0
2006-07	3	0
2007-08	2	0
2008-09	1	0
2009-10	3	7
2010-11	0	1
2011-12	11	3
2012-13	16	1
2013-14	4	3

* The number of charges in this table for each financial year may change, depending on when the Commission becomes aware of the sale.