

Chapter Five

# Court Statistics

## Contents

75	<b>Introduction</b>
77	<b>Section 1: Supreme Court</b>
81	<b>Section 2: Criminal</b> Court of Criminal Appeal High Court (Bail) Central Criminal Court Special Criminal Court Circuit Criminal Court District Court
93	<b>Section 3: Civil</b> High Court Circuit Court District Court Small Claims Procedure
113	<b>Section 4: Family Law</b> High Court Circuit Court District Court
123	<b>Section 5: Licensing</b> Circuit Court District Court
125	<b>Section 6: Court Fees and Fines</b>

## Introduction

The programme to improve the range and quality of statistical information available on the work of the courts and court offices continued in 2005. The Service remains committed to developing the best methods of extracting statistical and management information from the many new information technology systems now in place in court offices nationwide.

Statistics are for the period from 1st January 2005 to 31st December 2005. In some instances statistics for 2004 and previous years are provided for comparison purposes. They are presented by reference to specific categories of law: criminal, civil, family and licensing.

### **LAW TERMS 2005**

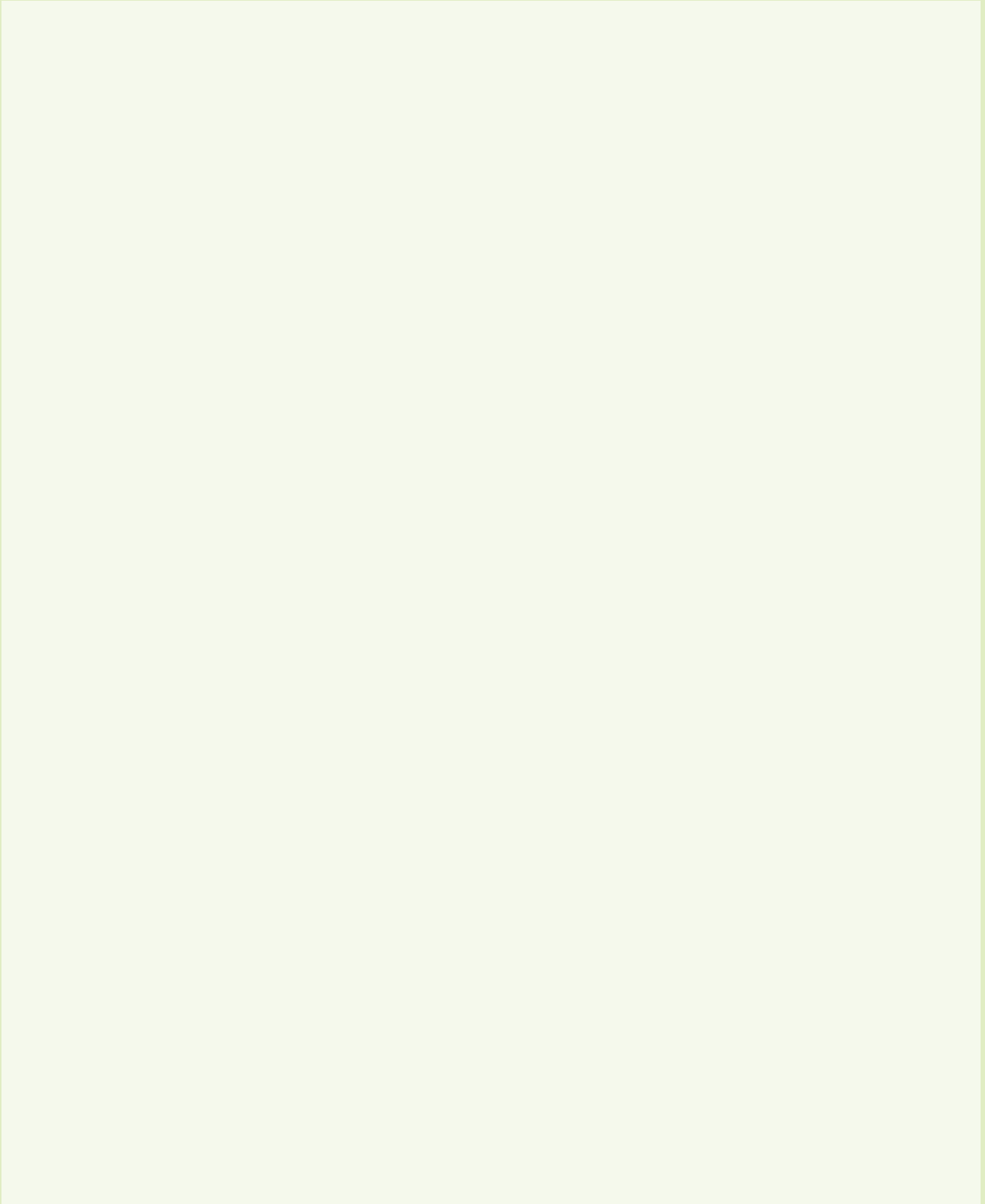
**Hilary:** January 11th to March 18th

**Easter:** April 4th to May 12th

**Trinity:** May 25th to July 31st

**Michaelmas:** October 3rd to December 21st

A glossary of terms is on page 145.



Section 1  
**Supreme Court**

## Section 1 Supreme Court

Year	Appeals received	Appeals disposed of
<b>2005</b>	<b>446</b>	<b>211</b>
2004	531	722*
2003	440	304
2002	415	324
2001	361	243
<b>Total</b>	<b>2,193</b>	<b>1,804</b>

\* 432 of these appeals were disposed of in the review of uncertified appeals list.

### OUTCOME OF APPEALS DISPOSED OF

	2005	2004
Appeal dismissed: High Court order affirmed	<b>91</b>	144
Appeal allowed: High Court order set aside	<b>51</b>	62
Appeal allowed: High Court order varied	<b>16</b>	14
Appeal struck out by consent	<b>48</b>	46
Cases stated determined	<b>5</b>	2
Appeals withdrawn by consent	<b>0</b>	20
Referred to Europe under Article 243 EU Treaty	<b>0</b>	1
No jurisdiction	<b>0</b>	1
<b>Total</b>	<b>211</b>	<b>290</b>

### JUDGMENTS

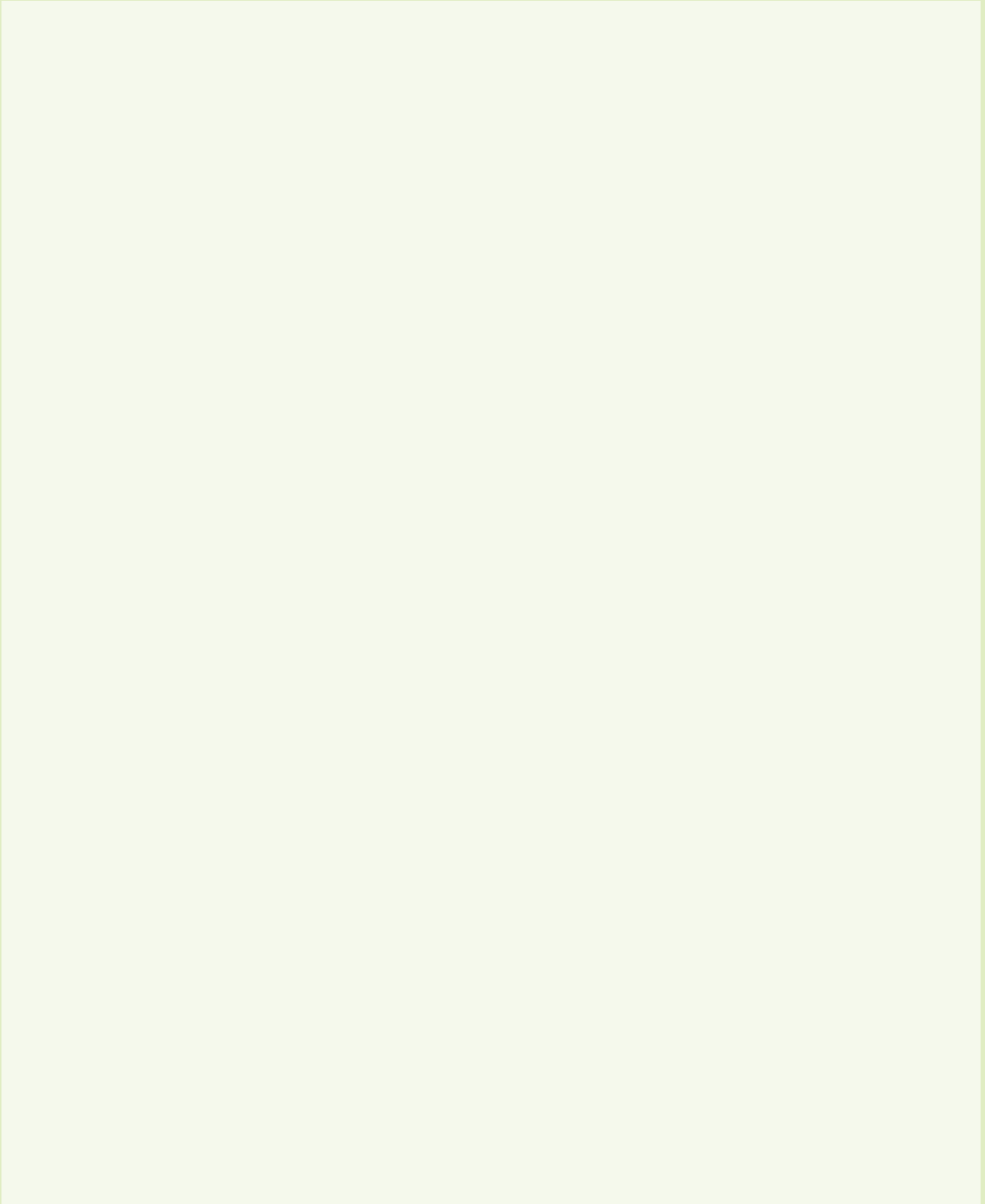
	2005	2004
Outstanding at 01/01	<b>19</b>	11
Judgments reserved	<b>66</b>	80
Judgments delivered	<b>71</b>	72
Outstanding at 31/12	<b>14</b>	19

## Section 1 Supreme Court

### APPEALS RECEIVED AND DISPOSED OF

Nature of Appeal	Received	Disposed of
Asylum	12	5
Bail	8	8
Bankruptcy	0	1
Case Stated: District Court Appeal	10	1
Central Criminal Court	1	0
Chancery final order	23	22
Common Law interim/interlocutory	80	29
Chancery interim/interlocutory	25	5
Circuit Court case stated	1	4
Commercial List	8	2
Companies Act	12	0
Criminal Assets Bureau	3	5
Dismissed for want of prosecution	18	2
Extradition/European Arrest Warrant	14	4
Family	4	4
Habeas Corpus/Article 40	21	10
Hepatitis C	2	1
Information Commissioner appeal	0	1
Judgment Summary Summons	6	2
Judicial Review: ex parte refused	22	21
Judicial Review: final granted	32	16

Judicial Review: final refused	43	19
Judicial Review: interim/interlocutory	2	3
Judicial Review: planning	10	1
Judicial Review: strike out final	1	0
Jury Actions	3	1
Medical Practitioners Act	1	3
Non Jury action	5	1
Personal injury	72	30
Planning Act section 160 final	1	0
Preliminary issue	1	1
Reference under Article 26 of the Constitution	0	1
Section 29 Court of Criminal Appeal	2	5
Security for costs	2	3
Wards of court	1	0
<b>Total</b>	<b>446</b>	<b>211</b>





Section 2

# Criminal

## Section 2: Criminal

### COURT OF CRIMINAL APPEAL

#### APPEALS BY REFERENCE TO TRIAL COURT

Court	On hand 01/01	New appeals lodged	Disposed of	On hand 31/12
Circuit Criminal Court	175	158	191	142
Central Criminal Court	78	36	55	59
Special Criminal Court	17	21	11	27
Courts-Martial Appeal Court	0	3	2	1
Appeals by the Director of Public Prosecutions	29	37	29	37
Criminal Procedure Act appeals	7	2	2	7
<b>Total</b>	<b>306</b>	<b>257</b>	<b>290</b>	<b>273</b>

*The Director of Public Prosecutions can appeal against sentence to the Court of Criminal Appeal on the grounds of undue leniency under section 2 of the Criminal Justice Act, 1993. In the case of an alleged miscarriage of justice, an appeal may be lodged under section 2 of the Criminal Procedure Act, 1993.*

#### APPEALS BY REFERENCE TO TYPE OF APPEAL

	On hand 01/01	New appeals lodged	Disposed of	On hand 31/12
Conviction and sentence	72	36	45	63
Conviction only	70	40	49	61
Sentence only	164	181	196	149
<b>Total</b>	<b>306</b>	<b>257</b>	<b>290</b>	<b>273</b>

#### SECTION 2 CRIMINAL JUSTICE ACT, 1993

##### (APPEALS AGAINST SENTENCE BY DIRECTOR OF PUBLIC PROSECUTIONS)

Refused	9
Original sentence quashed and sentence imposed in lieu	18
Struck out	1
Adjourned generally with liberty to re-enter	1
<b>Total</b>	<b>29</b>

##### OUTCOME OF APPEALS AGAINST SENTENCE

Refused	38
Liberty to withdraw granted	24
Original sentence quashed and sentence imposed in lieu	40
Struck out appeal	8
Order quashed and order imposed in lieu	1
<b>Total</b>	<b>111</b>

## Section 2: Criminal

### OUTCOME OF APPEALS AGAINST CONVICTION

Refused	24
Liberty to withdraw granted	2
Conviction quashed, re-trial directed	6
Conviction quashed (no re-trial)	4
Appeal struck out	5
<b>Total</b>	<b>41</b>

### OUTCOME OF APPEALS AGAINST CONVICTION AND SENTENCE

Refused	18
Conviction affirmed, sentence varied	9
Conviction quashed, re-trial directed	7
Conviction quashed (no re-trial)	6
Appeal struck out	3
Adjourned generally with liberty to re-enter	1
Liberty to withdraw granted	1
<b>Total</b>	<b>45</b>

**Note:** There were also 62 ordinary appeals withdrawn in the office in 2005

### APPEALS RECEIVED AND DISPOSED OF: 2000 TO 2005

	Received	Disposed of
<b>2005</b>	<b>257</b>	<b>290</b>
2004	257	266
2003	257	347
2002	237	273
2001	287	216
2000	237	233
<b>TOTAL</b>	<b>1,532</b>	<b>1,625</b>

## Section 2: Criminal

### HIGH COURT (BAIL)

*Only the High Court has jurisdiction to deal with bail applications where a person is charged with murder. Application may also be made to the High Court where an applicant wishes to obtain a variation of the terms of a bail order made by a District Court judge.*

	2005	2004
Number of applications	<b>2,592*</b>	2,862*
Orders made on own surety	<b>472</b>	365
Orders made on third party surety	<b>427</b>	430
Refused	<b>210</b>	310
Refused under Bail Act, 1997	<b>18</b>	29
Withdrawn	<b>173</b>	201
Struck out	<b>182</b>	369
Orders varied	<b>126</b>	109

*\*includes adjournments*

### OUTCOME OF APPLICATIONS DISPOSED OF

	2005	2004
Granted	<b>899</b>	795
Refused	<b>228</b>	339
Withdrawn/ struck out	<b>355</b>	570
Varied	<b>126</b>	109

### CENTRAL CRIMINAL COURT

#### MURDER

#### MURDER CASES: 2000 TO 2005

	Received	Disposed of
<b>2005</b>	<b>35</b>	<b>42</b>
2004	28	59
2003	39	58
2002	55	48
2001	31	32
2000	42	33
<b>Total</b>	<b>230</b>	<b>272</b>

#### OUTCOME OF CASES DISPOSED OF

	2005	2004
Persons convicted of murder	<b>16</b>	23
Persons convicted of offences other than murder	<b>15</b>	24
Persons found not guilty by reason of insanity	<b>3</b>	2
Persons acquitted	<b>4</b>	7
Accused deceased	<b>0</b>	0
Other (including nolle prosequi)	<b>4</b>	3
<b>Total</b>	<b>42</b>	<b>59</b>

## Section 2: Criminal

### SENTENCES IMPOSED

	2005	2004
Life imprisonment	16	23
Over 10 years	0	9
Over 5 years to 10 years	12	12
Over 3 years to 5 years	3	2
Other	2	2
Not guilty by reason of insanity	3	2

### PLEAS / JURY TRIALS

	2005	2004
Guilty pleas	11	19
Jury trials	25	40

### RAPE AND SEXUAL ASSAULT CASES

#### RAPE AND SEXUAL ASSAULT CASES: 2000 TO 2005

	Received	Disposed of
2005	44	75
2004	40	72
2003	52	100
2002	82	93
2001	92	98
2000	113	94
<b>Total</b>	<b>423</b>	<b>532</b>

### OUTCOME OF CASES DISPOSED OF

	2005	2004
Persons convicted of rape	10	10
Persons convicted of rape and other offences	20	17
Persons convicted of other sexual offences	10	9
Persons acquitted	15	16
Other (including nolle prosequi)	20	20
<b>Total</b>	<b>75</b>	<b>72</b>

### SENTENCES IMPOSED IN CASES

	2005	2004
Life	0	2
Over 12 years	3	8
Over 5 years to 12 years	20	14
Up to 5 years	13	7
Other*	7	7

\* Includes suspended sentences, bench warrants

## Section 2: Criminal

### PLEAS / JURY TRIALS

	2005	2004
Guilty pleas	25	23
Jury trials	34	37

### OTHER CASES\*

	Received	Disposed of
	4	3

\* includes contempt of court, withholding information.

### SPECIAL CRIMINAL COURT

#### CASES DISPOSED OF 2000 - 2005

Year	Cases	Accused persons
2005	6	21
2004	15	30
2003	9	19
2002	13	22
2001	18	32
2000	26	36
<b>Total</b>	<b>87</b>	<b>160</b>

	2005	2004
On hand 01/01	41	48
Received	7	8
Disposed of	6	15
Outstanding 31/12	42	41

	Trials	Persons Convicted on plea of not guilty	Convicted on pleas of guilty	Struck out / nolle prosequi/ acquitted	
<b>2005</b>	<b>6</b>	<b>21</b>	<b>10</b>	<b>11</b>	<b>0</b>
2004	15	30	13	10	7
2003	9	19	7	6	6
2002	13	22	10	9	3
2001	18	32	7	22	3
<b>Total</b>	<b>61</b>	<b>124</b>	<b>47</b>	<b>58</b>	<b>19</b>

## Section 2: Criminal

### CIRCUIT CRIMINAL COURT

#### DUBLIN

#### CASES DISPOSED OF

	Road traffic	Drug offences	Sexual offences	Larceny/Robbery	Assault	Child abuse	Health & Safety	Revenue	Other	Total
Defendants	87	232	34	478	277	14	6	5	64	<b>1,197</b>
Guilty pleas	82	199	23	432	199	13	3	4	60	<b>1,015</b>

#### OUTCOME OF TRIALS

	Road traffic	Drug offences	Sexual offences	Larceny/Robbery	Assault	Child abuse	Health & Safety	Revenue	Other	Total
Convicted	4	15	3	21	25	1	3	1	2	<b>75</b>
Acquitted	1	8	6	10	23	0	0	0	0	<b>48</b>
Otherwise disposed of	0	10	2	15	30	0	0	0	2	<b>59</b>

#### SENTENCES (ALL CASES)

	Road traffic	Drug offences	Sexual offences	Larceny/Robbery	Assault	Child abuse	Health & Safety	Revenue	Other	Total
Community Service	3	22	0	28	26	0	0	0	4	<b>83</b>
Suspended sentence	26	74	7	125	89	5	0	1	21	<b>348</b>
Fine	2	3	0	3	10	3	5	2	3	<b>31</b>
Imprisonment up to 2 years	20	22	3	72	51	1	1	1	5	<b>176</b>
Over 2 years to 5 years	29	66	14	193	67	5	0	0	13	<b>387</b>
Over 5 years to 10 years	2	29	4	28	16	0	0	0	1	<b>80</b>
Over 10 years	0	1	0	0	0	0	0	0	0	<b>1</b>
Other	5	15	6	29	18	0	0	1	17	<b>91</b>

## Section 2: Criminal

### PROVINCIAL

#### CASES DISPOSED OF

	Road traffic	Drug offences	Sexual offences	Larceny/Robbery	Assault	Child abuse & Safety	Health & Safety	Revenue	Animal Welfare	Other	Total
Defendants	76	97	71	360	445	10	14	11	9	147	<b>1,240</b>
Guilty pleas	53	82	36	265	300	2	5	4	0	82	<b>829</b>

#### OUTCOME OF TRIALS

	Road traffic	Drug offences	Sexual offences	Larceny/Robbery	Assault	Child abuse & Safety	Health & Safety	Revenue	Animal Welfare	Other	Total
Convicted	7	6	12	32	40	2	3	3	5	14	<b>124</b>
Acquitted	12	4	12	24	66	1	1	1	4	17	<b>142</b>
Otherwise disposed of	4	5	11	39	39	5	5	3	0	34	<b>145</b>

#### SENTENCES IMPOSED (ALL CASES)

	Road traffic	Drug offences	Sexual offences	Larceny/Robbery	Assault	Child abuse & Safety	Health & Safety	Revenue	Animal Welfare	Other	Total
Community Service	0	4	1	1	6	0	0	0	0	4	<b>16</b>
Suspended sentence	24	27	20	97	131	1	0	2	0	43	<b>345</b>
Fine	12	6	0	6	21	0	8	5	0	28	<b>86</b>
Imprisonment up to 2 years	11	12	9	99	113	2	0	0	5	15	<b>266</b>
Over 2 years to 5 years	11	32	16	110	70	1	0	0	0	23	<b>263</b>
Over 5 years to 10 years	1	17	2	17	7	1	0	0	0	3	<b>48</b>
Over 10 years	0	0	1	0	0	0	0	0	0	1	<b>2</b>
Other	5	0	0	14	16	0	0	0	0	0	<b>35</b>



## Section 2: Criminal

### DISTRICT COURT APPEALS

	Received	Disposed of
<b>2005</b>	<b>6,545</b>	<b>6,387</b>
2004	6,382	6,743

### DISTRICT COURT

(See also appendix iii).

### CASES DISPOSED OF

	2005	2004
Summary cases	<b>302,134</b>	312,152
Indictable cases dealt with summarily	<b>41,374</b>	45,645

### ALL CASES DISPOSED OF

Public order/assault	37,119
Drugs	7,003
Larceny	20,969
Road traffic offences	200,546
Sexual offences	430
Other *	77,441
<b>Total</b>	<b>343,508</b>

\* Other includes offences such as criminal damage, breach of bail, litter offences, no television licence, street trading and offences prosecuted by Government Departments and other State agencies such as the Health and Safety Authority.

### SUMMARY CASES DISPOSED OF

Public Order/Assault	35,136
Drugs	378
Road Traffic Offences	198,412
Sexual Offences	180
Other*	68,028
<b>Total</b>	<b>302,134</b>

### OUTCOMES OF SUMMARY CASES DISPOSED OF

Imprisonment/Detention	9,959
Fines	86,261
Community Service	1,244
Probation	18,424
Struck Out	112,427
Dismiss	13,632
Taken into consideration**	52,998
Adjourn generally and other	6,380
Peace Bond	809
<b>Total</b>	<b>302,134</b>

\*\* The Criminal Justice Act, 1951 section 8 provides for the making of such an order in the following circumstances:

1. Where a person, on being convicted of an offence, admits himself guilty of any other offence and asks to have it taken into consideration in awarding punishment, the Court may take it into consideration accordingly.
2. If the Court takes an offence into consideration, a note of that fact shall be made and filed with the record of the sentence, and the accused shall not be prosecuted for that offence, unless his conviction is reversed on appeal.

## Section 2: Criminal

### INDICTABLE CASES DISPOSED OF

Public Order/Assault	1,983
Drugs	6,625
Larceny	20,969
Road Traffic Offences	2,134
Sexual Offences	250
Other*	9,413
<b>Total</b>	<b>41,374</b>

*The maximum sentence that can be imposed by the District Court in respect of any offence is 12 months. The cumulative duration in respect of consecutive sentences cannot exceed two years.*

\* Other includes offences such as criminal damage, breach of bail, litter offences, no television licence, street trading and offences prosecuted by Government Departments and other State agencies such as the Health and Safety Authority.

\*\* The Criminal Justice Act, 1951 section 8 provides for the making of such an order in the following circumstances:

1. Where a person, on being convicted of an offence, admits himself guilty of any other offence and asks to have it taken into consideration in awarding punishment, the Court may take it into consideration accordingly.
2. If the Court takes an offence into consideration, a note of that fact shall be made and filed with the record of the sentence, and the accused shall not be prosecuted for that offence, unless his conviction is reversed on appeal.

### OUTCOMES OF INDICTABLE CASES DISPOSED OF

Imprisonment/Detention	8,493
Fines	5,284
Community Service	766
Probation	7,098
Struck Out	8,855
Dismiss	1,323
Taken into consideration**	7,414
Adjourn generally and other	1,730
Peace Bond	411
<b>Total</b>	<b>41,374</b>

*The maximum fine the District Court can impose depends on the offence. In general, the maximum fine which the District Court can impose in respect of any one offence is €1,904.61.*

## Section 2: Criminal

### JUVENILE CRIME

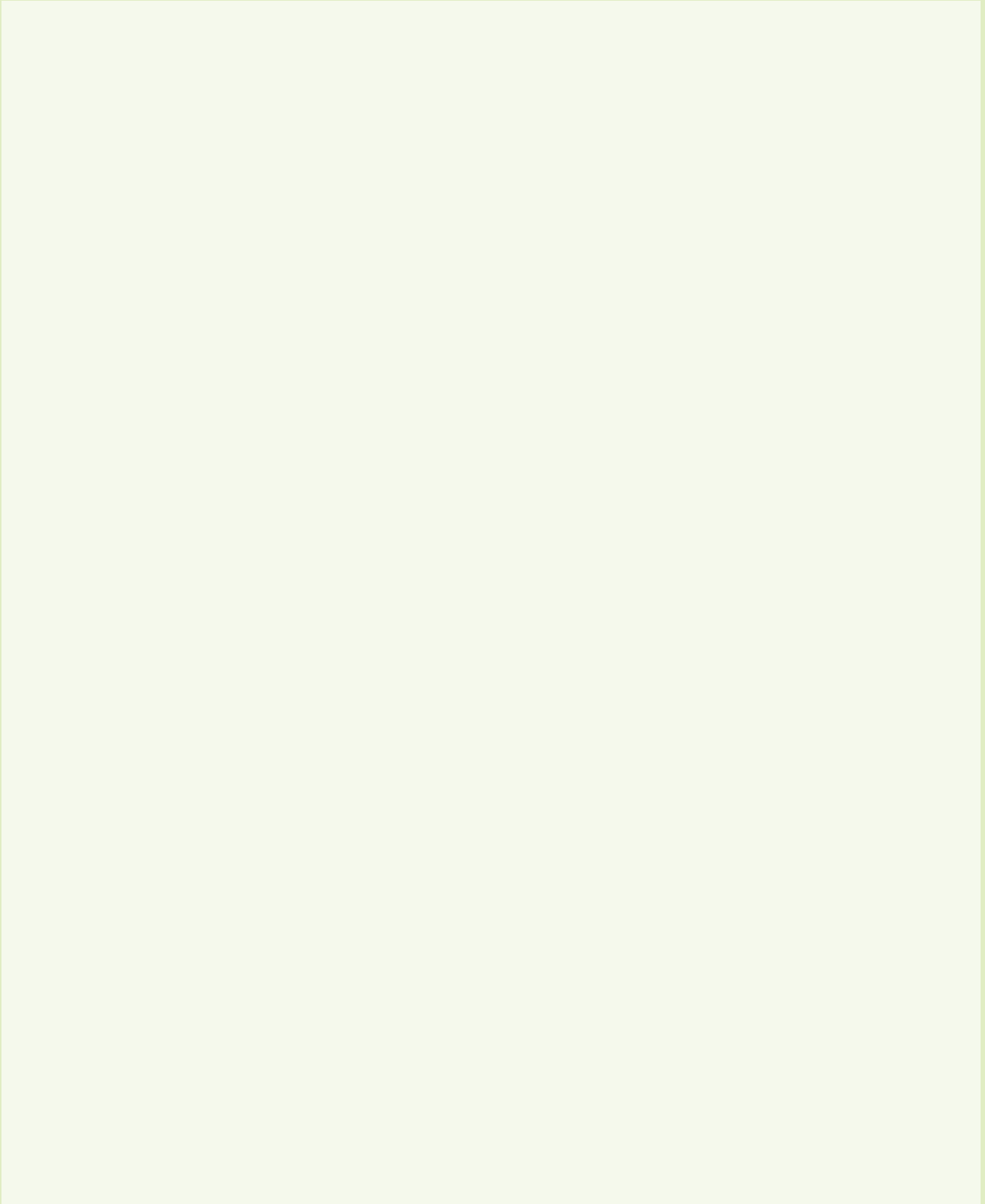
#### APPLICATIONS FOR COMMITTAL TO SPECIAL SCHOOLS

Outcome	2005	2004
Juveniles committed to industrial schools	4	8
Juveniles committed to reformatory schools	24	12
Applications for committal struck out/refused	0	2
<b>Total</b>	<b>28</b>	<b>22</b>

#### OUTCOME OF CASES DISPOSED OF IN JUVENILE COURTS

Age of child*	12	13	14	15	16	17	18	Not recorded	Total
Struck Out	4	4	18	37	67	142	160	126	558
No Order	0	2	2	9	19	35	36	5	108
Probation	2	1	7	19	49	80	90	73	321
Withdrawn	0	1	4	7	15	44	34	39	144
Dismissed	0	5	6	6	18	35	37	37	144
Detention	0	0	3	19	53	150	129	87	441
Returned to higher court for trial	0	0	1	12	16	50	40	12	131
Fine	0	0	0	2	3	20	25	8	58
Peace bond	0	0	0	2	2	12	8	18	42
Community service	0	0	0	0	2	11	17	10	40
Poor box	0	0	0	3	5	8	8	0	24
Other	0	3	3	22	50	86	119	140	423
<b>Total</b>	<b>6</b>	<b>16</b>	<b>44</b>	<b>138</b>	<b>299</b>	<b>673</b>	<b>703</b>	<b>555</b>	<b>2,434</b>

\*as at 31st December 2005



## Section 3

# Civil

## Section 3: Civil

## HIGH COURT

**PERSONAL INJURY**

## CASES INITIATED

	2005	2004
Personal injury	<b>746</b>	15,293
Fatal injury	<b>9</b>	106
<b>Total</b>	<b>755</b>	<b>15,399</b>

## ANALYSIS OF CASES LISTED FOR HEARING

## PERSONAL AND FATAL INJURIES

*Dublin*

	2005	2004
On hand 01/01	<b>5,897</b>	4,366
Received	<b>5,476</b>	5,815
Disposed of	<b>2,619</b>	4,284
On hand 31/12	<b>8,754</b>	5,897

*Dundalk*

	2005	2004
On hand 01/01	<b>499</b>	500
Received	<b>408</b>	428
Disposed of	<b>365</b>	429
On hand 31/12	<b>542</b>	499

*Galway*

	2005	2004
On hand 01/01	<b>453</b>	511
Received	<b>511</b>	584
Disposed of	<b>466</b>	642
On hand 31/12	<b>498</b>	453

*Cork*

	2005	2004
On hand 01/01	<b>644</b>	753
Received	<b>543</b>	667
Disposed of	<b>506</b>	841
On hand 31/12	<b>681</b>	644

*Limerick*

	2005	2004
On hand 01/01	<b>662</b>	762
Received	<b>757</b>	845
Disposed of	<b>496</b>	945
On hand 31/12	<b>923</b>	662

*Sligo*

	2005	2004
On hand 01/01	<b>255</b>	163
Received	<b>362</b>	336
Disposed of	<b>229</b>	244
On hand 31/12	<b>388</b>	255

## Section 3: Civil

### *Waterford*

	2005	2004
On hand 01/01	<b>248</b>	242
Received	<b>231</b>	230
Disposed of	<b>205</b>	224
On hand 31/12	<b>274</b>	248

### *Kilkenny*

	2005	2004
On hand 01/01	<b>113</b>	68
Received	<b>137</b>	143
Disposed of	<b>83</b>	98
On hand 31/12	<b>167</b>	113

### TOTAL PERSONAL AND FATAL INJURIES CASES

	2005	2004
On hand 01/01	<b>8,667</b>	7,365
Received	<b>8,425</b>	9,009
Disposed of	<b>4,969</b>	7,707
On hand 31/12	<b>12,227</b>	8,667

Awards were made in 301 personal injury cases in the High Court in 2005. Judgment was either on consent or followed a hearing or disclosed terms of consent. The highest award was €3,000,000.00 and the lowest award was €4,000.00

### ANALYSIS OF AWARDS MADE

Amount	Number of cases
€0 to €37,999	110
€38,000 to €99,999	133
€100,000 to €199,999	31
€200,000 to €999,999	22
€1m +	5
<b>TOTAL</b>	<b>301</b>

## Section 3: Civil

### CIRCUIT COURT

#### PERSONAL INJURY

#### AWARDS MADE BY THE COURT OR SETTLEMENTS RULED

Circuit court office	Number of cases
Carlow	26
Carrick-on-Shannon	1
Castlebar	39
Cavan	9
Clonmel	101
Cork	284
Dublin	404
Dundalk	91
Ennis	34
Galway	83
Kilkenny	35
Letterkenny	62
Limerick	83
Longford	9
Monaghan	11
Mullingar	13
Naas	14
Portlaoise	2
Roscommon	12
Sligo	10

Tralee	67
Trim	30
Tullamore	13
Waterford	43
Wexford	17
Wicklow	11
<b>TOTAL</b>	<b>1,504</b>

Awards were made or approved in 1,504 personal injury cases. The lowest amount awarded was €250.00, the highest €38,092.00. The total amount awarded in all cases was €20,502,240.

#### ANALYSIS OF AWARDS MADE

Amount	Number of cases
€0 to €9,999	562
€10,000 to €19,999	619
€20,000 to €29,999	238
€30,000 +	85



## Section 3: Civil

### HIGH COURT

#### OTHER CIVIL CASES INITIATED

##### PLENARY SUMMONS

	2005	2004
Admiralty	6	9
Breach of contract	578	526
Conversion	11	6
Chancery declaration	914	713
Damages for assault	214	166
Defamation	33	29
False imprisonment	15	20
Forfeiture	3	4
Injunction	478	408
Libel	88	86
Malicious prosecution	2	2
Negligence	410	1,456
Nuisance	5	3
Probate action	16	12
Rescission of contract	20	12
Slander	10	18
Specific performance	239	224
Trespass	21	21
Wardship	6	2
Miscellaneous	744	826
<b>Total</b>	<b>3,813</b>	<b>4,543</b>

	2005	2004
Revenue Commissioners Summons	704	766
Summary Summons	1,782	1,668

##### SPECIAL SUMMONS

	2005	2004
Arbitration Act	32	24
Charities Acts	0	2
Garda compensation	223	120
Mortgage suit	65	70
Partition Acts	3	5
Possession	140	164
Return of documents	5	6
Social Welfare Act	0	1
Succession	56	54
Trade Marks Act, 1996	2	4
Trustees Act	9	11
Vendor & purchaser	9	7
Miscellaneous	95	53
<b>Total</b>	<b>639</b>	<b>521</b>

## Section 3: Civil

### OVERVIEW OF SUMMONSES ISSUED

Summons Type	2005	2004
Revenue	704	766
Plenary	4,580	19,942
Special	639	521
Summary	1,782	1,668
<b>Total</b>	<b>7,705</b>	<b>22,897</b>

### JUDICIAL REVIEW

Case Type	2005	2004
Certiorari	917	662
Certiorari, mandamus and declaration	0	1
Mandamus	137	212
Prohibition	90	89
Public procurement	3	0
Miscellaneous (including extension of time)	272	241
<b>Total</b>	<b>1,419</b>	<b>1,205</b>

### MISCELLANEOUS COMMON LAW APPLICATIONS

	2005	2004
Freedom of Information Act	5	7
Section 160 Planning	21	9
Transfer of sentenced persons	4	11
Section 12 Personal Injuries Assessment Board Act	29	1
Water pollution Acts	0	1
Miscellaneous	54	29
<b>Total</b>	<b>113</b>	<b>58</b>

## Section 3: Civil

### COMPANIES MATTERS

	2005	2004
Examinership	5	4
Winding up petition	106	104
Restore to register petition	182	201
Section 72 Companies Act, 1963 (petition for reduction of share capital)	3	6
Section 106 Companies Act, 1963 (application for extension of time for registration of charges)	9	8
Section 150 Companies Act, 1990 (excludes applications initiated in the Examiners Office*) (applications to restrict persons who are directors of insolvent companies in liquidation from acting as director of other companies)	70	103
Section 160 Companies Act, 1990 (application for order disqualifying certain persons from acting as directors or auditors of or managing companies)	31	16
Section 277 Companies Act, 1963 (application to appoint and remove a liquidator in a voluntary winding up)	2	0
Section 205 Petition (application for remedy in cases of oppression of members of company)	16	18
Section 245 Companies Act, 1963 (application to court to summons persons for examination)	6	0
Section 251 Companies Act, 1990 (applications in respect of companies that are not in liquidation)	10	3
Section 280 Companies Act, 1963 (application to court to have questions determined or powers exercised)	13	10
Section 310 Companies Act, 1963 (application for declaration that dissolution of company is void)	3	1
Section 371 Companies Act, 1963 (application for order that a company or officer of a company comply with the Act)	3	4
Section 58 Companies Act, 1990 (application concerning the notification of interests in shares or debentures of company)	5	4
Miscellaneous companies matters	7	12
<b>Total</b>	<b>471</b>	<b>494</b>

\* Details of Section 150 initiated in the Examiners Office are on page 108.

## Section 3: Civil

### OTHER PROCEEDINGS

	2005	2004
Appeals from the Hepatitis C Compensation Tribunal	39	45
Foreign judgments	38	39
Foreign tribunal evidence	4	4
Intended action applications	57	77
Extension of time under Immigration Act	4	0
European Arrest Warrant	61	31
Extradition	8	19
Patents Act petition	5	0
Habeas Corpus applications	251	197
Case Stated (District Court)	41	22
<b>Total</b>	<b>508</b>	<b>434</b>

### PRE-HEARING ACTIVITY

	2005	2004
Affidavits	34,771	32,581
Appearance	11,176	17,299
Discontinuance	1,741	1,880
Master's motions	5,728	5,462
Notice to Attorney General	3	2
Notice of intention to proceed	2,561	2,297
Notice of change of solicitor	3,942	2,656
Court motions	11,976	11,470
Notice to produce	1,772	1,803
Notice to trustees	44	57
Setting down for trial	6,892	7,388
Third party notice	240	247
Withdraw a case from the list by letters	263	255
Submissions	309	305
Others	7,682	7,148
<b>Total</b>	<b>89,100</b>	<b>90,850</b>

## Section 3: Civil

### CASES DISPOSED OF

#### CHANCERY

#### FINAL ORDERS MADE

	2005	2004
Settled	162	151
Following hearing	88	69
Restore company to register	178	213
Reduce share capital	7	4
Wind up company	48	40
Possession of property	124	113
Well charging order	41	70
Restriction or disqualification of company directors	112	
<b>Total</b>	<b>760</b>	<b>660</b>

#### COMMON LAW

#### FINAL ORDERS MADE

Circuit Court appeal	175
Garda compensation	153
Hepatitis C Compensation Tribunal appeals	28
Non Jury final orders	67
Transfer of sentenced persons	1
Miscellaneous	240
<b>TOTAL</b>	<b>664</b>

#### JUDICIAL REVIEW

#### INTERIM ORDERS MADE

	2005	2004
Leave to apply granted	494	321
Leave to apply refused	144	209
Interim planning	23	10
Other interim orders	326	578
<b>Total</b>	<b>987</b>	<b>1,118</b>

#### FINAL ORDERS MADE

	2005	2004
Declaration	13	15
Injunction	38	19
Mandamus	2	8
Planning	23	28
Prohibition	13	16
Refusal	88	104
Strike out	89	76
Certiorari	109	86
<b>Total</b>	<b>374</b>	<b>352</b>

## Section 3: Civil

### JUDICIAL REVIEW (ASYLUM and IMMIGRATION)

	Applications made	Orders made
2005	1,863	829
2004	1,381	477

### NON-JURY

#### CERTIFIED CASES

Year	On hand 01/01	Received	Disposed of	On hand 31/12
2005	232	266	170	328
2004	180	262	210	232

### JURY

Year	On hand 01/01	Received	Disposed of	On hand 31/12
2005	52	63	35	80
2004	45	51	44	52

#### OUTCOME OF CASES DISPOSED OF

Full hearing	4
Settled/withdrawn by letter:	31

### MASTERS COURT

	2005	2004
Special Summons	2,478	2,462
Motions for judgment	2,802	2,872
– on notice	8,704	8,738
Ex parte applications	742	811
Examination of company directors/judgment debtors	33	43
<b>Total</b>	<b>14,805</b>	<b>14,926</b>

#### ORDERS MADE

Join co-defendant	383
Discovery	1,292
Adopt from Circuit Court	612
Dismiss plaintiff's claim for want of prosecution	120
Enforce foreign judgment	37
Liberty to enter final judgment	291
Pay out minor's funds	93
Remit to Circuit Court	271
Strike out motion	1,039
Renew summons	79
Miscellaneous	1,191
<b>Total</b>	<b>5,408</b>

## Section 3: Civil

### COMMERCIAL

	2005	2004
On hand 01/01	16	*
Admitted to list	106	43
Refused entry to list	18	3
Disposed of	53	27
Outstanding 31/12	69	16

\* Commenced in January 2004

### ANALYSIS OF CASES DISPOSED OF

	2005	2004
Judgment after full hearing	11	5
Dismissed	3	5
Settled	39	17

### COMPETITION

Admitted to the list (from April 2005)	7
Refused entry to the list	0
Full hearings	3
Written Judgments delivered	2
Disposed of	4

### ANALYSIS OF CASES DISPOSED OF

Judgment after full hearing	1
Dismissed	0
Settled	3

## Section 3: Civil

### APPEALS FROM THE CIRCUIT COURT

#### APPEALS LODGED (INCLUDING APPLICATIONS FOR EXTENSION OF TIME TO APPEAL)

2005	458
2004	462

### CASES TRANSFERRED FROM THE CIRCUIT COURT

2005	640
2004	706

### WRITTEN JUDGMENTS DELIVERED

2005	467
2004	400

### JUDGMENTS REGISTERED

	2005	2004
High Court	435	407
Circuit Court	1,230	1,591
District Court	2,454	3,277
<b>Total</b>	<b>4,121</b>	<b>5,275</b>

### JUDGMENTS SATISFIED

	2005
High Court	29
Circuit Court	78
District Court	171
<b>Total</b>	<b>278</b>



## Section 3: Civil

### HIGH COURT CENTRAL OFFICE

	2005
Deeds poll registered	575
Subpoenas issued	5,570
Applications for service in Ireland under the Hague Convention	51
Judgment mortgage affidavits filed	447
Lis pendens registered	215
Lis pendens vacated	30
Powers of attorney enrolled	26
Powers of attorney filed	26
Judgments in default of appearance marked	724
Judgments marked in pursuance of an order	184
Execution orders issued	1,029
Notice as to stock filed	27
Notice as to stock withdrawn	4
Bills of sale/Chattel mortgage filed	51
Bills of sale satisfied	1
Disentailing deeds filed	1
Bonds	5
Vacate bonds	4

### OFFICE OF THE GENERAL SOLICITOR FOR MINORS AND WARDS OF COURT

	2005	2004
Wardship cases	463	458
Sub cases	149	108

### FUNDS HELD

At December 31st 2005, the balance in the Committee Account (on behalf of Wards and Minors) amounted to €828,049.68

### OFFICE OF WARDS OF COURT

	2005	2004
Wardship cases	2,059	2,019
Applications awaiting hearing	531	439
<b>Total</b>	<b>2,590</b>	<b>2,458</b>

### ORDERS MADE

	2005	2004
Inquiry orders	258	268
Declaration orders	215	226
Declaration orders (minors)	15	18
Dismissal orders	195	109
Orders (other)	509	460

### ENDURING POWERS OF ATTORNEY

	2005	2004
Registered	116	130

## Section 3: Civil

### PROBATE OFFICE

#### PRINCIPAL REGISTRY

	2005	2004
Probates (and administrations with wills annexed)	<b>5,642</b>	5,244
Intestacies	<b>2,031</b>	1,867
Personal applicants (included in above)	<b>1,365</b>	1,354
Caveats	<b>540</b>	464
Appearances	<b>39</b>	44
Other forms of proceedings: citations	<b>27</b>	24
Warnings	<b>73</b>	61

#### PROBATES AND ADMINISTRATIONS GRANTED

	2005	2004
On foot of court action	<b>101</b>	84
In the registry without decree or order of the court	<b>7,673</b>	7,111
Revocation of probate or administration	<b>66</b>	27

#### FEES GENERATED BY OFFICE

	2005	2004
Total amount of fees received	<b>€2,146,985</b>	€1,806,384
Fees on personal applications	<b>*€515,984</b>	*€474,059

\* included in total figure

### LOCAL REGISTRIES

#### Castlebar

	2005	2004
Probates (and administrations with wills annexed)	<b>422</b>	362
Intestacies	<b>195</b>	163

#### Cavan

	2005	2004
Probates (and administrations with wills annexed)	<b>154</b>	161
Intestacies	<b>116</b>	70

#### Clonmel

	2005	2004
Probates (and administrations with wills annexed)	<b>508</b>	412
Intestacies	<b>167</b>	155

#### Cork

	2005	2004
Probates (and administrations with wills annexed)	<b>893</b>	1,158
Intestacies	<b>304</b>	343

#### Dundalk

	2005	2004
Probates (and administrations with wills annexed)	<b>306</b>	339
Intestacies	<b>160</b>	125

## Section 3: Civil

### Galway

	2005	2004
Probates (and administrations with wills annexed)	<b>697</b>	623
Intestacies	<b>297</b>	248

### Kilkenny

	2005	2004
Probates (and administrations with wills annexed)	<b>371</b>	363
Intestacies	<b>152</b>	124

### Letterkenny

	2005	2004
Probates (and administrations with wills annexed)	<b>180</b>	188
Intestacies	<b>104</b>	105

### Limerick

	2005	2004
Probates (and administrations with wills annexed)	<b>685</b>	678
Intestacies	<b>280</b>	201

### Mullingar

	2005	2004
Probates (and administrations with wills annexed)	<b>281</b>	266
Intestacies	<b>104</b>	91

### Sligo

	2005	2004
Probates (and administrations with wills annexed)	<b>231</b>	263
Intestacies	<b>101</b>	133

### Tralee

	2005	2004
Probates (and administrations with wills annexed)	<b>383</b>	410
Intestacies	<b>148</b>	187

### Waterford

	2005	2004
Probates (and administrations with wills annexed)	<b>292</b>	287
Intestacies	<b>84</b>	98

### Wexford

	2005	2004
Probates (and administrations with wills annexed)	<b>283</b>	298
Intestacies	<b>100</b>	122

## Section 3: Civil

### PROBATES (AND ADMINISTRATIONS WITH WILLS ANNEXED)

	2005	2004
Dublin	5,642	5,244
Local registries	5,686	5,808
<b>TOTAL</b>	<b>11,328</b>	<b>11,052</b>

### INTESTACIES (NO VALID WILL)

	2005	2004
Dublin	2,031	1,867
Local registries	2,312	2,165
<b>TOTAL</b>	<b>4,343</b>	<b>4,032</b>

### OFFICE OF THE OFFICIAL ASSIGNEE IN BANKRUPTCY

On hand 01/01	495
New adjudications	9
Discharged	7
Annulled	0
New arrangements	0
On hand 31/12	497

### EXAMINERS OFFICE

Nature of proceedings	On hand 01/01	Received	Disposed of	On hand 31/12
Company liquidations	527	55	47	535
Mortgage suits	1,027	26	10	1,043
Administration suits/ next of kin/ other	362	0	0	362
<b>Total</b>	<b>1,916</b>	<b>81</b>	<b>57</b>	<b>1,940</b>

### Section 150 Companies Act, 1990

Year	Directors restricted	Directors not restricted	Total number of directors dealt with
<b>2005</b>	<b>38</b>	<b>22</b>	<b>60</b>
2004	41	48	89

### EXAMINER (BANKRUPTCY)

	2005	2004
Summonses filed	13	10
Summonses granted	10	6
Petitions for adjudication filed	24	16
Adjudications	9	5
Arrangement petitions filed	0	0
Orders in aid applied for	1	0
Orders in aid made	0	0

### OFFICE OF THE TAXING MASTER

	2005	2004
Bills certified	525	560
Items certified	55,228	74,211
Costs claimed	€28,292,536.00	€67,693,019.00
Costs allowed	€21,873,284.00	€48,866,382.00
Fees (duty)	€1,284,672.82.00	€3,264,009.14
Duty on summonses	€138,930.00	€73,140.00

## Section 3: Civil

### CIRCUIT COURT

#### CIVIL BUSINESS DISPOSED OF

	Notices of Trial	Motions	Civil appeals	Liquor licences granted
<b>2005</b>	<b>12,262</b>	<b>21,497</b>	<b>403</b>	<b>475</b>
2004	13,012	24,032	498	441

#### CASES INITIATED

Circuit court office	2005	2004
Carlow	300	616
Carrick-on-Shannon	107	176
Castlebar	567	860
Cavan	262	391
Clonmel	899	1,403
Cork	2,535	4,411
Dublin	7,467	13,531
Dundalk	597	1,316
Ennis	499	812
Galway	1,200	1,916
Kilkenny	351	546
Letterkenny	583	2,016
Limerick	952	2,898
Longford	183	302
Monaghan	332	465
Mullingar	432	436

Naas	853	1,408
Portlaoise	258	329
Roscommon	234	385
Sligo	243	421
Tralee	700	955
Trim	739	1,252
Tullamore	281	440
Waterford	730	1,069
Wexford	766	727
Wicklow	622	1,097
<b>TOTAL</b>	<b>22,692</b>	<b>40,178</b>

## Section 3: Civil

### PRE-HEARING ACTIVITY

	2005	2004
Dealt with by county registrars	<b>16,801</b>	15,741
Dealt with by court	<b>4,696</b>	8,291

### CASES DISPOSED OF

	2005	2004
Settled	<b>6,197</b>	5,138
Dealt with by county registrar	<b>570</b>	904
Dealt with by court	<b>5,254</b>	6,970
Adjourned with liberty to re-enter	<b>241</b>	179

### JUDGMENTS MARKED IN THE OFFICE

<b>2005</b>	<b>8,170</b>
2004	8,312

## DISTRICT COURT

### APPLICATIONS DISPOSED OF

	2005	2004
Ejectment proceedings	<b>156</b>	71
Summary judgment	<b>22,929</b>	30,138
Small claims	<b>2,697</b>	2,779
Ordinary civil process	<b>5,994</b>	7,261
Summonses of a civil nature	<b>5,881</b>	7,343
Other	<b>483</b>	368
<b>Total</b>	<b>38,140</b>	<b>47,960</b>

### ENFORCEMENT

	2005	2004
Examination orders	<b>5,910</b>	6,306
Instalment orders	<b>10,616</b>	11,240
Committal orders	<b>5,082</b>	5,859
<b>Total</b>	<b>21,606</b>	<b>23,405</b>

### SMALL CLAIMS PROCEDURE

#### TYPE OF APPLICATIONS RECEIVED

	2005	2004
Holidays	<b>341</b>	360
Professional services	<b>101</b>	44
Dry cleaners	<b>135</b>	105
Building	<b>115</b>	116
Damage to private property	<b>136</b>	131
Key money	<b>75</b>	553
Electrical goods	<b>219</b>	196
Audio/computer	<b>153</b>	163
Clothing	<b>122</b>	85
Shoes	<b>57</b>	47
Furniture	<b>207</b>	133
Carpets/flooring	<b>72</b>	79
Doors/roofs	<b>60</b>	128
Cars	<b>275</b>	235
Other	<b>637</b>	632
<b>Total</b>	<b>2,705</b>	<b>3,007</b>

## Section 3: Civil

### CLAIMS DISPOSED OF

	2005	2004
Cases not covered by procedure	56	105
Cases not proceeded with	303	307
Decrees by default	310	321
Settled by Registrar	1,468	1,331
Referred to court	560	715
<b>Total</b>	<b>2,697</b>	<b>2,779</b>

### CASES ADJUDICATED BY COURT

	2005	2004
Decrees granted	336	371
Cases dismissed	76	126
Cases struck out/withdrawn	148	218
<b>Total</b>	<b>560</b>	<b>715</b>

### APPLICATIONS UNDER SECTION 107 AND SECTION 108 OF THE ENVIRONMENTAL PROTECTION ACT, 1992

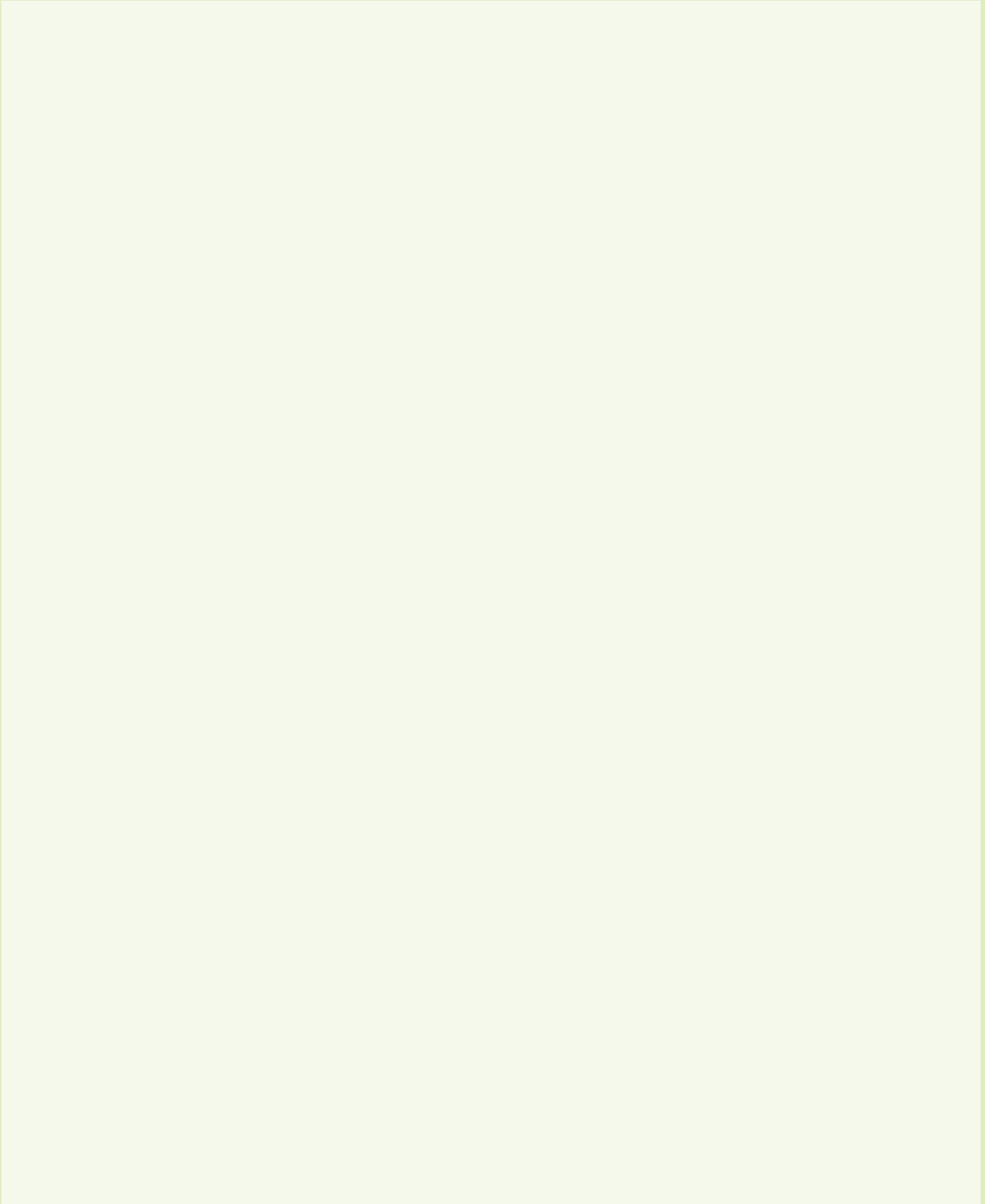
*The District Court deals with applications under the Environmental Protection Act, 1992 for orders in connection with the curtailment or abatement of noise.*

#### SECTION 107

	2005	2004
Applications received	13	24
Successful applications	12	23

#### SECTION 108

	2005	2004
Applications received	36	81
Successful applications	26	29





Section 4

# Family Law

## Section 4: Family Law

### **DIVORCE, JUDICIAL SEPARATION AND NULLITY**

#### CHANGING TRENDS: APPLICATIONS RECEIVED

	Divorce		Judicial separation		Nullity	
	High	Circuit	High	Circuit	High	Circuit
<b>2005</b>	<b>30</b>	<b>4,096</b>	<b>49</b>	<b>1,658</b>	<b>1</b>	<b>50</b>
2004	34	3,880	48	1,654	0	51
2003	42	3,733	53	1,802	1	92
2002	33	3,912	59	1,871	2	52
2001	31	3,459	76	1,845	8	109
2000	39	3,339	76	1,592	8	84

#### CHANGING TRENDS: ORDERS GRANTED

	Divorce		Judicial separation		Nullity	
	High	Circuit	High	Circuit	High	Circuit
<b>2005</b>	<b>20</b>	<b>3,391</b>	<b>23</b>	<b>950</b>	<b>6</b>	<b>37</b>
2004	42	3,305	42	1,216	5	20
2003	41	2,929	26	1,206	4	33
2002	20	2,571	28	940	1	40
2001	20	2,817	27	1,018	4	59
2000	30	2,710	27	998	5	47

#### APPLICATIONS RECEIVED

	2005		2004	
	High	Circuit	High	Circuit
Divorce	<b>30</b>	<b>4,096</b>	34	3,880
Judicial separation	<b>49</b>	<b>1,658</b>	48	1,654
Nullity	<b>1</b>	<b>50</b>	0	51

#### ORDERS GRANTED

	2005		2004	
	High	Circuit	High	Circuit
Divorce	<b>20</b>	<b>3,391</b>	42	3,305
Judicial separation	<b>23</b>	<b>950</b>	42	1,216
Nullity	<b>6</b>	<b>37</b>	5	20

## Section 4: Family Law

### HIGH COURT

*While the High Court and the Circuit Court have concurrent jurisdiction in family law matters, there is a right of appeal from the Circuit to the High Court in family law cases.*

#### OTHER FAMILY LAW CASES INITIATED

Case Type	2005	2004
Adoption	8	9
Appeals from the Circuit Court	82	62
Hague/Luxembourg Convention (child abduction)	31	27
Family Law Act 1995	6	3
Guardianship of infants	21	10
<b>Total</b>	<b>148</b>	<b>111</b>

#### OTHER FAMILY LAW ORDERS GRANTED

Case Type	2005	2004
Adoption order	10	12
Circuit appeal: final order	49	37
Hague/Luxembourg Convention (child abduction): final order	26	31
Miscellaneous: final family orders	74	41
Interim miscellaneous	196	210
<b>Total</b>	<b>355</b>	<b>331</b>

### CIRCUIT COURT

(See also appendix iii).

#### APPLICATIONS RECEIVED

	2005	2004
Divorce	4,096	3,880
Judicial separation	1,658	1,654
Nullity	50	51
Section 33 Family Law Act, 1995	923	882
Family law appeals	561	494

*Section 33 of the Family Law Act, 1995 allows the court dispense with the necessity to give three months notice of intention to marry and/or allow people under the age of eighteen to marry.*

## Section 4: Family Law

### APPLICATIONS DISPOSED OF IN 2005

	Granted	Refused	Withdrawn, struck out / Adjourned generally
Divorce	3,391	5	43
Judicial separation	950	0	43
Nullity	37	1	1
Section 33	870	18	8

### APPLICATIONS DISPOSED OF IN 2004

	Granted	Refused	Withdrawn, struck out / Adjourned generally
Divorce	3,305	7	25
Judicial separation	1,216	6	33
Nullity	20	3	1
Section 33	761	20	17

### DISTRICT COURT

#### 2005 DOMESTIC VIOLENCE ACT, 1996

Applicant	Applications	Granted	Refused	Withdrawn/ struck out
Barring orders	3,183	1,265	100	1,818
Safety orders	2,866	1,037	115	1,714
Protection orders	2,850	2,622	71	157
Interim barring orders	622	550	34	38

#### 2004 DOMESTIC VIOLENCE ACT, 1996

Applicant	Applications	Granted	Refused	Withdrawn/ struck out
Barring orders	3,210	1,295	109	1,806
Safety orders	2,611	987	83	1,541
Protection orders	3,054	2,810	113	131
Interim barring orders	698	604	40	54

## Section 4: Family Law

### 2005 PROTECTION ORDER APPLICATIONS DEALT WITH

*(BY STATUS OF APPLICANT)*

Applicant	Granted	Interim barring in lieu	Refused	Withdrawn/ struck out
Spouse	1,469	0	45	107
Common law	804	0	16	43
Parent	299	0	4	7
Other	46	0	5	0
Health Board	4	0	1	0
<b>Total</b>	<b>2,622</b>	<b>0</b>	<b>71</b>	<b>157</b>

### 2005 SAFETY ORDER APPLICATIONS DEALT WITH

*(BY STATUS OF APPLICANT)*

Applicant	Granted	Refused	Withdrawn /Struck Out
Spouse	633	48	1,032
Common law	291	12	416
Parent	91	42	210
Other	22	12	55
Health Board	0	1	1
<b>Total</b>	<b>1,037</b>	<b>115</b>	<b>1,714</b>

### 2004 PROTECTION ORDER APPLICATIONS DEALT WITH

*(BY STATUS OF APPLICANT)*

Applicant	Granted	Interim barring in lieu	Refused	Withdrawn/ struck out
Spouse	1,589	0	59	81
Common law	843	0	30	36
Parent	330	0	16	9
Other	48	0	8	5
Health Board	0	0	0	0
<b>Total</b>	<b>2,810</b>	<b>0</b>	<b>113</b>	<b>131</b>

### 2004 SAFETY ORDER APPLICATIONS DEALT WITH

*(BY STATUS OF APPLICANT)*

Applicant	Granted	Refused	Withdrawn /Struck Out
Spouse	552	63	872
Common law	316	17	419
Parent	96	1	181
Other	23	2	69
Health Board	0	0	0
<b>Total</b>	<b>987</b>	<b>83</b>	<b>1,541</b>

## Section 4: Family Law

### 2005 BARRING ORDER APPLICATIONS DEALT WITH

*(BY STATUS OF APPLICANT)*

Applicant	Granted	Refused	Withdrawn /Struck Out
Spouse	726	66	1,067
Common law	362	23	493
Parent	173	10	257
Other	0	1	0
Health Board	4	0	1
<b>Total</b>	<b>1,265</b>	<b>100</b>	<b>1,818</b>

### 2005 INTERIM BARRING ORDER APPLICATIONS DEALT WITH

*(BY STATUS OF APPLICANT)*

Applicant	Granted	Refused	Withdrawn /Struck Out
Spouse	313	22	23
Common law	150	8	9
Parent	83	4	6
Other	3	0	0
Health Board	1	0	0
<b>Total</b>	<b>550</b>	<b>34</b>	<b>38</b>

### 2004 BARRING ORDER APPLICATIONS DEALT WITH

*(BY STATUS OF APPLICANT)*

Applicant	Granted	Refused	Withdrawn /Struck Out
Spouse	751	73	1,030
Common law	371	27	523
Parent	172	8	253
Other	1	1	0
Health Board	0	0	0
<b>Total</b>	<b>1,295</b>	<b>109</b>	<b>1,806</b>

### 2004 INTERIM BARRING ORDER APPLICATIONS DEALT WITH

*(BY STATUS OF APPLICANT)*

Applicant	Granted	Refused	Withdrawn /Struck Out
Spouse	307	23	29
Common law	195	10	18
Parent	100	7	7
Other	2	0	0
Health Board	0	0	0
<b>Total</b>	<b>604</b>	<b>40</b>	<b>54</b>

## Section 4: Family Law

### CHANGING TRENDS

	2000	2001	2002	2003	2004	2005
Barring order applications	4,908	4,470	4,067	3,586	3,210	3,183
Barring orders granted	2,319	2,067	1,740	1,575	1,295	1,265
Protection order applications	4,381	4,263	3,677	3,109	3,054	2,850
Protection orders granted	3,467	3,711	3,248	2,814	2,810	2,622
Safety order applications	2,336	2,903	2,814	2,557	2,611	2,866
Safety orders granted	988	1,232	1,187	1,108	987	1,037
Interim barring order applications	506	1,159	852	629	698	622
Interim barring orders granted	415	1,007	706	531	604	550

\* Some interim barring orders were granted on foot of applications for protection orders. Likewise some protection orders were granted on foot of interim barring orders

## Section 4: Family Law

### 2005 APPLICATIONS FOR CUSTODY AND ACCESS

	Applications dealt with	Granted	Refused	Withdrawn /Struck Out
Custody & access	829	540	42	247
Custody only	749	418	29	302
Access only	3,020	2,215	69	736
<b>Total</b>	<b>4,598</b>	<b>3,173</b>	<b>140</b>	<b>1,285</b>

### 2005 APPLICATIONS FOR GUARDIANSHIP

	Applications dealt with	Granted	Refused	Withdrawn /Struck Out
Non-marital fathers Section 6(a)	1,734	1,266	48	420

### 2004 APPLICATIONS FOR CUSTODY AND ACCESS

	Applications dealt with	Granted	Refused	Withdrawn /Struck Out
Custody & access	715	455	35	225
Custody only	792	450	34	308
Access only	2,758	2,003	111	644
<b>Total</b>	<b>4,265</b>	<b>2,908</b>	<b>180</b>	<b>1,177</b>

### 2004 APPLICATIONS FOR GUARDIANSHIP

	Applications dealt with	Granted	Refused	Withdrawn /Struck Out
Non-marital fathers Section 6(a)	1,237	862	38	337



## Section 4: Family Law

### 2005 MAINTENANCE

	Applications dealt with	Granted	Refused	Withdrawn /Struck Out
Maintenance applications (married)	1,566	1,070	37	459
Maintenance applications (unmarried)	2,562	1,816	38	708
Maintenance Act 1994 applications	7	4	0	3
Maintenance Orders Act, 1974	36	26	3	7
<b>Total</b>	<b>4,171</b>	<b>2,916</b>	<b>78</b>	<b>1,177</b>

### 2004 MAINTENANCE

	Applications dealt with	Granted	Refused	Withdrawn /Struck Out
Maintenance applications (married)	1,574	1,044	49	481
Maintenance applications (unmarried)	2,307	1,666	46	595
Maintenance Act 1994 applications	10	5	1	4
Maintenance Orders Act, 1974	47	26	3	18
<b>Total</b>	<b>3,938</b>	<b>2,741</b>	<b>99</b>	<b>1,098</b>

## Section 4: Family Law

### CHILDCARE: SUPERVISION AND CARE ORDERS

#### SUPERVISION AND CARE ORDERS GRANTED

	2005	2004
Supervision orders	<b>372</b>	273
Care orders	<b>975</b>	411

The court may also grant interim care orders.

*Childcare cases involve applications by the Health Service Executive (HSE) in relation to care of children, mainly applications to have children placed in the care of or under the supervision of the HSE temporarily or permanently.*

Section 5  
**Licensing**

## Section 5: Licensing

### CIRCUIT COURT

#### LIQUOR LICENCES GRANTED

	Pub	Hotel	Special restaurant certificate	Club	Total
2005	325	83	50	17	475
2004	352	48	29	17	441

### DISTRICT COURT

#### LICENSING APPLICATIONS DISPOSED OF

	2005	2004
Renewal of publican licences	918	1,647
Temporary transfer of licence	648	1,070
Annual dance licence	1,075	1,355
Temporary dance licence	190	395
Restaurant certificate	781	832
Special exemption orders	71,179	89,716
Lottery licence	683	1,290
Other	352	8,519
<b>Total</b>	<b>75,826</b>	<b>104,824</b>

*Special exemption orders allow the licensee sell alcohol outside normal licensing hours.*

Section 6

# Court Fees & Fines

## Section 6: Court Fees & Fines

### FEES

People using the courts must pay fees for many of the operations relating to civil matters carried out by each of the court offices. For example, if a person wishes to lodge documents, a fee is often payable. Court fees are fixed by the Minister for Justice, Equality & Law Reform with the agreement of the Minister for Finance. Since the beginning of 2003, these fees are retained by the Service and included in the Appropriation-in-Aid of the Service which contributes to operating costs.

The Service also collects a range of fees on behalf of the Land Registry and the Revenue Commissioners. The Land Registry fees are in relation to the access to Land Registry documents held locally in court offices. The fees collected on behalf of the Revenue Commissioners are excise duties due on certain applications to court and to the provision of copies of some of these documents. This is mainly in relation to licensing cases e.g. an application for a special licence.

### FEES COLLECTED AND TRANSFERRED

	2005 (€000's)	2004 (€000's)
Revenue Commissioners	<b>10,524</b>	10,241
Retained by the Service	<b>29,570</b>	21,876
Land Registry	<b>65</b>	76
<b>Total</b>	<b>40,159</b>	<b>32,193</b>

Details of court fees are available on the Service's website ([www.courts.ie](http://www.courts.ie))

### FINES

One of the penalties open to the courts when hearing cases is the imposition of a fine. When a fine is imposed, the Service collects the fine from the offender. In many cases, these fines are collected by the Service on behalf of the other Government agencies or public bodies e.g. fisheries fines are transferred to the Department of Communications, Marine & Natural Resources.

	2005 (€000's)	2004 (€000's)
Exchequer (Motor Fines)	<b>7,526</b>	8,810
Revenue Commissioners	<b>1,890</b>	1,434
Department of Communications, Marine & Natural Resources	<b>199</b>	242
Exchequer	<b>5,102</b>	4,885
<b>Total</b>	<b>14,717</b>	<b>15,371</b>

Chapter Six

# Financial Statements

## Expenditure and Income

	2005 € '000	2004 € '000
<b>Current Expenditure</b>		
Salaries and Wages	46,917	45,289
Travel and Subsistence	3,744	3,967
Staff and judicial training	848	879
Stenography and other fees	2,976	2,573
Legal services	949	463
Postal services	951	900
Telecommunications	1,186	1,428
Office equipment and materials	1,258	1,086
Courthouse maintenance	8,673	6,249
Heat, light and fuel costs	1,846	1,669
Furniture and fittings	567	381
Leases	6,821	4,695
Consultancy ( Non I.T related)	171	156
Incorporated Council of Law Reporting of Ireland	61	20
Incidental/ miscellaneous costs	2,327	1,992
<b>Total Current Expenditure</b>	<b>79,295</b>	<b>71,747</b>
Telecommunications systems	24	40
Computer systems	7,076	7,538
Courthouses and other buildings *	18,773	17,101
<b>Total Capital Expenditure</b>	<b>25,873</b>	<b>24,679</b>
<b>Total Expenditure</b>	<b>105,168</b>	<b>96,426</b>
<b>Income ( Appropriations - in - Aid)</b>		
Fees	30,000	22,787
Dormant Court Funds (Funds of Suitors) **	9,300	-
Miscellaneous	1,035	869
<b>Total Income</b>	<b>40,335</b>	<b>23,656</b>
<b>Net Expenditure</b>	<b>64,833</b>	<b>72,770</b>

\* As provided for under Section 91 of the Finance Act 2004 €1.6m was brought forward into 2005

\*\* Dormant Court Funds (Funds of Suitors): In accordance with the provisions contained in Section 35 (1) and (2) of the Civil Liabilities and Courts Act 2004, €9.3m was transferred in respect of dormant suitors' funds to Appropriation in Aid.



## Statement on Internal Financial Controls

The following statement by the Chief Executive as Accounting Officer on the matter of internal financial controls was included with the 2005 Appropriation Accounts

### RESPONSIBILITY FOR SYSTEM OF INTERNAL FINANCIAL CONTROL

As Accounting Officer I acknowledge my responsibility for ensuring that an effective system of internal financial control is maintained and operated by the Courts Service. This responsibility is exercised in the context of the resources available to me and my other obligations as Chief Executive Officer. Also, any system of internal financial control can provide only reasonable and not absolute assurance that assets are safeguarded, transactions authorised and properly recorded, and that material errors or irregularities are either prevented or would be detected in a timely manner. Maintaining the system of internal controls is a continuous process and the system and its effectiveness are kept under ongoing review.

The position in regard to the financial control environment, the framework of administrative procedures, management reporting and internal audit is as follows:

### FINANCIAL CONTROL ENVIRONMENT

I confirm that a control environment containing the following elements is in place:

- Financial responsibilities have been assigned at management level with corresponding accountability
- Reporting arrangements have been established at all levels where responsibility for

financial management has been assigned

- Formal procedures have been established for reporting significant control failures and ensuring appropriate corrective action
- There is an audit committee to advise me in discharging my responsibility for the internal financial control system

### ADMINISTRATIVE CONTROLS AND MANAGEMENT REPORTING

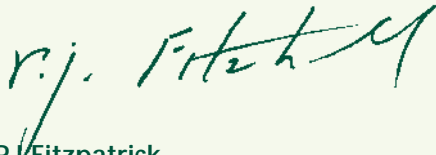
I confirm that a framework of administrative procedures and regular management reporting is in place including segregation of duties and a system of delegation and accountability and, in particular, that:

- There is an appropriate budgeting system with an annual budget which is kept under review by senior management
- There are regular reviews by senior management of periodic and annual financial reports which indicate financial performance against forecasts
- A risk management system operates within the Service
- There are systems aimed at ensuring the security of the ICT systems
- There are appropriate capital investment control guidelines and formal project management disciplines

## Statement on Internal Financial Controls

### INTERNAL AUDIT

I confirm that the Office\* has an internal audit function with appropriately trained personnel, which operates in accordance with a charter which I have approved. Its work is informed by analysis of the financial risks to which the Service is exposed and its annual internal plans, approved by me, are based on this analysis. These plans aim to cover the key controls on a rolling basis over a reasonable period. The internal audit function is reviewed periodically by me and the Audit Committee. I have put procedures in place to ensure that the reports of the internal audit function are followed up.



**P. Fitzpatrick**  
*Accounting Officer*

\* "Office" in this context means *The Courts Service*

## Prompt Payment of Accounts Act, 1997

The following information is provided in accordance with the Act within the guidelines issued by the Department of Enterprise, Trade & Employment.

The Service has procedures in place to ensure that all invoices are paid within the time limits identified on these invoices or, if no time limit is specified, within the statutory time limit. While the procedures have been designed to ensure compliance with the Act, they only provide reasonable, and not absolute assurance against material non compliance with the Act.

These procedures operate in the financial period under review and, in the case of late payments, the relevant suppliers were notified and the interest due was paid to them.

In accordance with the Prompt Payments of Account Act, 1997, the following information is provided in respect of the financial period ending December 31st 2005:

### (A) PAYMENT PRACTICES

The Service makes payment to suppliers in accordance with the terms specified on the respective invoices or the conditions specified in individual contracts, if appropriate. Since 2002, the standard terms are 30 days.

### (B) LATE PAYMENTS

Invoice Amount	No. of Invoices	Amount of Interest paid in €
Under €317	59	691
Over €317	438	8,538
Total	686	9,229

THE OFFICE OF THE ACCOUNTANT OF THE COURTS OF JUSTICE  
*Extract from the audited financial statements as at 30th September 2005.*

## Statement of Assets and Liabilities

	2005 €	2004 €
<b>INVESTMENT ASSETS</b>		
Investments	848,611,782	749,852,358
<b>CURRENT ASSETS</b>		
Debtors	8,420,118	5,907,298
Bank	2,999,344	-
<b>TOTAL ASSETS</b>	<b>860,031,244</b>	<b>755,759,656</b>
<b>CURRENT LIABILITIES</b>		
Creditors	685,202	40,086
Bank overdraft	-	427,065
<b>TOTAL LIABILITIES</b>	<b>685,202</b>	<b>467,151</b>
<b>NET CURRENT ASSETS</b>	<b>7,734,916</b>	<b>5,440,147</b>
<b>TOTAL NET ASSETS</b>	<b>859,346,042</b>	<b>755,292,505</b>
<b>Represented by:</b>		
Funds held for beneficiaries at year end	859,346,042	755,292,505

THE OFFICE OF THE ACCOUNTANT OF THE COURTS OF JUSTICE  
*Extract from the audited financial statements as at 30th September 2005.*

## Statement of Operations

	2005 €	2004 €
<b>NET REALISED AND UNREALISED GAINS</b>		
Net realised gains on investments disposed of during the year	<b>6,881,713</b>	2,742,953
Net unrealised gains on investments	<b>64,098,559</b>	18,243,496
Gains realised on transfer out during the year	<b>4,869</b>	55,179
<b>NET REALISED AND UNREALISED GAINS</b>	<b>70,985,141</b>	21,041,628
Investment income	<b>5,999,379</b>	10,095,729
	<b>76,984,520</b>	31,137,357
Expenses	<b>(3,557,793)</b>	(3,122,705)
<b>INCREASE IN NET ASSETS FROM OPERATIONS</b>	<b>73,426,727</b>	28,014,652

THE OFFICE OF THE ACCOUNTANT OF THE COURTS OF JUSTICE  
*Extract from the audited financial statements as at 30th September 2005.*

## Statement of Changes in Net Assets

	2005 €	2004 €
<b>INCREASE IN NET ASSETS RESULTING FROM OPERATIONS</b>		
Net investment gain	2,441,586	6,973,024
Net realised gain on investments	6,881,713	2,742,953
Net unrealised gain on investments	64,098,559	18,243,496
Gains realised on transfers from funds	4,869	55,179
<b>NET INCREASE IN NET ASSETS FROM OPERATIONS</b>	<b>73,426,727</b>	28,014,652
<b>CAPITAL TRANSACTIONS</b>		
Receipts	150,018,824	154,620,677
Disbursements	(119,392,014)	(137,235,102)
<b>INCREASE IN NET ASSETS FROM CAPITAL TRANSACTIONS</b>	<b>30,626,810</b>	17,385,575
Increase in net assets	104,053,537	45,400,227
Net assets at beginning of year	755,292,505	709,892,278
<b>NET ASSETS AT END OF YEAR</b>	<b>859,346,042</b>	755,292,505

Extracts from the Report and Financial Statements of the Office of the Accountant of the Courts of Justice for the year ended 30th September 2005 are included in this Report. The Report and Financial Statements are available from the Office of the Accountant of the Courts of Justice, Phoenix House, 15/24 Phoenix Street North, Smithfield, Dublin 7, telephone: 01-8886211 and on the website of the Service [www.courts.ie](http://www.courts.ie).

## Poor Box Receipts

### POOR BOX RECEIPTS THROUGH COURT OFFICES 2005

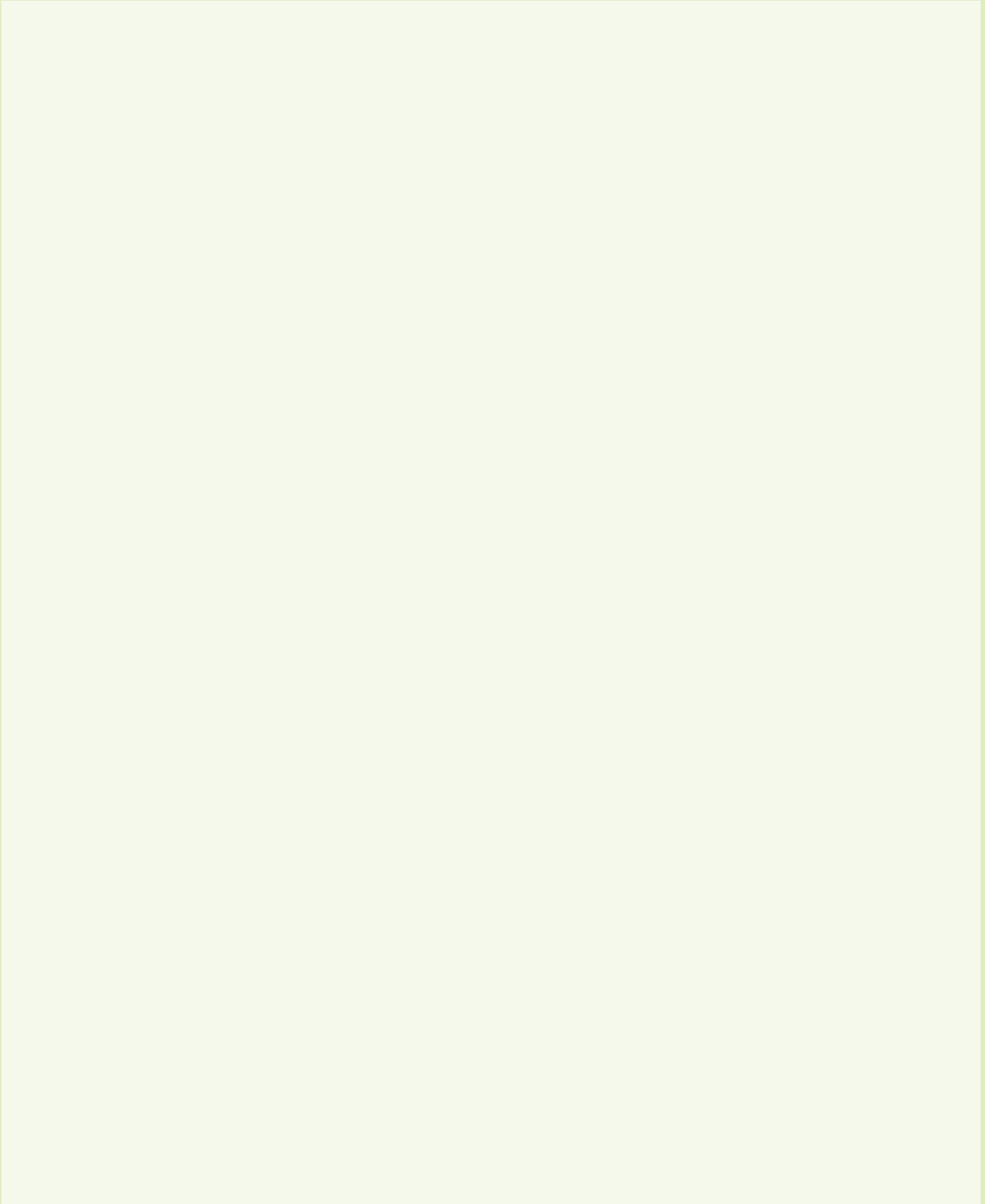
	Opening Balance 01/01 €	Receipts €	Payments €	Balance on Hand 31/12 €
High Court	Nil	Nil	Nil	Nil
Circuit Court	12,655.95	0.00	3,000.00	9,655.95
District Court	152,812.19	947,809.33	1,022,187.48	78,434.04
<b>Total</b>	<b>165,468.14*</b>	<b>947,809.33</b>	<b>1,025,187.48</b>	<b>88,089.99</b>

\* The opening balance at 01/01/05 was €26,324.50 more than the closing balance in the Annual Report for 2004 due to revised details provided by court offices.

### POOR BOX RECEIPTS THROUGH COURT OFFICES 2004

	Opening Balance 01/01 €	Receipts €	Payments €	Balance on Hand 31/12 €
High Court	Nil	Nil	Nil	Nil
Circuit Court	12,346.26	11,659.34	11,350.00	12,655.60
District Court	210,246.84	916,672.18	1,000,430.98	126,488.04
<b>Total</b>	<b>222,593.10*</b>	<b>928,331.52</b>	<b>1,011,780.98</b>	<b>139,143.64</b>

\* The opening balance at 01/01/04 was €13,602.05 more than the closing balance in the Annual Report for 2003 due to revised details provided by court offices.





Chapter Seven

# Reports of the Rules Committees

This section contains reports from the Rules Committees of the various court jurisdictions for 2005.

## Superior Courts Rules Committee

The Superior Courts Rules Committee was established by Section 67 of the Courts of Justice 1936, Act and reconstituted by Section 15 of the Courts of Justice Act, 1953. Under Section 68 of the 1936 Act the power to make, annul or alter rules of court is exercisable by the Committee with the concurrence of the Minister for Justice, Equality & Law Reform.

### MEMBERSHIP OF THE COMMITTEE AT YEAR ENDING 31ST DECEMBER 2005

- The Chief Justice, the Hon. Mr. Justice John L. Murray (Chairman)
- The President of the High Court, the Hon. Mr. Justice Joseph Finnegan (Vice Chairman)
- The Hon. Mr. Justice Adrian Hardiman, Judge of the Supreme Court
- The Hon. Mr. Justice Brian McCracken, Judge of the Supreme Court
- The Hon. Mr. Justice Richard Johnson, Judge of the High Court
- The Hon. Mr. Justice Liam McKechnie, Judge of the High Court
- The Master of the High Court, Mr. Edmund W. Honohan S.C.
- Mr. Lyndon MacCann S.C., nominated by the Council of the Bar of Ireland
- Mr. Tony Hunt B.L., nominated by the Council of the Bar of Ireland
- Mr. Patrick Groarke, solicitor, nominated by the Council of the Law Society of Ireland
- Mr. Patrick O'Connor, solicitor, nominated by the Council of the Law Society of Ireland
- Mr. Matthew Feely, Office of the Attorney General – appointed to act in place of the Attorney General under Section 36(4) of the Courts and Court Officers Act, 2002
- Mr. Noel Rubotham, Director of Reform and Development, Courts Service, to whom membership has been delegated by the Chief Executive Officer under Section 30(2) of the Courts Service Act, 1998
- Secretary – Ms. Maeve Kane, Registrar of the Supreme Court
- Draftsman – Mr. Sean Barton, McCann Fitzgerald solicitors.

The Committee met on seven occasions during 2005 and signed the following rules:

Order number	Title	Date signed by Committee	S.I. number	Operative date
Order 70A	RSC (Section 40, Civil Liability and Courts Act 2004), 2005	6th April 2005	247 of 2005	2nd June 2005
Order 1, 1A, 4, 13, 13A, 19, 58, 121, 122.	RSC (Personal Injuries), 2005	4th May 2005	248 of 2005	2nd June 2005
Order 22	RSC (Tenders between Defendants)	4th May 2005	249 of 2005	2nd June 2005
Order 106	RSC (Proceedings Under the Employment Equality Acts 1998 and 2004)	15th June 2005	293 of 2005	8th July 2005
Order 58, 97	RSC (Elections)	15th June 2005	294 of 2005	8th July 2005
Order 85	RSC (Criminal Justice Act, 1999)	15th June 2005	295 of 2005	8th July 2005
Orders 4, 5, 11A, 11B, 11C, 11D, 12, 13A, 19, 29, 42A, 121, 121A, 121B, 133	RSC (Jurisdiction, Recognition, Enforcement and Service of Proceedings), 2005	20th July 2005	506 of 2005	10th August 2005
Order 134	RSC (Commission to Inquire into Child Abuse Act, 2000)	19th October 2005	674 of 2005	26th November 2005
Order 75	RSC (Takeover Schemes)	19th October 2005	688 of 2005	5th December 2005
Orders 42B, 63	RSC (European Enforcement Orders)	14th December 2005	3 of 2006	7th February 2006
Order 135	RSC (Commissions of Investigation Act 2004) 2006	14th December 2005	23 of 2006	21st February 2006

During the year the Committee also considered representations regarding proposed changes to Order 22 rules 4 and 14, Order 74 rule 130 and the necessity for rules to provide for the entitlement of an accused's former legal representatives to be put on notice of grounds of appeal in the Court of Criminal Appeal regarding the conduct of the trial, the Report of the Committee on Videoconferencing and the Law Reform Commission Report on Multi Party Litigation. At year end, draft rules in respect of arbitration matters, summary applications and appeals under statute and proceeds of crime and financing of terrorism were under consideration by the Committee.

**Maeve Kane,**  
Secretary

## Circuit Court Rules Committee

### THE TERMS OF REFERENCE FOR THE COMMITTEE ARE:

- to consider legislative changes at domestic and EU level and to amend Circuit Court Rules on Practice and Procedure to take account of such changes, where appropriate
- to review and update as necessary, the consolidated Circuit Court Rules, 2001
- to consider issues relevant to the Rules raised by members of the Committee and other parties having an interest in the practice and procedure of the Circuit Court.

### MEMBERSHIP OF THE COMMITTEE AS YEAR ENDING 31ST DECEMBER 2005:

- The Hon. Mr. Justice Matthew Deery, President of the Circuit Court (Chairman)
- Her Honour Judge Katherine Delahunt, judge of the Circuit Court
- His Honour Judge Terence O' Sullivan, judge of the Circuit Court
- Mr. Patrick Hunt S.C., nominated by the Council of the Bar of Ireland
- Mr. Fergal Foley B.L., nominated by the Council of the Bar of Ireland
- Mr. Gerard J. Doherty, solicitor, nominated by the Law Society of Ireland
- Mr. Joseph T. Deane, solicitor, nominated by the Law Society of Ireland
- Ms. Faye Breen B.L., nominated by the Attorney General
- Mr. Noel Rubotham, Courts Service, to whom membership has been delegated by the Chief

Executive Officer under section 30(2) of the Courts Service Act, 1998

- Secretary – Ms. Susan Ryan, County Registrar, Dublin
- Draughtsperson – Ms. Nuala Jackson, B.L.

The Committee met on nine occasions in 2005.

Mr. Justice Esmond Smyth attended his last meeting as Chairperson and President of the Circuit Court on 7th March 2005. His invaluable contribution to the Committee was acknowledged by all. He nominated Her Honour Judge Delahunt to act as Chairperson to the Committee pending the appointment of his successor. Her Honour Judge Delahunt chaired the Committees meetings on 11th April 2005, 9th May 2005 and 7th June 2005. Her contributions as Chairperson were greatly appreciated by the Committee. Mr. Justice Matthew Deery took the Chair at the meeting held on 27th June, 2005 following his appointment as President of the Circuit Court. He was warmly welcomed by the Committee.

### DURING 2005 THE FOLLOWING MATTERS WERE ATTENDED TO BY THE COMMITTEE:

At its first meeting of 2005, held on 31st January of that year, a sub committee was set up to consider and report to the Committee on rules concerning the Courts and Civil Liability Act, 2004. The members of the sub committee were His Honour Judge Terence O'Sullivan, Mr. Gerard Doherty, Ms. Faye Breen B.L. and Mr. Noel Rubotham and the Committee's draughtsperson, Ms. Nuala Jackson B.L. Two sets of rules, one relating to personal injuries and the other to section 40 of the Act were drafted and ultimately signed off by the Committee, following due consideration, on 11th July 2005.

At its meeting on 7th March 2005 the Committee was addressed by the Chairman and members of the Residential Tenancies Board regarding the Residential Tenancies Act, 2004. Rules were drafted in respect of certain sections of that Act and were signed off by the Committee at its meeting on 7th June 2005.

The Committee gave further consideration to draft rules regarding the Carers Leave Act, 2001 and these were signed off on 9th May 2005.

Rules relating to the investment and lodgement of funds in the Circuit Court were considered in depth at a number of meetings and were signed off by the Committee on 27th June 2005.

The Committee also gave consideration to draft rules required in respect of European Enforcement Orders and these rules were signed off at its meeting on 28th November, 2005.

The Committee reviewed rules previously implemented in 2003 in relation to the Equal Status Act, 2000 and the Employment Equality Act, 1998. In particular, amendments were necessitated to take account of changes in legislation.

The Committee gave due consideration to draft rules relating to the EU Regulation 2201/ 2003 with a view to amending existing rules in respect of The Jurisdiction and the Recognition and Enforcement of Judgements in Matrimonial Matters - EU Regulation 1347/2000 having been repealed.

In addition the Committee considered the Pensions Amendment Act, 2005 and the Prisons Bill.

The Committee continued its review of amendments to be made to the Circuit Court Rules, 2001.

#### **RULES RELATING TO THE FOLLOWING WERE IMPLEMENTED IN 2005:**

- Carer's Leave Act, 2001 **(S.I. No. 387 of 2005)**
- Residential Tenancies Act, 2004 **(S.I. No. 388 of 2005)**
- Funds in Court **(S.I. No. 525 of 2005)**
- Personal Injuries **(S.I. No. 526 of 2005)**
- Section 40 Civil Liability and Courts Act, 2004 **(S.I. No. 527 of 2005)**

During the course of the year the Committee gave due consideration to submissions, reports and correspondence received from practitioners and other stakeholders in the practice and procedure of the Circuit Court.

**Susan Ryan**  
Secretary

## District Court Rules Committee

The rule making authority for the District Court is the District Court Rules Committee established under section 71 of the Courts of Justice Act, 1936. The Committee may annul or alter rules and make new rules with the concurrence of the Minister for Justice, Equality & Law Reform.

### MEMBERSHIP OF THE COMMITTEE AT YEAR ENDING 31ST DECEMBER 2005:

- The President of the District Court, Her Honour Judge Miriam Malone (Chairperson)
- Judge John P. Brophy, Judge of the District Court
- Judge Uinsin MacGruairc, Judge of the District Court
- Judge Mary Devins, Judge of the District Court
- Judge Thomas E. O'Donnell, Judge of the District Court
- Mr. Hugh O'Neill, Solicitor, nominated by the Law Society of Ireland
- Ms. Fiona Twomey, Solicitor, nominated by the Law Society of Ireland
- Mr. David Kelly, Advisory Counsel, appointed to act in place of the Attorney General under section 36(4) of the Courts and Court Officers Act, 2002
- Mr. Noel A. Doherty, Directorate of Reform and Development, Courts Service, to whom membership has been delegated by the Chief Executive Officer under Section 30(2) of the Courts Service Act, 1998
- A nomination by the Council of the Bar of Ireland was awaited to replace Mr. Damien Colgan B.L. who was a member of the Committee until the 12th September 2005
- Secretary - Ms. Liz Hughes, Deputy Chief Clerk, Dublin Metropolitan District Court
- Draftsperson - Mr. Sean Barton, McCann Fitzgerald solicitors.

The Committee met on seven occasions during 2005 and considered and passed a number of Rules. The following Rules were signed by the Minister for Justice, Equality and Law Reform between the 1st January 2004 and the 31st December 2004:

- **S.I. No. 80 of 2005** District Court (Appeals To Circuit Court) Rules, 2005
- **S.I. No. 119 of 2005** District Court (European Arrest Warrant) Rules, 2005
- **S.I. No. 121 of 2005** District Court (Small Claims) (Amendment) Rules, 2005
- **S.I. No. 167 of 2005** District Court (Summonses) Rules, 2005
- **S.I. No. 198 of 2005** District Court (Registration of Clubs) Rules, 2005
- **S.I. No. 199 of 2005** District Court (Sex Offenders) (Amendment) Rules, 2005
- **S.I. No. 200 of 2005** District Court (Criminal Justice Act, 1994) Rules, 2005
- **S.I. No. 201 of 2005** District Court (Criminal Justice) Rules, 2005
- **S.I. No. 202 of 2005** District Court (Domestic Violence) Rules, 2005

- **S.I. No. 256 of 2005** District Court (section 40, Civil Liability and Courts Act 2004) Rules, 2005
- **S.I. No. 257 of 2005** District Court (Personal Injuries) Rules, 2005
- **S.I. No. 258 of 2005** District Court (Funds in Court) Rules, 2005
- **S.I. No. 259 of 2005** District Court (Intoxicating Liquor) Rules, 2005
- **S.I. No. 635 of 2005** District Court (EU Regulations) Rules, 2005
- **S.I. No. 687 of 2005** District Court (Refugee Act, 1996) Rules, 2005
- **S.I. No. 703 of 2005** District Court (Taxes Consolidation Act 1997)(Amendment) Rules, 2005
- **S.I. No. 704 of 2005** District Court (Estreatment of Recognisances) Rules, 2005

**THE RULES BELOW SIGNED BY THE COMMITTEE DURING 2005 WERE AWAITING THE CONCURRENCE OF THE MINISTER FOR JUSTICE EQUALITY AND LAW REFORM:**

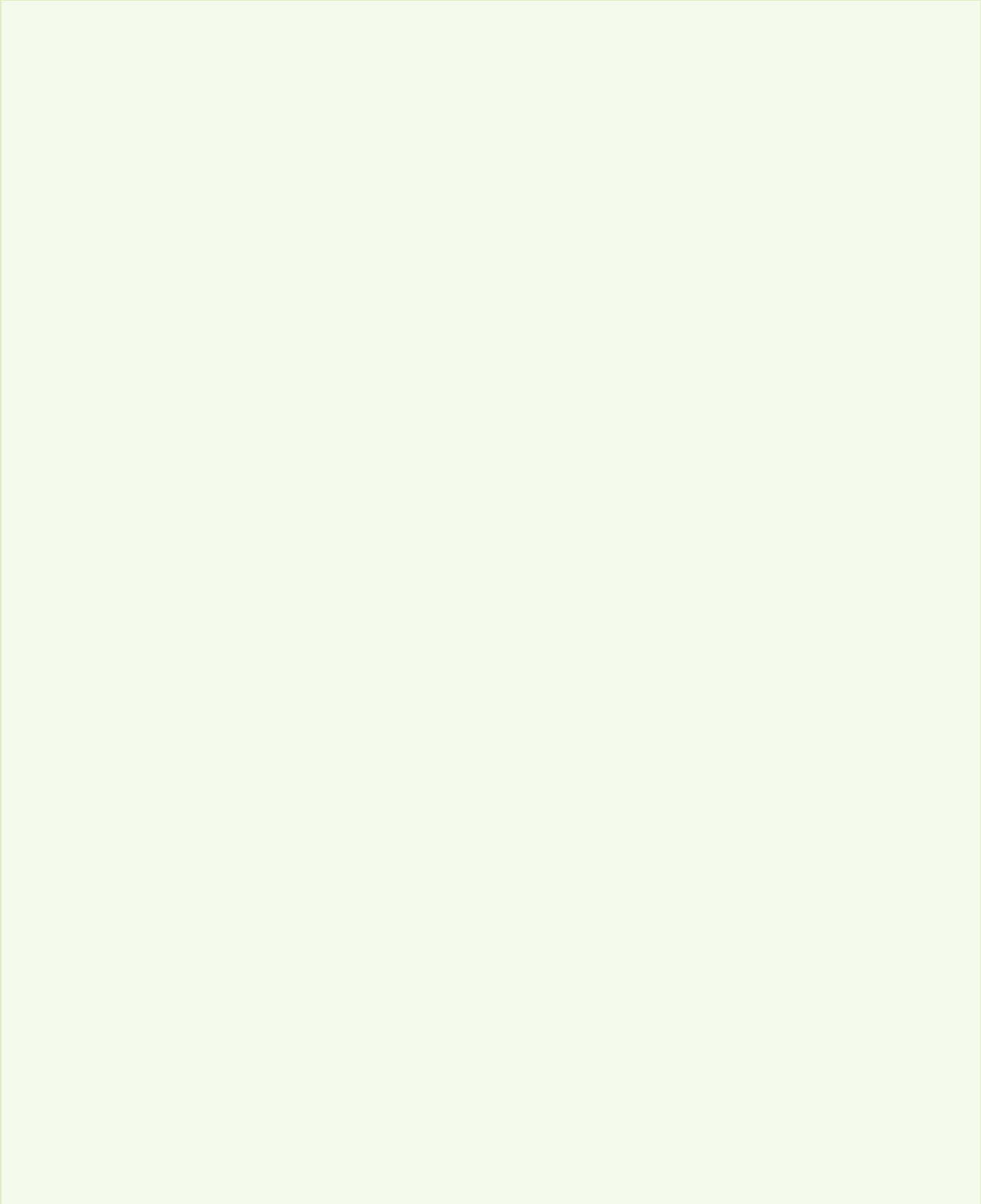
- District Court (European Enforcement Orders) Rules
- District Court (Small Claims) (Amendment) Rules
- District Court (Children) Rules
- District Court (Criminal Justice Act 1994, section 38) Rules

**RULES RELATING TO THE FOLLOWING WERE UNDER CONSIDERATION BY THE COMMITTEE AT YEAR END:**

- Mental Health Act, 2001
- Taxi Regulation Act, 2003
- Housing (Miscellaneous Provision) Act, 1997 as amended by the Residential Tenancies Act, 2004
- Safety Health and Welfare at Work Act, 2005

The Committee extended its thanks and appreciation for the active role of two of its longest serving members, both of whom retired in 2005. His Hon. Judge Peter Smithwick, presided as Chairman of the Committee for 15 years, from his appointment as President of the District Court in 1990 until his retirement in May 2005. Mr. Sean McMullin, nominee of the Law Society, was a member of the Committee for 23 years from January, 1982 until February 2005.

**Liz Hughes**  
Secretary





# Glossary of Terms

## Glossary of Terms

**Administration suit** - a form of proceeding taken in order to establish who is entitled to share in the estate (that is the property) of a deceased person and/or to have the estate administered by the court where questions arise in respect of the estate

**Affidavit** - a written statement made on oath

**Appeal** - a proceeding taken by a party to a case dissatisfied with a decision made, to a court having authority to review or set aside that decision.

**Appearance** - a document which indicates that a defendant, after being served with a summons to a Circuit or High Court action, intends to defend the action

**Barring Order** - an order preventing a spouse from entering the family home or using or threatening violence against the other spouse or family members

**Bill of Sale** - a document transferring or mortgaging of an interest in movable property

**Care Order** - an order placing a child in the care of the health board until he or she reaches the age of eighteen or a shorter period as determined by the court

**Caveat** - a written notice to the court requesting that nothing be done regarding the estate of a deceased person without notice to the party who entered the caveat or his/her solicitor

**Certified List** - a list of cases which have been certified by counsel as being ready for hearing

**Civil Bill** - a document used to start a case in the Circuit Court. It gives details of the parties to the case and details of the claim that is being made

**Claim** - the assertion of a right. Taking a case against someone is a way of making a claim

**Commissioner for Oaths** - a person entitled to administer oaths and take affidavits

**Courts-Martial Appeal Court** - the name applied to the Court of Criminal Appeal when hearing appeals from courts martial (military tribunals for the trial of members of the defence forces on active service)

**Deed Poll** - a deed completed by one party only, often used to declare an intention to change a name

**Defence** - a document delivered by the defendant to the plaintiff in response to a civil bill or a plenary summons

**Defendant** - a person against whom an action is brought; a person charged with a criminal offence

**Deponent** - the person who swears an affidavit

**Emergency care order** - an order placing a child under the care of the health board for a maximum period of eight days if the court is of the opinion that there is a serious risk to the health or welfare of a child

**Enduring Power of Attorney** - a document providing for the management of a person's affairs in the event of their becoming mentally incapacitated

**Ex officio** - by virtue of his/her office

**Ex parte** - without notice to the other side of an action

**In camera** - a court hearing to which the public is not admitted

**Indictment** - a formal document setting out certain kinds of charges against an accused person or the process by which those charges are presented against the accused

**Indictable offence** - an offence which, if committed by an adult, is triable on indictment

**Injunction** - an order of the court directing a party to an action to do, or to refrain from doing, something

**Interim barring order** - an immediate order requiring a violent person to leave the family home, pending the hearing of an application for a barring order

**Interim care order** - an order, granted when an application for a care order has been or is about to be made, requiring that the child named in the order be placed in the care of the health board

**Intestate** - dying without making a valid will

**Judicial Review** - a legal remedy available in situations where a body or tribunal has acted in excess of legal authority or contrary to its duty

**Judicial separation** - a decree granted by the court relieving spouses to a marriage of the obligation to cohabit

**Jurisdiction** - (a) the power of a court or judge to hear an action, petition or other proceeding, or (b) the geographical area within which such power may be exercised

**Lis Pendens** – *Action pending* – the registration of an action against an owner of land

**Mortgage suit** - a form of proceeding to recover a debt owed to the holder of security on property - by forcing the sale of the property (usually on foot of a judgment mortgage or an equitable mortgage)

**Nolle Prosequi** - the entering by the prosecution of a stay on criminal proceedings (not to be confused with an acquittal)

**Notary Public** - a legal practitioner, usually a solicitor, who witnesses the signing of documents or makes copies of them in order to verify their authenticity, especially for use abroad

**Oath** - a form of words by which a person calls his/her God to witness that what he says is the truth, or that what he/she promises to do he will do

**Original actions** - actions commenced in the court of hearing (as opposed to cases appealed from a lower court)

**Plaintiff** - a person who brings a legal action against another

**Plenary Summons** - document used to begin certain civil proceedings (e.g. claims for non-specific damages, libel, nuisance) in the High Court where pleadings and oral evidence are required

**Power of Attorney** - a deed by which one person allows another to represent him, or act in his place either generally or for specified purposes

**Protection Order** - an interim order, granted when an application for a safety/barring order has been made, prohibiting a person from committing further acts of violence or threatening of violence

**Revenue Summons** - a form of summary summons heard on affidavit, used by the Revenue Commissioners to commence civil proceedings in the High Court to recover sums due (e.g. unpaid taxes)

**Safety Order** - an order prohibiting a person from committing further acts of violence or threatening to do so. It does not prevent the person from entering the family home.

**Seat Office** - part of the Probate Office in Dublin where applications by solicitors for grants of probate and administration are processed.

**Setting down for trial** - a request that an action be allocated a date for hearing

**Special Exemption Order** - an order allowing a licensee to sell alcohol outside the normal licensing hours subject to certain conditions

**Special Summons** - document used to begin certain civil proceedings (e.g. equity claims, mortgage enforcement, administration of trusts) in the High Court to be heard on affidavit (that is, not oral evidence)

**Subpoena** - an order issued in an action requiring a person to be present at a specified place and time for a specified purpose under penalty

**Subpoena ad testificandum** - an order to attend and give evidence

**Subpoena duces tecum** - an order to attend and produce certain specified documents

**Summary Judgment** - judgment for a claim in respect of a debt or specific monetary demand. The judgment is given to the plaintiff against the defendant in a court office without the need to bring the claim to court.

**Summary Summons** - document used to commence certain civil proceedings (e.g. claims for a specific amount of money, recovery of possession by a landlord) in the High Court, to be heard on affidavit

**Supervision order** - an order authorising a health board to visit a child periodically to satisfy itself as to the child's welfare and enabling the health board to give advice regarding the child's welfare

**Waiting time** - the time between the court offices being notified that a case is ready to proceed to hearing/trial and the actual date for hearing/trial

## Additional Information

### CONTACTING OFFICES OF THE SERVICE

Contact details for the main offices of the Service are published on the website. Details may also be obtained from the Information Office, Courts Service, Phoenix House, 15/24 Phoenix Street North, Smithfield, Dublin 7. Telephone: 01-8886000.

### EIRCOM TELEPHONE DIRECTORIES

Telephone numbers for the main offices of the Service are contained in the green pages section of the current eircom telephone directories.

### OTHER INFORMATION

Details of court cases at hearing in the High Court in Dublin and Cork are displayed on electronic boards in the Four Courts in Dublin and in the courthouse in Washington Street, Cork.

The *Legal Diary* providing details of cases for hearing in the Supreme Court, the Court of Criminal Appeal, the High Court (including the Central Criminal Court), Dublin Circuit Court and many Provincial Circuit Courts is published on the website.

The Annual Reports of the Service together with the Strategic Plans, Customer Service Action Plan, Customer Charter and other publications are published on the website.

Copies of all publications are available from the Information Office.

### WEBSITE

The website can be accessed at [www.courts.ie](http://www.courts.ie)

### SOLICITORS

A & L Goodbody,  
Solicitors,  
International Financial Services Centre,  
North Wall Quay,  
Dublin 1.

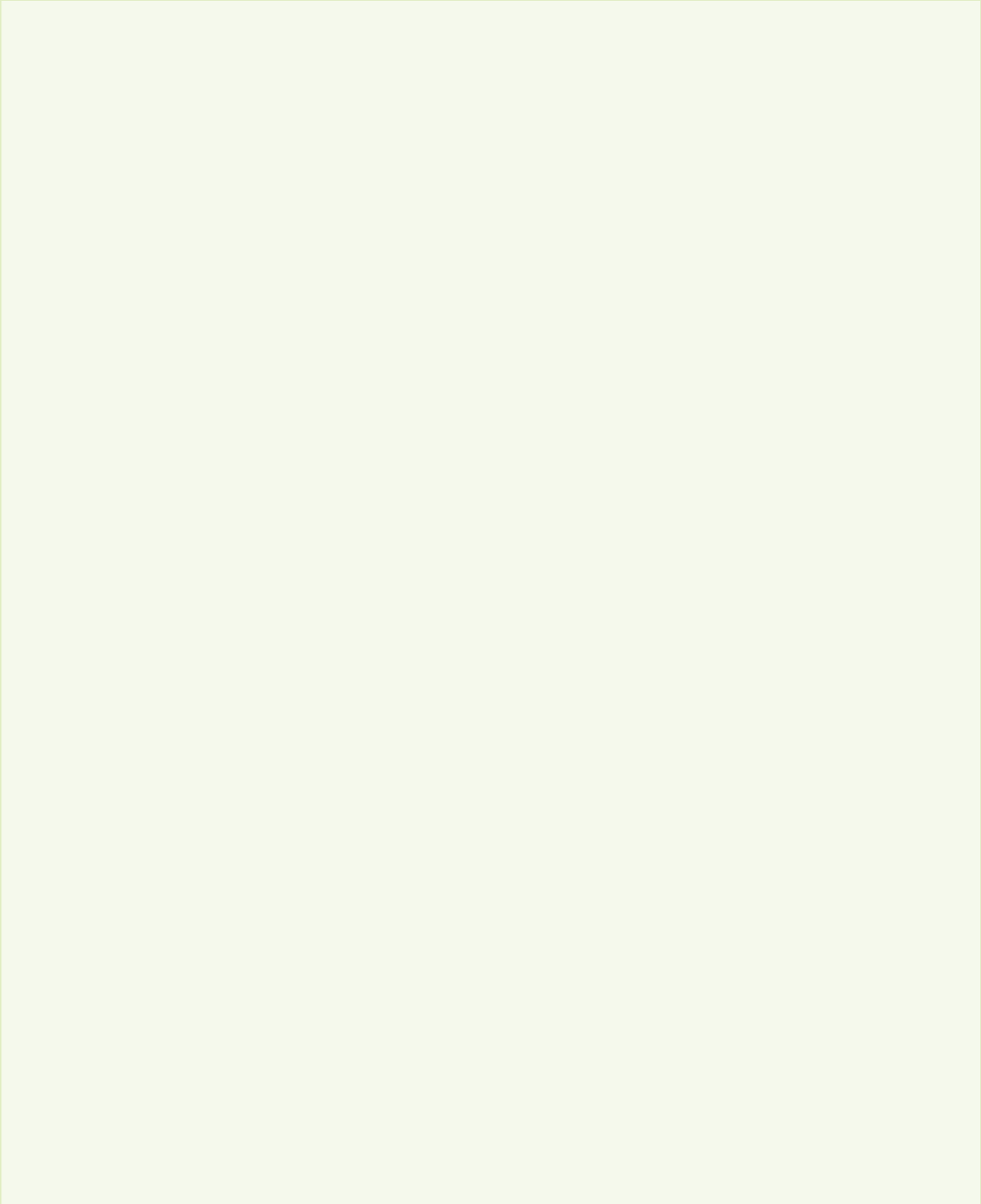
McCann Fitzgerald,  
Solicitors,  
2 Harbourmaster Place,  
International Financial Services Centre,  
Dublin 1.

### AUDITORS

The Office of the Comptroller and Auditor General,  
Treasury Block,  
Lower Yard,  
Dublin Castle,  
Dublin 2.  
(Appropriation Accounts)

Deloitte & Touche  
Chartered Accountants  
Deloitte & Touche House  
Earlsfort Terrace  
Dublin 2

(Financial Statements of the Office of the Accountant of the Courts of Justice)



# Appendices

# Appendix I

## Circuit Court Statistics: Countrywide

Circuit court office	Criminal Cases		Civil Cases				Family Law Cases					High Court Appeals		
	Criminal business dealt with	District Court appeals heard	Civil Trials dealt with	Motions dealt with	District Court Civil appeals heard	Liquor licences granted	Judicial Separation granted	Divorce granted	Nullity granted	Section 33 appeals granted	Dis Ct family law appeals heard	Criminal appeals	Civil appeals	Family law appeals
<b>Carlow</b>	10	49	123	246	1	13	9	62	0	23	0	0	7	0
<b>Carrick-on-Shannon</b>	3	39	21	110	2	2	1	10	2	10	2	0	1	0
<b>Castlebar</b>	36	93	190	528	4	33	28	69	1	13	11	0	17	5
<b>Cavan</b>	44	111	100	298	11	23	26	33	0	13	0	0	8	6
<b>Clonmel</b>	26	155	393	819	17	18	20	117	0	36	12	0	23	5
<b>Cork</b>	307	961	2,176	2,892	59	42	123	401	5	90	55	0	71	5
<b>Dublin</b>	749	0	4,400	10,458	145	66	309	1,126	14	200	180	n/a	n/a	n/a
<b>Dundalk</b>	113	68	398	806	10	20	41	123	0	32	17	0	8	4
<b>Ennis</b>	63	150	208	588	6	16	23	111	0	17	1	2	7	3
<b>Galway</b>	87	130	407	955	4	26	40	123	5	38	4	0	68	0
<b>Kilkenny</b>	16	28	201	378	25	11	12	54	1	18	0	0	6	2
<b>Letterkenny</b>	44	94	431	896	14	30	20	96	0	50	7	0	12	3
<b>Limerick</b>	119	906	820	1,286	8	19	67	170	1	57	20	11	55	7
<b>Longford</b>	9	51	78	166	3	5	2	12	0	12	4	0	6	0
<b>Monaghan</b>	36	114	108	235	7	8	16	45	0	26	3	0	0	5
<b>Mullingar</b>	24	73	114	292	6	2	12	59	0	13	9	0	12	0
<b>Naas</b>	76	651	255	675	11	23	27	117	0	31	7	11	5	4
<b>Portlaoise</b>	29	84	43	223	5	6	10	50	0	15	15	2	0	1
<b>Roscommon</b>	17	50	87	234	5	5	9	30	0	3	2	0	13	2
<b>Sligo</b>	45	49	151	88	2	6	10	50	2	11	2	3	22	2
<b>Tralee</b>	85	188	330	605	15	20	33	99	1	24	12	2	20	0
<b>Trim</b>	34	65	311	687	5	20	30	85	5	45	14	0	6	5
<b>Tullamore</b>	14	88	92	187	10	12	3	46	0	20	7	0	6	0
<b>Waterford</b>	62	191	234	576	9	13	27	83	0	38	3	6	41	7
<b>Wexford</b>	43	120	117	433	13	27	20	102	0	0	26	0	15	2
<b>Wicklow</b>	50	141	474	595	6	9	32	118	0	35	14	6	17	4
<b>Total</b>	<b>2,141</b>	<b>4,649</b>	<b>12,262</b>	<b>25,256</b>	<b>403</b>	<b>475</b>	<b>950</b>	<b>3,391</b>	<b>37</b>	<b>870</b>	<b>427</b>	<b>43</b>	<b>446</b>	<b>72</b>



## Appendix II

## Circuit Court: Family Law

Circuit Court venue	Judicial Separation				Divorce				Nullity				Section 33				Appeals	
	Received	Granted	Refused w/drawn/ struck out/ adjourned	Received	Granted	Refused w/drawn/ struck out/ adjourned	Received	Granted	Refused w/drawn/ struck out/ adjourned	Received	Granted	Refused w/drawn/ struck out/ adjourned	Received	Granted	Refused w/drawn/ struck out/ adjourned	Received	Death with	
Carlow	14	9	0	2	62	62	0	3	0	0	0	0	23	23	0	0	6	0
Carrick-on-Shannon	1	1	0	0	21	10	0	0	1	2	0	0	10	10	0	0	2	2
Castlebar	40	28	0	0	77	69	1	1	3	1	0	0	16	13	0	0	13	11
Cavan	30	26	0	0	43	33	0	0	0	0	0	0	24	13	0	0	0	0
Clonmel	41	20	0	0	136	117	0	0	1	0	0	0	36	36	0	0	16	12
Cork	234	123	0	0	505	401	0	0	7	5	0	0	90	90	0	0	50	55
Dublin	503	309	0	0	1,329	1,126	2	0	13	14	1	0	203	200	3	1	295	180
Dundalk	57	41	0	0	130	123	1	0	4	0	0	0	33	32	1	0	16	17
Ennis	40	23	0	0	110	111	0	0	1	0	0	0	18	17	1	0	2	1
Galway	101	40	0	0	176	123	0	12	4	5	0	0	39	38	1	0	4	4
Kilkenny	33	12	0	26	63	54	0	18	3	1	0	0	23	18	0	2	1	0
Letterkenny	62	20	0	0	115	96	0	0	1	0	0	0	51	50	2	1	17	7
Limerick	62	67	0	4	207	170	0	3	3	1	0	0	57	57	0	0	29	20
Longford	5	2	0	2	23	12	0	1	1	0	0	0	12	12	0	0	5	4
Monaghan	39	16	0	1	43	45	0	2	0	0	0	0	28	26	0	0	3	3
Mullingar	19	12	0	1	70	59	0	1	2	0	0	1	17	13	0	0	6	9
Naas	69	27	0	0	153	117	0	0	2	0	0	0	34	31	3	0	23	7
Portlaoise	21	10	0	3	50	50	0	0	0	0	0	0	18	15	1	1	17	15
Roscommon	24	9	0	1	55	30	0	0	2	0	0	0	4	3	0	1	2	2
Sligo	18	10	0	0	73	50	0	0	1	2	0	0	17	11	0	0	7	2
Tralee	52	33	0	1	121	99	1	0	0	1	0	0	24	24	0	0	5	12
Trim	56	30	0	0	153	85	0	0	0	5	0	0	52	45	6	1	18	14
Tullamore	18	3	0	0	51	46	0	0	0	0	0	0	20	20	0	0	4	7
Waterford	39	27	0	0	117	83	0	0	0	0	0	0	39	38	0	1	2	3
Wexford	30	20	0	0	60	102	0	0	0	0	0	0	0	0	0	0	0	26
Wicklow	50	32	0	2	153	118	0	2	1	0	0	0	35	35	0	0	18	14
<b>Total</b>	<b>1,658</b>	<b>950</b>	<b>0</b>	<b>43</b>	<b>4,096</b>	<b>3,391</b>	<b>5</b>	<b>43</b>	<b>50</b>	<b>37</b>	<b>1</b>	<b>1</b>	<b>923</b>	<b>870</b>	<b>18</b>	<b>8</b>	<b>561</b>	<b>427</b>

## Appendix III

## District Court Statistics: Criminal

## PUBLIC ORDER / ASSAULT

		Imprisonment / Detention	Fines	Community Service	Probation	Struck Out	Dismiss	Taken Into Consid- eration	Adjourn Generally	Peace Bond	Other	Total
<b>Athlone</b>	<b>Cases</b>	35	65	7	101	65	13	121	1	1	3	<b>412</b>
	<b>Defendants</b>	27	61	7	74	56	10	68	1	1	3	<b>308</b>
<b>Ballina</b>	<b>Cases</b>	40	57	2	46	30	57	89	0	3	4	<b>328</b>
	<b>Defendants</b>	33	48	1	42	20	27	53	0	3	4	<b>231</b>
<b>Ballinasloe</b>	<b>Cases</b>	35	42	5	37	99	1	92	0	2	4	<b>317</b>
	<b>Defendants</b>	30	40	5	28	74	1	49	0	2	3	<b>232</b>
<b>Bray</b>	<b>Cases</b>	57	84	4	160	129	10	149	6	30	8	<b>637</b>
	<b>Defendants</b>	44	75	4	125	94	10	94	4	27	7	<b>484</b>
<b>Carlow</b>	<b>Cases</b>	62	174	14	224	122	33	148	0	7	8	<b>792</b>
	<b>Defendants</b>	41	131	12	168	86	29	88	0	6	7	<b>568</b>
<b>Carrick-on- Shannon</b>	<b>Cases</b>	15	39	3	32	78	13	41	0	6	1	<b>228</b>
	<b>Defendants</b>	14	34	3	25	48	10	25	0	6	1	<b>166</b>
<b>Cavan</b>	<b>Cases</b>	194	54	23	217	368	40	195	0	36	15	<b>1,142</b>
	<b>Defendants</b>	119	46	23	144	263	31	106	0	25	12	<b>769</b>
<b>Castlebar</b>	<b>Cases</b>	35	44	2	45	30	26	55	14	11	3	<b>265</b>
	<b>Defendants</b>	27	44	2	38	20	21	36	5	10	1	<b>204</b>
<b>Clonakilty</b>	<b>Cases</b>	66	117	14	126	177	35	74	7	9	4	<b>629</b>
	<b>Defendants</b>	43	100	2	95	138	24	43	1	8	2	<b>456</b>
<b>Clonmel</b>	<b>Cases</b>	82	119	7	93	75	10	70	0	1	30	<b>487</b>
	<b>Defendants</b>	60	103	7	75	46	8	45	0	1	22	<b>367</b>
<b>Cork City</b>	<b>Cases</b>	669	688	104	653	563	146	577	1	41	75	<b>3,517</b>
	<b>Defendants</b>	431	582	92	500	448	117	399	1	41	60	<b>2,671</b>
<b>Doire an Fhéich</b>	<b>Cases</b>	10	35	0	10	23	2	15	0	0	0	<b>95</b>
	<b>Defendants</b>	5	29	0	8	11	2	13	0	0	0	<b>68</b>
<b>Donegal</b>	<b>Cases</b>	17	178	3	46	67	22	52	0	1	8	<b>394</b>
	<b>Defendants</b>	15	131	3	34	45	19	28	0	1	6	<b>282</b>
<b>Drogheda</b>	<b>Cases</b>	60	139	2	145	65	32	10	1	9	0	<b>463</b>
	<b>Defendants</b>	39	108	1	99	47	26	9	1	7	0	<b>337</b>
<b>Dublin</b>	<b>Cases</b>	941	1,411	194	2,671	3,120	585	2,279	0	72	1,068	<b>12,341</b>
	<b>Defendants</b>	594	1,247	139	1,795	2,289	424	1,227	0	62	948	<b>8,725</b>
<b>Dundalk</b>	<b>Cases</b>	84	100	3	128	109	49	20	2	7	3	<b>505</b>
	<b>Defendants</b>	45	73	3	91	67	29	13	1	4	2	<b>328</b>
<b>Ennis</b>	<b>Cases</b>	82	108	27	82	205	60	133	2	8	25	<b>732</b>
	<b>Defendants</b>	59	102	23	62	154	47	78	2	8	21	<b>556</b>
<b>Fermoy</b>	<b>Cases</b>	45	57	2	40	31	12	36	3	2	0	<b>228</b>
	<b>Defendants</b>	34	47	2	29	25	10	29	2	2	0	<b>180</b>
<b>Galway</b>	<b>Cases</b>	145	284	9	130	83	49	165	0	11	4	<b>880</b>
	<b>Defendants</b>	91	244	8	98	61	26	121	0	9	4	<b>662</b>
<b>Kilkenny</b>	<b>Cases</b>	41	95	13	26	88	23	9	0	3	0	<b>298</b>
	<b>Defendants</b>	30	74	9	25	65	17	5	0	3	0	<b>228</b>

		Imprisonment / Detention	Fines	Community Service	Probation	Struck Out	Dismiss	Taken Into Consid- eration	Adjourn Generally	Peace Bond	Other	Total
Killarney	Cases	12	47	2	18	82	12	21	0	1	1	196
	Defendants	9	39	2	13	71	10	11	0	1	1	157
Letterkenny	Cases	54	373	6	44	150	63	97	2	7	23	819
	Defendants	41	287	6	36	109	48	51	1	7	16	602
Listowel	Cases	51	66	13	57	22	3	40	6	6	0	264
	Defendants	31	52	12	36	20	3	21	1	6	0	182
Limerick	Cases	196	317	39	163	559	52	366	20	13	66	1,791
	Defendants	139	262	30	105	421	38	221	12	11	34	1,273
Longford	Cases	55	45	2	61	30	77	24	0	13	0	307
	Defendants	34	40	2	46	21	62	18	0	8	0	231
Loughrea	Cases	9	23	3	14	41	7	38	0	1	2	138
	Defendants	9	20	2	14	33	5	24	0	1	2	110
Mallow	Cases	126	88	2	30	56	41	80	3	0	2	428
	Defendants	74	67	2	26	41	31	56	2	0	1	300
Monaghan	Cases	143	80	25	285	207	55	180	10	29	4	1,018
	Defendants	96	72	22	204	152	39	94	6	26	3	714
Mullingar	Cases	49	93	3	50	48	135	46	0	35	4	463
	Defendants	34	83	3	38	37	111	35	0	25	4	370
Naas	Cases	94	202	6	147	174	17	214	0	77	6	937
	Defendants	61	173	6	106	136	16	132	0	67	4	701
Nenagh	Cases	14	59	1	40	70	9	85	0	2	2	282
	Defendants	13	52	1	34	53	8	43	0	2	1	207
Portlaoise	Cases	49	112	9	166	51	26	84	0	9	6	512
	Defendants	33	94	7	104	42	17	51	0	6	6	360
Roscommon	Cases	52	49	4	56	80	7	52	0	1	1	302
	Defendants	28	38	4	44	54	7	27	0	1	1	204
Sligo	Cases	43	82	2	61	174	32	92	0	13	12	511
	Defendants	33	65	1	42	121	25	40	0	13	7	347
Thurles	Cases	139	70	12	67	242	30	201	1	3	15	780
	Defendants	65	62	11	47	149	17	90	1	2	9	453
Tralee	Cases	38	89	15	59	60	12	63	1	0	0	337
	Defendants	24	80	11	54	53	9	33	1	0	0	265
Trim	Cases	21	250	1	46	198	22	218	0	3	2	761
	Defendants	14	215	1	37	137	19	123	0	3	2	551
Tuam	Cases	21	75	9	51	52	6	26	0	1	0	241
	Defendants	21	59	4	26	30	5	21	0	1	0	167
Tullamore	Cases	164	198	4	86	30	77	113	0	25	14	711
	Defendants	81	151	2	57	24	56	73	0	14	11	469
Waterford	Cases	111	163	13	38	178	15	40	0	4	12	574
	Defendants	70	135	12	32	143	14	24	0	4	9	443
Wexford	Cases	56	88	10	84	134	15	209	2	11	8	617
	Defendants	44	75	10	69	95	12	119	2	9	7	442
Youghal	Cases	79	82	23	48	79	18	95	0	4	12	440
	Defendants	47	60	16	37	56	15	45	0	3	9	288
Total	Cases	4,291	6,541	642	6,683	8,244	1,949	6,714	82	518	1,455	37,119
	Defendants	2,782	5,500	513	4,762	6,055	1,455	3,881	44	436	1,230	26,658

Please note: In some cases, the same defendant may appear under more than one category.

#### Returns for Trial - Public Order/Assault

Total Cases 1,236  
Defendants 881

## Appendix III

## District Court Statistics: Criminal

## DRUGS

		Imprisonment / Detention	Fines	Community Service	Probation	Struck Out	Dismiss	Taken Into Consid- eration	Adjourn Generally	Peace Bond	Other	Total
<b>Athlone</b>	Cases	4	8	0	7	1	0	9	0	0	0	<b>29</b>
	Defendants	3	8	0	5	1	0	5	0	0	0	<b>22</b>
<b>Ballina</b>	Cases	0	11	0	7	1	0	3	0	0	1	<b>23</b>
	Defendants	0	11	0	7	1	0	3	0	0	1	<b>23</b>
<b>Ballinasloe</b>	Cases	3	8	0	5	5	0	7	0	0	0	<b>28</b>
	Defendants	2	8	0	4	4	0	3	0	0	0	<b>21</b>
<b>Bray</b>	Cases	22	57	0	31	34	2	42	0	2	1	<b>191</b>
	Defendants	21	51	0	24	23	2	23	0	2	1	<b>147</b>
<b>Carlow</b>	Cases	0	25	1	43	11	0	30	0	0	0	<b>110</b>
	Defendants	0	22	1	37	9	0	10	0	0	0	<b>79</b>
<b>Carrick-on- -Shannon</b>	Cases	3	6	0	1	8	0	4	0	0	0	<b>22</b>
	Defendants	3	6	0	1	7	0	2	0	0	0	<b>19</b>
<b>Cavan</b>	Cases	37	12	1	52	31	3	33	0	0	1	<b>170</b>
	Defendants	25	8	1	27	24	3	18	0	0	1	<b>107</b>
<b>Castlebar</b>	Cases	3	12	0	7	2	0	3	0	0	0	<b>27</b>
	Defendants	2	11	0	6	2	0	2	0	0	0	<b>23</b>
<b>Clonakilty</b>	Cases	7	40	0	25	24	1	22	0	0	2	<b>121</b>
	Defendants	5	34	0	24	21	1	12	0	0	1	<b>98</b>
<b>Clonmel</b>	Cases	8	32	1	13	11	1	10	0	0	3	<b>79</b>
	Defendants	7	31	1	12	9	1	5	0	0	2	<b>68</b>
<b>Cork City</b>	Cases	40	192	13	94	53	9	68	3	0	16	<b>488</b>
	Defendants	36	179	12	84	48	7	37	2	0	11	<b>416</b>
<b>Doire an Fhéich</b>	Cases	1	4	0	5	3	0	0	0	0	0	<b>13</b>
	Defendants	1	4	0	3	2	0	0	0	0	0	<b>10</b>
<b>Donegal</b>	Cases	4	24	1	1	1	2	2	0	0	1	<b>36</b>
	Defendants	4	19	1	1	1	2	1	0	0	1	<b>30</b>
<b>Drogheda</b>	Cases	14	17	3	12	5	4	0	0	2	0	<b>57</b>
	Defendants	12	17	2	8	5	4	0	0	1	0	<b>49</b>
<b>Dublin</b>	Cases	262	274	27	393	731	72	499	0	5	92	<b>2,355</b>
	Defendants	196	256	24	248	502	44	244	0	0	69	<b>1,583</b>
<b>Dundalk</b>	Cases	4	4	0	7	3	4	3	0	0	1	<b>26</b>
	Defendants	3	4	0	4	2	4	1	0	0	1	<b>19</b>
<b>Ennis</b>	Cases	4	43	0	27	29	7	43	0	0	4	<b>157</b>
	Defendants	4	42	0	23	20	3	17	0	0	3	<b>112</b>
<b>Fermoy</b>	Cases	10	12	1	3	4	3	11	0	0	0	<b>44</b>
	Defendants	7	12	1	3	3	2	5	0	0	0	<b>33</b>
<b>Galway</b>	Cases	11	75	6	13	13	0	8	0	0	0	<b>126</b>
	Defendants	10	68	2	8	8	0	6	0	0	0	<b>102</b>
<b>Kilkenny</b>	Cases	35	106	0	33	73	2	34	0	0	0	<b>283</b>
	Defendants	29	89	0	30	62	1	18	0	0	0	<b>229</b>

		Imprisonment / Detention	Fines	Community Service	Probation	Struck Out	Dismiss	Taken Into Consid- eration	Adjourn Generally	Peace Bond	Other	Total
Killarney	Cases	0	17	0	3	7	0	2	0	0	0	29
	Defendants	0	15	0	3	5	0	2	0	0	0	25
Letterkenny	Cases	7	56	2	1	2	0	19	0	0	1	88
	Defendants	7	44	1	1	2	0	7	0	0	1	63
Listowel	Cases	6	17	6	12	1	1	3	0	0	0	46
	Defendants	3	15	3	10	1	1	1	0	0	0	34
Limerick	Cases	41	127	0	57	88	8	73	4	0	26	424
	Defendants	34	122	0	35	61	6	41	3	0	18	320
Longford	Cases	9	14	4	3	18	6	8	0	1	2	65
	Defendants	6	13	4	3	6	5	2	0	1	2	42
Loughrea	Cases	0	3	0	2	2	0	2	0	0	0	9
	Defendants	0	3	0	1	1	0	2	0	0	0	7
Mallow	Cases	23	17	0	11	4	4	10	0	0	0	69
	Defendants	13	16	0	7	4	3	5	0	0	0	48
Monaghan	Cases	35	10	1	27	11	1	32	0	0	8	125
	Defendants	25	10	1	25	9	1	16	0	0	3	90
Mullingar	Cases	2	35	3	1	1	1	2	0	2	3	50
	Defendants	2	31	3	1	1	1	2	0	2	3	46
Naas	Cases	28	169	0	6	94	6	33	0	2	0	338
	Defendants	17	134	0	5	74	3	13	0	2	0	248
Nenagh	Cases	8	22	2	27	16	0	40	0	0	1	116
	Defendants	7	20	2	14	10	0	16	0	0	1	70
Portlaoise	Cases	14	42	0	109	13	3	33	0	2	1	217
	Defendants	9	34	0	79	13	3	17	0	2	1	158
Roscommon	Cases	5	19	0	5	17	0	2	0	0	0	48
	Defendants	5	18	0	4	6	0	1	0	0	0	34
Sligo	Cases	5	16	1	9	17	3	17	0	0	1	69
	Defendants	5	15	1	7	12	2	9	0	0	1	52
Thurles	Cases	6	13	0	19	16	1	10	0	0	1	66
	Defendants	4	11	0	13	10	1	7	0	0	1	47
Tralee	Cases	2	11	2	8	1	0	3	0	0	0	27
	Defendants	2	11	2	5	1	0	2	0	0	0	23
Trim	Cases	1	47	0	7	21	1	22	0	0	0	99
	Defendants	1	45	0	7	21	1	11	0	0	0	86
Tuam	Cases	4	7	1	4	1	0	8	0	0	0	25
	Defendants	4	6	1	3	1	0	2	0	0	0	17
Tullamore	Cases	32	44	2	9	3	5	7	0	0	16	118
	Defendants	16	43	2	8	2	4	4	0	0	14	93
Waterford	Cases	32	159	1	45	108	4	29	0	0	2	380
	Defendants	30	138	1	44	96	3	13	0	0	2	327
Wexford	Cases	7	17	0	50	13	1	31	0	0	0	119
	Defendants	7	15	0	45	11	1	18	0	0	0	97
Youghal	Cases	8	38	1	6	15	8	13	0	0	2	91
	Defendants	8	31	1	5	13	6	6	0	0	2	72
Total	Cases	747	1,862	80	1,200	1,512	163	1,230	7	16	186	7,003
	Defendants	575	1,670	67	884	1,114	115	609	5	10	140	5,189

Please note: In some cases, the same defendant may appear under more than one category.

#### Returns for Trial - Drugs:

Total Cases 1,327

Defendants 402

## Appendix III

## District Court Statistics: Criminal

## LARCENY

		Imprisonment / Detention	Fines	Community Service	Probation	Struck Out	Dismiss	Taken Into Consid- eration	Adjourn Generally	Peace Bond	Other	Total
<b>Athlone</b>	<b>Cases</b>	31	13	5	41	17	0	87	0	0	21	<b>215</b>
	<b>Defendants</b>	25	13	5	37	14	0	20	0	0	4	<b>118</b>
<b>Ballina</b>	<b>Cases</b>	43	9	5	21	15	10	54	0	0	0	<b>157</b>
	<b>Defendants</b>	20	9	4	20	4	4	16	0	0	0	<b>77</b>
<b>Ballinasloe</b>	<b>Cases</b>	18	7	5	16	13	0	23	0	0	2	<b>84</b>
	<b>Defendants</b>	13	7	5	12	11	0	11	0	0	2	<b>61</b>
<b>Bray</b>	<b>Cases</b>	65	24	7	42	40	3	106	0	19	1	<b>307</b>
	<b>Defendants</b>	45	24	6	35	31	3	42	0	19	1	<b>206</b>
<b>Carlow</b>	<b>Cases</b>	45	28	1	67	36	9	86	0	5	6	<b>283</b>
	<b>Defendants</b>	23	25	1	32	29	7	26	0	5	6	<b>154</b>
<b>Carrick-on- -Shannon</b>	<b>Cases</b>	16	12	0	8	28	0	9	0	0	0	<b>73</b>
	<b>Defendants</b>	9	9	0	7	20	0	5	0	0	0	<b>50</b>
<b>Cavan</b>	<b>Cases</b>	136	10	6	83	65	2	77	0	9	6	<b>394</b>
	<b>Defendants</b>	65	10	6	45	37	2	30	0	4	4	<b>203</b>
<b>Castlebar</b>	<b>Cases</b>	22	15	1	21	9	2	23	0	0	0	<b>93</b>
	<b>Defendants</b>	17	12	1	15	5	2	6	0	0	0	<b>58</b>
<b>Clonakilty</b>	<b>Cases</b>	75	31	2	48	52	7	53	0	7	8	<b>283</b>
	<b>Defendants</b>	42	27	1	27	37	6	16	0	2	2	<b>160</b>
<b>Clonmel</b>	<b>Cases</b>	71	30	8	45	17	2	57	0	0	26	<b>256</b>
	<b>Defendants</b>	34	26	5	36	7	1	11	0	0	5	<b>125</b>
<b>Cork City</b>	<b>Cases</b>	732	237	30	404	256	33	302	1	2	48	<b>2,045</b>
	<b>Defendants</b>	251	208	27	326	180	26	124	1	2	36	<b>1,181</b>
<b>Doire an -Fhéich</b>	<b>Cases</b>	21	13	4	0	2	1	29	0	0	0	<b>70</b>
	<b>Defendants</b>	7	11	1	0	2	1	4	0	0	0	<b>26</b>
<b>Donegal</b>	<b>Cases</b>	8	15	0	9	9	1	17	0	0	1	<b>60</b>
	<b>Defendants</b>	7	12	0	8	6	1	7	0	0	1	<b>42</b>
<b>Drogheda</b>	<b>Cases</b>	58	21	1	47	30	9	1	0	24	0	<b>191</b>
	<b>Defendants</b>	25	16	1	33	14	9	1	0	6	0	<b>105</b>
<b>Dublin</b>	<b>Cases</b>	1,508	645	172	1,823	2,298	283	1,508	1	30	766	<b>9,034</b>
	<b>Defendants</b>	828	580	121	1,164	1,646	223	635	1	24	608	<b>5,830</b>
<b>Dundalk</b>	<b>Cases</b>	117	16	5	50	22	6	2	2	3	6	<b>229</b>
	<b>Defendants</b>	36	12	4	38	17	5	2	1	2	4	<b>121</b>
<b>Ennis</b>	<b>Cases</b>	29	14	9	46	137	15	47	0	0	5	<b>302</b>
	<b>Defendants</b>	24	13	4	22	31	9	9	0	0	5	<b>117</b>
<b>Fermoy</b>	<b>Cases</b>	40	16	2	10	32	5	32	0	0	6	<b>143</b>
	<b>Defendants</b>	14	15	1	10	17	3	4	0	0	3	<b>67</b>
<b>Galway</b>	<b>Cases</b>	137	159	15	67	24	9	47	0	0	0	<b>458</b>
	<b>Defendants</b>	86	140	12	55	15	8	24	0	0	0	<b>340</b>
<b>Kilkenny</b>	<b>Cases</b>	102	24	26	71	30	0	22	0	0	0	<b>275</b>
	<b>Defendants</b>	32	22	11	45	20	0	9	0	0	0	<b>139</b>

		Imprisonment / Detention	Fines	Community Service	Probation	Struck Out	Dismiss	Taken Into Consid- eration	Adjourn Generally	Peace Bond	Other	Total
Killarney	Cases	6	18	10	18	5	6	20	0	0	0	83
	Defendants	6	14	4	6	2	2	6	0	0	0	40
Letterkenny	Cases	27	29	2	16	20	3	39	0	0	17	153
	Defendants	18	25	2	12	11	2	18	0	0	6	94
Listowel	Cases	12	7	2	16	10	0	15	1	0	0	63
	Defendants	9	7	2	8	6	0	6	1	0	0	39
Limerick	Cases	343	56	5	250	211	7	296	4	0	37	1,209
	Defendants	137	52	5	198	135	5	103	2	0	20	657
Longford	Cases	50	16	0	54	30	1	9	0	1	0	161
	Defendants	20	15	0	40	17	1	4	0	1	0	98
Loughrea	Cases	6	7	0	4	4	0	25	0	0	0	46
	Defendants	4	6	0	4	4	0	6	0	0	0	24
Mallow	Cases	43	20	6	12	24	4	9	0	0	0	118
	Defendants	23	15	3	7	16	4	6	0	0	0	74
Monaghan	Cases	53	15	2	67	40	22	28	0	18	1	246
	Defendants	34	10	1	43	28	10	19	0	7	1	153
Mullingar	Cases	21	22	0	12	33	6	82	0	2	5	183
	Defendants	10	21	0	11	17	4	7	0	2	2	74
Naas	Cases	135	47	0	33	52	4	126	0	48	1	446
	Defendants	54	41	0	22	34	4	40	0	34	1	230
Nenagh	Cases	10	9	1	34	21	2	45	0	0	2	124
	Defendants	9	9	1	27	19	2	12	0	0	2	81
Portlaoise	Cases	83	51	4	49	26	9	166	0	10	1	399
	Defendants	46	42	3	32	21	6	38	0	2	1	191
Roscommon	Cases	34	49	2	22	26	1	19	0	1	1	155
	Defendants	26	29	1	15	22	1	13	0	1	1	109
Sligo	Cases	48	15	3	36	39	1	8	0	1	2	153
	Defendants	19	14	3	18	19	1	6	0	1	2	83
Thurles	Cases	33	13	0	23	44	5	11	0	0	0	129
	Defendants	15	12	0	19	26	4	8	0	0	0	84
Tralee	Cases	36	20	4	21	34	1	13	0	0	0	129
	Defendants	25	19	4	21	13	1	6	0	0	0	89
Trim	Cases	93	35	2	50	63	4	137	0	11	1	396
	Defendants	36	29	2	31	38	4	42	0	9	1	192
Tuam	Cases	23	24	0	16	4	1	17	0	1	0	86
	Defendants	14	15	0	10	3	1	8	0	1	0	52
Tullamore	Cases	192	31	6	42	28	14	31	0	8	3	355
	Defendants	40	28	1	29	21	8	13	0	2	3	145
Waterford	Cases	151	53	73	155	167	6	113	0	0	3	721
	Defendants	65	46	23	105	69	4	20	0	0	3	335
Wexford	Cases	63	29	3	72	64	8	169	0	0	4	412
	Defendants	46	27	3	52	37	6	61	0	0	4	236
Youghal	Cases	75	29	4	20	36	10	68	0	1	7	250
	Defendants	33	25	4	16	22	8	19	0	1	3	131
Total	Cases	4,811	1,934	433	3,941	4,113	512	4,028	9	201	987	20,969
	Defendants	2,292	1,692	278	2,693	2,723	388	1,463	6	125	731	12,391

Please note: In some cases, the same defendant may appear under more than one category.

#### Returns for Trial - Larceny:

Total Cases 2,016  
Defendants 808

## Appendix III

## District Court Statistics: Criminal

## ALL ROAD TRAFFIC

		Imprisonment / Detention	Fines	Community Service	Probation	Struck Out	Dismiss	Taken Into Consid- eration	Adjourn Generally	Peace Bond	Other	Total
<b>Athlone</b>	<b>Cases</b>	34	269	0	27	191	6	328	0	0	22	<b>877</b>
	<b>Defendants</b>	25	213	0	22	125	4	107	0	0	16	<b>512</b>
<b>Ballina</b>	<b>Cases</b>	28	372	0	22	110	73	300	0	0	12	<b>917</b>
	<b>Defendants</b>	15	238	0	11	68	53	117	0	0	12	<b>514</b>
<b>Ballinasloe</b>	<b>Cases</b>	19	248	2	33	312	27	269	0	0	20	<b>930</b>
	<b>Defendants</b>	15	218	2	17	200	19	104	0	0	18	<b>593</b>
<b>Bray</b>	<b>Cases</b>	137	1,147	9	142	1,459	86	1,128	1	2	55	<b>4,166</b>
	<b>Defendants</b>	100	725	5	89	719	44	368	1	2	43	<b>2,096</b>
<b>Carlow</b>	<b>Cases</b>	83	1,167	15	89	1,127	86	992	0	0	60	<b>3,619</b>
	<b>Defendants</b>	55	804	11	51	544	50	359	0	0	42	<b>1,916</b>
<b>Carrick-on- Shannon</b>	<b>Cases</b>	4	377	2	19	309	42	160	0	0	13	<b>926</b>
	<b>Defendants</b>	4	267	2	14	181	38	68	0	0	5	<b>579</b>
<b>Cavan</b>	<b>Cases</b>	92	1,127	4	56	1,409	241	1,277	5	0	41	<b>4,252</b>
	<b>Defendants</b>	51	859	4	29	731	138	422	5	0	28	<b>2,267</b>
<b>Castlebar</b>	<b>Cases</b>	17	400	0	18	162	76	232	0	1	22	<b>928</b>
	<b>Defendants</b>	15	243	0	9	83	43	98	0	1	19	<b>511</b>
<b>Clonakilty</b>	<b>Cases</b>	58	730	0	176	1,399	74	389	2	1	40	<b>2,869</b>
	<b>Defendants</b>	33	580	0	134	821	62	171	2	1	35	<b>1,839</b>
<b>Clonmel</b>	<b>Cases</b>	46	664	13	41	233	54	390	0	0	57	<b>1,498</b>
	<b>Defendants</b>	30	525	7	33	121	42	171	0	0	48	<b>977</b>
<b>Cork City</b>	<b>Cases</b>	623	4,201	50	199	5,580	924	2,682	1	2	190	<b>14,452</b>
	<b>Defendants</b>	238	2,949	37	82	2,894	550	964	1	2	117	<b>7,834</b>
<b>Doire an Fhéich</b>	<b>Cases</b>	30	221	20	41	112	20	150	0	0	13	<b>607</b>
	<b>Defendants</b>	9	148	3	24	55	17	63	0	0	12	<b>331</b>
<b>Donegal</b>	<b>Cases</b>	19	456	0	14	228	80	328	0	0	31	<b>1,156</b>
	<b>Defendants</b>	16	333	0	12	109	49	142	0	0	30	<b>691</b>
<b>Drogheda</b>	<b>Cases</b>	107	1,161	5	117	1,103	314	94	0	25	15	<b>2,941</b>
	<b>Defendants</b>	38	775	4	78	644	214	32	0	5	15	<b>1,805</b>
<b>Dublin</b>	<b>Cases</b>	1,364	17,981	212	1,414	44,570	2,641	13,972	1	6	1,498	<b>83,659</b>
	<b>Defendants</b>	758	12,385	140	836	19,803	1,609	4,872	1	6	656	<b>41,066</b>
<b>Dundalk</b>	<b>Cases</b>	198	1,062	26	99	1,300	336	97	13	0	35	<b>3,166</b>
	<b>Defendants</b>	69	690	12	81	656	239	30	6	0	31	<b>1,814</b>
<b>Ennis</b>	<b>Cases</b>	55	1,469	8	138	1,419	219	1,340	0	0	37	<b>4,685</b>
	<b>Defendants</b>	37	982	8	99	738	143	561	0	0	27	<b>2,595</b>
<b>Fermoy</b>	<b>Cases</b>	53	536	0	25	179	165	404	1	0	38	<b>1,401</b>
	<b>Defendants</b>	39	325	0	20	104	106	155	1	0	22	<b>772</b>
<b>Galway</b>	<b>Cases</b>	267	1,495	10	182	698	180	765	0	0	53	<b>3,650</b>
	<b>Defendants</b>	86	1,010	5	122	409	113	322	0	0	47	<b>2,114</b>
<b>Kilkenny</b>	<b>Cases</b>	33	782	10	14	700	25	121	0	1	20	<b>1,706</b>
	<b>Defendants</b>	24	549	9	14	343	20	58	0	1	20	<b>1,038</b>



		Imprisonment / Detention	Fines	Community Service	Probation	Struck Out	Dismiss	Taken Into Consid- eration	Adjourn Generally	Peace Bond	Other	Total
Killarney	Cases	5	599	0	14	599	366	222	0	0	40	1,845
	Defendants	4	496	0	11	382	233	125	0	0	33	1,284
Letterkenny	Cases	63	1,172	1	14	301	189	942	0	0	57	2,739
	Defendants	47	752	1	12	164	123	339	0	0	38	1,476
Listowel	Cases	38	620	3	36	96	54	355	0	0	13	1,215
	Defendants	15	375	2	18	53	33	101	0	0	13	610
Limerick	Cases	265	3,869	8	206	7,274	189	2,932	10	0	173	14,926
	Defendants	137	2,999	7	132	5,534	133	918	7	0	116	9,983
Longford	Cases	31	290	3	149	31	433	198	0	1	13	1,149
	Defendants	17	241	3	95	22	238	86	0	1	11	714
Loughrea	Cases	16	309	1	48	405	29	351	0	0	12	1,171
	Defendants	14	231	1	23	184	18	132	0	0	11	614
Mallow	Cases	93	497	2	25	313	280	351	0	0	16	1,577
	Defendants	62	325	1	16	181	168	137	0	0	16	906
Monaghan	Cases	97	1,156	7	94	1,056	182	422	6	28	42	3,090
	Defendants	50	893	7	59	671	123	148	1	11	40	2,003
Mullingar	Cases	39	363	4	123	105	388	184	0	14	22	1,242
	Defendants	24	308	4	88	52	200	84	0	4	17	781
Naas	Cases	188	2,510	1	212	1,948	104	1,372	0	5	73	6,413
	Defendants	149	1,396	1	146	1,056	68	577	0	4	63	3,460
Nenagh	Cases	31	258	4	37	270	32	313	0	0	11	956
	Defendants	19	227	3	23	156	21	96	0	0	11	556
Portlaoise	Cases	50	817	1	60	799	54	546	0	0	39	2,366
	Defendants	34	614	1	38	443	35	227	0	0	36	1,428
Roscommon	Cases	22	563	1	23	425	40	198	2	0	15	1,289
	Defendants	18	377	1	17	259	40	96	1	0	12	821
Sligo	Cases	44	373	5	9	332	73	286	0	0	42	1,164
	Defendants	20	255	2	9	159	50	108	0	0	29	632
Thurles	Cases	19	502	4	32	559	35	339	0	0	23	1,513
	Defendants	12	378	4	17	306	24	124	0	0	15	880
Tralee	Cases	12	791	4	55	630	325	521	0	0	27	2,365
	Defendants	10	596	2	45	366	240	221	0	0	27	1,507
Trim	Cases	43	2,058	0	161	1,803	114	445	0	2	22	4,648
	Defendants	27	1,464	0	121	1,108	83	177	0	2	22	3,004
Tuam	Cases	61	499	2	69	356	69	293	0	7	10	1,366
	Defendants	23	356	1	48	204	67	127	0	1	10	837
Tullamore	Cases	50	519	3	223	80	465	314	0	1	39	1,694
	Defendants	26	412	2	159	41	257	154	0	1	32	1,084
Waterford	Cases	143	1,303	19	36	1,573	67	337	0	1	50	3,529
	Defendants	47	832	10	23	686	39	149	0	1	43	1,830
Wexford	Cases	102	1,339	19	125	1,549	65	1,213	0	2	104	4,518
	Defendants	52	1,038	18	90	835	53	402	0	2	97	2,587
Youghal	Cases	71	473	9	9	274	146	325	0	0	59	1,366
	Defendants	46	358	4	8	148	106	121	0	0	47	838
Total	Cases	4,750	56,745	487	4,626	83,378	9,368	37,877	42	99	3,174	200,546
	Defendants	2,510	39,741	324	2,975	42,358	5,905	13,833	26	45	1,982	109,699

Please note: In some cases, the same defendant may appear under more than one category.

#### Returns for Trial - Road Traffic:

Total Cases 344  
Defendants 249



		Imprisonment / Detention	Fines	Community Service	Probation	Struck Out	Dismiss	Taken Into Consid- eration	Adjourn Generally	Peace Bond	Other	Total
Letterkenny	Cases	1	2	0	2	0	0	1	0	0	0	6
	Defendants	1	2	0	2	0	0	1	0	0	0	6
Listowel	Cases	0	0	0	1	0	0	0	0	0	0	1
	Defendants	0	0	0	1	0	0	0	0	0	0	1
Limerick	Cases	5	3	0	1	2	0	2	0	0	0	13
	Defendants	3	3	0	1	2	0	2	0	0	0	11
Longford	Cases	0	0	0	0	0	0	0	0	0	0	0
	Defendants	0	0	0	0	0	0	0	0	0	0	0
Loughrea	Cases	0	0	0	0	1	0	0	0	0	0	1
	Defendants	0	0	0	0	1	0	0	0	0	0	1
Mallow	Cases	1	0	0	1	0	0	0	0	0	0	2
	Defendants	1	0	0	1	0	0	0	0	0	0	2
Monaghan	Cases	2	0	0	0	0	0	0	0	0	0	2
	Defendants	2	0	0	0	0	0	0	0	0	0	2
Mullingar	Cases	0	0	0	0	1	0	0	0	0	0	1
	Defendants	0	0	0	0	1	0	0	0	0	0	1
Naas	Cases	0	0	0	0	0	1	0	0	0	0	1
	Defendants	0	0	0	0	0	1	0	0	0	0	1
Nenagh	Cases	0	0	0	0	0	0	0	0	0	0	0
	Defendants	0	0	0	0	0	0	0	0	0	0	0
Portlaoise	Cases	0	1	0	1	0	0	0	0	0	0	2
	Defendants	0	1	0	1	0	0	0	0	0	0	2
Roscommon	Cases	1	0	0	1	0	0	0	0	0	0	2
	Defendants	1	0	0	1	0	0	0	0	0	0	2
Sligo	Cases	5	0	0	0	1	0	0	0	0	0	6
	Defendants	1	0	0	0	1	0	0	0	0	0	2
Thurles	Cases	0	0	0	1	1	0	0	0	0	0	2
	Defendants	0	0	0	1	1	0	0	0	0	0	2
Tralee	Cases	0	0	0	0	0	0	0	0	0	0	0
	Defendants	0	0	0	0	0	0	0	0	0	0	0
Trim	Cases	0	0	0	0	1	0	0	0	0	1	2
	Defendants	0	0	0	0	1	0	0	0	0	1	2
Tuam	Cases	4	0	0	0	0	0	0	0	0	0	4
	Defendants	1	0	0	0	0	0	0	0	0	0	1
Tullamore	Cases	0	0	0	2	0	1	0	0	0	1	4
	Defendants	0	0	0	2	0	1	0	0	0	1	4
Waterford	Cases	4	16	0	3	8	0	0	0	0	0	31
	Defendants	4	16	0	3	8	0	0	0	0	0	31
Wexford	Cases	4	0	0	1	3	0	0	0	0	0	8
	Defendants	4	0	0	1	3	0	0	0	0	0	8
Youghal	Cases	2	1	0	0	3	0	0	0	0	0	6
	Defendants	1	1	0	0	2	0	0	0	0	0	4
Total	Cases	68	65	0	104	86	21	45	0	1	40	430
	Defendants	50	64	0	86	82	18	35	0	1	31	367

Please note: In some cases, the same defendant may appear under more than one category.

#### Returns for Trial - Sexual offences:

Total Cases 1,050

Defendants 127

## SPECIFIC ROAD TRAFFIC OFFENCES DEALT WITH

	Dangerous Driving		Drink Driving		Parking Offences		Unauthorised Takings of motor vehicles	
	Offences	Offenders	Offences	Offenders	Offences	Offenders	Offences	Offenders
Community Service Order	30	26	55	52	0	0	33	31
Detention	73	48	22	20	0	0	173	134
Detention suspended	11	10	5	4	0	0	17	16
Dismiss	236	189	1,615	1,432	622	579	54	52
Fines	1,051	957	9,458	8,788	7,975	7,145	87	87
Imprisonment	266	192	449	390	0	0	278	237
Imprisonment Suspended	90	50	174	161	0	0	62	54
Peace Bond	34	9	20	18	0	0	12	11
Poor Box	3	2	1	1	0	0	4	4
Probation	43	30	34	32	0	0	98	75
Struck Out	1,299	850	1,561	1,407	11,253	10,227	274	249
Taken into Consideration	557	393	951	839	105	60	301	250
Withdrawn	273	240	229	192	805	785	53	50
Reduced Charge	0	0	1	1	0	0	0	0
Disqualification	447	296	829	724	0	0	249	190
Other	35	29	136	121	226	219	81	76
<b>Total</b>	<b>4,448</b>	<b>3,321</b>	<b>15,540</b>	<b>14,182</b>	<b>20,986</b>	<b>19,015</b>	<b>1,776</b>	<b>1,516</b>

## Appendix IV

### Waiting Times

#### SUPREME COURT

Lodgment of the certificate of readiness to hearing date: <i>(earlier hearing dates are allocated by the Court for urgent cases)</i>	14 months
---	-----------

Overall average waiting time:	7 months
-------------------------------	----------

#### COURT OF CRIMINAL APPEAL

Conviction cases:	7-9 months
-------------------	------------

Sentence cases:	6-8 months
-----------------	------------

#### HIGH COURT LISTS

Section 150 Applications (to restrict persons who are directors of insolvent companies in liquidation from acting as director of other companies)

5 weeks
---------

Asylum (prior to obtaining leave to judicially review decision)	5 weeks
---	---------

Asylum (following leave to judicially review decision)	5 months
--	----------

Bail	Date immediately available
------	----------------------------

Chancery (Monday motions list)	Date immediately available
--------------------------------	----------------------------

Criminal Assets Bureau	Date immediately available
------------------------	----------------------------

Circuit Court Appeals	8 weeks
-----------------------	---------

Chancery Cases(certified as ready for trial)	10 months
--	-----------

Common Law (preliminary motions)	3 weeks
----------------------------------	---------

Commercial List	Date immediately available
-----------------	----------------------------

Competition List	2 weeks
------------------	---------

Chancery Special Summonses (mortgage suits)	3 weeks
---	---------

European Arrest Warrant	No waiting time - dealt with as soon as Chief State Solicitor notifies court of receipt of warrant
Extradition List	No waiting time
Family Law List	Within 3 months
Garda Compensation List	4 months
Hague Luxembourg Convention (Child Abduction) List	Case must be dealt with within 6 weeks
Hepatitis C Compensation Tribunal - Appeals	Within 3 months
Jury List (civil actions for damages for assault, defamation, wrongful imprisonment, or objections to wardship proceedings)	9 months (wardship matters get priority)
Judicial Review List	15 months (cases taking less than 2 hours will be dealt with sooner)
Master's List	14 weeks
Chancery List (miscellaneous)	4 months (cases taking less than 2 hours will be dealt with sooner)
Non Jury List (miscellaneous)	7 months (cases taking less than 2 hours will be dealt with sooner)
Non Jury (Monday motion list)	3 weeks
Non Jury (Actions certified as ready for trial)	22 months
Cork Personal Injury List	33 months
Dublin Personal Injury List	Maximum 3 weeks
Dundalk Personal Injury List	17 months
Galway Personal Injury List	15 months
Kilkenny Personal Injury List	21 months

Limerick Personal Injury List	26 months
Sligo Personal Injury List	19 months
Waterford Personal Injury List	15 months
Rulings (applications for the approval of settlements of minors' personal injury claims and claims for fatal injury)	1 week

**PROBATE OFFICE**

Application by Solicitor for grant:	10-15 days
Application by personal applicant for grant:	6-8 weeks

**CENTRAL OFFICE**

Processing of applications for judgment and execution orders	3 weeks where no query raised or from discharge of query if raised
Enrolment of miscellaneous deeds e.g. Deed Poll	1 week
Requests for copy documents	3 days
Certification of documents by Registrar of Central Office (e.g. judgment mortgage affidavits)	1 week

**CIRCUIT COURT: AVERAGE WAITING TIMES**

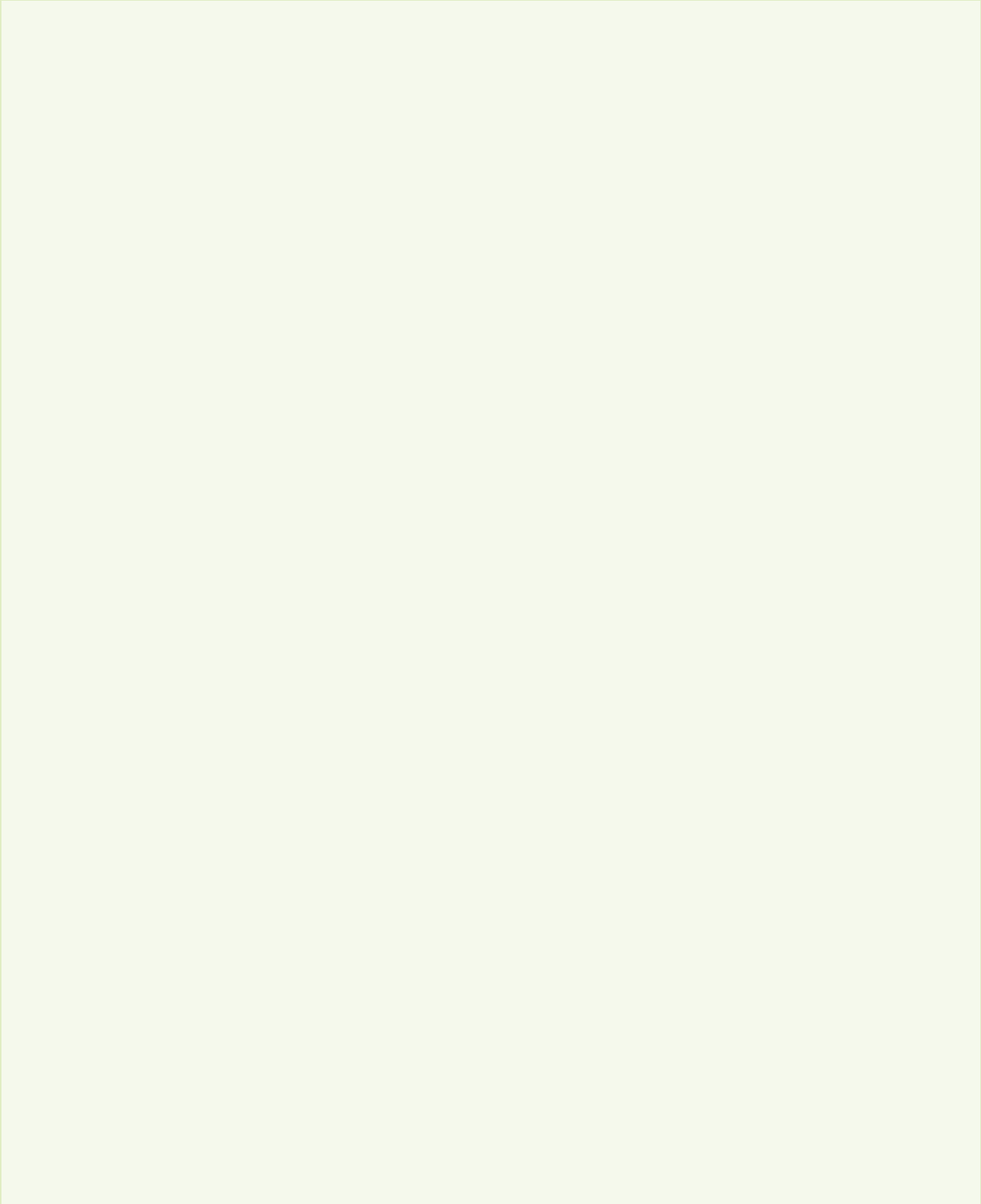
Circuit Court	Criminal		Civil		Judicial Separation	Family Law		Appeals
	Cases	Appeals	Cases	Appeals		Divorce	Nullity	
<b>Carlow</b>	9 months	8-9 months	9-10 months	9-10 months	9 months	9 months	9 months	9 months
<b>Carrick-on-Shannon</b>	6 months	3 months	9 months	3 months	3 months	3 months	3 months	3 months
<b>Castlebar</b>	6 months	3 months	6 months	3 months	3 months	3 months	3 months	3 months
<b>Cavan</b>	6-9 months	6-9 months	12 months	12 months	6-9 months	6-9 months	6-9 months	6-9 months
<b>Clonmel</b>	12-18 months	12 months	3-6 months	3-6 months	6 months	3 months	3 months	3 months
<b>Cork</b>	Next Sitings	Next Sitings	9 months	9 months	3-6 months	3-6 months	3-6 months	3-6 months
<b>Dublin</b>	7-8 months	6 weeks	3 1/2 months	4 weeks	5 months	5 months	6 months	5 months
<b>Dundalk</b>	3-6 months	3 months	18 - 24 months	3 months	6 months	6 months	6 months	3 months
<b>Ennis</b>	3-6 months	3 months	3-6 months	3 months	6 months	3 months	None	3 months
<b>Galway</b>	Next Sitings	Next Sitings	Next Sitings	Next Sitings	Next Sitings	Next Sitings	Next Sitings	Next Sitings
<b>Kilkenny</b>	18 months	12 months	24 months	18 months	12 months	12 months	12 months	12 months
<b>Letterkenny</b>	6 months	3 months	9-12 months	9-12 months	6-8 months	6-8 months	6-8 months	6-8 months
<b>Limerick</b>	0-3 months	0-3 months	12 months	3 months	0-3 months	0-3 months	0-3 months	0-3 months
<b>Longford</b>	Next Sitings	Next Sitings	3-6 months	Next Sitings	Next Sitings	Next Sitings	Next Sitings	Next Sitings
<b>Monaghan</b>	3-6 months	3 months	6 months	6 months	3-6 months	3-6 months	None	3 months
<b>Mullingar</b>	3-9 months	3-6 months	3-9 months	3-6 months	9-12 months	9-12 months	9-12 months	2-3 months
					<i>(uncontested 3 months)</i>	<i>(uncontested 3 months)</i>	<i>(uncontested 3 months)</i>	
<b>Naas</b>	12 months	6 months	12 months	12 months	18 months	18 months	18 months	18 months
<b>Portlaoise</b>	9-12 months	3 months	12-18 months	3 months	6 months	6 months	None	3 months
<b>Roscommon</b>	Next Sitings	Next Sitings	3 months	Next Sitings	3 months	3 months	Next Sitings	Next Sitings
<b>Sligo</b>	6 months	6 months	6 months	6 months	6 months	6 months	6 months	6 months
<b>Tralee</b>	18 Months	Next Sitings	6 months	6 months	3- 6 months	3 - 6 months	0-3 months	3- 6 months
<b>Trim</b>	3-6 months	3-6 months	3-6 months	3-6 months	6-9 months	3-6 months	3-6 months	3-6 months
<b>Tullamore</b>	Next Sitings	Next Sitings	3 months	Next Sitings	Next Sitings	Next Sitings	Next Sitings	Next Sitings
<b>Watreford</b>	24 months	12 months	18months	12-18 months	12-18 months	12-18 months	12-18 months	12-18 months
<b>Wexford</b>	3-6 months	6 months	24 months	12 months	18-24 months	18-24 months	None	6 months
<b>Wicklow</b>	12 Months	3 Months	9 Months	6 Months	7-9 Months	7-9 Months	3 Months	3 Months

The term **next sitting** means that the case will be dealt with at the next court sittings in the venue concerned. While cases may be listed for hearing for a particular sitting, unusual circumstances, for example a long criminal trial, may lead to the adjournment of other listed cases to the following sitting. The duration of, and time between, court sittings will vary from circuit to circuit, but in general the Circuit Court sits every two to four months in provincial venues. In Dublin there are daily sittings throughout each term.



**DISTRICT COURT: AVERAGE WAITING TIMES IN MONTHS**

Location	Criminal Cases	Civil Cases	Family Law	Location	Criminal Cases	Civil Cases	Family Law
Athlone	1	1	1	Listowel	Up to 1	Up to 1	Up to 1
Ballina	1	2	No Delay	Longford	1	3	No Delay
Ballinasloe	1	1	1	Loughrea	No Delay	No Delay	No Delay
Bray	18	14	6	Mallow	1	2	1
Carlow	2	2	1	Monaghan	3	3	1
Carrick-on-Shannon	5	6	1	Mullingar	1.5	1.5	1
Castlebar	2	2	1	Naas	4	3	1.5
Cavan	2	2	1.5	Nenagh	1	1	1
Clonakilty	1	1	1	Portlaoise	2.5	2.5	1
Clonmel	2	4	2	Roscommon	No Delay	No Delay	No Delay
Cork	3	3	2.5	Sligo	1.5	2	Up to 1
Doire an Fhéich	No Delay	No Delay	No Delay	Thurles	1	1	1
Donegal	6	4	2	Tralee	1	3	2
Drogheda	2	2	1	Trim	2	1.5	up to 1
Dundalk	1	1	1	Tuam	2	2	1
Ennis	3	3	1	Tullamore	2	1	1
Fermoy	2	2	1	Waterford	1.5	1	1
Galway	2.5	3	2	Wexford	11	4	No Delay
Kilkenny	1	1	1	Youghal	2.5	2.5	1.5
Killarney	2	2	1	Dublin Metropolitan District	8	2.5	3
Letterkenny	2	2	1	Dun Laoghaire Swords	13.5	11	3
Limerick	3.5	2	1.5		5	2	2





COURTS SERVICE  
*An tSeirbhís Chúirteanna*

The Courts Service

Phoenix House  
15/24 Phoenix Street North  
Smithfield  
Dublin 7.

Telephone: (01) 888 6000  
Fax: (01) 873 5250  
Web: [www.courts.ie](http://www.courts.ie)