# COMMONWEALTH BUREAU OF CENSUS AND STATISTICS

# CANBERRA, AUSTRALIA

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# SOCIAL STATISTICS : AUSTRALIA

# NO. 47 & DIVORCE

# SEPTEMBER QUARTER 1966



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### EXPLANATORY NOTES

This bulletin contains statistics of divorce for the September quarter 1966 and for previous periods. For further details in respect of past periods, see previous issues in this series and the annual bulletin "Demography". Details for 1965 were shown in "Social Statistics No. 43 - Divorce 1965", issued on 28 July 1966.

- The Commonwealth <u>Matrimonial Causes Act</u> 1959 came into operation on 1 February 1961. This Act provided a uniform law throughout Australia with respect to divorce and other matrimonial causes, and superseded the matrimonial causes laws of the States and Territories except in so far as the transitional provisions of the Act kept them in force for the purpose of completing pending proceedings. Therefore, statistics of petitions filed since February 1961 are on a uniform basis for all States and Territories, but statistics of decrees of dissolution, nullity and judicial separation granted after that date include some decrees made on petitions under the superseded laws and are to that extent not uniformly based. By 1966 the number of such decrees had become insignificant.
- 3. Under the <u>Matrimonial Causes Act</u> 1959-1966 a court may grant decrees of dissolution of marriage (commonly known as divorce), judicial separation, nullity of marriage, restitution of conjugal rights and jactitation of marriage (i.e. that a person should refrain from making false claim that a marriage has taken place between him and another person). Orders may be made for the custody and welfare of children, maintenance, the settlement of property and damages for adultery.
- 4. The statistics in this bulletin refer only to petitions filed, and final decrees granted, for dissolution, nullity and judicial separation. Statistics of petitions filed relate only to the original petition in a suit, i.e. a crosspetition contained in an answer by the respondent is not counted as a separate petition.

# I. PETITIONS FILED.

# TABLE 1. - PETITIONS FILED FOR DISSOLUTION OF MARRIAGE,

# NULLITY OF MARRIAGE AND JUDICIAL SEPARATION: SEPTEMBER QUARTER 1966

Petition for -	N.S.W.	Vic.	Qld	S.A	W.A	Tas.	N.T.	A.C.T.	Aust.
Dissolution of marriage -									
Husband petitioner	513	320	141	112	108	36	3	18	1,251
Wife petitioner	818	409	183	183	112	57	5	17	1,784
<u>Total</u>	1.331	729	324	295	220	93	8	35	3,035
Nullity of marriage -									
Husband petitioner	3	2				• <b>•</b>	• •	• •	5
Wife petitioner	5	2	1	1	۰۰			••	9
<u>Total</u>	8	4	1	1	• •				14
Dissolution or nullity -									
Husband petitioner	1	2						• •	3
Wife petitioner			1						1
Total	1	2	1	. 0 0	• •				4
Judicial separation -									
Husband petitioner				0 0				• •	••
Wife petitioner	5		2	1					
Total	5	0 0	2	1	0 0	• •			8 8
Dissolution or judicial									
separation -	1	}	-		}	ł	{		
Husband petitioner								• •	•.
Wife petitioner		1				• •			1
<u>Total</u>		1	• •	0.0					1
Total petitions -									
By husband - Number	517	324	141	112	108	36	3	18	1,259
Per cent	38	44	43	38	49	38	(a)	(a)	41
By wife - Number	828	412	187	185	112	57	5	17	1,803
Per cent	62	56	57	62	51	62	(a)	(a)	59
TOTAL	1,345	736	328	297	220	93	8	35	3,062

(a) Percentage not calculated.

TABLE 2. - PETITIONS FILED FOR DISSOLUTION OF MARRIAGE,
NULLITY OF MARRIAGE AND JUDICIAL SEPARATION : AUSTRALIA

							Quarte	er ende		
Petition for -	1961	1962	1963	1964	1965	Sept.				Sept.
Discolution of many					-	1965	1965	1966	1966	1966
Dissolution of marriage -	4 204	4 072	4 000	4 045	4 443	4 400	4 006	4 000	4 400	4 054
Husband petitioner	49374	4,012	4,000	4,215		1,192				
Wife petitioner			5,602		6,426					
Total	9,504	9,240	9,602	10,148	10,839	2,692	2001	20510	20140	13.032
Nullity of marriage -						٠.				_
Husband petitioner	13	15	- 11	14	16	4	3	]	12	1 -
Wife petitioner	44	35		30	35		12	7	7	
<u>Total</u>	57	50	39	44	51	16	15	10	19	14
Dissolution or mullity -			l							[
Husband petitioner	3	6	5	5	15		5	3	1	3
Wife petitioner	4	5	10	12			3	2	1 3	1 1
<u>Total</u>	7	11	15	17	25	7	8	5	4	4
Judicial separation -									l	
Husband petitioner	2	2	3		1	1	٥٥			••
Wife petitioner	9	18		34	20	2	6	4	9	8
Total	11	20	29	34	21	3	6	4	9	8
Dissolution or judicial										
separation -		į.	ì				<b>!</b> .	}	1	ŀ
Husband petitioner			1					۱		
Wife petitioner				1					1	1
Total	0.0	۰	1	1		• •	0.0		1	1
Total petitions -						and the same of				
By husband - Number	4,412	4,095	4,020	4,234	4,445	1,203	1,094	1,014	1,122	1,259
Per cent	46	44	42	41	41		40			
By wife - Number			5,666			1,715				
Per cent	54									
TOTAL	9,579	9,329	9,686	10,244	10,936	2,918	2,716	2,537	2 <b>,7</b> 79	3,062

TABLE 3. - PETITIONS FILED FOR DISSOLUTION OF MARRIAGE (a)

Period	N.S.W.	Vic.	Qld	S.A	W.A	Tas.	N.T.	A.C.T.	Aust.
Year - 1961	4,215	2,289	1,084	865	620	321	40	70	9,504
1962	4,093	2,148	1,083	910	651	276	39	48	9,248
1963	4,339	2,163	1,061	1,005	623	271	50	90	9,602
1964	4,484	2,357	1,121	1,034	653	322	53	124	10,148
1965	4,679	2,501	1,266	1,107	736	328	61	161	10,839
Quarter ended - September 1965 December 1965 March 1966 June 1966 September 1966	1,287	658	346	280	194	81	19	27	2,892
	1,138	661	315	253	178	81	14	47	2,687
	1,125	514	304	287	165	81	14	28	2,518
	1,146	699	267	302	179	102	14	37	2,746
	1,331	729	324	295	220	93	8	35	3,035

<sup>(</sup>a) This table excludes petitions filed for nullity of marriage, judicial separation and any petitions for two or more alternative types of relief.

# II. DECREES GRANTED TABLE 4. - DISSOLUTIONS OF MARRIAGE. NULLITIES OF MARRIAGE AND JUDICIAL SEPARATIONS GRANTED (a): SEPTEMBER QUARTER 1966

Decree for -	n.s.w.	Vic.	Qld	S.A	W.A	Tas.	N.T.	A.C.T.	Aust.
Dissolution of marriage - Husband petitioner Wife petitioner Granted on petitions of both	391 630	263 357 1	126 168	123 164	84 76	38 38	10 10	17 20	1,052 1,463 1
<u>Total</u>	1,021	62 <b>1</b>	294	287	160	76	20	37	2,516
Nullity of marriage - Husband petitioner Wife petitioner	2 2	••	1	1	1	<b>9</b> 0	• •	0 0	4 5
<u>Total</u>	4	1	1	2	1	• •	• •	• •	9
Judicial separation - Husband petitioner Wife petitioner		••	0.0	• •	• •	••	00	• •	•• 3
<u>Total</u>	1	1	• •	• •	• •	1	• •	••	3
Total Decrees - For husband - Number Per cent For wife - Number Per cent Granted on petitions of both	393 38 633 62	263 42 359 58 1	127 43 168 57	124 43 165 57	84 52 77 48	38 49 39 51	10 (b) 10 (b)	17 (b) 20 (b)	1,056 42 1,471 48 1
TOTAL	1,026	623	295	289	161	77	20	37	2,528

<sup>(</sup>a) Decrées absolute.

<sup>(</sup>b) Percentage not calculated.

TABLE 5. - DISSOLUTIONS OF MARRIAGE, NULLITIES OF MARRIAGE
AND JUDICIAL SEPARATIONS GRANTED (a) & AUSTRALIA

								er ende		
Decree for -	1961	1962	1963	1964	1965	Sept. 1965	Dec. 1965			
Dissolution of marriage - Husband petitioner Wife petitioner Granted on petitions of both						1,012 1,424				1,052 1,463
Total	6,712	7,245	7,476	7,917	8,491	2,436	2,222	2,417	1,700	2,516
Nullity of marriage - Husband petitioner Wife petitioner	15 22	12 28	7 25	11 33	10 25		4	5 3	-2 9	4
<u>Total</u>	37	40	32	44	35	6	13	8	11	9
Judicial separation - Husband petitioner Wife petitioner	。。 2	2 3	** 7	• 6	. 8		4	• •	3	3
Total	2	5	7	6	8	1	4	1	3	3
Total Decrees - For husband - Number Per cent For wife - Number Per cent Granted on petitions of both	46	46 3,966	43	43	41	1,429	41	41 1,434	42	1,471
TOTAL	6,751	7,290	7,515	7,967	8,534	2,443	2,239	2,426	7,714	2,528

<sup>(</sup>a) Decrees absolute.

TABLE 6. - DISSOLUTIONS OF MARRIAGE GRANTED (a)

Period	n.s.w.	Vic.	Qld	S.A	W.A	Tas.	N.T.	A.C.T.	Aust.
Year - 1961	3,156	1,248	779	718	466	286	23	36	6,712
1962	3,113	1,615	920	685	582	248	38	44	7,245
1963	3,293	1,616	910	765	553	260	38	41	7,476
1964	3,024	2,130	981	887	542	229	31	93	7,917
1965	3,440	2,089	1,052	852	604	279	41	134	8,491
Quarter ended - September 1965 December 1965 March 1966 June 1966 September 1966	1,064	593	260	245	152	76	10	36	2,436
	803	567	319	202	194	82	15	40	2,222
	1,011	508	286	307	199	60	17	29	2,417
	669	440	170	223	110	68	5	15	1,700
	1,021	621	294	287	160	76	20	37	2,516

<sup>(</sup>a) Decrees absolute. This table excludes nullities of marriage and judicial separations granted.

TABLE 7. - GROUNDS ON WHICH DISSOLUTIONS OF MARRIAGE, NULLITIES OF MARRIAGE
AND JUDICIAL SEPARATIONS WERE GRANTED (a): SEPTEMBER QUARTER 1966

Grounds	N.S.W.	Vic.	Qld	S.A.	W.A.	Tas.	N.T.	A.C.T.	Aust.
	DIS	SOLUTI	ON OF M	ARRI AG	E		· · · · · · · · · · · · · · · · · · ·		<u> </u>
Single grounds -									
Desertion Adultery Separation Cruelty Drunkenness	487 214 193 53 15	289 167 150 8 2	150 51 64 17 4	99 84 59 35 8	48 67 37 3	35 18 15 3	10 4 5	8 13 5 4 2	1,126 618 528 123 33
Intoxication by drugs Failure to pay maintenance Non-compliance with	1	0 0	00	0 0	1	• •	0 0	• •	1 1
restitution decree Refusal to consummate Insanity Frequent convictions Sodomy	2 4 2 2	2 1 1	1	1	1	• o o o o o	0 0	• • • • • • • • • • • • • • • • • • • •	2 7 4 3 1
Dual grounds -				!				-	
Desertion and adultery Desertion and	15	1	2	• •	0 0,	1	• •	2	21
separation Desertion and cruelty Desertion and	3 5		1	1	00	00	1	1	6 6
drunkenness Desertion and failure to	2	••	0 0	۰۰	•••	٥٠	0 0	0 0	2
pay maintenance Adultery and separation Separation and failure	2		. 2	0 0	1	• •		0 0	4
to pay maintenance Cruelty and drunkenness	18	0 0	2	• •	1	3	• •	1	1 24
Three grounds or more	3	0 0	٥٥	۰۰	00	٥٥	۰۰	1	4
<u>Total</u>	1,021	621	294	287	160	76	20	37	2,516
		NULLIT	Y OF MA	RRIAGE					
Bigamy Invalid marriage Incapacity to consummate Pregnancy	3  1	1	• • • • • • • • • • • • • • • • • • •	° ° 1	•••	• • • • • •	0 0	• •	4 1 3 1
Total	4	1	1	2	1		• •	0 0	9
		JUDIC	IAL SEP	ARATIO	N		<del> </del>		
Desertion Adultery Desertion and cruelty		1	• •	0 0		1	0 0	0 0	1 1 1
<u>Total</u>	1	1	0 0			1		• 0	3

<sup>(</sup>a) Decrees absolute.

TABLE 8. - DISSOLUTIONS OF MARRIAGE GRANTED (a): AGES OF PARTIES AT TIME OF DISSOLUTION OF MARRIAGE, AUSTRALIA, SEPTEMBER QUARTER 1966

	Age of				_		year (year	· ·				Tota Husbar	
į	husband (years)	Under 20	20-24	25-29	30-34	35-39	40-44	45-49	50-54	55 <b>-</b> 59	60 & over	Number	Per cent
	Under 20	2		• •	0 0				• •	• 0		2	
	20 - 24	1	63	8				• •		• •	• •	72	3
	25 - 29	1	129	203	20	1	1	0 0				355	14
	30 - 34		30	170	158	26	7	2			• •	393	16
	35 - 39		3	45	190	147	34	4	2			425	17
	40 - 44		1	11	40	147	182	24	4	1		410	16
	45 = 49			2	14	40	108	116	25	2	1	308	12
	50 - 54	0 0		2	2	14	39	105	72	24	2	260	10
	55 - 59					4	20	21	47	45	16	153	6
	60 & over	0 0	• •		1	1	2	11	16		69	138	6
	Total (Number	4	226	441	425	380	393	283	166	110	88	2,516	• • •
	wives (Per cent	• •	9	17	17	15	16	11	7	4	4		100

<sup>(</sup>a) Decrees absolute. This table excludes nullities of marriage and judicial separations granted.

TABLE 9. - DISSOLUTIONS OF MARRIAGE GRANTED (a): DURATION OF MARRIAGE
AND NUMBER OF CHILDREN OF MARRIAGE (b), AUSTRALIA, SEPTEMBER QUARTER 1966

Duration	Dissolutions of marriage with -							Tot marri		Total number
of marriage	No	4	2	3	4	5	6	disso	_	of
(years)	child- ren	child	child- ren	child- ren	child- ren	child- ren	or more children	Number	Per cent	children (b)
Under 5 5 = 9 10 = 14 15 = 19 20 = 24 25 = 29 30 and over	122 216 125 72 76 80 142	50 235 126 91 80 57 29	8 133 130 132 103 29	2 38 87 94 55 14	2 9 29 34 36 4	1 9 13 10 1	1 16 5 1	184 632 507 452 365 186 190	7 25 20 18 15 7 8	80 656 814 937 675 186
Total (Number marriages (	833	668	550	293	114	35	23	2,516		0 0
dissolved (Per cent	33	27	22	12	4	1	1	• •	100	0 0
Total number of children (b)	٥٥	668	1,100	879	456	175	143	• •	• •	3,421

<sup>(</sup>a) Decrees absolute. This table excludes nullities of marriage and judicial separations granted.

K.M. ARCHER COMMONWEALTH STATISTICIAN

### COMMONWEALTH BUREAU OF CENSUS AND STATISTICS

CANBERRA, A.C.T.

7 MARCH 1967

<sup>(</sup>b) Living children under 21 at the time of petition. The term "children" used in the Commonwealth legislation refers to living "children of the marriage" under 21 years; for dissolutions granted on petitions filed under superseded legislation the term "children" was used differently.

NOTE. - Inquiries concerning these statistics may be made in Canberra by telephoning 49 6155 Extension 1 or, in each State capital, by telephoning the office of the Bureau of Census and Statistics.