

## **QUESTION TAKEN ON NOTICE**

**BUDGET ESTIMATES HEARING: 21-22 MAY 2012**

IMMIGRATION AND CITIZENSHIP PORTFOLIO

**(BE12/0175) Program: Internal Product**

Senator Xenophon asked:

In evidence, DIAC agreed that the way in which a flight is characterised is highly significant for Immigration and other agencies' activities. It is already apparent that different agencies view the designation of flights in different ways, so establishing the differences and similarities is important. For the purposes of the Migration Act 1958 and the regulations, what are the legal and/or policy distinction between an international flight sector and a domestic flight sector? Are they mutually exclusive?

*Answer:*

The Act and Regulations do not currently use the terms 'international flight sector' and 'domestic flight sector', or similar terms. Section 170 and reg 3.09 deal with the production of identity documents when travelling between airports on an aircraft that is an 'overseas vessel' (defined in s 165). These could be described generally as relating to travel on a domestic flight sector of an international flight, but the provisions do not use that term and instead specify the travel to which they apply.