

QUESTION TAKEN ON NOTICE

BUDGET ESTIMATES HEARINGS: 21-22 MAY 2012

IMMIGRATION AND CITIZENSHIP PORTFOLIO

(BE12/0392) Program 4.2: Onshore Detention Network

Senator Hanson-Young (L&CA Page 58) asked:

What do the Ministerial Guidelines say about whether a person has to be held in immigration detention once they receive an adverse security assessment? Can the Ministerial Guidelines please be provided? Can any guidelines which are used by the Department in drafting revocation submissions please be tabled?

Answer:

The *Guidelines on the Minister's Residence Determination Power* relate to the making, varying or revoking of a residence determination by the Minister for Immigration and Citizenship where he considers it is in the public interest to do so.

They do not include instructions as to whether a person has to be held in immigration detention once they receive an adverse security assessment.

A copy of these *Guidelines* is attached. A revised version of the *Guidelines* is currently being finalised.