

Questions on Notice  
Attorney-General's Portfolio  
Supplementary Budget Estimates  
19 October 2009

Q. No.	AG/ MHA	Agency/ Sub Program	Senator	Question	Asked at hearing (Hansard Proof Pg No.)	Asked in writing
1	AG/ MHA	SP&CG (PI&TD)	Barnett	Since Budget Estimates; a) how many new positions have been created and filled, b) what levels are these staff, and c) how many temporary positions exist or have been created?	6-7	
2	AG/ MHA	SP&CG (PI&TD)	Barnett	Since Budget Estimates; a) how many employees have been employed on contract, and what is the average length of their employment period, b) have staff numbers been reduced as a result of the efficiency dividend and/or other budget cuts? If so, where and at what level, and c) are there any plans for staff reduction? If so, provide relevant details.	6	
3	AG/ MHA	SP&CG (PI&TD)	Barnett	Provide an overview of current staff numbers compared to 12 months ago.	7	
4	AG/ MHA	SP&CG (PI&TD)	Barnett	What programs have been terminated that have resulted in a reduction in staff numbers over the past 12 months?	7	
5	AG	1.2.4	Barnett	Were the China free trade agreement and the Japan free trade agreement funded during the 2007-08 financial year? When was funding approved for the two agreements?	8-9	
6	AG	AHRC	Barnett	Provide the official date indicating the Commission's position on the charter of human rights.	11	
7	AG	AHRC	Barnett	Provide details on the aspects of Australia's anti-terrorism laws that the Commission believes do not adequately meet Australia's international obligations.	13	
8	AG	AHRC	Barnett	Provide the total cost to the Commission for officers to attend the Durban Review Conference.	19	
9	AG	AHRC	Barnett	In relation to the contract between the AMF and Monash University, Professor Gary Bouma (signed in January 2008), and between the AMF and RMIT University, Professor Des Cahill (signed in March 2008), provide the total cost of the investigation since its commencement. Who is responsible for drafting the report? Provide details as to who is drafting each section of the report?	20-21	
10	AG	AHRC	Barnett	Provide a breakdown of the total cost (\$2,424.08) associated with the Commission's participation in the Sydney Gay and Lesbian Mardi Gras.	22	

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11	AG	ALRC	Barnett	In as much detail as possible, before the relevant Bill is introduced, can you provide better particulars as to the reasons and concerns the Commission may/may not have with respect to the Government's response to the recommendations arising from the Commissions Privacy Report?	26-27	
12	MHA	AUSTRAC	Fisher	In relation to AUSTRAC's industry awareness sessions, provide the number, the timeframe for delivery, the cost of delivery and the cost of delivery for the 2008-09 financial year.	29-30	
13	MHA	AUSTRAC	Fisher	With regard to the supervision strategy of 2009-10, provide details as to how AUSTRAC is performing against the micro-level key performance indicators, including the number of assessments, the number of presentations, and other relevant particulars.	30-31	
14	MHA	AUSTRAC	Fisher	Of the estimated reporting entities of the gambling and bullion sector and the money services business, how many are estimated to be registered with AUSTRAC?	30-31	
15	AG	1.1.1	Brandis	Has the Government reconsidered whether or not it proposes to abolish the Federal Magistrates Court, in light of the outcome of the decision in Lane v Morrison?	35-36	
16	AG	Family Court	Brandis	With regard to the invoice arrangement commencing in January whereby the Federal Magistrates Court will invoice both the Federal and Family Courts for services it provides on their behalf, provide fully costed particulars in relation to the payment of staff, payment of Federal Magistrates, operating costs in relation to family reports and registrar services.	36-37	
17	AG	FMC	Brandis	In the Chief Executive Officer's opinion, have the morale issues of a number of Federal Magistrates been satisfactorily addressed, following the announcement of the merger of the Courts?	40-41	
18	AG	Family Court	Brandis	How many Family Court and Federal Magistrates Court judges, respectively, were consulted prior to the protocol being agreed to?	44-45	
19	AG	Family Court	Brandis	How can the protocol agreed between the Chief Justice of the Family Court and Chief Federal Magistrate not fetter individual judicial discretion in contested transfer matters?	45-46	
20	AG	Family Court	Barnett	Can the Committee be provided with a copy of the report arising from the review of	48	

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				family consultants and registrars in the Family Courts?		
21	AG	Family Court	Barnett	In relation to judicial complaints not being referred to the relevant judge whilst the matter is ongoing (paragraph three in the response to Question on Notice 22 from Budget Estimates 2009), does the Court have a formal policy in relation to this practice, if so, what is it?	48	
22	AG	Family Court	Barnett	Provide relevant particulars for each complaint (judicial and non-judicial) made in 2008 and 2009, including how many were resolved, and advise whether relevant judges were counselled.	49	
23	AG	Family Court	Barnett	Provide the current longest waiting period for a case to be heard in the Court.	49	
24	AG	Family Court	Barnett	What is the average waiting time from the conclusion of a trial to the handing down of a judgement? Provide relevant particulars concerning cases that have taken the longest period of time, from the conclusion of the trial to the handing down of the judgement.	50	
25	AG	FMC	Barnett	Provide relevant particulars for each complaint (judicial and non-judicial) made in 2008 and 2009, including how many were resolved, and advise whether relevant judges were counselled.	51	
26	AG	FMC	Barnett	Provide the current longest waiting period for a case to be heard in the Court.	51	
27	AG	FMC	Barnett	What is the average waiting time from the conclusion of a trial to the handing down of a judgement? Provide relevant particulars concerning cases that have taken the longest period of time, from the conclusion of the trial to the handing down of the judgement.	51	
28	AG	Federal Court	Abetz	To what extent did the Hobart registry and Mr Soden have in providing input in to drafting the letter from the Chief Justice to the President of the Senate, dated 19 August 2009? Did the Registry have any input into the inclusion of the line "It has never been proposed – and will not be proposed – that the Tasmanian District Registry be closed." in this correspondence?	52	
29	AG	1.1.1	Abetz	Was there any dialogue between the Attorney-General and the Administrative Appeals Tribunal concerning the funding of the work undertaken by Mr Parrott?	55-56	
30	AG	Federal Court	Barnett	Provide details on consultation, including dates, times and with whom, the Court has had with the Law Society and legal fraternity concerning the possibility of the	58	

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				absence of a full time registrar positioned in Hobart.		
31	AG	Federal Court	Barnett	With regard to the capital upgrade of the Federal Court in Hobart, provide the exact costs resulting from the upgrade, when they were paid, to whom, and when the upgrade was completed.	58	
32	AG	Federal Court	Abetz	Provide the full staff budget for 2007-08 and 2008-09, together with the travel budget and all on costs, for both the Melbourne and Hobart registries.	59	
33	AG	Federal Court	Brandis	Of the 45 current Federal Court judges, how many are on leave or on secondment to another court?	59	
34	AG	Federal Court	Brandis	Provide statistics that best demonstrate the judicial workload in the Federal Court in the offices of Brisbane, Sydney, Melbourne, Adelaide and Perth, over the past five years.	60-61	
35	AG	1.1.1	Brandis	When was the last time that consideration was given to increasing the number of Federal Court judges at the Brisbane registry? What was the outcome of such discussions, are documents available that minute these discussions, and if so, can these be provided to the Committee?	61-62	
36	AG	1.1.1	Barnett	In relation to the current five vacancies, how many candidates were provided to the Attorney-General for his consideration?	63	
37	AG	1.1.1	Barnett	With regard to the recent High Court judge vacancy, how many nominated persons were provided to the Attorney-General for his consideration? Provide further, relevant particulars concerning the process.	63-64	
38	AG	Federal Court	Barnett	Can the Committee be provided with a copy of the STRATSEC report on access to network vulnerability assessment and application vulnerability assessment?	64	
39	AG	1.1.2	Barnett	Was a report tabled at the Native Title Ministers meeting in August 2009? If so, can the Committee be provided with a copy of the report?	66	
40	MHA	1.2.2	Barnett	With regard to the letters sent to law enforcement agencies from the former Minister for Home Affairs, the Hon Bob Debus MP, on 4 February 2009, can the Committee be advised as to the response received from various law enforcement agencies?	71	
41	MHA	1.2.2	Barnett	Can the Committee be provided with the dates, location and a list of attendees for each of the meetings of the Commonwealth State and Territory Compliance and	71	

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				Enforcement Working Party since its establishment?		
42	AG/ MHA	SP&CG (PCD)	Barnett	For each annual report the Department has received, provide the date it was forwarded from the relevant agency to the Department/Minister, and the date each report was submitted by the Department to the relevant Minister or when it will likely be submitted to the relevant Minister.	74	
43	AG	1.1.2	Barnett	Of the \$2.97 million that was spent on the National Human Rights Consultation, provide a breakdown as to how much was spent on travel and accommodation, payments to committee members and any fees or costs that they have incurred, and salaries and wages of support staff and related costs.	77	
44	AG	1.1.2	Barnett	Of the 35,000 submissions received as part of the National Human Rights Consultation, how many of these were made by Commonwealth agencies? Which agencies made these submissions?	77	
45	AG	1.1.2	Barnett	Provide the dates and times of discussions between the Consultation Committee and/or the Department and the Australian Human Rights Commission on the report and recommendations arising from the National Human Rights Consultation, either before or after the tabling of the report.	77	
46	AG	1.1.2	Brandis	In relation to the charter of rights recommendation arising from the report on the National Human Rights Consultation, if the Government accepts the recommendation, will it consider whether or not there should be a referendum or a plebiscite?	81	
47	AG	1.1.2	Brandis	With regard to Father Brennan's emolument, was it paid to Father Brennan, a religious order or a third party?	82	
48	AG	2.1.1	Barnett	With regard to the new privacy principles, what is the Department's view as to the appropriateness of financial institutions accessing people's personal creditworthiness for financial positions? Has the Department expressed a view to the Attorney-General?	82	
49	AG	1.2.4	Abetz	Could the Department comment on paragraph 25 of Mr Bret Walker SC's opinion that the sovereignty of Australia over the islands was basic, fundamental and critical for Australia's ECS case at the CLCS concerning the Lorde Howe Rise region and that th CLCS recommendations do not establish that sovereignty?	86	

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50	AG	1.1.1	Barnett	Provide the total cost to date for the Family Court's Violence Review conducted by Mr Richard Chisholm? Provide relevant details as to the support Mr Chisholm has had whilst conducting the Review.	89, 98	
51	AG	1.1.2	Barnett	Provide the total cost of legal aid provided to the five Sydney terrorists who were arrested in November 2005 and have since been found guilty of terrorism offences.	94-95	
52	AG	1.1.2	Barnett	Can the Committee be advised of the fees payable to lawyers before a court in proceedings such as the case of the five Sydney terrorists who were arrested in November 2005 and have since been found guilty of terrorism offences?	95	
53	AG	1.1.2	Barnett	Is the case of the five Sydney terrorists who were arrested in November 2005 and have since been found guilty of terrorism offences, the longest running and most expensive trial in Australian history?	95	
54	AG	1.1.1	Barnett	With regard to the Family Court's Violence Review conducted by Mr Richard Chisholm; a) who was invited to make a submission, b) who made the submissions, c) who was consulted at the various meetings Mr Chisholm had? Provide details of each of the meetings, including where and when they were held, and d) provide the total cost to date, paid to Mr Chisholm and the total cost to date for the inquiry.	97-98	
55	AG	2.1.1	Barnett	In relation to the report provided to the Prime Minister following the cyber attack on the Prime Minister's website; a) what did it recommend, b) did it make recommendations for further protective measures so that this does not happen again, and c) can the Committee be provided with a copy of the report?	102, 103	
56	AG	2.1.1	Barnett	Is the Department aware of any other Australian Government websites that were affected by these cyber attacks?	103	
57	MHA	ACC	Xenophon	What was the date of the ACC's last Criminality Assessment report? How often/regularly are these Criminality Assessment's conducted?	109	

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58	MHA	ACC	Ludlam	Has the Commission investigated the potential for criminals to produce counterfeit Tamiflu at a time of pandemic? In relation to the Commission's report on serious and organised crime and pandemics, does the report specifically address the issue of counterfeit medications being imported into Australia? Can the Committee be provided with a copy of the report, or part/s of the report which can be made publicly available? What date was the report prepared?	113	
59	MHA	Customs	Barnett	Can the Committee be advised of the protocol Customs follows during incidents such as that that occurred on Sunday 18 October 2009, where two boats carrying asylum seekers in Malaysian and Indonesian waters conveyed a distress signal to the Australian Maritime Safety Authority?	114	
60	MHA	Customs	Barnett	Provide the Committee with a copy of the protocols Customs follows when there is an instance of a boarding.	114	
61	MHA	Customs	Xenophon	What is Customs' investigation process for breaches of section 70 of the <i>Crimes Act 1914</i> ? Would such an instance be investigated internally by Customs, or would it be referred directly to the Australian Federal Police for investigation?	117	
62	MHA	Customs	Fierravanti-Wells	In relation to Customs' current campaign on people smuggling, recent reports suggest the campaign is specifically targeting the Catholic community. Can Customs provide further detail surrounding these suggestions?	120	
63	AG	AFP	Xenophon	What recommendations from the Wheeler Report have been implemented by the AFP? What resources have been committed to these?	130-131	
64	MHA	AFP	Xenophon	With regard to the Allan Kessing investigation, provide the Committee with further details as to what extent the matter was investigated internally by Customs and recommendations/feedback provided by Customs to the AFP. Can the Committee be provided with documents pertaining to the transfer of the case from Customs to the AFP?	131	
65	MHA	AFP	Fierravanti-Wells	In relation to AFP assistance to Sri Lanka; a) when did the office open, b) when was a decision made to second an intelligence analyst, c) when did planning begin for Sri Lanka liaison office, and d) please explain the nature of assistance provided to Sri Lanka and any other countries associated with the package of measures.	131-132	

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66	AG	1.1.1	Siewert	How are the principles of the new national child protection framework being implemented in family law reforms?		Writing
67	AG	1.1.2	Barnett	The 2009-10 Budget provides an additional \$50.1 million over four years to build a more effective native title system. This consists of \$45.8 million to improve the capacity of Native Title Representative Bodies to represent native title claimants and holders and \$4.2 million to streamline the operation of the system and improve the rate of claim resolution. a) Could you explain how this is expected to work, and b) please provide a status report, timeline and progress to budget and breakdown of how these funds will be used. Please provide expected progress and achievements to reduce the current backlog as a result of this expenditure.		Writing
68	AG	1.2.4	Abetz	In questions relating to Australia's claim to an extended EEZ, I raised some concerns expressed in an opinion by Brett Walker SC concerning risks to Australia's claim. I also referred to similar concerns expressed by an international expert, John Norton Moore, and Mr Henry Burmester QC. I now understand that there was a further opinion from Professor James Crawford dated 30 April 2005, which shared those views. I am advised that the Crawford opinion was made available to the Commonwealth on 23 June 2005. In any case, I attach a copy of it. Given the views expressed by these eminent legal minds, would it not be prudent of the Department to make an assessment of the risks to its position and take appropriate action rather than place in jeopardy the significant resource emanating from an extended EEZ and ECS?		Writing
69	AG	1.2.4	Abetz	I enquired specifically whether the status of Elizabeth and Middleton Islands were 'important for locating the boundary between the EEZ and the ECS'. The reply indicated that 'Middleton Island was used as a base point in the delimitation with France in relation to New Caledonia'. I seek a reply to the question I asked.		Writing
70	AG	1.2.4	Abetz	I asked the question 'When do you say that Australia asserted its sovereignty over that area over those two reefs or islands?' The reply – 'it is States that assert sovereignty and not organisations such as Ure-Chan. The second issue is that I can tell you when those islands were made part of the Coral Sea Islands Territory: I		Writing



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				<p>think that was in 1989. I would have to check on this, but I believe they may have been made part of a nature reserve prior to that' – indicated that Ure-Chan were attempting to assert sovereign rights as the basis for their claim over Middleton and Elizabeth Islands. I am advised that, under international law, a private party such as the Ure-Chan Group can establish proprietary rights to either terra nullius or res nullius, meaning no mans land or thing, through effective occupation (not by asserting sovereignty), which the Ure Chan group did in 1970. This is of course well prior to 1989 which was the date given when Australia first asserted sovereignty over the area. Moreover, I understand that Australia is a party to the Spitsberg Treaty of 1920 and a well recognised principle of international law under that treaty is that pre-acquired property rights must be recognised by any subsequent sovereignty claimant. As I understand it has always been Ure-Chan's stated intent to use its rights to assist Australia perfect its own later sovereign claim. Could you please explain your reference to 'It is states that assert sovereignty and not organisations such as Ure-Chan?'</p>		
71	AG	2.1.4	Barnett	<p>In relation to Government plans to change anti-terrorism laws to give police powers to enter premises without warrants;</p> <ul style="list-style-type: none"> <li>a) has public comment for these changes now closed,</li> <li>b) what sections of the community were consulted prior to this proposal being put forward,</li> <li>c) could you provide a status update on the proposal to establish the position of a national security legislation monitor,</li> <li>d) what information is there to suggest that current anti-terrorism laws are not working, and</li> <li>e) has a date been set for the release of the Government's anti-terrorism white paper?</li> </ul>		Writing
72	MHA	2.2.1	Barnett	<p>A final report on the Review of Customary Law had not yet been made available to the Government at the time of May Budget Estimates. Is this report now available? If so, please provide a copy. If not, please advise when it will be and advise the Government's intent with respect to implementing customary law or not.</p>		Writing
73	MHA	3.1	Heffernan	<p>In relation to the former Quarantine Station on West Island Cocos (Keeling) Islands</p>		Writing

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				<p>and the Crown Land Management Plan;</p> <ul style="list-style-type: none"> <li>a) In your answer to Question No. 120 at last Budget Estimates, you state you have engaged a consultant to develop a Crown Land Management Plan, what is the name of the consultant, what are his terms of reference, how much is this consultant costing, when do we expect to see his report?</li> <li>b) In your answer to Question 146, you state the Department is not in the process of disposing of any portion of the former quarantine station, if so, what will the Government do with the former quarantine station?</li> <li>c) Once the Crown Land Management Plan is finalised, what is the expected time line for the sale of assets and land (other than the quarantine station)?</li> </ul>		
74	MHA	ACC	Xenophon	Of the 700,000 uploads to the ACC's Criminal Intelligence Database in 2008/09, what percentage were related to aviation security?		Writing
75	MHA	Customs	Barnett	<p>In relation to the recent spike in asylum seekers entering or attempting to enter Australian waters;</p> <ul style="list-style-type: none"> <li>f) what additional Australian Customs and Boarder Protection Service resources have been assigned to monitor/intercept people smuggling over the past six months? Please provide details,</li> <li>g) is the Australian Customs and Boarder Protection Service adequately resourced to investigate the increasing number of cases of illegal boats,</li> <li>h) what is the Customs' involvement in investigating the source of people smuggling in overseas countries, such as Sri Lanka, Malaysia and Indonesia, and</li> <li>i) please provide a status report on Customs' involvement in counteracting people smuggling and the resources committed to this objective.</li> </ul>		Writing
76	MHA	Customs	Barnett	<p>It was reported in The Australian IT 04/08/09 that counterfeit iPhones were entering the Australian market from China. Sellers of the phones had reported they were purchased from employees of the Australian Customs and Boarder Protection Service.</p> <ul style="list-style-type: none"> <li>a) Is this correct, and if so what are the facts and what is your response,</li> <li>b) has Customs made any progress on stopping the importation of fake iPhones,</li> </ul>		Writing

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				<ul style="list-style-type: none"> <li>c) have any customs employees been found to be complicit or involved in any way in the importation of fake iPhones, and</li> <li>d) have Customs employees been investigated or charged with respect to any criminal offence and if so advise how many and the circumstances in each case?</li> </ul>		
77	MHA	Customs	Xenophon	<p>How much money was spent on;</p> <ul style="list-style-type: none"> <li>a) the investigation,</li> <li>b) the prosecution, and</li> <li>c) any other expenses involved in relation to the investigation of the unauthorised leaks of the reports by Mr Kessing into airport security matters?</li> </ul>		Writing
78	MHA	Customs	Xenophon	<p>What documentation was provided by Customs to the Australian Federal Police regarding its initial investigation (and any other investigation) into Mr Allan Kessing?</p>		Writing
79	MHA	Customs	Fierravanti-Wells	<p>In relation to the SIEV 36;</p> <ul style="list-style-type: none"> <li>a) Why has the investigation taken so long,</li> <li>b) why was only part of the video footage publicly released, and</li> <li>c) if as reported, it is believed a fire was deliberately lit on the boat why can the police not find out who was responsible?</li> </ul>		Writing
80	AG	AFP	Barnett/Heffernan	<p>The Government has not committed to the Air Security Officer Program beyond June 2010.</p> <ul style="list-style-type: none"> <li>a) How will the discontinuation of the program affect aviation security,</li> <li>b) are you concerned by the discontinuation of the program,</li> <li>c) are the flight crew informed when ASOs are on their flights,</li> <li>d) if a threatening situation arises, how would the flight crew communicate this to an ASO, if one were on board the flight, and</li> <li>e) are pilots confident that ASOs are present on their flights?</li> </ul>		Writing
81	MHA	AFP	Barnett	<p>In relation to the recent spike in asylum seekers entering or attempting to enter Australian waters;</p> <ul style="list-style-type: none"> <li>a) what additional Australian Federal Police resources have been assigned to investigate people smuggling over the past six months? Please provide</li> </ul>		Writing

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				<p>details,</p> <p>b) is the Australian Federal Police adequately resourced to investigate the increasing number of cases of illegal boats, and</p> <p>c) what is the Australian Federal Police's involvement in investigating the source of people smuggling in overseas countries, such as Sri Lanka, Malaysia and Indonesia?</p>		
82	MHA	AFP	Barnett	In the May Budget Estimates, Mr Andrew Woods, Chief Operating Officer of the Australian Federal Police indicated that an additional 30 officers would be recruited before the end of this year. Could you provide a status update on the recruitment of these additional officers?		Writing
83	MHA	AFP	Barnett	<p>The Australian Federal Police is to investigate the 1975 killings of five Australian journalists in Balibo, in the former Portuguese colony of East Timor.</p> <p>a) What confidence does the AFP have in this investigation leading to the prosecution of individuals responsible, and</p> <p>b) please provide a status report of the investigation, the terms of reference, due time to report and any other relevant information.</p>		Writing
84	MHA	AFP	Barnett	<p>In relation to Prime Minister Kevin Rudd's proposal for the Australian Government to fund detention centres and training in Indonesia, as well as intelligence sharing between Australia and Indonesia;</p> <p>a) to what extent has the Australian Federal Police been consulted on this matter,</p> <p>b) what will be the AFP's involvement should the Government proceed with this proposal,</p> <p>c) will AFP involvement attract additional Government funding,</p> <p>d) could you provide detail on current bilateral efforts between the AFP and its counterparts in neighbouring countries to prevent people smuggling in our region, and</p> <p>e) please provide a status report on the AFP's involvement in counteracting people smuggling and the resources committed to this objective.</p>		Writing
85	MHA	AFP	Barnett	In relation to the recent search and rescue of Victorian Water Minister Tim Holding from Mt Feathertop aided by the use of an Australian Federal Police spy plane;		Writing

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				<ul style="list-style-type: none"> <li>a) is use of the spy plane standard operating procedure for missing persons, or was it only used in this case because the missing person was a Victorian MP,</li> <li>b) how much did it cost taxpayers for the use of this plane,</li> <li>c) who requested the use of the plane, and</li> <li>d) if the plane is not mentioned in the AFP's annual reports, then who has knowledge of its existence?</li> </ul>		
86	AG	AFP	Xenophon	<p>How much money was spent on;</p> <ul style="list-style-type: none"> <li>a) the investigation,</li> <li>b) the prosecution, and</li> <li>c) any other expenses involved in relation to the investigation of the unauthorised leaks of the reports by Mr Kessing into airport security matters?</li> </ul>		Writing
87	AG	AFP	Xenophon	<p>What documentation was provided to the Australian Federal Police by Customs regarding its initial investigation (and any other investigation) into Mr Allan Kessing?</p>		Writing
88	MHA	Customs	Fierravanti-Wells	<p>Are there any plans to extend the public relations campaign designed to deter asylum seekers currently being used in Sri Lanka to other countries such as Afghanistan, Pakistan and Malaysia?</p>		Writing
89	MHA	AFP	Ludlam	<p>Regarding Colombia;</p> <ul style="list-style-type: none"> <li>a) has the AFP taken part in any other intelligence gathering tasks or operations on trade unionist or opposition activists in Colombia, apart from interrogating Liliany Obando, human rights organiser for the Agricultural Workers Union (FENSUAGRO),</li> <li>b) has the AFP worked with or assisted Colombian Police officers or authorities implicated in "False Positives", or other human rights abuses,</li> <li>c) has the AFP received or acted upon information of Colombian Police or DAS trafficking narcotics to Australia,</li> <li>d) has the AFP worked with Lilia Babativa of the DAS in Colombia, and</li> <li>e) what has been the AFP's involvement with specific DAS and Colombian police officers that have been convicted of drug trafficking?</li> </ul>		Writing

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90	MHA	AFP	Ludlam	<p>In relation to serious and organised crime;</p> <ul style="list-style-type: none"> <li>a) is information obtained by telecommunication interceptions investigating a certain crime currently allowed to be used to investigate crimes other than the crime for which the information was initially obtained,</li> <li>b) does the AFP share information it obtains from telecommunication interceptions with other Commonwealth and State law enforcement agencies,</li> <li>c) what are the limits on the sharing of information obtained by the AFP with other law enforcement organisations,</li> <li>d) is the AFP only permitted to intercepted telecommunications relating to serious offences,</li> <li>e) in the past 12 months on how many occasions has the AFP applied for a telecommunication interception warrant,</li> <li>f) in the last 5 years what is the average length of a controlled operation, and</li> <li>g) has a control operation during this period been forced to end due to it reaching the 6 month time limit?</li> </ul>		Writing
91	MHA	AFP	Ludlam	<p>In relation to cyber crime;</p> <ul style="list-style-type: none"> <li>a) how many devoted high-tech investigators did the AFP have at June 30, 2009 working on infiltrating cyber crime networks or apprehending cyber criminals,</li> <li>b) is there a breakdown in how their time is spent on areas including child grooming, phishing, muling, financial crime and file sharing and copyright infringement,</li> <li>c) how many arrests were initiated by these federal agents in each of these areas in the last financial year,</li> <li>d) does the AFP have targets for the number of dedicated investigative staff within the high-tech crime area for the current financial year, and</li> <li>e) does the AFP have estimates on the cost borne by the Australian public as a result of high-tech crime?</li> </ul>		Writing
92	AG	ALRC	Fisher	<p>Does the ALRC engage consultants to assist in any aspects of its duties? If yes;</p> <ul style="list-style-type: none"> <li>a) how many consultants have been engaged this year,</li> </ul>		Writing

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				<ul style="list-style-type: none"> <li>b) how many consultants have been engaged since November 2007, and</li> <li>c) please identify the name of the consultant, the subject matter of the consultancy, the duration and cost of the arrangement and the method of procurement for each consultant engaged. Please also include the total value of all consultancies.</li> </ul>		
93	AG	ALRC	Fisher	<p>How many officers of the ALRC have undertaken overseas travel in the last year?</p> <ul style="list-style-type: none"> <li>a) for what purpose was this travel,</li> <li>b) what was the cost of the travel,</li> <li>c) please provide the details of each overseas trip taken, including all destinations and stop overs, durations stayed at each location, the official duties undertaken at each stop, and the total cost and total duration of each trip, and</li> <li>d) please provide the total cost for overseas travel incurred by ALRC officers this year.</li> </ul>		Writing
94	AG	ASIO	Barnett	<p>It was reported in The Canberra Times 14/08/09 that ASIO Director General of Security, David Irvine AO was caught with his private details publicly available on the electoral roll. Has this matter been rectified? Please provide details of how this occurred and why.</p>		Writing
95	AG	ASIO	Barnett	<p>In relation to new ASIO headquarters to be built over the next three years at a cost of \$589 million;</p> <ul style="list-style-type: none"> <li>a) why was the public only given 10 days to comment on the plans,</li> <li>b) did the National Capital Authority treat the approval of this building any differently than to any other building approval,</li> <li>c) can an explanation be provided as to why the building will be so much larger than ASIO's current facility,</li> <li>d) could the large size of the new building contribute to ASIO's profile becoming more public,</li> <li>e) are there plans for the new building to be open to the public? Please provide details, and</li> <li>f) please provide a report on ASIOs building plan, timelines and related matters. Please provide details.</li> </ul>		Writing

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96	AG	ASIO	Ludlam	<p>In relation to ASIO's new building;</p> <ul style="list-style-type: none"> <li>a) projected costs for ASIO's new headquarters increased by more than \$67 million, or 15 percent, between the \$460 million allocated to the project in the 2007-08 budget. In late 2008 the Finance Minister announced the budget increased to \$527 million. Is ASIO currently within this budget and if it has increased, why,</li> <li>b) given that the ASIO building is exempted from examination by the Public Works Committee on the grounds that it is held to be 'for defence purposes', did ASIO or the Attorney General consider referring just the issue of the siting of the building to the Committee given that it is within the parliamentary triangle and needs to fit into the planning of the capital,</li> <li>c) an article in the Sydney Morning Herald from 29 August quoted a spokeswoman from ASIO as saying, "The site was chosen and approved by government following extensive analysis of site options by the department and ASIO in consultation with a range of industry experts and the National Capital Authority." How many sites were considered, and</li> <li>d) given the sustained public outcry, has ASIO considered revising the plan, and has the height of the building been reconsidered,</li> <li>e) given that construction has barely begun, does ASIO concur that there is time to alter the design.</li> </ul>		Writing
97	AG	ASIO	Ludlam	Has ASIO recruited the full quota of staff budgeted for. Does the Agency continue to advertise on Google as it did in the past?		Writing
98	AG	ASIO	Ludlam	What is the budget allocated to the history of the organisation commissioned by ASIO being written by ANU Professor David Horner?		Writing
99	MHA	AUSTRAC	Fisher	<p>Does AUSTRAC engage consultants to assist in any aspects of its duties? If yes;</p> <ul style="list-style-type: none"> <li>a) how many consultants have been engaged this year,</li> <li>b) how many consultants have been engaged since November 2007, and</li> <li>c) please identify the name of the consultant, the subject matter of the consultancy, the duration and cost of the arrangement and the method of procurement for each consultant engaged. Please also include the total value of all consultancies.</li> </ul>		Writing



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100	MHA	AUSTRAC	Fisher	<p>How many officers of AusTrac have undertaken overseas travel in the last year?</p> <p>a) For what purpose was this travel,</p> <p>b) what was the cost of the travel,</p> <p>c) please provide the details of each overseas trip taken, including all destinations and stop overs, durations stayed at each location, the official duties undertaken at each stop, and the total cost and total duration of each trip, and</p> <p>d) please provide the total cost for overseas travel incurred by AUSTRAC officers this year.</p>		Writing
101	AG	CDPP	Fisher	<p>With regards to the annual report;</p> <p>a) when will the CDPP's 08-09 annual report be tabled,</p> <p>b) has the report been submitted to the Attorney General, and</p> <p>c) was any consideration given to having the report available in advance of the Senate Supplementary Estimates?</p>		Writing
102	AG	CDPP	Fisher	<p>Were any celebrations held by the CDPP to mark the 25<sup>th</sup> anniversary of the Office? Were any formal engagements held?</p> <p>a) If so, please detail the date, location, time, purpose and cost of each event,</p> <p>b) please detail the total cost of anniversary celebrations held by the office, and</p> <p>c) please outline the total hospitality spend of the CDPP this year.</p>		Writing
103	AG	CDPP	Fisher	<p>How many cases is the Office of the CDPP currently pursuing?</p> <p>a) Is the Office appropriately resourced to handle its current workload,</p> <p>b) how many cases has the Office prosecuted this year,</p> <p>c) how many prosecutions were successful, and</p> <p>d) what is the value of proceeds of crime confiscated this year?</p>		Writing
104	AG	CDPP	Fisher	<p>There are currently three vacancies advertised on the website for the Perth office of the CDPP;</p> <p>a) how many staff are currently engaged in the Perth office,</p> <p>b) are these positions vacant as a result of staff turnover, or are they new positions,</p> <p>c) nation-wide, how many new employees have been engaged by the Office of</p>		Writing

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				<p>the CDPP this year,</p> <p>d) has there been a net increase in staff supporting the CDPP,</p> <p>e) are all new recruits employed on a permanent, on going basis, and</p> <p>f) on what level have these staff been engaged?</p>		
105	AG	CDPP	Fisher	<p>What is the budget available for the pending refurbishment of the Adelaide office of the CDPP?</p> <p>a) How many staff are engaged in the office, and</p> <p>b) what is the floor space of the office?</p>		Writing
106	AG	CDPP	Fisher	<p>In reference to the 2008-09 Senate Contract Listing, for each of the noted office car parking contracts in Perth, Melbourne, Brisbane and Sydney, how many car parks are provided for under each contract?</p>		Writing
107	AG	CDPP	Fisher	<p>Does the Office of the CDPP engage consultants to assist in any aspects of its duties? If yes;</p> <p>a) how many consultants have been engaged this year,</p> <p>b) how many consultants have been engaged since November 2007, and</p> <p>c) please identify the name of the consultant, the subject matter of the consultancy, the duration and cost of the arrangement and the method of procurement for each consultant engaged. Please also include the total value of all consultancies.</p>		Writing
108	AG	CDPP	Fisher	<p>How many officers of the CDPP have undertaken overseas travel in the last year?</p> <p>a) For what purpose was this travel,</p> <p>b) what was the cost of the travel,</p> <p>c) please provide the details of each overseas trip taken, including all destinations and stop overs, durations stayed at each location, the official duties undertaken at each stop, and the total cost and total duration of each trip, and</p> <p>d) please provide the total cost for overseas travel incurred by CDPP officers this year?</p>		Writing
109	MHA	CrimTrac	Fisher	<p>With regards to CrimTrac's annual report;</p> <p>a) when will CrimTrac's 08-09 annual report be tabled,</p> <p>b) has the report been submitted to the Minister for Home Affairs,</p>		Writing

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				c) was any consideration given to having the report available in advance of the Senate Supplementary Estimates, and d) is there any reason why the 2008-09 report is yet to be made available, when the 2007-08 report was able to be provided to the Minister for Home Affairs by 17 September 2008?		
110	MHA	CrimTrac	Fisher	How many officers of CrimTrac have undertaken overseas travel in the last year? a) For what purpose was this travel, b) what was the cost of the travel, c) can you please provide the details of each overseas trip taken, including all destinations and stop overs, durations stayed at each location, the official duties undertaken at each stop, and the total cost and total duration of each trip, and d) can you please provide the total cost for overseas travel incurred by CrimTrac officers this year?		Writing
111	MHA	Crimtrac	Fisher	The CEO's welcome on the CrimTrac website gives reference to the recruiting of additional IT software, systems development and project management staff; a) how many new staff were employed in 2008-09, b) does this represent a net increase in staffing, c) are all new recruits employed on a permanent, on going basis, and d) on what level have these staff been engaged?		Writing
112	MHA	CrimTrac	Fisher	The CEO's welcome provides mention to the National Criminal Investigation DNA Database, in particular that a " <i>range of non-technical issues had stalled its full utilisation</i> " despite it being ready for use since 2001. a) What is the current operational status of the database, b) what are the non-technical issues alluded to, and c) have these been resolved?		Writing
113	MHA	CrimTrac	Fisher	What is the status of the tender released earlier this year to establish new data centres to support CrimTrac's IT infrastructure? a) What was the budget and actual spend for construction and establishment of the centres, and (if separate) what was the budget and actual spend for the		Writing

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				migration of data to those new centres, and b) how many CrimTrac staff are involved in the tender rollout, and were they engaged in the process full time?		
114	MHA	CrimTrac	Fisher	What is the status of the funding review referenced in OnTrac volume 2, issue 1? a) Why was a temporary exemption to the Commonwealth Cost Recovery Guidelines necessary, and b) for how long does the exemption apply?		Writing
115	MHA	CrimTrac	Fisher	Does CrimTrac engage consultants to assist in any aspects of its duties? If yes; a) how many consultants have been engaged this year, b) how many consultants have been engaged since November 2007, and c) please identify the name of the consultant, the subject matter of the consultancy, the duration and cost of the arrangement and the method of procurement for each consultant engaged. Please also include the total value of all consultancies.		Writing
116	AG	High Court	Barnett	In relation to the High Court being open to the public and performing a duty of providing public education and appreciation of the rule of law in Australia; a) is the High Court receiving adequate funding to perform this function effectively, b) has there been a reduction of hours the Court is open to the public over the past 12 months? Please provide details, and c) are there any plans to reduce public opening hours in the foreseeable future?		Writing
117	AG	High Court	Barnett	Please provide a status report on the building maintenance issue and details of costs to repair recent rain damage, maintenance and construction work in the forecourt. Please provide details of this work and its implication for the working of the High Court and public access?		Writing
118	AG	ITSA/CLD	Barnett	Could Insolvency and Trustee Services Australia provide the following information; a) what are the latest figures for company insolvency in Australia, b) what are the latest figures for individual bankruptcy in Australia, c) what are the latest figures on debt management, and d) what measures are being taken to assist companies and individuals to avoid		Writing

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				insolvency/bankruptcy?		
119	AG	CLD	Barnett	With respect the Government's recent announced reforms, has ITSA prepared a report on these reforms. If so could you provide a copy of at least a summary of it? Could ITSA advise the likely impact on bankruptcy, insolvency and debt management numbers on the future? Please provide details.		Writing
120	MHA	AFP	Fierravanti-Wells	How many boats and people have been intercepted on their way to Australia by Indonesian officials?		Writing
121	MHA	Customs	Fierravanti-Wells	Further to the suggestion made by me during the hearing, can the department provide a document which outlines the procedures and protocols to be followed by Australian authorities and relevant agencies in the event of a location of an unauthorised vessel either in international waters or in Australian waters including surveillance, apprehension, and escort to port procedures.		Writing
122	MHA	AFP	Fierravanti-Wells	How many people smugglers have been arrested this year? How does that number compare to the last 5 years?		Writing
123	MHA	Customs	Fierravanti-Wells	Are there any plans to extend the public relations campaign designed to deter asylum seekers currently being used in Sri Lanka to other countries such as Afghanistan, Pakistan and Malaysia?		Writing