

**HOME AFFAIRS PORTFOLIO
DEPARTMENT OF HOME AFFAIRS**

PARLIAMENTARY INQUIRY SPOKEN QUESTION ON NOTICE

Legal and Constitutional Affairs References Committee

Inquiry into Offshore processing and resettlement arrangements

Tuesday 5 May 2026

QoN Number: 10

Subject: Ankle monitoring and curfew arrangements

Asked by: Senator Leah Blyth

Question:

Senator Leah Blyth - On the 18th of March this year, the High Court decided that the government's existing ankle monitoring and curfew arrangements in relation to that particular cohort were unlawful. How many members in total of that cohort were directly affected by that judgment on the day that it was made and what percentage of them are now out in the community and unmonitored beyond basic reporting conditions?

Ms Clare Sharp PSM - Senator, we prepared for this hearing to focus on regional processing. I don't think, did you, I don't think we brought briefing material on the EGH19 decision and the operational impact.

Mr Michael Thomas - I think, Senator, there were approximately 40 people that had electronic monitoring at the time of the judgement, can provide that on notice and confirm.

Answer:

As at 18 March 2026, 82 Bridging (Removal Pending) visa (BVR) holders were subject to conditions relating to electronic monitoring, curfew arrangements, or both. Of these, 40 individuals were in criminal custody and 42 individuals were residing in the community.

All individuals who were previously subject to electronic monitoring, curfew arrangements or both are now subject to regular reporting requirements as a condition of their visa, along with a range of other visa conditions.

As at 3 May 2026, 60% of the BVR holders subject to electronic monitoring, curfew arrangements or both at the time of the EGH19 decision were residing in the community. 35 percent were in criminal custody, and the remaining five percent no longer held a BVR.