



Australian Government
Department of Home Affairs

Committee Secretary
Parliamentary Joint Committee on Intelligence and Security
Department of the House of Representatives
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Dear [REDACTED]

I write to you in relation to the Parliamentary Joint Committee on Intelligence and Security's review of the Counter-Terrorism Legislation Amendment (2019 Measures No.1) Bill 2019. Secretary Pezzullo, at his appearance before the Committee on 20 September 2019, undertook to look into the Committee's request for information regarding eligible offenders under the High Risk Terrorist Offenders (HRTTO) scheme. He has now done so, and has requested that I write to you on his behalf.

The Department can confirm that the individuals highlighted in the attached document (available on the Commonwealth Director of Public Prosecutions (CDPP) website) comprise 49 of the 52 offenders whose details were provided to the Committee via classified submission and are eligible for the HRTTO Scheme.

Eligibility for the HRTTO scheme does not necessarily mean that the legal threshold for the making of a continuing detention order (CDO) will be satisfied; this is a matter for a court to determine on a case-by-case basis should an application for a CDO be made against an eligible offender. A CDO is one of a range of post-sentence measures available to manage the ongoing risk posed by a terrorist offender.

No assumptions should be made, or inferences drawn, as to the application of any preventative, rehabilitation or other measures in relation to any individuals on this list. Inclusion on this list is without prejudice to any future actions which may or may not be taken in respect of such measures.

A further two offenders were sentenced for HRTTO-eligible offences after the CDPP document was compiled. These offenders are:

- Amin Elmir: offences against s119.4(1) of the *Criminal Code* (Cth), sentenced on 16/08/2019 to 5 years and 5 months' imprisonment, with a non-parole period of 4 years and 1 month.
- Mustafa Dirani: offences against s101.6(1) and s11.5(1) of the *Criminal Code* (Cth), sentenced on 9/8/2019 to 28 years' imprisonment with a non-parole period of 21 years.

One further offender may not be identified in accordance with court orders.

Two additional offenders who are not currently eligible for the HRTTO Scheme are:

- Talal Alameddine: offences against s101.4(2) of the *Criminal Code* (Cth), and s51(1A), s74 and s7(1) of the *Firearms Act 1996* (NSW). He is not eligible for the HRTTO Scheme as his NSW sentence expires after the Commonwealth sentence.
- Omar Succarieh: offences against 7(1)(a) and 7(1)(e) of the *Crimes (Foreign Incursions and Recruitment) Act 1978* and s415 of the *Criminal Code 1989* (QLD). He is not eligible for the HRTTO Scheme as his QLD sentence expires after the Commonwealth sentence.

Yours sincerely

[REDACTED]
Linda Geddes
Commonwealth Counter-Terrorism Coordinator
Deputy Secretary Citizenship and Social Cohesion
Department of Home Affairs

24 September 2019

Terrorism Prosecutions in Australia 2001-2019 (Proven Offences)

| Name | Offence | Sentence Date | Sentence / Outcome |
|------------------------------|--|---------------|---|
| HRAICHIE, Bourhan | Criminal Code (Cth) 101.6(1) | 2/08/2019 | 20 years' imprisonment with a non-parole period of 15 years |
| MOHAMED, Ahmed | Criminal Code (Cth) 101.1 and 11.2A | 24/07/2019 | 22 years' imprisonment with a non-parole period of 17 years |
| | Criminal Code (Cth) 101.1 and 11.1 | | |
| CHAARANI, Abdullah | Criminal Code (Cth) 101.1 and 11.2A | 24/07/2019 | 22 years' imprisonment with a non-parole period of 17 years |
| | Criminal Code (Cth) 101.1 and 11.1 | | |
| MOUKHAIBER, Hatim | | 24/07/2019 | 16 years' imprisonment with a non-parole period of 12 years |
| TALEB, Moudasser | Criminal Code (Cth) 119.4(1) | 14/06/2019 | Recognisance order to be of good behaviour for 5 years |
| ZAHAB, Haisem | Criminal Code (Cth) 102.7(1) | 7/06/2019 | 9 years' imprisonment with a non-parole period of 6 years and 9 months |
| KHAN, Ihsas | Criminal Code (Cth) 101.1(1) | 5/06/2019 | 36 years' imprisonment with a non-parole period of 27 years |
| SHOMA, Momena | Criminal Code (Cth) 101.1(1) | 5/06/2019 | 42 years' imprisonment with a non-parole period of 31 years and 6 months |
| CERANTONIO, Robert Edward | Criminal Code (Cth) 119.4(1) and 11.2A | 3/05/2019 | 7 years' imprisonment with a non-parole period of 5 years and 3 months |
| LELIKAN, Renas | Criminal Code (Cth) 102.3(1) | 18/04/2019 | Community correction order for a period of 3 years |
| ABDIRAHMAN-KHALIF, Zainab | Criminal Code (Cth) 102.3(1) | 16/04/2019 | 3 years' imprisonment with a non-parole period of 2 years and 3 months |
| | Criminal Code (Cth) 102.6(1) and 11.1 | | |
| AZARI, Omarjan | Criminal Code (Cth) 101.6(1) | 29/03/2019 | 18 years' imprisonment with a non-parole period of 13 years and 6 months |
| THORNE, Shayden Jamil | Criminal Code (Cth) 119.4(1) and 11.2A | 26/02/2019 | 3 years' imprisonment and 10 months with a non-parole period of 2 years 10 months and a half months |
| DACRE, Paul | Criminal Code (Cth) 119.4(1) and 11.2A | 22/02/2019 | 4 years' imprisonment with a non-parole period of 3 years |
| GRANATA, Antonio Alfio | Criminal Code (Cth) 119.4(1) and 11.2A | 22/02/2019 | 4 years' imprisonment with a non-parole period of 3 years |
| KAYA, Kadir | Criminal Code (Cth) 119.4(1) and 11.2A | 22/02/2019 | 4 years' imprisonment with a non-parole period of 3 years |
| KAYA, Murat | Criminal Code (Cth) 119.4(1) and 11.2A | 22/02/2019 | 3 years and 8 months' imprisonment with a non-parole period of 2 years and 9 months |
| BAYDA, Sameh | Criminal Code (Cth) 101.6(1) and 11.5 | 31/01/2019 | 4 years' imprisonment with a non-parole period of 3 years |
| NAMOA, Alo-Bridget | Criminal Code (Cth) 101.6(1) and 11.5 | 31/01/2019 | 3 years and 9 months' imprisonment with a non-parole period of 2 years and 10 months |
| | Crimes (Foreign Incursions and Recruitment) Act 1978 7(1)(e) | | |
| | Crimes (Foreign Incursions and Recruitment) Act 1978 7(1)(e) taken into account on a Section 16BA schedule | | 2 years and 1 month' imprisonment to be released after serving 12 months and upon entering a recognisance to be of good behaviour for |
| MUSLEH, Muhammad Abdul-Karim | | 13/12/2018 | 1 year and 1 month |
| HG | Criminal Code (Cth) 101.6(1) and 11.2A | 12/12/2018 | 16 years' imprisonment with a non-parole period of 12 years |
| | Criminal Code (Cth) 102.6(1) x2 | | |
| | Criminal Code (Cth) 101.1(1) | | |
| ATAI, Milad | Criminal Code (Cth) 102.3(1) taken into account on a section 16BA schedule | 23/11/2018 | 38 years' imprisonment with a non-parole period of 28 years and 6 months |
| ABBAS, Ibrahim | Criminal Code (Cth) 101.6(1) and 11.5(1) | 20/09/2018 | 24 years' imprisonment with a non-parole period of 20 years |
| | Crimes (Foreign Incursions and Recruitment) Act 1978 7(1)(a) | | |
| KRUEZI, Agim | Criminal Code (Cth) 101.6(1) | 31/07/2018 | 17 years and 4 months' imprisonment with a non-parole period of 13 years |
| AH | Criminal Code (Cth) 101.6(1) | 22/06/2018 | 12 years' imprisonment with a non-parole period of 9 years |
| ALAMEDDINE, Talal | Criminal Code (Cth) 101.4(2) | 18/05/2018 | 7 years' imprisonment and 2 months with a non-parole period of 5 years and 3 months |
| BIBER, Mehmet | Crimes (Foreign Incursions and Recruitment) Act 1978 6(1)(a) | 27/04/2018 | 4 years and 9 months' imprisonment with a non-parole period of 2 years and 6 months |
| AB | Criminal Code (Cth) 102.6(2) | 2/03/2018 | Recognisance order to be of good behaviour for 4 years |
| | Criminal Code (Cth) 119.4(5) | | |
| EB | Criminal Code (Cth) 119.4(1) taken into account on a 16BA schedule | 2/03/2018 | 2 years and 3 months' imprisonment with a non-parole period of 1 year, 8 months and 1 week |
| | Criminal Code (Cth) 101.6(1) | | |
| KHAJA, Tamim Sahil | Criminal Code (Cth) 119.4(1) taken into account on a Section 16BA schedule | 2/03/2018 | 19 years' imprisonment with a non-parole period of 14 years and 3 months |
| ALOU, Raban | Criminal Code (Cth) 101.1(1) and 11.2(1) | 1/03/2018 | 44 years' imprisonment with a non-parole period of 33 years |
| AL MAOUIE, Mohamed Rashad | Criminal Code (Cth) 101.5(1) | 3/11/2017 | 9 years' imprisonment with a non-parole period of 6 years and 9 months |
| ALMAOUIE, Jibryl | Criminal Code (Cth) 101.6(1) and 11.5(1) | 3/11/2017 | 18 years and 10 months' imprisonment with a non-parole period of 14 years and 2 months |
| IM | Criminal Code (Cth) 101.6(1) | 3/11/2017 | Resentenced following appeal to 10 years and 9 months' imprisonment with a non-parole period of 8 years |
| KHALID, Sulayman | Criminal Code (Cth) 101.6(1) | 3/11/2017 | 22 years and 6 months' imprisonment with a non-parole period of 16 years and 9 months |
| SAID, Farhad | Criminal Code (Cth) 101.5(1) | 3/11/2017 | 9 years' imprisonment and 6 months with a non-parole of 7 years and 1 month |
| | Criminal Code (Cth) 102.6(1), 11.2A and 11.1(1) | | |
| AL-TALEBI, Ali | Criminal Code (Cth) 102.7(1), 11.2A and 11.1(1) x2 | 28/08/2017 | 12 years' imprisonment with a non-parole period of 9 years |
| GHAZZAWY, Ibrahim | Criminal Code (Cth) 101.5(1) | 8/05/2017 | 8 years' imprisonment and 6 months with a non-parole period of 6 years and 4 months |
| AL KUTOBI, Omar | Criminal Code (Cth) 101.6(1) and 11.5(1) | 9/12/2016 | 20 years' imprisonment with a non-parole period of 15 years |
| KIAD, Mohammed M. H. | Criminal Code (Cth) 101.6(1) and 11.5 | 9/12/2016 | 20 years' imprisonment with a non-parole period of 15 years |
| EL SABSABI, Hassan | Crimes (Foreign Incursions and Recruitment) Act 1978 7(1)(e) x2 | 7/12/2016 | 44 days' imprisonment. Community Corrections Order imposed with conditions for a duration of 2 years |
| MHK | Criminal Code (Cth) 101.6(1) | 7/12/2016 | Resentenced following appeal to 11 years' imprisonment with a non-parole period of 8 years and 3 months |

Terrorism Prosecutions in Australia 2001-2019 (Proven Offences)

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|--------------------------|---|------------|---|
| SUCCARIEH, Omar | Crimes (Foreign Incursions and Recruitment) Act 1978 7(1)(e) x2 | 2/11/2016 | 4 years' imprisonment and 6 months with a non-parole period of 3 years |
| MOHAMED, Amin | Crimes (Foreign Incursions and Recruitment) Act 1978 7(1)(a) x3 | 29/09/2016 | 5 years and 6 months' imprisonment with a non-parole period of 3 years and 6 months |
| BESIM, Sevdet Ramadan | Criminal Code (Cth) 101.6(1) | 5/09/2016 | 14 years' imprisonment with a non-parole period of 10 years and 6 months |
| ALQUDSI, Hamdi | Crimes (Foreign Incursions and Recruitment) Act 1978 7(1)(e) x7 | 1/09/2016 | 8 years' imprisonment with a non-parole period of 6 years |
| ELOMAR, Fatima | Crimes (Foreign Incursions and Recruitment) Act 1978 7(1)(f) | 1/07/2016 | 2 years and 3 months' imprisonment released forthwith upon entering a recognisance to be of good behaviour for 2 years 3 months |
| LITTLE, Gerard | Crimes (Foreign Incursions and Recruitment) Act 1978 7(1)(d) | 26/09/2013 | 218 days' imprisonment |
| AWEYS, Saney | Criminal Code (Cth) 101.6(1) and 11.5(1) | 16/12/2011 | 18 years' imprisonment with a non-parole period of 13 years and 6 months |
| EL SAYED, Nayef | Criminal Code (Cth) 101.6(1) and 11.5 | 16/12/2011 | 18 years' imprisonment with a non-parole period of 13 years and 6 months |
| FATTAL, Wissam | Criminal Code (Cth) 101.6(1) and 11.5 | 16/12/2011 | 18 years' imprisonment with a non-parole period of 13 years and 6 months |
| RAJEEVAN, Arumugan | Charter of the United Nations Act 1945 21(1) | 31/03/2010 | 1 year' imprisonment to be released forthwith upon entering a recognisance to be of good behaviour for 3 years |
| VINAYAGAMOORTHY, Aruran | Charter of the United Nations Act 1945 21(1) x2 | 31/03/2010 | 18 months' imprisonment to be released forthwith upon entering a recognisance to be of good behaviour for 4 years |
| YATHAVAN, Sivarajah | Charter of the United Nations Act 1945 21(1) | 31/03/2010 | 1 year' imprisonment to be released forthwith upon entering a recognisance to be of good behaviour for 3 years |
| CHEIKHO, Khaled | Criminal Code (Cth) 101.6(1) and 11.5 | 15/02/2010 | 27 years' imprisonment with a non-parole period of 20 years and 3 months |
| CHEIKHO, Moustafa | Criminal Code (Cth) 101.6(1) and 11.5 | 15/02/2010 | 26 years' imprisonment with a non-parole period of 19 years and 6 months |
| ELOMAR, Mohamed Ali | Criminal Code (Cth) 101.6(1) and 11.5 | 15/02/2010 | 28 years' imprisonment with a non-parole period of 21 years |
| HASAN, Abdul Rakib | Criminal Code (Cth) 101.6(1) and 11.5 | 15/02/2010 | 26 years' imprisonment with a non-parole period of 19 years and 6 months |
| JAMAL, Omar Mohammed | Criminal Code (Cth) 101.6(1) and 11.5 | 15/02/2010 | 23 years' imprisonment with a non-parole period of 17 years and 3 months |
| KHAZAAL, Belal Saadallah | Criminal Code (Cth) 101.5(1) | 25/09/2009 | 12 years' imprisonment with a non-parole period of 9 years |
| SHARROUF, Khaled | Criminal Code (Cth) 101.4(1) | 24/09/2009 | 5 years and 3 months' imprisonment with a non-parole period of 3 years, 11 months and 7 days |
| KENT, Shane | Criminal Code (Cth) 102.3(1) Criminal Code (Cth) 101.5(2) | 2/09/2009 | 5 years' imprisonment with a non-parole period of 3 years and 9 months |
| BALADJAM, Omar | Criminal Code (Cth) 101.4(1) x2 Criminal Code (Cth) 101.6(1) x2 | 7/04/2009 | 18 years' imprisonment and 8 months with a non-parole period of 14 years |
| BENBRIKA, Abdul Nacer | Criminal Code (Cth) 102.3(1) Criminal Code (Cth) 102.2(1) | 3/02/2009 | 15 years' imprisonment with a non-parole period of 12 years |
| HADDARA, Amer | Criminal Code (Cth) 102.3(1) | 3/02/2009 | 4 years' imprisonment with a non-parole period of 3 years |
| JOUD, Aimen | Criminal Code (Cth) 102.6(1) and 11.1 Criminal Code (Cth) 102.7(1) | 3/02/2009 | 8 years' imprisonment with a non-parole period of 6 years |
| MERHI, Abdullah | Criminal Code (Cth) 102.3(1) | 3/02/2009 | 4 years' imprisonment with a non-parole period of 3 years |
| RAAD, Ahmed | Criminal Code (Cth) 102.3(1) Criminal Code (Cth) 102.7(1) Criminal Code (Cth) 102.6(1) and 11.1 | 3/02/2009 | 8 years' imprisonment with a non-parole period of 6 years |
| RAAD, Ezzit | Criminal Code (Cth) 102.6(1) and 11.1 Criminal Code (Cth) 102.3(1) | 3/02/2009 | 6 years' imprisonment with a non-parole period of 4 years and 6 months |
| SAYADI, Fadal | Criminal Code (Cth) 102.3(1) | 3/02/2009 | 7 years' imprisonment with a non-parole period of 5 years and 3 months |
| MULAHALILOVIC, Mirsad | Criminal Code (Cth) 101.4(2) | 30/01/2009 | 4 years and 8 months' imprisonment with a non-parole period of 3 years and 6 months |
| TOUMA, Mazen | Criminal Code (Cth) 101.6(1) x2 Criminal Code (Cth) 101.4(1) x2 | 24/10/2008 | 14 years' imprisonment with a non-parole period of 10 years and 6 months |
| ATIK, Izzydeen | Criminal Code (Cth) 102.3(1) Criminal Code (Cth) 102.7 | 23/08/2007 | 5 years and 6 months' imprisonment with a non-parole period of 4 years, 1 month and 14 days |
| LODHI, Faheem Khalid | Criminal Code (Cth) 101.4(1) Criminal Code (Cth) 101.5(1) Criminal Code (Cth) 101.6(1) | 23/08/2006 | 20 years' imprisonment with a non-parole period of 15 years |