

**Question on notice no. 366**

**Portfolio question number: BE21-366**

**2021-22 Budget estimates**

**Legal and Constitutional Affairs Committee, Home Affairs Portfolio**

**Senator Nick McKim:** asked the Department of Home Affairs on 11 June 2021—

For the last five financial years, how many fast track review applicants have sought judicial review of their negative decision? How many have been successful and how many are yet to be decided?

a. Please provide a breakdown by financial year and court.

**Answer —**

Please see the attached answer.

**SENATE STANDING COMMITTEE ON LEGAL AND CONSTITUTIONAL AFFAIRS  
BUDGET ESTIMATES  
24-25 MAY 2021**

**Home Affairs Portfolio  
Department of Home Affairs**

**Program 2.2: Visas**

**BE21-366 - Fast Track Review Applicants - Judicial Review**

Senator Nick McKim asked:

For the last five financial years, how many fast track review applicants have sought judicial review of their negative decision? How many have been successful and how many are yet to be decided?

a. Please provide a breakdown by financial year and court.

*Answer:*

In the last five financial years there have been **6,987** fast track applicants that have sought judicial review of their negative Immigration Assessment Authority (IAA) decision.

Of the **6,987** applications for judicial review of the IAA's decision, a total of **836** applications resulted in an outcome in favour of the applicant and **3,408** matters remain as active undecided proceedings before the courts.

Successful Outcomes for Applicants

Financial Year	Federal Circuit Court	Federal Court	High Court
2016-17	18	-	-
2017-18	73	17	<5
2018-19	317	101	<5
2019-20	134	47	5
2020-21	84	32	5

Unresolved Applications

Federal Circuit Court	Federal Court	High Court
3,185	220	<5