

Question on notice no. 136

Portfolio question number: AE22-136

2021-22 Additional estimates

Legal and Constitutional Affairs Committee, Home Affairs Portfolio

Senator Nick McKim: asked the Department of Home Affairs on 14 February 2022

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For the last five financial years, how many fast-track review applicants have sought judicial review of their negative decision?

a. How many have been successful and how many are yet to be decided (broken down by financial year and court) ?

Answer —

Please see the attached answer.

**SENATE STANDING COMMITTEE ON LEGAL AND CONSTITUTIONAL AFFAIRS
 ADDITIONAL BUDGET ESTIMATES
 14 FEBRUARY 2022**

**Home Affairs Portfolio
 Department of Home Affairs**

Program 2.4: IMA Offshore Management

AE22-136 - Judicial Reviews

Senator Nick McKim asked:

For the last five financial years, how many fast-track review applicants have sought judicial review of their negative decision?

a. How many have been successful and how many are yet to be decided (broken down by financial year and court)?

Answer:

In the last five financial years there have been **6,617** fast track applicants that have sought judicial review of their negative Immigration Assessment Authority (IAA) decision.

Of the **6,617** fast track applicants who have applied for judicial review of their negative IAA decision, a total of **685** judicial review applications resulted in an outcome in favour of the applicant and **3723** matters remain as active undecided proceedings before the courts. These matters are broken down by financial year and court in the tables below.

Successful Outcomes for Applicants

Financial Year	Federal Circuit and Family Court	Federal Court	High Court
2017-18	20	10	<5
2018-19	219	99	<5
2019-20	103	47	5
2020-21	75	33	5
2021-22*	51	15	<5

**Please note that for the financial year 2021/2022, the figures are accurate up to and including 31 January 2022.*

Unresolved Applications

Federal Circuit and Family Court	Federal Court	High Court
3488	232	<5