

## QUESTION TAKEN ON NOTICE

**ADDITIONAL ESTIMATES HEARING : 23 February 2015**

IMMIGRATION AND BORDER PROTECTION PORTFOLIO

**(AE15/027) - Moss Review - Programme 3.1 Compliance, Detention and Status Resolution (Administered)**

Senator Hanson-Young, Sarah (L&CA 54) asked:

Senator HANSON-YOUNG: I would like to pursue my questioning if I could. The point is that I have not been given—Mr Douglas has taken this on notice—how many cases out of the 19 are part of the Moss review. I am saying overall. Out of all of those 19 cases, have any, for example, been completed? Has there been an outcome of referring those cases to the Nauruan police? Have there been any convictions?

Mr Douglas: I will take that on notice.

Senator HANSON-YOUNG: Do you know whether there have been any convictions?

Mr Douglas: I will take that on notice.

Senator HANSON-YOUNG: But do you know?

Mr Douglas: I do not have complete advice at this point in time. I would like to take that on notice.

Senator HANSON-YOUNG: Do you have any evidence that guards may have been dismissed who work inside the centre because of any allegations of sexual assault?

Mr Douglas: That is quite a specific question. I do not have advice to that level of specificity and I would like to seek advice from the service provider as to whether that was the case.

Senator HANSON-YOUNG: So, you will take on notice whether anybody has been dismissed as a result of sexual assault allegations?

Mr Douglas: I will take that on notice

*Answer:*

Of the 19 cases of alleged sexual assault which occurred between 1 July 2013 and 31 January 2015, 17 were part of the Moss review. These 17 were cases within the scope of the Terms of Reference for the *Review into recent allegations relating to conditions and circumstances at the Regional Processing Centre in Nauru*, and the remaining two were outside the scope of the review.

Of these 19 cases, 13 have been closed. The remaining six are under further investigation by the Nauru Police Force (NPF).

Of the 13 closed cases, one transferee has been convicted of two counts of indecent assault and sentenced to prison terms of 3 and 6 months. In addition, one locally engaged security guard has been dismissed, following an NPF investigation, as a result of a sexual assault allegation involving a minor. Responsibility for the investigation and potential prosecution of these matters rests with the Government of Nauru, through the NPF.