

QUESTION TAKEN ON NOTICE

BUDGET ESTIMATES HEARING : 22 May 2017

IMMIGRATION AND BORDER PROTECTION PORTFOLIO

(BE17/158) - Visa cancellations - Programme 2.3: Visas

Senator McKim, Nick (L&CA) written:

Can the Department provide statistics on how many people currently in detention have had their visa cancelled on the basis of:

- 1) automatic cancellation of a visa following the conviction of a crime,
- 2) discretionary cancellation of a visa under s 501,
- 3) a criminal charge,
- 4) a breach of the Code of Conduct?

Answer:

Of persons held in immigration detention, as at 7am, 23 May 2017:

1. **403** had been mandatorily cancelled under section 501 of the *Migration Act 1958* (the Act);
2. **49** had been cancelled under the discretionary powers at section 501 of the Act;
3. **15** had been cancelled on the basis of pending criminal charges under the relevant general cancellation power at section 116(1)(g) of the Act as prescribed at regulation 2.43(1)(p) of the *Migration Regulations 1994*; and
4. **none** had their bridging visa cancelled due to a breach of the code of behaviour.