

QoN No	Division	Senator	Subject	Question	Date/Page or Written
SE16/001	Investigations	Senator Kim Carr	Detection of people travelling to Syria or Iraq	<p>Mr Buchhorn: There has been a number of people that counter-terrorism units have spoken with as they were travelling through the barrier. In terms of the numbers that have actually been on their way to Syria or Iraq, I would need to take that on notice and get back to you on that.</p> <p>Senator KIM CARR: I would appreciate it if you could. I take it that these are not just young men, are they?</p>	34
SE16/002	Investigations	Senator Kim Carr	Foreign fighters provisions	<p>Senator KIM CARR: You have said that you will get me a precise figure, but roughly how many people have been prevented from travelling under these foreign fighters provisions?</p> <p>Mr Buchhorn: As the acting commissioner identified, there would be a conversation with the passenger which would then impact on their ability to make their flight, effectively. They get offloaded by the airlines themselves.</p> <p>Senator KIM CARR: So how many?</p> <p>Mr Buchhorn: I do not have that to hand.</p> <p>Mr Outram: We can probably come back to you today with those details.</p>	41
SE16/003	Investigations	Senator Kim Carr	Mr Wyatt Roy - Notice of travel	<p>Senator KIM CARR: I take it that the recent publicity around Mr Wyatt Roy, who had a visa to travel to Iraq, was a matter that you would have been notified of?</p> <p>Mr Outram: I would take on notice if we were notified in advance of travel of Mr Roy. We also became aware of the issue once it came up in the media. I would need to take on notice what information in advance we might have had. As I said, unless Mr Roy was on an alert or a profile, we would not necessarily have intervened with</p>	41

				him.	
SE16/004	Investigations	Senator Kim Carr	Mr Wyatt Roy - Awareness of intended travel	<p>Senator KIM CARR: I can, indeed. I can show you, here, a whole series of photographs that Mr Roy published on his own Facebook page, where he identified himself as having engaged in war tourism, where he had identified himself as coming within 50 kilometres of a declared area, a prohibited area, on his trip to Iraq. I would ask: were officers alerted to Mr Roy's intention to travel to Iraq? Were you notified of that?</p> <p>Mr Outram: I do not believe so, but I will take that on notice to be absolutely certain. Just going back to my answer of the previous question, taking individual cases aside, for people who leave from an Australian international airport, there are no direct flights to Iraq or Syria. They would have to go through a hub somewhere, and it would not be immediately apparent to the border officer that their final point of destination is Iraq or Syria.</p> <p>Senator KIM CARR: When did your officers become aware that Mr Roy was intending to travel to Iraq?</p> <p>Mr Outram: I have just answered that question, so I will take on notice whether—</p> <p>Senator KIM CARR: No, you did not. You said if they go to a hub you will not necessarily know. I am asking a more specific question.</p> <p>Mr Outram: What I said to your question was that I will take on notice whether or not we had any information in advance. I do not believe we did, but I want to be doubly sure.</p>	41/42

SE16/005	Investigations	Senator Kim Carr	Mr Wyatt Roy - Hot issues brief	<p>"Senator KIM CARR: Given the point you have made about hot-issues briefs being prepared in the case where there is likely to be publicity—and I take it there has been publicity—was a hot-issues brief prepared in regard to Mr Wyatt Roy's recent escapades?</p> <p>Mr Outram: I will take on notice whether or not there were any internal briefs.</p> <p>Senator KIM CARR: Would you be able to do that today?</p> <p>Mr Outram: Yes, we should be able to do that today.</p> <p>Senator KIM CARR: And, if there was one prepared, at what date that was delivered to the minister's office.</p> <p>Mr Outram: Okay. Senator KIM CARR: You have indicated they are, as a matter of course, delivered to the—</p> <p>Mr Outram: There are hot issues but not for situation reports, for a hot issues brief.</p> <p>Senator KIM CARR: No, I have asked you about a hot issues brief. That is the evidence you have provided today. Have I understood that correctly?</p> <p>Mr Outram: That is correct, yes.</p> <p>Senator KIM CARR: In Mr Roy's public comments he said he just wanted to visit Iraq and see for himself. You would be able to identify for the committee at what point the department was, in fact, notified of his intentions to travel to Iraq.</p> <p>Mr Outram: If we were notified of the intent to travel to Iraq or if we were notified after the travel had occurred.</p> <p>Senator KIM CARR: And can you advise as to whether or not the ABF followed the standard protocols when he sought to leave Australia?</p> <p>Mr Outram: If we were aware of an intention to travel in the first place."</p>	42
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SE16/006	Investigations	Senator Kim Carr	Mr Wyatt Roy - Minister notified of travel	<p>Senator KIM CARR: Okay. Maybe this is a question for the minister: when was the minister advised of Mr Roy's trip to Iraq?</p> <p>Senator Cash: I would need to take that on notice, to seek the information.</p> <p>Senator KIM CARR: What was the date of Mr Roy's departure?</p> <p>Mr Outram: I do not know the day of his departure.</p> <p>Senator KIM CARR: Would you take that on notice, please?</p> <p>Mr Outram: Yes.</p> <p>Senator KIM CARR: And at what port did he leave from?</p> <p>Mr Outram: Similarly, we would need to take that on notice.</p> <p>Senator KIM CARR: And did he use a SmartGate or was he questioned by officers?</p> <p>Mr Outram: All these questions, obviously, relate to—</p> <p>Senator Cash: They need to be taken on notice.</p> <p>Mr Outram: They need to be taken on notice, yes.</p> <p>Senator KIM CARR: Has there been any review of the communications or interactions with ABF staff, in regard to Mr Roy's travel, including counterterrorism unit officers?</p> <p>Mr Outram: I do not believe so but, again, we will take that on notice just to be absolutely certain.</p> <p>Senator KIM CARR: And you will be able to advise me as to whether or not he had a visa when he left Australia to go to Iraq.</p>	42
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SE16/007	Investigations	Senator Kim Carr	Mr Wyatt Roy - Debrief on return	<p>Senator KIM CARR: It is just that the Prime Minister has indicated on the public record that he expects there will be a debrief when Mr Roy returns. Have you been made aware of that?</p> <p>Mr Outram: Not directly. Whether the department has—again, we will take on notice whether we received notification of that.</p> <p>Senator KIM CARR: This was a report on radio 3AW on 30 September. Did that debrief just refer to the department of foreign affairs or does it include actions by your officers?</p> <p>Mr Outram: I will take on notice whether we were involved in a debrief.</p> <p>Senator KIM CARR: Are you able to tell me what Mr Roy wrote on his departure card itself, as to what his intentions were?</p> <p>Mr Outram: I am not.</p> <p>Senator KIM CARR: Can you take that on notice?</p> <p>Mr Pezzullo: Senator, if I may, we will take it on notice. We will also have to review the privacy issues that start to arise.</p>	43
SE16/008	Investigations	Senator Kim Carr	Mr Wyatt Roy - Actions taken to stop travel	<p>Senator KIM CARR: This is truly not a normal set of circumstances.</p> <p>I would like to know if anybody in the Australian government—any officer involved in the Australian government—advised that these events were likely to occur and whether or not actions were taken to stop it?</p> <p>Mr Pezzullo: I understand the question perfectly well. As I said, we will look carefully at our records—our holdings. We will answer for ourselves, not for other departments. Then we will weigh our legal obligations in relation to the Privacy Act and other pertinent matters, and then we will come back to you on notice.</p>	43

				<p>Senator KIM CARR: That is very good. If you could do that I would appreciate it. I look forward to those answers—we can follow them up next time. As you no doubt know, this is not something that is simply easy to dismiss.</p> <p>Mr Pezzullo: And please accept that the department would not want to be suggesting that. We will just look at the facts and then weigh up our legal obligations accordingly.</p>	
SE16/009	Border Management	Senator MacDonald	Travel to Syria or Iraq	<p>CHAIR: Well, just in case you can: can I add to that, say, people like Mr Craig Emerson, who seems to travel a lot and Mr Gareth Evans, who seems to travel a lot. I would be interested to know where they went and what they wrote on their departure cards—where they were going and the purpose of it. So, again, I will add those to your names as well—people who are now private citizens, who really are not the subject of the Senate estimates committee inquiries, but if that is—</p> <p>Mr Pezzullo: I will take all of those matters on notice.</p> <p>Senator KIM CARR: How many of them have been going on war tourism? Take that on notice!</p> <p>CHAIR: Senator Fawcett, over to you.</p>	44

SE16/010	International	Senator McKim Senator Carr Senator MacDonald	Resettlement	<p>Senator McKIM: Is the department currently working on a resettlement plan?</p> <p>Mr Pezzullo: As I have already indicated in evidence, and as Mr Dutton, the Prime Minister and others have indicated, we are working actively with a number of potential third country resettlement locations, as well as our partners in PNG, and Nauru for that matter I should add, on the resettlement of those found to be owed protection in either PNG or in Nauru.</p> <p>Senator McKIM: Which is the overwhelming majority of people in both.</p> <p>Mr Pezzullo: It is a very significant proportion, yes.</p> <p>Senator McKIM: Which countries are you in discussion with?</p> <p>Mr Pezzullo: I am not at liberty to disclose that.</p> <p>Senator McKIM: On what basis are you refusing to answer that question?</p> <p>Mr Pezzullo: It would not be in the public interest and I would, through the minister, seek advice from the minister. Certainly my advice to her would be that it would not be in keeping with interests of Australia's foreign relations to disclose those specific negotiations. I am willing to seek, through the minister, a public interest immunity claim.</p> <p>Senator McKIM: I think you will have to do better than simply make the claim. I think you would need to substantiate, in fact, why.</p> <p>Mr Pezzullo: I understand how to make a claim.</p> <p>Senator Cash: I think the secretary has just articulated what the basis for that claim would be. I would endorse the secretary's comments.</p> <p>Senator McKIM: Neither of you have yet actually articulated why you believe that it would not be in</p>	49/50
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				<p>Australia's interests.</p> <p>Senator Pratt interjecting—</p> <p>Senator McKIM: I would give you the opportunity to do that now, considering you are refusing to answer questions from a senate committee.</p> <p>CHAIR: We went through this with Operation Sovereign Borders many committee's ago, when sovereign border first started, and the committee then accepted the reason. This, perhaps, is not directly sovereign borders—</p> <p>Mr Pezzullo: Chair, I would contend that it is an extension of both claims made by former Minister Morrison and by Minister Dutton. Through Minister Cash, I am very willing to and, indeed, inclined to go through the minister to Minister Dutton for him to, if he feels it required, add to his previous claim of public interest immunity. The harm would be in the general area of infringement and harm to our foreign relations. I will use that as a summary to address Senator Pratt's interjection. Obviously, a PII claim would go to those matters in more detail in its written form. The question has just been asked and I am invoking immunity, as it were, on the run. Minister Dutton would have to consider that as the substantive minister. I think I heard Minister Cash say that she was sympathetic to it.</p> <p>CHAIR: Perhaps the easiest way to deal with this is to take it on notice and the claim can come through later. I am satisfied and satisfied from the time when we dealt with this in some length when General Campbell was in charge and made the claim. I accept that other senators may not have been here but I am happy to deliberate upon that when it is made. I think the easiest way is to take it on notice at the moment and come back and we</p>	
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				<p>will deal with that.</p> <p>Mr Pezzullo: Thank you for your counsel, Chair.</p> <p>CHAIR: To me it is an open and shut case.</p> <p>Senator KIM CARR: It is a requirement to state reasons.</p> <p>Mr Pezzullo: Yes.</p> <p>Senator Cash: We will take it on notice at this stage and see what we can come back to you with. It may well be that the minister determines that it will be a public interest immunity claim based on what you heard Senator Macdonald say. I will take it on notice and make enquiries with the minister's office.</p> <p>Senator McKIM: To be clear, Senator Cash, you are committing to come back to this committee with an argument that seeks to substantiate your public interest immunity claim?</p> <p>Senator Cash: No, I said we will take it on notice to see what the minister would like to do in the event that there is a public interest immunity claim or, alternatively, if we are able to provide you with further information. But I cannot provide you with that information at the table at this point in time.</p>	
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SE16/011	Refugee and Humanitarian Visa Management	Senator McKim	BMA Lawyers	<p>Senator McKIM: My question relates to a contract awarded to the BMA Lawyers for Immigration Advice and Application Assistance Scheme services. The contract period, on my understanding, was 1 August 2011 to 31 July 2016, at a total cost of \$11.67 million. How much of that \$11.67 million was paid to BMA Lawyers?</p> <p>Mr Pezzullo: Is this a contract engaged in by my department?</p> <p>Page 60 Senate Monday, 17 October 2016 LEGAL AND CONSTITUTIONAL AFFAIRS LEGISLATION COMMITTEE</p> <p>Senator McKIM: I understand that it is, yes.</p> <p>Mr Pezzullo: I will see whether Mr Manthorpe has anything that he could illuminate this issue with.</p> <p>Mr Manthorpe: In short, I do not think I do. We do run the immigration advice assistance scheme—</p> <p>Senator McKIM: You do run it?</p> <p>Mr Manthorpe: Yes. We can take on notice the amount spent on a particular contract, but I do not have that sort of detail with me today.</p> <p>Senator McKIM: The reason I am asking this is that, as of 5 January this year, BMA Lawyers are in liquidation, and the principal of the company has fled Australia owing the Australian tax office \$3.7 million. Do you know nothing about this whatsoever?</p> <p>Mr Manthorpe: I am not aware of the contractual matter at hand but will take it on notice.</p> <p>Mr Pezzullo: Perhaps you could pass us the relevant details. There might be other offices in the department who are seized this matter, but neither Mr Manthorpe nor I are.</p> <p>Senator McKIM: If it is going to be taken on notice,</p>	59/60
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				<p>could you also take on notice, as I asked earlier, how much of the \$11.67 million that I understand the department contracted to BMA Lawyers was handed over to BMA Lawyers. What has been the impact on clients of the immigration advice and assistance program of BMA Lawyers going into liquidation? Who is currently providing the services that BMA Lawyers were contracted to provide, if anyone actually is?</p> <p>Mr Pezzullo: Noting that that might be a panel arrangement, so there might be other legal firms involved—but we will look into it.</p> <p>Senator McKIM: Thank you. Also, what acquittals were done over the period of the contract to ensure that services that were contracted for were actually delivered to a satisfactory standard?</p> <p>Mr Pezzullo: We understand the question, thank you.</p>	
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SE16/012	Detention Services	Senator McKim	Garrison and welfare services	<p>Senator McKIM: I go back to my previous question on the garrison and welfare services. I think evidence was given earlier that a number of companies have expressed interest in the provision of garrison and welfare services. Can I ask which companies have expressed interest?</p> <p>Mr Pezzullo: I am not sure that Mr Nockels can elaborate much more than he indicated before the break, in terms of—I think you called it the market sounding process.</p> <p>Senator McKIM: Well, I think he can.</p> <p>Mr Pezzullo: Senator, I will decide the extent to which we potentially—</p> <p>Senator McKIM: The Senate will decide ultimately, Secretary.</p> <p>Mr Pezzullo: Well, you will decide whether you are comfortable with my answers, and whether you seek to give me counsel and advice—and I am sure you will. In terms of respecting their commercial position, I am not sure that we can add a lot. But I will see what Mr Nockels is willing and able to render.</p> <p>Mr Nockels: I do not think we can talk about specific companies. It is a commercial-in-confidence process. The Commonwealth is not at a point where it is ready to announce anything in terms of contracts negotiated and signed.</p> <p>Senator McKIM: Well, in fact, that is because you have not got any contracts negotiated and signed for garrison and welfare to take us past the period of the current contract holder. Again, I should check whether you are claiming public interest immunity here, because commercial-in-confidence of itself is not a satisfactory reason to refuse to answer this question.</p>	60
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				<p>Mr Pezzullo: I understand that, and thank you for that prompt. We would claim, through the minister, that such information would be detrimental to Mr Nockels's ability to engage in the work that he needs to do on an appropriate basis in terms of the commercial confidentiality that he owes to the relevant companies. I make that claim through the minister, and I do not know if the minister wishes to add anything, but that is certainly the claim that I make.</p> <p>Senator McKIM: Are you making that claim, minister?</p> <p>Senator Cash: My understanding is that there is certainly a ground for claim as 'damage to commercial interests' and that is obviously what the secretary has articulated. On that basis, my preference is to take it on notice and see if there is any further information that can be provided, whilst also canvassing, with the minister, the particular claim for PII.</p>	
SE16/013	Detention Services	Senator McKim	PNG transfer facility	<p>Senator McKIM: So why are we paying for it, or part of it? Scratch that—I will come to that in a minute. What is the cost to the Australian taxpayer?</p> <p>Mr Pezzullo: If Mr Nockels is able to draw on available materials, he will answer that question about the quantum of what is likely to be the contract that we are going to sign.</p> <p>Mr Nockels: I do not have the number right in front of me at the moment—I will search for that in a second—but it is in the vicinity of around \$20 million. I will just need to confirm that.</p>	61

SE16/014	Enterprise Strategy and Reform	Senator Kim Carr	Annual Report - Missed targets	<p>Senator KIM CARR: If I was to go through those: I see volume of cargo subject to inspection—</p> <p>Mr Pezzullo: Regrettably, we missed our target there, and the assistant commissioner can explain why, in operational terms, this occurred—because we had to pull staff off cargo examination to provide a shadow workforce in behind protected industrial action, which was regrettable, and it relates to the sort of guerrilla warfare that I referred to earlier.</p> <p>Senator KIM CARR: So that is the union's fault, is it?</p> <p>Mr Pezzullo: Well, regrettably, it is the design of protected industrial action. I would not want to attribute motive to anyone. Would you like me to explain why—</p> <p>Senator KIM CARR: Well, you can go on about this, because the point I am making is that there are very significant numbers of targets that have not been met: compliance activities, management of travellers' goods, passenger and crew arrivals, immigration status of the majority of noncitizens located in the Australian community in breach of immigration laws, processing international passengers, visa applications not finalised within the applicable standards of service, percentage of citizen conferral applications decided within the delivery service standards, aerial surveillance coverage, revenue collection—a very significant number, wouldn't you say, Mr Pezzullo?</p> <p>Mr Pezzullo: We can step through each and every one.</p> <p>Senator KIM CARR: We can go through it, and I will ask you to take that on notice—why each one of the targets mentioned in this report has not been met. Could I get a report on each one of those?</p>	64
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SE16/015	Integrity, Security and Assurance	Senator Kim Carr	Screening of staff	<p>Senator KIM CARR: And why is there such a long delay, if it is true? If it is not eight years, how long is it? And is it true, Mr Pezzullo, that everyone in the minister's office has a security clearance?</p> <p>Mr Pezzullo: That would be a matter for the minister to address.</p> <p>Senator Cash: I would need to take that on notice for you, Senator.</p> <p>Senator KIM CARR: Through the appropriate screening—because there are different methods of securing a security clearance. Do the same rules apply to the minister's office?</p> <p>Mr Pezzullo: I will not speak for those employed under the MOP(S) Act directly by the minister, but as to the DLOs—</p> <p>Senator KIM CARR: Of course. You would expect the DLOs to be covered by departmental process. I would like to know: are the minister's office employees covered by the same provisions?</p> <p>Mr Pezzullo: I would have to refer that to the minister.</p> <p>Senator Cash: Again, I will take that on notice for you.</p> <p>Senator KIM CARR: Has that screening process been outsourced, or is it undertaken by the Federal Police?</p> <p>Mr Pezzullo: Generally, screening across the Commonwealth is undertaken, with very few exceptions, by the Australian government's screening-security vetting authority in the Department of Defence but, again, to the extent to which it applies to ministerial staff, we will have to take that on notice.</p>	66
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SE16/016	Border Management	Senator Griff	Over stayers	<p>Mr Manthorpe: Not a great deal, but I would make a couple of quick points. One is that all this has to be seen not only in the context that at any given moment there are about two million non-Australian persons in the country but also in the context that, in the year just gone, we granted something in the order of seven million visas. So, to have a shift in a number or stock of overstayers of a few thousand in the context of that massive volume—and the volume is rising materially year on year—helps to put the whole story in perspective.</p> <p>The other observation is that, whilst colleagues in the Border Force have taken compliance action against a group, staff in my own line who look after status resolution, before you get to the compliance point, are also actively engaging with a number of the group with a view to encouraging, as the secretary has pointed out, voluntary compliance. With the use of digital tools such as VEVO—visa entitlement verification online—and other tools, we can encourage voluntary compliance.</p> <p>Senator GRIFF: Are those that have been located in paid employment or undertaking some job function, in the main?</p> <p>Mr Manthorpe: It is a very diverse set of circumstances. There are some people who are working unlawfully; there are some people who are not. It is a wide variety of circumstances.</p> <p>Senator GRIFF: Do you have stats on this at the time?</p> <p>Mr Pezzullo: We could probably take that on notice.</p> <p>Mr Manthorpe: I would have to take that on notice. I am not sure.</p>	68
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SE16/017	Detention, Compliance and Removals	Senator Reynolds	Nauru Files	<p>Senator REYNOLDS: On that point, with different committees at different times and on different inquiries, a lot of the allegations and a lot of the testimony we have had appear to be resident on resident and complaints are in terms of critical, major and minor issues. Would you have those figures available, or could you take them on notice?</p> <p>Mr Woodford-Smith: I will take them on notice, but I can confirm that the large majority of the incidents involve either single residents of the RPCs or residents on residents or engaged or interacting with other residents.</p> <p>Senator REYNOLDS: Thank you.</p>	71
SE16/018	Border Management	Senator Xenophon	Asbestos - Inspection of containers	<p>Senator XENOPHON: Because of time constraints I just want to get to this: of those countries which have, let's call it a lax standard—they do not have zero tolerance in respect of asbestos—what percentage of containers from those countries would actually be inspected overall?</p> <p>Mr Outram: I cannot answer that. I have to take that question on notice.</p> <p>Senator XENOPHON: Can you take that on notice, please, because that is quite significant Given that hundreds of thousands or millions of shipments come in, what percentage are actually assessed in respect of this? I just want to ask a question on notice to the minister that relates to Senate question No. 10 that I put on notice on 30 August. Minister—I do not mind if you put this on notice—there was a Building Ministers' forum on 19 February 2016 for a data-sharing arrangement for imported building products. Could you advise us as to what the progress of that data-sharing arrangement is and what the progress has been in</p>	74

				<p>respect of that? When can we expect there to be appropriate data-sharing and what would the implications of that be?</p> <p>Senator Cash: Thank you, Senator Xenophon. I will take it on notice and get back to you. ... Senator XENOPHON: It is still a total. But what would that be as a percentage of containers that are coming from those countries that do not have a zero tolerance to asbestos? Could you take that on notice, please.</p> <p>Mr Pezzullo: We have taken that on notice. Based on the scientific evidence that we have—and I do not want to diminish this at all, because it is a very serious issue and it is a slow and painful death that, regrettably, people who get related diseases go through; so we do not will diminish this at all. But based on our current sampling that we have introduced—an increased sampling regime—we are not seeing the kind of exponential increases that have been talked about in the media. But we will take on notice the proportion of our sampling regime as it relates to total volumes, which was the other question you asked.</p> <p>Senator XENOPHON: And as a portion of those countries that do not have zero tolerance.</p> <p>Mr Pezzullo: Yes. We took that on notice.</p>	
SE16/019	Traveller, Customs and Industry Policy	Senator Xenophon	Asbestos - Letter from SA Government	<p>Senator XENOPHON: My final question, within the 10-minute deadline, is: the South Australian government wrote to the Minister for Immigration and Border Protection, the Hon. Mr Dutton, on 8 June 2016 and 24 August 2016. The letters were by the Hon. John Rau, the Deputy Premier and Minister for Industrial</p>	74

				Relations. Can you advise whether those complaints that the Deputy Premier of South Australia made in respect of those matters have been investigated? Senator Cash: I can take those questions on notice.	
SE16/020	Border Management	Senator Kim Carr	Prosecutions under the Customs Act	Senator KIM CARR: Can you give us a breakdown of the fines that have been administered and the companies that have been— Mr Outram: No, I cannot identify the companies right here. Senator KIM CARR: But surely if it is a prosecution it is a public matter. Mr Outram: It may be public, but I do not have the information in front of me. Senator KIM CARR: No. I will take it on notice. I do not expect you to have that in your head.	75
SE16/021	Border Management	Senator Kim Carr	Asbestos - Imported for use in Children's Hospitals in Perth	Senator KIM CARR: Can you take this on notice for me? Can you give an explanation as to why there was asbestos imported for use in the Children's Hospital in Perth; the 1 William Street Queensland building, which I understand is a Commonwealth site—that is a Commonwealth building, is it not?—and the smelter development at Port Pirie? Can you provide us with advice as to how it is that imported asbestos was used in those particular buildings? Mr Outram: Of course, we do not manage building construction; nor are we experts in how materials are used in building construction. There are other regulators and authorities and agencies that are involved in construction. Senator KIM CARR: So you cannot give me an explanation? Mr Outram: Not in terms of how it is being used in a	75/76

				<p>building site. Our role is at the border, and we of course are responsible for screening and managing the millions of containers and consignments that come through the border. In doing that, we apply a risk based model. So, yes, we look at countries of origin, we look at companies that are sending things, companies that are receiving things and we look for certain kinds of goods as they are described on the integrated cargo system, for example. If that hits a profile alert—and, as I have said you, we have increased the number of profiles by well over 1,000 per cent in the last couple of years—then we will take action; we will inspect the consignment. Bear in mind that we have to also look for guns, drugs and a whole range of other things.</p> <p>Senator KIM CARR: I can do a comparison on guns if you like, but I am interested to know: can you provide me with any assistance in those three sites?</p> <p>Mr Outram: We will see what advice we can provide you with, bearing in mind what I said, that we do not necessarily—</p> <p>Senator KIM CARR: Thank you very much. The other one that has been given considerable attention is crayons. I have mentioned it already. The annual report talks about 307,000 crayons containing asbestos. Are you able to provide the committee with any advice on the country of origin of those crayons and what action was taken to prevent their importation?</p> <p>Mr Outram: We will provide you with a response on notice in relation to the specifics of that case.</p>	
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SE16/022	Integrity, Security and Assurance	Senator Kim Carr	Screening arrangements	<p>Senator KIM CARR: Thank you. I might return to the other line of inquiry. I did ask before if an officer was able to help me with whether or not it would take eight years to conclude the screening arrangements. Has that information been able to be provided?</p> <p>Mr Pezzullo: We will see if Mr Hayward has gotten to the bottom of the reference at page 29, I think it was.</p> <p>Senator KIM CARR: There are usually two ways of answering this question. One is that I have misread the information—which I take it you will be able to tell me—and the second is that you can actually go to the detail of what I have asked. Have I misrepresented the report?</p> <p>Mr Pezzullo: We will see what Mr Hayward has to say.</p> <p>Mr Hayward: The eight years that was quoted is a point in time. At that—</p> <p>Senator KIM CARR: What point in time was it?</p> <p>Mr Hayward: I would have to get you the exact date when the interview was, and I would take that on notice.</p>	76
SE16/023	Integrity, Security and Assurance	Senator Kim Carr	Security/Integrity checks	<p>Senator KIM CARR: Perhaps you can tell me how many staff have yet to be security checked or, as you described, integrity checked?</p> <p>Mr Pezzullo: It is 'employment suitability screening'. Perhaps Mr Hayward would like to define that term, but he has a range of tools available to him.</p> <p>Senator KIM CARR: Terrific, you have a great toolbox. I want to know how many staff. You say it will take you five years to do the checks. How many do you have to do?</p> <p>Mr Hayward: I will take that on notice.</p>	77

SE16/024	Detention Services	Senator McKim	Bomana facility	<p>Mr Nockels: The facility that we are proposing to build, the Bomana transit facility, is not inside the prison. It is quite some distance from the prison.</p> <p>Senator McKIM: Approximately how far? Are we talking tens of metres, hundreds of metres or kilometres?</p> <p>Mr Nockels: Probably one to two kilometres maybe. I would have to double-check that.</p> <p>Senator McKIM: I appreciate that, thank you.</p>	79
SE16/025	International	Senator McKim	Nauruan government denying visas to Danish MPs	<p>Senator McKIM: I want to move on to the issue of the Nauruan government denying visas to some Danish MPs. Bear with me, because I understand that you may think that is not necessarily within the responsibility of the department, and obviously the denying of visas is not.</p> <p>Mr Pezzullo: I know it to not be in the responsibility of the—</p> <p>Senator McKIM: The denying of visas is not, but just bear with me if you would, Mr Pezzullo. I want to ask when and by whom was the department informed that the three members of the Danish parliamentary delegation, who were scheduled to visit Nauru on 31 August this year, had not been granted visas? When did you become aware, and how did you become aware?</p> <p>Mr Pezzullo: So, when were we advised of the non-issuance of the visa in relation to three members of the Danish parliament, and by which means?</p> <p>CHAIR: The first question is: were you advised?</p> <p>Senator McKIM: I said 'became aware', actually.</p> <p>Mr Pezzullo: We certainly knew it from the public record. As to whether we were advised otherwise, I might ask Ms Noble, who is the head of our policy group, which includes our international division. Ms Noble might have further and better particulars than I</p>	80

				<p>do.</p> <p>Ms Noble: It was on the day that we met with the Danish parliamentary delegation themselves. I am not sure—it was in the period from 29 August to 2 September, but I need to get you the precise date that that meeting occurred.</p> <p>Senator McKIM: Ms Noble, you said it was on the day that you met with the Danish delegation. Are you aware whether that was before or after they were visiting Australian Parliament House? I understand you cannot give me the precise date today. Can you take that on notice and provide that to the committee?</p> <p>Ms Noble: Yes, I can take that on notice.</p> <p>Senator McKIM: Are you aware whether the date that you met with the Danish delegation was prior to or after them having a series of meetings here at Parliament House?</p> <p>Ms Noble: I am not sure. I will have to get back to you on notice.</p>	
SE16/026	International	Senator McKim	Nauruan government denying visas to Danish MPs - Approached by representatives	<p>Senator McKIM: It is a bit like that it in here from time to time. Was the department approached by representatives of the Danish government or the Danish parliament in order to assist in convincing the Nauruan government to issue visas to all members of that delegation?</p> <p>Ms Noble: I will need to take the detail of that question on notice, but, as I said, we were in talks with the Danish delegation as they seemed to become aware of the government of Nauru's decision not to provide them with visas. So I will need to get a refresher on the details to answer your precise questions.</p> <p>Senator McKIM: Thank you. I appreciate that. Just to be</p>	81

				<p>clear, the question that I think you have agreed to take on notice is twofold. Firstly, was the department approached by Danish officials and, if so, when? You have agreed, I think, to take that on notice. I will put a supplementary to you and ask you, if you cannot answer this today, to also take it on notice: did the department take any action in this regard and what was any action taken?</p> <p>Ms Noble: I can take that on notice as well.</p>	
SE16/027	International	Senator McKim	Nauruan government denying visas to Danish MPs - Assistance in delivery of Visas by the Nauruan Government	<p>Mr Pezzullo: Senator, for my own edification, if you do not mind, when you say, 'when were we approached', the whole program of them visiting Australia obviously was the subject of diplomatic discussion. Your question particularly goes to the Nauru leg, I assume?</p> <p>Senator McKIM: Yes, it does.</p> <p>Mr Pezzullo: And it relates, as I heard you say it, to try to enlist us in an effort, I think you said, to convince them to issue a visa. Is that right?</p> <p>Senator McKIM: Yes, that was my form of words, but were you asked to assist in any way in the delivery of visas by the Nauruan government for all members of that delegation?</p> <p>Mr Pezzullo: We will take that on notice.</p>	81



SE16/028	Detention Services	Senator McKim	Broadspectrum contract	<p>Mr Nockels: The department has a direct contractual relationship with Broadspectrum or BRS, who in turn subcontract to Wilson. So the department did not specifically ask Wilson to commence an investigation.</p> <p>Senator McKIM: Thank you. Did the department ask Broadspectrum to ask Wilson to commence an investigation?</p> <p>Mr Nockels: To my understanding, that is not the case.</p> <p>Senator McKIM: Not to your knowledge? Mr Pezzullo, to your knowledge, did the department ask Broadspectrum—</p> <p>Mr Pezzullo: Certainly not to my knowledge. You are referring to documents released under FOI. I would have to refresh myself as to what those documents state to be entirely unequivocal. But, to my knowledge, no. It would be passing strange, frankly, for any such direction to be given to Wilson through BRS. But I will reacquaint myself with the release documents to ensure that that accords with the facts.</p> <p>Senator McKIM: Thank you. If I could ask you to come back on notice with a response to that question.</p> <p>Mr Pezzullo: We will come back on notice, yes.</p>	81/82
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SE16/029	Detention, Compliance and Removals	Senator McKim	Immigration and Citizenship authority in PNG	<p>Mr Woodford-Smith: What I can update you with is that the individual that you raised was hospitalised. There were a number of charges laid—someone arrested and charges laid. I am not sure where that is up to at the moment, and that really is the Immigration and Citizenship Service Authority's domain to follow that up. I certainly have not heard—</p> <p>Mr Pezzullo: And the Papua New Guinean police, I assume.</p> <p>Mr Woodford-Smith: And the PNG constabulary.</p> <p>Senator McKIM: So the service authority is a Papua New Guinean agency, is it?</p> <p>Mr Woodford-Smith: Yes, they are the immigration and citizenship authority and they actually maintain and run the regional processing centre arrangements and the PNG police, obviously, were involved in that particular incident. From our perspective, I have not got any more detail on that. I would have to go back to ICSA to confirm what those outcomes may have been.</p> <p>Mr Pezzullo: If I may, having heard the senator's question, you are confident that the case that you are aware of broadly fits that description?</p> <p>Mr Woodford-Smith: That is correct.</p> <p>Mr Pezzullo: We think that we are on the same page, but we will check that on notice.</p> <p>Senator McKIM: I appreciate that. This is my last question on this matter, so maybe we can tie it off. My understanding also is that some of his fellow human beings who have been assessed as having refugee status are currently on Manus Island and wanted to visit him, but were not allowed in at the RPC. Could I prevail on you to see if there is any further information in real time from the Papua New Guinea government that</p>	82
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				<p>perhaps you might be able to provide the committee with today, if possible.</p> <p>Mr Pezzullo: If possible. Given the lateness of the hour, I am not necessarily sure that we will be able to satisfy your request for real-time information. Suffice to say that, like in any hospital system or clinic arrangement, if a person does not have a warranted connection with the person in question—they are not kin or family—it might well be the case that visiting privileges are restricted or indeed non-existent. But to the extent that we can ascertain any information for you, we will.</p>	
SE16/030	International	Senator McKim	Departmental officers in Central America	<p>Senator KIM CARR: The department has officers in the United States, from memory.</p> <p>Ms Noble: Yes, we have a small number of officers who represent us from our embassy in Washington.</p> <p>Senator KIM CARR: Right. And you have officers in Central America?</p> <p>Ms Noble: I am not sure actually. I will need to take that on notice.</p> <p>Senator KIM CARR: If you could please, and how many officers you have in each of those locations.</p>	86
SE16/031	International	Senator Kim Carr	Departmental officers in the United states	<p>Ms Noble: One of my colleagues has just confirmed that we have no officers in Central America.</p> <p>Senator KIM CARR: Right, thank you. But you said there are officers from the department in the embassy in Washington?</p> <p>Ms Noble: Yes.</p> <p>Senator KIM CARR: Do you have any other officers in the United States?</p> <p>Ms Noble: I would have to take that on notice.</p> <p>Senator KIM CARR: Thank you. When did you start to negotiate this agreement?</p>	87

				<p>Ms Noble: I would have to take that on notice as well. I could not tell you the exact date that we started the negotiation. It was this year.</p> <p>Senator KIM CARR: How late this year? Was it before the election?</p> <p>Ms Noble: I will have to take that on notice and get back to you.</p> <p>Senator KIM CARR: So are you saying you think it possibly was early in the year?</p> <p>Ms Noble: I really do not know. I will have to take that on notice. It was sometime this year, from my recollection.</p> <p>Senator KIM CARR: Sometime? This is October. You cannot recall roughly when you started the conversations with the department of prime minister on this issue?</p> <p>Ms Noble: No, I cannot recall that off the top of my head. I can take that on notice and get back to you.</p> <p>Senator KIM CARR: Who initiated the negotiations?</p> <p>Ms Noble: Do you mean 'who' as in the Australian government or the US government?</p> <p>Senator KIM CARR: Who asked you to do it? Did you come up with it? Was it a departmental initiative? Was it an initiative of PM&amp;C? Was it an initiative of DFAT?</p> <p>Ms Noble: I will have to take that on notice. I cannot remember whose idea it was in the beginning. I would have to go back and create a chronology of who first thought of it.</p>	
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SE16/032	International	Senator Kim Carr	protection transfer arrangement in Central America	<p>Mr Pezzullo: I think the officer has made clear that these discussions were ongoing with the US government for a period of time prior to the relevant summit that Prime Minister Turnbull attended with Minister Dutton and Foreign Minister Bishop, if I recall correctly, and that engagement with relevant US authorities had proceeded in the lead up to that summit for the best part of the year in question—2016, I think I heard the offer to say. But she wishes to check records.</p> <p>Senator KIM CARR: So you are pretty confident, Ms Noble, that this is a conversation which started prior to the government going into caretaker?</p> <p>Ms Noble: I would like to check my facts on that, but my personal recollection is that we have been working on this for the best part of a year. I also think that it was our idea, from our department, to have this arrangement with United States around the protection transfer arrangement in Central America, but I would like to check my facts on that.</p> <p>Senator KIM CARR: But you think it was your idea?</p> <p>Ms Noble: Our department's.</p> <p>Senator KIM CARR: Not your personal idea. You think it is an initiative that has come from this department to have an agreement with the United States in regard to taking refugees from Central America—is that correct?</p> <p>Ms Noble: That is right, but I would like to check my facts.</p> <p>Mr Pezzullo: Subject to checking the relevant chronology, Senator.</p>	87/88
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SE16/033	International	Senator Kim Carr	Summit attended by Prime Minister, Minister Dutton and Minister Bishop	<p>Senator KIM CARR: I take it that your initiative was always in the context that we expected the Prime Minister to go to this conference?</p> <p>Ms Noble: Yes, we did.</p> <p>Senator KIM CARR: You must be able to tell me when you first briefed your minister on the topic?</p> <p>Ms Noble: I would have to get the exact date of when we first briefed our minister on that. I would have to take that on notice.</p>	88
SE16/034	International	Senator Kim Carr	Central America - Increase of intake	<p>Senator KIM CARR: What was the date on which the Australian government agreed to increase its intake from Central America?</p> <p>Mr Pezzullo: As part of taking that on notice and subject, of course, to being discreet about when meetings of the cabinet occur and the like —</p> <p>Senator KIM CARR: We know the rules here.</p> <p>Mr Pezzullo: We both know the rules, Senator.</p> <p>Senator KIM CARR: The decisions of government are public. It is not a question of what was discussed at the cabinet. When decisions were made—</p> <p>Mr Pezzullo: When you ask when the Australian government made its decision, we will take that on notice.</p> <p>Senator KIM CARR: I presume there was a cabinet submission.</p> <p>Mr Pezzullo: You can assume there was a proper decision-making process, yes. We will research it on notice.</p> <p>Senator KIM CARR: I will ask a separate question, then. Was there a cabinet decision; if so, on what date was it?</p> <p>Mr Pezzullo: Some of these matters would be dealt with at the full cabinet level. In other cases ministers exchange, as you well know, Senator.</p>	89

				<p>Senator KIM CARR: That is my second question. If it was not by cabinet decision, was it by correspondence?</p> <p>Mr Pezzullo: It could be by cabinet committee or it could be by correspondence.</p> <p>Senator KIM CARR: There would still be sign off in a cabinet committee.</p> <p>Mr Pezzullo: Indeed. We will look at the level at which these decisions were made and come back to you.</p> <p>Senator KIM CARR: I would like to know the date on which decisions were made.</p> <p>Mr Pezzullo: We will come back to you on that.</p>	
SE16/035	International	Senator Kim Carr	Central America resettlement in Australia	<p>Senator KIM CARR: You must be able to tell me how long you have been going to the United States, then?</p> <p>Ms Noble: It feels like all year, as I said, but I would like to come back to you on notice for your precise questions of exactly when.</p> <p>Senator KIM CARR: I see. In that brief that you are going to prepare for me, will you be able to say when you first briefed the minister?</p> <p>Ms Noble: Yes.</p> <p>Senator KIM CARR: And does the department require additional staff to process the refugees?</p> <p>Ms Noble: No, it will all be done within our humanitarian program.</p> <p>Senator KIM CARR: All within existing resources—is that right?</p> <p>Ms Noble: Yes, that is right.</p>	90/91
SE16/036	Refugee and Humanitarian Visa Management	Senator Griff	Resettlement of Syrian Refugees	<p>Senator GRIFF: So 5,045 of 12,000 are effectively to be resettled. How many of those are women and children?</p> <p>Mr Manthorpe: Mr Mansfield or I may have that material.</p> <p>Mr Mansfield: Otherwise we will have to take it on</p>	91

				notice. Mr Manthorpe: Yes, we may have to take it on notice.	
SE16/038	International	Senator Kim Carr	Costa Rica protection transfer agreement	<p>Mr Colquhoun: There was a press release, yes. That is when we first became aware. We had heard indications that the United States was undergoing negotiations with a country in Central America, but it was confidential because no arrangement had been signed or agreed in the United States. It was nothing more than a rumour until it was agreed by both countries. The state department issued a press release. So, through discussions with the United States on a range of topics, this was one of the things that came up as an option for Australia, and I believe the United States—</p> <p>Senator KIM CARR: I see. A press release alerted you to this possibility of participating—</p> <p>Mr Pezzullo: Well, to the existence of a protection mechanism.</p> <p>Senator KIM CARR: I see. So what did Australia get out of this agreement?</p> <p>Mr Colquhoun: As Ms Noble and the secretary have alluded to previously, it is one of the different ways that we can expand the program and work with the United States and other partners. These are UNHCR referred refugees. Our program is broken down into certain cohorts, and this is another way of filling the program.</p> <p>Senator KIM CARR: What was the date of this press release that you speak of?</p> <p>Mr Colquhoun: I would have to check that.</p> <p>Senator KIM CARR: Could you provide us with a copy of the press release, please.</p> <p>Mr Colquhoun: Certainly.</p>	100



SE16/039	International	Senator Kim Carr	UNHCR	<p>Ms Noble: As I said, we are working it through with UNHCR. I guess it would be a matter for the government as to when they decide to provide those details publicly.</p> <p>Senator KIM CARR: Your interlocutor is the UNHCR, not the United States?</p> <p>Ms Noble: I was referring to the displaced people from specific protracted refugee situations.</p> <p>Senator KIM CARR: That is the 1,000. In terms of the United States, when will we have this agreement finalised?</p> <p>Ms Noble: I think I took that on notice earlier, from recollection. When you say 'finalised', we have already—</p> <p>Senator KIM CARR: I presume that you would be able to tell us what is actually in the agreement.</p> <p>CHAIR: Senator, would you let the witness finish her answer before you interrupt.</p> <p>Senator KIM CARR: I would not want to fail to give you an opportunity—</p> <p>CHAIR: Senator—</p> <p>Senator Canavan: We have taken that question on notice.</p> <p>CHAIR: I am sorry, Ms Noble, for the way you are being treated by some of these senators.</p> <p>Senator McKIM: I still remember the way you treated Gillian Triggs, don't worry about that.</p> <p>Senator Canavan: We have taken that question on notice. I do not have those details but we will come back to the committee on your question, Senator Carr.</p>	103
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SE16/040	Refugee and Humanitarian Visa Management	Senator McKim	BMA Lawyers contract CN463789	<p>Senator McKIM: I wanted to see whether there was any further information available in regard to the questions I was asking about BMA Lawyers and contract CN463789. I understand that that was in fact taken on notice earlier in the day. However, given that I have now provided the contract number, I am just wondering whether there is any further information available in terms of the amount of funds that were actually provided to BMA Lawyers under that contract.</p> <p>Mr Manthorpe: In short, we have not got much more information. We have had people checking it out for you. We are aware of the contract, and thank you for providing the number. We have not got to the bottom of it, but I am confident that the contract no longer exists and that we are no longer paying any money to the entity. It is all done and dusted, but we will come back on notice with an appropriate description of any exposure or any other issues there.</p>	107/108
SE16/041	Children, Community and Settlement Services	Senator McKim	transfer of money to Nauru	<p>Senator McKIM: Perhaps I could raise it like this: does the department transfer any money out of Australia to Nauru?</p> <p>Mr Nockels: There are payments under the MOU. They do not sit in my space, but it would probably be good to get one of our colleagues to come and talk directly to that.</p> <p>Senator McKIM: Thank you.</p> <p>Ms Moy: We do make payments to the government of Nauru for expenses that they have incurred. We make those payments to the government of Nauru stipulated bank accounts that they provide, which are government accounts. I cannot tell you which bank they are with at this point in time; I would have to take that on notice.</p> <p>Senator McKIM: Do you know whether those accounts</p>	109

				<p>are based in Australia or Nauru?</p> <p>Ms Moy: I would have to take it on notice. They were in Australia at the last point in time that I had that information, but I would have to check.</p>	
SE16/042	People	Senator Lines	EA - improved offer to staff	<p>Senator LINES: No, in the interests of time I am happy to take that on notice. I just wanted a straight yes or no answer: was it an improved offer to staff, not to your bottom line?</p> <p>Mr Pezzullo: The two are linked.</p> <p>Senator LINES: I am asking specifically the question: is the offer that is currently out before workers an improvement for them?</p> <p>Mr Pezzullo: An even greater number of staff will enjoy a greater range of benefits, and that is reflected in the hit that you take on the bottom line, Senator. I cannot possibly—</p> <p>Senator LINES: I have asked you to specifically outline it on notice.</p> <p>Mr Pezzullo: I understand that. We will answer on notice.</p>	113

SE16/043	Major Capability Division	Senator Kim Carr	IBM	<p>Mr Milford: The contract, from extension, is worth \$158.1 million. When we brought the two contracts together, in essence, that was the date at which we extended the contract.</p> <p>Senator KIM CARR: What date was that?</p> <p>Ms Fernandez: We extended it in September 2015.</p> <p>Senator KIM CARR: So in September 2015 there was an extra \$158 million?</p> <p>Ms Fernandez: No, it is not an extra \$158 million. The value of the contract—</p> <p>Senator KIM CARR: From that point to 2019?</p> <p>Ms Fernandez: from that point—</p> <p>Senator KIM CARR: For the four years?</p> <p>Ms Fernandez: For three years.</p> <p>Senator KIM CARR: From 2015 to 2019. How is that three years?</p> <p>Ms Fernandez: My apologies—it is four years.</p> <p>Senator KIM CARR: Could you provide us with a breakdown of each of the alterations in the contract and the extra services provided as part of those amendments?</p> <p>Ms Fernandez: I would have to take that on notice.</p>	113/114
SE16/044	Major Capability Division	Senator Kim Carr	Solon and Rau	<p>Senator KIM CARR: In 2006, following the inquiries into the Solon and Rau matters, there were extensions to contracts or upgrades of contracts at that point.</p> <p>Ms Fernandez: They may have been. I would have to take that on notice.</p> <p>Senator KIM CARR: Can you confirm for me whether or not the Systems for People contract was originally worth \$495 million but ended up costing \$659 million?</p> <p>Mr Pezzullo: We will take that on notice. To be clear—I was not here 10 years ago either, but my knowledge of these matters is perhaps a bit more precise—Systems</p>	114

				<p>for People was a response to those two incidents. They were reviewed by two gentlemen, Palmer and Comrie, as a result of which a significant change program was embarked upon that had the generic title or program name of Systems for People, of which the IT component was very significant. Roughly, I think it initially had a scope in the order that you have suggested, but we will check that on the historical record and come back to you on notice.</p> <p>Senator KIM CARR: I was here.</p> <p>Mr Pezzullo: You were.</p> <p>Senator KIM CARR: And my recollection—I may well have been at this committee at that time—was that the original arrangements were for parallel reviews in a business-needs ICT governance, ICT infrastructure foundations and record keeping that led to contracts being awarded in May 2006, a budget funding of \$650 million. You can confirm whether or not that is the case. The reason I ask this is that IBM is no stranger to this process. How long has IBM been a partner of this department or its predecessors?</p> <p>Ms Fernandez: IBM has provided mainframe services for Customs and Border Protection since 2007.</p> <p>Senator KIM CARR: But in the department of immigration? Certainly before that. I just indicated to you 2006.</p> <p>Ms Fernandez: I would have to take that on notice. It would be quite a number of years.</p>	
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SE16/045	Major Capability Division	Senator Kim Carr	migration of systems off CSC onto IBM	<p>Senator KIM CARR: So the ABC's suggestion that there was a 31 October deadline was inaccurate?</p> <p>Ms Fernandez: There was a deadline—well, not a deadline: there was an estimated completion date of end October. That was revised to early December. That is not unusual in a project of this size.</p> <p>Senator KIM CARR: When was it revised?</p> <p>Ms Fernandez: It was revised in recent weeks.</p> <p>Senator KIM CARR: After the ABC report?</p> <p>Ms Fernandez: No. It was certainly not done in relation to the ABC report.</p> <p>Senator KIM CARR: Are you able to identify what day it was revised?</p> <p>Ms Fernandez: Not exactly, but I can take that on notice.</p>	115
SE16/046	Detention Services	Senator McKim	lease at the Menen Hotel	<p>Mr Nockels: At this point in time we are going from a month-to-month lease at the Menen Hotel with Eigigu, and that is to provide accommodation for staff.</p> <p>Senator McKIM: What is the monthly cost of provision of accommodation?</p> <p>Mr Nockels: I will have to take that on notice. I do not have that at hand.</p>	116/117
SE16/047	Children, Community and Settlement Services	Senator McKim	money for visas transferred to Nauruan government	<p>Senator McKIM: Thank you. Again, that money for the visas is simply transferred into a bank account owned by the Nauruan government, is it?</p> <p>Ms Moy: It is paid to Nauru based on our acquittal of the number of refugees and transferees within Nauru each month.</p> <p>Senator McKIM: What about visas for departmental staff? Do you pay for visas for departmental staff?</p> <p>Ms Moy: I would have to take that on notice.</p> <p>Senator McKIM: Perhaps I could ask you a series of questions on that.</p>	117

				<p>Ms Moy: We do need visas to travel to Nauru, obviously.</p> <p>Senator McKIM: Yes, and they do cost.</p> <p>Ms Moy: As to the actual cost, I am not quite sure, so I am happy to take that on notice</p>	
SE16/048	Legal	Senator McKim	Citizenship Act	<p>Mr Pezzullo: The said legislation—which is to say the Citizenship Act—falls within the portfolio, yes, Senator.</p> <p>Senator McKIM: So was the department the lead agency in drafting that legislation?</p> <p>Mr Pezzullo: Yes.</p> <p>Senator McKIM: Did the department at any stage seek legal advice about the constitutionality or otherwise of that legislation?</p> <p>Mr Pezzullo: Yes.</p> <p>Senator McKIM: Who from?</p> <p>Mr Pezzullo: From a number of sources.</p> <p>Senator McKIM: Does that include the Solicitor-General?</p> <p>Mr Pezzullo: Yes.</p> <p>Senator McKIM: Does it include the Australian Government Solicitor?</p> <p>Mr Pezzullo: Yes.</p> <p>Senator McKIM: Does it include the private bar?</p> <p>Mr Pezzullo: Unless the Australian Government Solicitor took their own soundings, I do not believe so directly but I would have to refresh my memory. I can take that on notice.</p>	118

SE16/049	Legal	Senator Reynolds	4,600 matters currently being litigated	<p>Senator REYNOLDS: Chair, I notice the buzzer has gone off and I am out of time, but Ms de Veau is here. Ms de Veau, you might have to take this on notice, but my question is about a breakdown of the 4,600 matters currently being litigated. Have you got a breakdown of what they relate to?</p> <p>Ms de Veau: Yes, I do. The total figure, as at 30 September 2016, is that we are managing an active immigration or administrative law caseload of 4,492 matters. That does not include merits reviews before the migration or refugee division of the AAT, so it is only judicial review matters. The bulk of them, 2,333, relate to refugee decisions, but overall it includes bridging visas, business visas, character or citizenship, detention decisions, family visas, fast-track matters, FOI decisions and so on. The list goes on. There are removal decisions, skilled visas, student visas and visitors visas. Perhaps on notice we can provide you with a table of—</p> <p>Senator REYNOLDS: You could give me a breakdown of them but also some idea for each of those cases an average time frame that it takes at each stage of those matters. If you are able to provide that breakdown, it would be appreciated.</p> <p>Ms de Veau: Yes, we have that information. We can also indicate—</p> <p>CHAIR: It might be better on notice.</p> <p>Senator REYNOLDS: That is what I was asking.</p> <p>CHAIR: Take that on notice, because we are out of time.</p> <p>Senator REYNOLDS: Thank you, Ms de Veau.</p>	123
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SE16/050	People	Senator Pratt	Annual report - number of deaths notified in the last financial year	<p>Senator PRATT: I note on your annual report, there are a number of deaths notified in the last financial year. I wanted to ask what the circumstances of those deaths were.</p> <p>Mr Pezzullo: The chief operating officer and perhaps other officers might join me at the table in relation to the instances of notifiable deaths that we provided to Comcare. I will hand over to the officer.</p> <p>Mr Venugopal: Senator, I might have to take that particular one on notice.</p> <p>Senator PRATT: So you do not know the circumstances of the seven deaths reported to Comcare?</p> <p>Mr Pezzullo: Senator, you might assist the officer by giving him a page number.</p> <p>Senator PRATT: It is on page 150, but if you are looking for information on that—</p> <p>Mr Venugopal: I would have to come back to you on that. I just do not have it with me.</p> <p>Senator PRATT: It does seem—seven deaths is a very significant thing to not—</p> <p>Mr Venugopal: I will be able to come back to you in the next 15 minutes or so. I just need to confer with a colleague.</p> <p>Senator PRATT: Okay. So in that context I will put some further questions so that you can include those in your inquiries. I would like to know: on what work sites or what places did those deaths occur; what investigations have been undertaken into those deaths; what contributed to those deaths—and whether the Department of Immigration and Border Protection was found to have contributed to the cause of death; whether the department faced any penalties in relation to those deaths; what action the department took to</p>	124
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				<p>address safety concerns and to prevent further death or injury; whether any compensation was paid; and what were the circumstances that resulted in notification to Comcare.</p> <p>Mr Pezzullo: Senator, I doubt very much in the next 15 minutes that the officer will be able to research all of those questions, but, in terms of the headlines as to what these notifiable incidents relate to, I am sure that he will be well-armed in the next 15 minutes or so. But as to the questions of consequences, payments, reviews, culpability, we might take all of that on notice.</p> <p>Senator PRATT: Okay. I note that there were two cases in which improvement notices were also issued.</p> <p>Mr Pezzullo: Yes.</p> <p>Senator PRATT: And I would like to know the reasons for those improvement notices.</p> <p>Mr Pezzullo: To the extent that the officer can address all of those issues between now and 11 pm, he will. Otherwise, we will take it all on notice.</p> <p>Senator PRATT: And I would like to know whether any of those issues had been previously raised by workers, unions or Comcare.</p> <p>Mr Outram: What I can tell you, Senator, is that five of those deaths between 1 July 2015 and 30 June 2016 occurred within our onshore detention facilities: one at the Brisbane ITA, one at North-West Point immigration facility, one at Villawood and two at Yongah Hill. We have very strict protocols and processes in place in relation to a death in held detention. It involves of course involving local police, and the coronial processes run their course. I cannot update you in relation to where the coronial processes for all those are, but I can at least account for five of those being in onshore</p>	
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				<p>detention.</p> <p>Senator PRATT: Okay. And are you able to follow up similarly into what investigations and the cause of death—</p> <p>Mr Outram: As I just said, they are all subject to a coronial process, and so any sort of cause of death and those sorts of things would be a matter of a report by the coroner, but we can certainly let you know if those coronial proceedings have come to a conclusion and what those conclusions might be.</p> <p>Senator PRATT: Okay—which therefore would answer questions regarding compensation and other—</p> <p>Mr Outram: Indeed.</p>	
SE16/051	People	Senator Pratt	Improvement notices - Perth Immigration Detention and Adelaide Immigration transit centre	<p>Mr Venugopal: I can answer your question regarding the improvement notices, though. In the 2015-16 financial year, Comcare issued two improvement notices regarding risks at the Perth Immigration Detention Centre and the Adelaide immigration transit centre.</p> <p>Senator PRATT: What were those issues in relation to?</p> <p>Mr Venugopal: They were largely to do with our risk assessments, because of the significant change in the cohort of detainees there—with the increase and change in their demographics particularly.</p> <p>Senator PRATT: And had there been incidents, previous to those improvement notices needing to be issued?</p> <p>Mr Venugopal: I do not think there were specific incidents in relation to those specific matters for which we received improvement notices.</p> <p>Senator PRATT: Are you able to provide reasons, again, as to why they were issued?</p> <p>Mr Venugopal: Broadly speaking, they were issued in</p>	125

				<p>relation to risk management practices—in relation to whether there were appropriate risk assessments in place for those two detention centres.</p> <p>Senator PRATT: So that risk assessment did not take place in response to any particular event or a clearance?</p> <p>Mr Venugopal: There are risk assessments that are done on a regular basis—on a daily basis—several times—</p> <p>Senator PRATT: Yes, I can understand why that would be the case. But you also need to do them after a set of special events.</p> <p>Mr Pezzullo: I think we will need to take this on notice. The improvement notice is a result of Comcare's investigation into a particular workplace incident involving, if I may say, death or another matter, because it could be serious injury, or the improvement notices perhaps arose out of a more systems view, if you like, or a review that Comcare did of end-to-end systems—without reminding myself of what the improvement notices actually state as to their provenance.</p> <p>Senator PRATT: Yes, well, if you could take—</p> <p>Mr Pezzullo: We will take that on notice.</p> <p>Senator PRATT: And how quickly you responded. But I can put those on notice, if that helps?</p> <p>Mr Pezzullo: Thank you.</p>	
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SE16/052	Integrity, Security and Assurance	Senator Watt	Garrison support and welfare services	<p>Senator WATT: Indeed—I was reading it just before that. When did the department first see a draft of that report? I think it was handed down in about mid-September.</p> <p>Mr Pezzullo: Yes. The Auditor-General Act provides for the provision of an in confidence draft to affected agencies and departments under, I think, section 19 of their statute—the relevant statute. As to when that section 19 report, as we call it in the trade, was provided I might just refer to Mr Hayward. That is not to say that there were no other interactions with the audit office, including discussions between audit staff and Mr Hayward's internal audit staff pertaining to possible or probable lines of findings. But the actual draft report is a very specific term that you have used; that is a section 19 report.</p> <p>Senator WATT: Yes.</p> <p>Mr Pezzullo: I might just ask Mr Hayward to respond.</p> <p>Mr Hayward: I do not actually have the dates. There are two processes. The first is where the ANAO will prepare their report preparation papers. That came to the department—</p> <p>Senator WATT: Feel free to take it on notice if you would like.</p> <p>Mr Hayward: Thank you. I will take the exact dates on notice. There were some informal responses to the report preparation papers, and then, as the secretary said, under the Auditor-General Act a formal report is presented and we have the 28 days to respond to that.</p>	125/126
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SE16/053	Children, Community and Settlement Services	Senator Pratt	Men on Manus Island given positive refugee determinations on basis of sexuality	<p>Senator PRATT: I would like to know how many men on Manus have been given positive refugee status determinations on the basis of their sexuality.</p> <p>Mr Pezzullo: Their claim of persecution relates to sexuality?</p> <p>Senator PRATT: That is right.</p> <p>Mr Pezzullo: I will ask Ms Noble or other officers to join me, but I am not sure that we would immediately have that data to hand, because we do not do the refugee status determination. Unless Ms Moy can answer the question directly, we will take it on notice.</p> <p>Senator PRATT: You would agree that some would have had to have been found as refugees, basically?</p> <p>Mr Pezzullo: Possibly. I do not know.</p> <p>Ms Moy: The RSD process in Papua New Guinea is run by ICSA. We are not privy to the information of each claim. We would need to go to Papua New Guinea and ask them that question. So we would need to take it on notice.</p> <p>Senator PRATT: But that is a difficult thing, given that homosexuality is actually illegal in PNG. They are having to make these disclosures to the PNG government, in which case they may even have a well-founded fear of persecution from within PNG. Is that not correct?</p> <p>Mr Pezzullo: We will have to take on notice how the PNG authorities have dealt with the assessment of claims pursuant to both their international legal obligations and the operation of their domestic law.</p>	132
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SE16/054	OSB JATF	Senator McKim	A Current Affair	<p>Senator McKIM: Okay. I want to ask you about the embedding of A Current Affair. There was an asylum seeker's face shown in that program. Has action been taken against A Current Affair or Channel Nine for that?</p> <p>Major Gen. Bottrell: I am not aware of that particular issue. I will have to take that on notice.</p> <p>Senator McKIM: I would appreciate it if you would. Thank you. In that story, what were the officers shooting at?</p> <p>Major Gen. Bottrell: Again, I would have to suggest that that was a training activity.</p> <p>Senator McKIM: Do you know what they were shooting at?</p> <p>Major Gen. Bottrell: No, I do not. I will take that on notice. But, to offer you an answer, I would suggest that that was a training activity for maintenance of skills. I can tell you that there has been no firing or discharge of weapons as a result of any turn-back activity relating to illegal maritime arrivals.</p>	138
SE16/055	Immigration and Citizenship Policy	Senator Pratt	Fair Work Ombudsman's report - backpackers working under a working holiday visa	<p>Senator PRATT: I want to ask about the Fair Work Ombudsman's report that was released recently that found that backpackers working under a working holiday visa had been sexually harassed and underpaid in many circumstances. When were you first briefed on the outcomes of that report? When was the minister or his office first briefed?</p> <p>Mr Pezzullo: Mr Manthorpe has led our engagement with FWO's office. I might ask him to respond.</p> <p>Mr Manthorpe: I would have to take on notice when the department at any level first became aware of that report. I became aware of it on Friday.</p>	139/140

SE16/056	Immigration and Citizenship Policy	Senator Pratt	Postcodes 6076 and 6111 added to areas eligible for visas (417)	<p>Senator PRATT: Finally, postcodes 6076 and 6111 were added to the areas that are eligible for these visas. Those areas adjoin a growing domestic unemployment rate in that region of Perth where there is nine per cent and 10 per cent youth unemployment. I want to challenge why those areas were added.</p> <p>Mr Wilden: I would have to take on notice the full detail. From memory, they are in Western Australia.</p> <p>Mr Pezzullo: Perth. The senator just said Perth.</p> <p>Mr Wilden: Sorry. They are just outside of Perth. It is an area where there is still farming and agricultural sort of work. The representation was made that they were not getting workers, which is normally the basis for any inclusion or exclusion of postcodes under any of our visa types.</p>	140/141
SE16/057	Refugee and Humanitarian Visa Management	Senator McKim	TPV and SHEV applications	<ol style="list-style-type: none"> <li>1. How many applications for Temporary Protection Visas (TPVs) and Safe Haven Enterprise Visas (SHEVs) have been made in the past twelve months?</li> <li>2. How long is it taking for applications to be processed?</li> <li>3. Why does it take so long to process these Visa applications?</li> <li>4. How many TPV and SHEV applications were rejected?</li> <li>5. How many TPV and SHEV applications were not processed?</li> <li>6. Why were so many TPV and SHEV applications rejected/not processed?</li> </ol>	Written
SE16/058	Refugee and Humanitarian Visa Management	Senator McKim	Fast-track administrative costs	<p>Can the department provide the cost of:</p> <ul style="list-style-type: none"> <li>• Current staff and administrative expenditure on the fast-track processing program, as compared with expenditure prior to its commencement?</li> </ul>	Written



SE16/059	Refugee and Humanitarian Visa Management	Senator McKim	Fast-track - migrations agents lodged applications	Can the department provide: statistics on the numbers of people represented by migration agents who currently have lodged application? Can the Department provide statistics on average processing time of applications of those: <ul style="list-style-type: none"> <li>• represented under PAIS</li> <li>• represented by a migration agent, and</li> <li>• who are unrepresented?</li> </ul>	Written
SE16/060	Refugee and Humanitarian Visa Management	Senator McKim	Fast-track - average time	Can the Department provide statistics on the average time from the lodgement of claim to a final decision on 'fast-track processing'?	Written
SE16/061	Refugee and Humanitarian Visa Management	Senator McKim	Primary Applications	Can the Department provide the amount expended on Primary Application Information Service, including the number of clients referred to this program?	Written
SE16/062	Refugee and Humanitarian Visa Management	Senator McKim	Resettlement of people in Indonesia	Is Australia accepting for resettlement any people in Indonesia who have family members in Australia who arrived by boat, even where those refugees were registered before 1 July 2014?	Written
SE16/063	International	Senator McKim	Resettlement arrangements - Costa Rica	How many people does Australia expect to take as part of its participation in the arrangement with Costa Rica and the US?	Written

SE16/064	Children, Community and Settlement Services	Senator McKim	Nauru staff arrangements	<p>1. From 2012 to the present, how many Australian officials have been assigned, seconded, or otherwise made available to the government of Nauru for the purpose of conducting refugee status determinations for those transferred to Nauru under the 2012 and 2013 memoranda of understanding between Australia and Nauru?</p> <p>2. What are the terms of reference for such assignments, secondments, or similar arrangements?</p> <p>3. What is the total number of hours such officials worked conducting refugee status determinations for those transferred to Nauru?</p> <p>4. During this period, did DIBP pay the salaries, benefits, and other costs for these Australian officials?</p> <p>5. How much did DIBP pay in salaries, benefits, and other costs for these Australian officials each year from 2012 to the present?</p>	Written
SE16/065	Detention Services	Senator McKim	Cost of keeping people on Manus and Nauru	<p>The Audit Office Report found that the costs of keeping people on Manus and Nauru is \$573,111 per person, per year. Do you accept that figure is correct?</p> <p>What is the total cost per year, beginning with 2012 that Australia has incurred under the MOUs with Nauru for offshore processing and resettlement?</p> <p>What is the total cost per year, beginning with 2012 that Australia has incurred under the MOUs with Manus for offshore processing and resettlement?</p>	Written

SE16/066	Children, Community and Settlement Services	Senator McKim	Nauru visas	<p>What is the amount the Australian government pays Nauru for each refugee visa?</p> <ul style="list-style-type: none"> <li>• What is the period of validity of these visas?</li> <li>• How many such visas has the Australian government paid for in 2016?</li> </ul> <p>What is the amount the Australian government pays Nauru for each visa for DIBP staff and contractors?</p> <ul style="list-style-type: none"> <li>• What is the period of validity of these visas?</li> <li>• How many such visas has the Australian government paid for in 2016?</li> </ul>	Written
SE16/067	Children, Community and Settlement Services	Senator McKim	Children on Nauru	<p>The most recent publicly available DIBP statistics indicate that there were 50 children held in the Nauru Refugee Processing Centres. Nauru's Minister of Home Affairs stated at a Committee on the Rights of the Child session in September that there are a total of 173 refugee and asylum-seeking children on Nauru, although she clarified that that number did not necessarily include children born on Nauru or Australia to refugees and asylum seekers.</p> <p>What is the current number of children on Nauru who:</p> <ul style="list-style-type: none"> <li>• have been recognised as refugees,</li> <li>• continue to be asylum seekers, and</li> <li>• fall into neither category but are the children of people on Nauru who are themselves refugees or asylum seekers?</li> </ul> <ul style="list-style-type: none"> <li>• For each category, please also report the number of children currently housed in the Refugee Processing Centres.</li> </ul>	Written

SE16/068	Detention, Compliance and Removals	Senator McKim	Nauru medical transfers	How many refugees and asylum seekers are currently on medical transfer outside Nauru but subject to return to Nauru? Please indicate how many of these are children under the age of 18, and provide a breakdown of these numbers by gender and country to which these individuals have been transferred.	Written
SE16/069	Detention, Compliance and Removals	Senator McKim	Nauru files - incidents	Who decided which of the incidents revealed in the Nauru files would be referred to the Nauru Police? What was the criteria used to determine what was referred? How many incidents reports have there been on Nauru since the period covered by the Nauru files? Could you provide a breakdown by classification?	Written
SE16/070	International	Senator McKim	Manus and Nauru - financial offers	Is the department aware of financial offers being made to people on Manus Island and Nauru to induce them to be refouled?	Written
SE16/071	Children, Community and Settlement Services	Senator McKim	Refugee status determination	Can you outline what the Refugee Status Determination process is for people currently on Manus Island? Is there a Merits or Judicial review - if so, who is on the Merits Review Board (or PNG equivalent)? What are the timeframes for a merits/judicial review? In regard to Refugee Status Determination in PNG, can you advise the number of people by month who have received a negative final determination since August 2015? Since April 2016 to now can you advise by month the number of people on Manus Island who have received:	Written

				<ul style="list-style-type: none"> <li>• confirmed positive determination,</li> <li>• are yet to be confirmed</li> </ul>	
SE16/072	Visa and Citizenship Management	Senator McKim	Citizenship Applications	<p>1. In regard to refugees living in Australia who are entitled to Australian citizenship and have applied. I understand that these applications are not being processed and some people have been waiting for nearly 2 years.</p> <ul style="list-style-type: none"> <li>• How many former refugees who have been eligible to apply for Aus citizenship have done so in the past 3 years?</li> <li>• Have many have been granted Aus citizenship?</li> <li>• How many outstanding applications does the Department have from Hazara refugees who are eligible for citizenship?</li> <li>• Why is the Department unable to process these applications in a timely manner?</li> </ul> <p>2. Why are applicants being asked to provide documents from governments of countries from which they have fled, particularly when they have relatives who may be at risk who are still living there?</p> <p>3. What is the expected timeframe for resolution of these outstanding citizenship applications?</p>	Written
SE16/073	OSB JATF	Senator McKim	OSB JATF - conditions of A Currant Affair crew	What conditions were placed on the journalists and crew from A Current Affair to be embedded on an OSB mission earlier this year? Were any contracts signed? Who paid for the crew's expenses?	Written
SE16/074	OSB JATF	Senator McKim	OSB JATF - Sri Lanka returns	In the June OSB update it states that "in May the Australian Government also worked with the Government of Sri Lanka to return 12 people who did not engage Australia's protection	Written

				obligations." Can you now provide information on how those people were returned to Sri Lanka?	
SE16/075	OSB JATF	Senator McKim	OSB JATF - Assisted returns	Sometimes officials refer to 'assisted returns' of boats. Can you confirm whether these assisted returns are included in the government's overall calculation of the number of interceptions, or are they considered separate? Minister Dutton stated in a speech on 15 Sept 2016 that there had been 29 vessels (740 people) intercepted since the commencement of OSB.	Written
SE16/076	OSB JATF	Senator McKim	OSB JATF - May update	The Operation Sovereign Borders May update asserted that during the 1 May - 30 May period, "the Australian Government safely returned the passengers and crew of one vessel to their country of departure." The June update confirmed this incident as additional to the takeback of 12 Sri Lankan Asylum Seekers, which also occurred in May. <ul style="list-style-type: none"> <li>• What was the country of departure, how many passengers/crew were on board and where were they from, and can you provide information about any screening that took place on board?</li> </ul>	Written
SE16/077	OSB JATF	Senator McKim	OSB JATF - June update	The June OSB update refers to the return of 21 people to Vietnam. <ul style="list-style-type: none"> <li>• What was done to assess whether these people had protection claims?</li> <li>• How long were they kept on water?</li> <li>• Was the boat scuttled by Australian authorities?</li> </ul>	Written

				<ul style="list-style-type: none"> <li>• Was anything done to by Australian authorities to monitor whether any harm came to these people after they were returned?</li> </ul>	
SE16/078	OSB JATF	Senator McKim	OSB JATF - August update	<p>The August OSB update refers to 6 Sri Lankan nationals: What was done to assess their claims for protection?</p> <ul style="list-style-type: none"> <li>• Was this done in person by Australian personnel on water, how long were the interviews?</li> <li>• Were they brought to Australian territory before being returned?</li> </ul>	Written
SE16/079	Border Management	Senator McKim	Access to mobile phones	What is the rationale for the new policy under which people who come by boat are not allowed access to mobile phones, while those who arrive by plane are, and those who have had their visas cancelled are?	Written
SE16/080	Detention, Compliance and Removals	Senator McKim	Contact with visitors	What is the rationale for isolating detainees from contact with visitors? (e.g. pregnant woman)	Written
SE16/081	Detention Services	Senator McKim	Expenditure on security	What is the current expenditure on security in relation to transfers between detention centres and in relation to forced removals or returns?	Written
SE16/082	Detention, Compliance and Removals	Senator McKim	Emergency response taskforce	Are emergency response taskforces being used as a matter of policy, even where there is no clear risk?	Written

SE16/083	Detention, Compliance and Removals	Senator McKim	Detention Placement Framework	<p>Can the Department provide the newly adopted Detention Placement Framework, which governs the transfer of people between detention centres?</p> <ul style="list-style-type: none"> <li>• Does this Framework consider the expenditure involved in transferring people between detention centres, particularly the mental health costs when people are separated from existing support networks?</li> <li>• Can the Department confirm that the Framework indicates that people who are currently in a legal process should not be moved from their detention centre? If so, what procedures are available for redress if legal representatives are separated from their clients?</li> </ul>	Written
SE16/084	Detention, Compliance and Removals	Senator McKim	Christmas Island Expenditure	<p>Does the Department envisage an increase in expenditure in Christmas Island? What is the justification for transferring people to Christmas Island, given the significantly higher costs?</p>	Written
SE16/085	Detention Services	Senator McKim	ANAO recommendations	<p>Can the Department explain what it is doing to implement the ANAO recommendations in relation to health services in detention, and in particular:</p> <ul style="list-style-type: none"> <li>• To address the failure of the department to ensure that people at 'high imminent risk' of self-harm or suicide are not detained, and that their situation is reviewed every 24 hours?</li> <li>• The failure of the Department to adequately fund nursing services?</li> </ul>	Written
SE16/086	Health Services and Policy	Senator McKim	Mental health support	<p>When people are being released from detention, what (if any) mental health support is being provided?</p>	Written



SE16/087	Detention, Compliance and Removals	Senator McKim	Mistaken transfer	Why was a detainee mistakenly transferred from Maribyrnong to Christmas Island in early September, as reported in the Herald Sun on September 29? Is it true that there was a confusion of two men with similar names?	Written
SE16/088	Finance	Senator Gallacher	Credit Cards	<ol style="list-style-type: none"> <li>1. What types of credit and transaction cards (including Cabcharge Fastcard and eTickets) does your department issue?</li> <li>2. What was the total expenditure for each type of card over the last 3 financial years?</li> <li>3. Can you break down the expenditure into categories?</li> <li>4. What is the highest and lowest credit limit for each type of card?</li> <li>5. How many times in the last 5 years has the credit limit been reviewed?</li> <li>6. What are Credit Cards used for?</li> <li>7. What are the Governance/probity rules for employees to follow?</li> <li>8. Are cash advances allowed? <ol style="list-style-type: none"> <li>a) Can you list the total amount of cash advances from credit and other transaction cards over the last 3 years?</li> <li>b) Can you provide details on the 10 largest cash advances in your department and provide particulars such as how much was accessed?</li> <li>c) Who approves cash advances in your department in the event of paying suppliers</li> </ol> </li> <li>9. Who reviews transactions in regards to all cards?</li> <li>10. Who provides assurance to the Minister in respect to probity governance and fraud control?</li> </ol>	Written
SE16/089	Visa and Citizenship Management	Senator Carr	Meat Industry Labour Agreement	What would a meatworks need to do to request skilled meat workers under the meat industry labour agreement?	Written

SE16/090	Visa and Citizenship Management	Senator Carr	DIBP and the Meat Industry Labour Agreement	<ol style="list-style-type: none"> <li>1. What is the role of DIBP in forming of a skilled meat industry labour agreement?</li> <li>2. Does the DIBP remain in communication with stakeholders who are part of an agreement, or have been consulted with in the formation of an agreement?</li> <li>3. Which stakeholders does DIBP speak to?</li> <li>4. How is this communication done?</li> </ol>	Written
SE16/091	Visa and Citizenship Management	Senator Carr	Meatworks and meat industry labour agreements	<ol style="list-style-type: none"> <li>1. How many Australian meatworks have entered into a meat industry labour agreement?</li> <li>2. Please list the meatworks with a meat industry labour agreement by state, and Commonwealth Electoral District.</li> <li>3. How long does an agreement last?</li> <li>4. When is an agreement reviewed? By whom?</li> <li>5. How many agreements have been rejected in the past three years?</li> <li>6. How does DIBP monitor and enforce meat industry labour agreements?</li> </ol>	Written
SE16/092	Immigration and Citizenship Policy	Senator Carr	Skill shortages in the Meat Industry	Has the DIBP undertaken any analysis of the skills shortages in the meat processing industry? When was that analysis undertaken and by whom? What does that analysis say about the number of skilled boners, slicers and slaughtermen employed in the Australian meat industry?	Written
SE16/093	Visa and Citizenship Management	Senator Carr	Ashton Pty Ltd trading as Woodward Foods Australia	<ol style="list-style-type: none"> <li>1. Is DIBP aware of the application by Ashton Pty Ltd trading as Woodward Foods Australia (Swan Hill) to enter into a Meat industry Labour agreement? <ol style="list-style-type: none"> <li>(a) What is the status of this application?</li> <li>(b) When was it submitted?</li> <li>(c) What consultation has been conducted and reviewed by the DIBP?</li> <li>(d) What is the timeline for making a decision on this application?</li> </ol> </li> </ol>	Written

				<p>(e) Has DIBP reviewed the training programs of applicant to ensure that re-training and progression of current employees is undertaken before an application is granted?</p> <p>(f) Is there a shortage of skilled boners, slicers and slaughtermen in Victoria and NSW to justify the granting of this application?</p>	
SE16/094	Visa and Citizenship Management	Senator Carr	Streamlined Visa Processing	<p>1. When Streamlined Visa Processing (SVP) came to an end how many education providers were on the list?</p> <p>a. How many were non university providers?</p>	Written
SE16/095	Visa and Citizenship Management	Senator Carr	Streamlined Visa Processing operations	<p>1. In the period of time that SVP was in operation how many providers were removed from the list?</p> <p>a. Who?</p> <p>b. On what dates?</p> <p>c. And for what cause?</p> <p>2. How many warnings were issued?</p> <p>a. To who?</p> <p>b. On what date?</p> <p>c. And for what reason?</p>	Written
SE16/096	Visa and Citizenship Management	Senator Carr	Transition to Streamlined Student Visa Framework	<p>1. How did the Department prepare for the transition to the Streamlined Student Visa Framework?</p> <p>2. For an education provider – say a university – what changed as a result of the new system?</p>	Written

SE16/097	Visa and Citizenship Management	Senator Carr	SSVF delays in processing applications	<ol style="list-style-type: none"> <li>1. There have been a number of press reports about the backlog that has occurred in recent months as the Department transitioned to the Streamlined Student Visa Framework. Why did this backlog occur?</li> <li>2. Was there a risk management plan? If so, please provide a copy</li> <li>3. Was a communications plan or talking points developed - either prior to, or after the transition to the Streamlined Student Visa Framework? If so, please provide a copy</li> <li>4. Was there a spike in applications under the previous system prior to July 1? <ol style="list-style-type: none"> <li>(a) Can you give a month by month figure?</li> <li>(b) Can you break this down to country of origin and visa subclass?</li> </ol> </li> <li>5. When did it become apparent that an unacceptable backlog was emerging?</li> <li>6. Did you have enough local staff allocated to processing?</li> <li>7. What actions were taken to clear the backlog?</li> <li>8. Were additional resources deployed? Did you change your approach?</li> <li>9. Has the backlog been cleared?</li> <li>10. What is the current processing time by visa subclass? Are processing times longer for students seeking to engage in Higher Degree by Research studies?</li> </ol>	Written
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SE16/098	Visa and Citizenship Management	Senator Carr	SSVF country risk	<ol style="list-style-type: none"> <li>1. Brett Blacker, executive director of peak group English Australia, has described the current system as lacking nuance, applying the same criteria to very low risk students from Japan, to those from Nepal and Pakistan. Are you applying the same criteria to students from Japan, to those from Nepal and Pakistan?</li> <li>2. Is this a consequence of the policy change to reduce the number of AL levels, or a consequence of some other policy change?</li> <li>3. What is the visa rejection rate for students from Pakistan as compared with Japan?</li> <li>4. Is it still the case that you will not publish country immigration risk ratings? Why?</li> <li>5. How do you determine country immigration risk ratings?</li> <li>6. On page 24 of your report – released in June 2015 - Future directions for streamlined visa processing you indicate that you expected that more student visa applications would be subject to lower evidentiary requirements. Has this proven to be the case?</li> </ol>	Written
SE16/099	Visa and Citizenship Management	Senator Carr	SSVF delays for research students	<ol style="list-style-type: none"> <li>1. Assistant Minister Hawke is quoted in The Australian on 14 September 2016 as saying that there “was a national security imperative across the entire visa system”. What does he mean by that?</li> <li>2. How does that interact with the introduction of the streamlined student visa framework system?</li> <li>3. Are you aware of reports that there are continuing delays for postgraduate students?</li> <li>4. I have written to the Minister regarding delays affecting a NHMRC funded research project at the University of Melbourne. In this case a student who won an international scholarship has had her application held up for more than a year because of</li> </ol>	Written

				<p>'external checks'. What might these checks be?</p> <p>5. Are these checks being conducted outside of the Department?</p> <p>6. There are reports that the Department is now taking into account enrolment dates in allocating caseload? Is this the case?</p> <p>7. Are you also taking into account the impact of research projects of continuing delays?</p>	
SE16/100	Visa and Citizenship Management	Senator Carr	Student Visa statistics	In regards to student visa subclasses please provide the number of visa's that have been granted via the SVP stream and outside of SVP stream for each financial year and calendar year since the introduction of streamlined visa processing	Written
SE16/101	Visa and Citizenship Management	Senator Carr	Consultative Forum on Student Visa Framework	<p>Is there:</p> <p>(a) any consultative forum or any other committee for a revised student visa framework</p> <p>(b) any consultative forum or any other committee for the streamlined visa processing program</p> <p>(c) for any of the above what is the date it was established, how many meetings have taken place (including the dates), and what is the membership</p> <p>(d) are these forums or committees permanent or have been convened for specific projects or activities?</p>	Written
SE16/102	Community Protection	Senator Carr	Student visa document fraud	What are the number of instances in document fraud in the student visa programme by visa subclass and post over the last three financial years? How many instances of fraud involve education agents? What actions is he department taking to improve its detection of document fraud, and to deter further instances?	Written

SE16/103	Community Protection	Senator Carr	Student visa cancellations	<p>How many cancellations were there in the student visa programme in 2015-16?</p> <p>How many cancellations were there in the student visa programme in 2015-16 by source country?</p> <p>How many cancellations were there in the student visa programme in 2015-16 by grounds for cancellation?</p> <p>How many cancellations were there in the student visa programme in 2015-16 by visa subclass?</p>	Written
SE16/104	Finance	Senator Carr	Departmental programs	<p>1. Please provide an itemised table detailing the following information:  Every program administered by the department and all portfolio agencies within it:</p> <ul style="list-style-type: none"> <li>o The total funding allocated for each in 2016-17, 2015-16 and 2014-15;</li> <li>o The number of organisations funded under the program in each in those years, the name of each organisation funded and the dollar value of that funding</li> <li>o The number of individuals projected to be serviced or services to be delivered through each in 2016-17, 2015-16 and 2014-15;</li> <li>o The total funding actually expended on each in 2015-16 and 2014-15;</li> <li>o The number of individuals actually serviced or services actually delivered through each in 2015-16 and 2014-15;</li> <li>o The aggregate staff budget for each in 2016-17, 2015-16 and 2014-15 broken down by i) permanent APS staff and ii) contractors.</li> <li>o The number of permanent APS staff responsible for delivering each in 2016-17; 2015-16 and 2014-15, the classification of these staff and their geographic location;</li> <li>o The dollar value of external advice contracted to</li> </ul>	Written

				<p>support each in 2016-17, as well as the number of contractors engaged, the APS-equivalent classification these contractors were engaged at and their geographic location.</p> <p>2. Please provide the following information:  For every program administered by the department and all portfolio agencies within it:</p> <ul style="list-style-type: none"> <li>o Copies of any evaluation reports or program analysis prepared by external advisers in the last five years;</li> <li>o Copies of any evaluation reports or program analysis prepared within the department in the last five years.</li> </ul>	
SE16/105	Integrity, Security and Assurance	Senator Carr	Internal audits	<p>In relation to internal audits:  DIBP completed to the following strategic audits (as per annual report) into technology services, reform assurance, border management, risk, fraud and integrity, visa and citizenship, finance, programme/project management, technology services, detention, and people.</p> <p>Can you provide background on (a) each audit (b) summary of findings (c) summary of recommendations (d) outline of recommendations DIBP will accept and (e) those recommendations you reject and why.</p>	Written



SE16/106	Major Capability Division	Senator Carr	IBM contract	<p>With reference to Contract Notice ID CN17322A5 and associated contracts published on the Austender website relating to IBM</p> <p>On what date did the DIBP revise the October deadline for 12 December?</p> <p>What type of risk management structures are in place? How many times has the project timeline been revised? What mitigation plans have been put in place for this new system to cope during the mass transit holiday period?</p> <p>Have you sought assurances from IBM that there are no serious issues within your systems?</p> <p>Is the DIBP aware of any legal disputes between IBM and CSC and any correspondence between the two organisations?</p> <p>Is the DIBP aware of any CSC staff who have been approached to stay on in their roles by IBM If so how many?</p> <p>Is the IBM contract on time and on budget? If not, why not?</p>	Written
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SE16/107	Enterprise Strategy and Reform	Senator Carr	Annual Report - failed criterion	<p>DIBP failed to meet the following criterion within the Annual Report:</p> <p>(a) Volume of cargo subject to inspection and examination within Function 1: Facilitation and enforcement of trade and customs.</p> <p>(b) Compliance activities within Function 1: Facilitation and enforcement of trade and customs.</p> <p>(c) Management of travellers and goods moving across the border occurring in accordance with the department's service standards within Function 2: Facilitation and enforcement of travel.</p> <p>(d) Less than 1.15 per cent of the total passenger and crew arrivals are refuses immigration clearance at airports and seaports within Function 2: Facilitation and enforcement of travel.</p> <p>(e) Immigration status of the majority of non-citizens located in the Australian community for breach of immigration law is resolved in a timely way within Function 2: Facilitation and enforcement of travel.</p> <p>(f) Processing of international passengers (air and sea) within Function 2: Facilitation and enforcement of travel</p> <p>(g) Visa applications are finalised within applicable service standards within Function 3: Delivery of visitor, temporary residents, migration and citizenship programmes, including student visa, Working Holiday Maker programmes, Permanent Visas, General Skilled Migration, Employer Sponsored, Business Innovation and Investment, Partner, Parent, Other family programs</p> <p>(h) Percentage of citizenship conferral applications decided within service delivery standards being at least per cent within Function 3: Delivery of visitor, temporary residents, migration and citizenship</p>	Written
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				<p>programmes.</p> <p>(l) Aerial surveillance coverage (square nautical miles) within Function 5: Offshore maritime security, Contracted aircraft and Royal Australian Air Force assets (square nautical), Commercial contracted satellite (square nautical miles), Ashmore vessel (station and streaming days), Number of apprehensions of illegal foreign fishing vessels, Number of illegal foreign fishers apprehended and processed.</p> <p>(j) Revenue collection within Function 6: Revenue collection - Collection of revenue associated with passenger movements, Proportion of refunds and drawbacks delivered in accordance with client service standards.</p> <p>Can you please provide: (a) an explanation as to why each criterion was not met, (b) an outline of the process to ensure they will be met in the future (c) the implications of missing each target.</p>	
SE16/108	Integrity, Security and Assurance	Senator Carr	ACLEI Investigations	<p>In relations to investigations by the Australian Commission for Law Enforcement Integrity (ACLEI) How many investigations were referred to ACLEI in 15/16? Please provide an annual breakdown for the five years previous.</p> <p>For the 15/16 year, please answer the following:  Can you provide a breakdown of the number of investigations that are (a) ongoing (b) resolved?  Can you provide an overview of the issues being investigated?  Can you provide an average time each matter is investigated for?  How many of these cases were referred to ACLEI by DIBP?</p>	Written

				<p>Do/did all staff under investigation hold security clearances?          What is the longest investigation undertaken?</p>	
SE16/109	Integrity, Security and Assurance	Senator Carr	Staff security screening	<p>In relation to staff security screening:          Can you provide the total number of staff within DIBP that still require security screening and breakdown the following:          (a) how many SES level officers have been screened (b) how many SES level officers remain to be screened          How many staff were screened in 15/16 and how many still require screening?          Do all new staff get screened immediately when employed?          Do all temporary staff get screened?          Have all staff working at Australian airports been security screened?          What does a security screening check for?</p>	Written
SE16/110	People Division	Senator Carr	Staff drug and alcohol testing	<p>In relation to staff drug and alcohol testing under contract CN3332034 listed on the Austender website:          Who has the contract to deliver this service and what is the contract cost?          When did drug and alcohol testing of staff commence within DIBP?          Please provide the total number of staff tested and those that returned a positive result. Provide an annual breakdown since testing commenced.          Please provide a State breakdown outlining the number of staff tested and those that have tested positive          Please provide details on disciplinary action was taken against those employees that tested positive.          How many offices will be tested in the lifetime of the contract?</p>	Written

				Which staff are subject to testing?	
SE16/111	Integrity, Security and Assurance	Senator Carr	ANAO Report - integrity issues	In relation to integrity issues outline in the ANAO Report: Does this include staff that created false documents as part of the ANAO report? How many internal investigation cases are still waiting for investigation? How many cases for investigation lapsed because the staff member left the department?	Written
SE16/112	Integrity, Security and Assurance	Senator Carr	Children in detention	In relation to children in detention: Has DIBP undertaken any reviews into the protection of children in onshore and offshore detention in the 15/16 financial year? How often does the Child Protection Panel meet and what is its role? Has the Panel made any referrals to other agencies or authorities? What were the outcomes of those referrals and what were the nature of the referrals? When were those findings presented to the Minister? Has the Panel made any referrals to other agencies or authorities? Has DIBP received a copy of the panels indicative findings? When were those findings presented to the Minister? How many recommendations are included in the report? Have any of those recommendations been implemented? When will the report be released publically?	Written

SE16/113	People Division	Senator Carr	ComCare	<p>In relation to ComCare:</p> <p>How many incident notifications to Comcare were made in the last financial year?</p> <p>Were any of these notifications related to deaths at the workplace?</p> <p>What were the circumstances of these deaths?</p> <p>On which worksites did these deaths occur?</p> <p>What investigations have been undertaken into the deaths?</p> <p>Was DIBP found to have contributed to the cause of the deaths?</p> <p>What penalties did DIBP face in relation to these deaths?</p> <p>What actions did DIBP take to address safety concerns and prevent further death or injury?</p> <p>Was compensation was paid to any party as a result death?</p> <p>What were the circumstances that resulted in notification to Comcare?</p> <p>Did the DIBP exchange correspondence with Comcare about these cases? Please provide copies.</p> <p>On average, how many workplace health and safety matters are raised each month at meetings between the DIBP and Comcare?</p> <p>How many improvement notices were issued to the DIBP?</p> <p>There was a significant decrease in the overall incident reports from last financial year, what is the reason for that decrease?</p> <p>Do DIBP make incident reports to ComCare regarding Regional Processing Centres (RPCs)?</p> <p>Who is covered by reports made to ComCare regarding incidents in RPCs?</p>	Written
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				<p>Has DIBP issued an instruction that asylum seekers and refugees in RPCs always be addressed by their name, in writing or orally and do you ever refer to them by a reference number?</p> <p>Has DIBP established and implemented a procedure by which to assess and monitor the psychological health of each asylum seeker or refugee in a RPC and when was that procedure first implemented?</p> <p>The Work Health and Safety Act makes reference to a duty of care for workers and other persons, what is your definition of other persons?</p> <p>Do you consider RPCs to be Australian worksites, meaning DIBP staff and contractors are covered under Australia Work Health and safety laws?</p>	
SE16/114	People Division	Senator Carr	Recruitment	<p>In relation to personnel recruitment and temporary personnel services.</p> <p>Please provide a breakdown of the total staff used in 15/16 year and the total cost to DIBP</p> <p>How many staff were hired o this basis and who did you use to recruit these staff?</p> <p>Provide a breakdown on a state basis of where these staff were/are based.</p>	Written
SE16/115	People Division	Senator Carr	Staff bonuses	<p>In relation to staff bonuses:</p> <p>Can you please provide a list of individual bonus payments made to each SES staff member?</p> <p>Can you please provide an average wage for an individual working in the DIBP?</p> <p>Can you please provide examples of where staff 'performed above agreed requirements' or 'met agreed requirements'</p>	Written
SE16/116	Visa and Citizenship	Senator Carr	Migration numbers	<p>How many people migrated to Australia in 15/16?</p> <p>Please provide a breakdown over the past decade per</p>	Written

	Management			annum.	
SE16/117	Visa and Citizenship Management	Senator Carr	417 and 462 Visas	<p>With reference to 417 and 462 visas:</p> <p>(1) Please provide a breakdown of people working on 417 and 462 visas by:</p> <p>(a) State, (b) industry group, (c) labour hire company.</p> <p>(2) Please provide a breakdown of people working on 417 and 462 and the number that have transitioned onto 457 visas, including a breakdown of annual figures over the past 5 years.</p> <p>(3) Please provide a breakdown of people working on 417 and 462 visas who were issued 2nd year visas.</p>	Written
SE16/118	Visa and Citizenship Management	Senator Carr	457 Visas	<p>With reference to 457 visas:</p> <p>What is the current average time taken to process a 457 visa, please include an annual breakdown for each of the past 5 years</p> <p>How many 457 visas were declined in 2015/16, please include an annual breakdown for each of the past 5 years</p> <p>How many active sponsors are currently under the program?</p> <p>How many new sponsors were there in the 2015/16 financial year and how do you monitor these sponsors?</p> <p>How many of these sponsors are sanctioned?</p> <p>How many of these sponsors have been formally warned?</p> <p>How many of these sponsors have received an infringement notice?</p> <p>How many 457 primary visa holders were in Australia on 30 June 2016, please include an annual breakdown for each of the past 5 years</p> <p>Please provide a breakdown of people working on 457 visas by:</p>	Written



				(a) State, (b) industry group, (c) labour hire company, (d) country of origin.	
SE16/119	International	Senator Carr	Resettlement options	<p>Has DIBP been involved in any discussion with the Minister or other Departments regarding possible resettlement countries for refugees in RPCs?</p> <p>Since the last estimates, has the Minister or DIBP had any discussions with the UNHCR in relation to finding third country resettlement options for the refugees in RPCs?</p> <p>What role will the UNHCR play in resettling people on Manus and Nauru?</p>	Written
SE16/120	Refugee and Humanitarian Visa Management	Senator Carr	Visas	<p>In relation to visas:</p> <p>How many people are currently in Australia on Temporary Protection Visas?</p> <p>Of that number, how many are waiting for a primary decision?</p> <p>How many have been (a) approved for permanent residency (b) found to not warrant protection.</p> <p>How many appeals have been submitted from those people who were found to not warrant protection?</p> <p>What is the average wait time to access and reach a decision on a Temporary Protection Visa?</p> <p>What is the longest wait time?</p> <p>How many people are currently in Australia on Bridging Visas?</p> <p>Of that number, how many are waiting for (a) a primary decision (b) approved for permanent residency?</p> <p>How many have been found to not warrant protection?</p> <p>How many appeals have been submitted from those people who were found to not warrant protection?</p> <p>What is the average wait time to access and reach a decision on a Bridging Visa?</p>	Written

				<p>What is the longest wait time?</p> <p>Has the DIBP provided advice to the minister about the trends or likely outcome of those cases still waiting to be assessed? If so, what was the advice.</p> <p>What does DIBP consider to be an economic migrant?</p> <p>What does DIBP consider to be an economic refugee?</p> <p>Does DIBP assess asylum seekers to be economic migrants or economic refugees?</p> <p>For people who arrived by boat prior to a primary decision, are these people assessed as asylum seekers?</p>	
SE16/121	OSB JATF	Senator Carr	OSB - Intercepts	<p>In relation to Operation Sovereign Border can you please outline:</p> <p>(a) how many boats were intercepted in 15/16 (b) when (c) where (d) how many people were on board each vessel, (e) how many children were on board each vessel, (f) where did the boats originate (g) how many were turned back</p> <p>How many turn-backs involved transferring people on to new vessels?</p> <p>How many times did ABF provide medical treatment to people on-board these boats and what type of medical treatment was administered?</p>	Written
SE16/122	Border Force Capability	Senator Carr	High performance vessels in Cairns	<p>In relation to the Immigration Minister's announced of two new high performance vessels in Cairns (September 2016):</p> <p>What type of vessels have been ordered?</p> <p>What was the original date of delivery and what is revised date of delivery?</p> <p>What were the production glitches and will those glitches impact on the effectiveness of the vessels?</p> <p>What is the cost of the vessels and have the delays result in any additional expenses?</p>	Written

				<p>What operations will these vessels undertake? Has the delay resulted in gaps in the Australian Border Force network in North Queensland?</p>	
SE16/123	Health Services and Policy	Senator Carr	Permeant residency	<p>With reference to applications for Permanent Residency:</p> <p>(1) Total number of applications for Permanent Residency that have been denied because applicants did not meet 'health assessment' (health requirement) eligibility?</p> <p>(2) Can a breakdown be provided by annual numbers, from 1st Jan 2010-1st July 2016 including:</p> <p>(a) age of applicants (b) place of birth / country of origin of applicants (c) gender of applicants (d) length of applicant residency in Australia (by year- average)</p> <p>(3) Out of these applications denied, how many applicants have a disability?</p> <p>(4) Out of these applications denied because of disability, how many were direct applicants themselves, and how many were for:</p> <p>(a) dependant (family member, spouse), and (b) dependant minor (child)?</p> <p>(5) Can the Government please clarify and confirm how a person's disability is 'assessed' and considered when they apply for permanent residency?</p> <p>(6) Can the Government please provide a copy of the schedule of costs, and associated assessment tool in regards to the health waiver?</p>	Written
SE16/124	Visa and Citizenship Management	Senator Carr	Working Holiday Maker Visas	<p>In relation to Working Holiday Makers (WHM) Visas</p> <p>How many investigations has the Fair Work Ombudsman conducted into the employers in the 15/16 financial year?</p> <p>How many complaints were made by visa holders to DIBP regarding treatment of employers in 15/16?</p>	Written

				<p>Please include a breakdown over the past five years annual.</p> <p>Please provide an update on WHM visa applications and granted visas (subclass 417 and 462)?</p> <p>Has there been an increase applications and approvals for this class in 15/16?</p> <p>What is the trend of applications and approvals over the last three years?</p> <p>When did DIBP first become aware of the recent changes (September 2016) to the WHM Visas?</p> <p>How does DIBP anticipate demand for WHV visas will change as a result of the proposed changes to WHVs and the backpacker tax?</p> <p>Was DIBP consulted on the WHV tax changes?</p> <p>How do you currently track where individuals on these visas are working?</p> <p>Do the changes to the WHM Visas mean that you will be able to track where individuals on these visas are working and if so how?</p> <p>Where will this information be published?</p> <p>Please provide the total expenditure of a WHV maker during their stay and the estimates total average amount that a WHM earns during their stay in Australia?</p> <p>What is the total number of jobs held by a WHM Visa holders?</p> <p>Please provide a breakdown of people working on 417 and 462 visas by country of origin.</p>	
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SE16/125	Detention, Compliance and Removals	Senator Carr	Regional Processing Centres	<p>In relation to RPCs:</p> <p>How many stateless people remain in detention in offshore detention and how long have they been in detention?</p> <p>How many asylum seekers are currently detained at the Manus Island RPC?</p> <p>Since last Estimates, how many have been determined not to be refugees and determined to be refugees?</p> <p>How many people are at the East Lorengau Refugee Transit Centre?</p> <p>How many men have left Manus for resettlement in PNG, but have returned, either to East Lorengau or to Lombrum?</p> <p>How many men are being held in and around Port Moresby for medical treatment?</p> <p>How many incidents have there been in the RPC since last Estimates?</p> <p>Please provide a breakdown of those incidents</p> <p>Have there been any medical emergencies since last Estimates and how many have been treated in the new medical facility?</p> <p>How many acts of self-harm were committed by men either at the RPC or East Lorengau since last estimates?</p> <p>How many asylum seekers have been transferred to Australia for treatment and what have been the nature of injuries and illnesses?</p> <p>How many asylum seekers from the RPC are currently in Australia?</p> <p>How much financial assistance will be provided to PNG as a result of the Manus RPC closure?</p> <p>How many incidents classified as major or critical incident and how many assaults were reported?</p> <p>How many asylum seekers are currently detained at the Nauru RPC?</p> <p>Since last Estimates, how many have been determined to</p>	Written
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				<p>be refugees and not refugees?</p> <p>How many people are still in the RPC and (a) are children (b) the average time a child has been held (c) the longest period of time a child has been held?</p> <p>How many people found to be refugees are still living within the RPC?</p> <p>Has the Nauruan Government provided any indication since last estimates when they expect the remaining asylum seekers will be processed by?</p> <p>Who makes the final decision to transfer someone for medical treatment?</p> <p>What is the average length of stay in Australia for medical treatment?</p> <p>How many are still in Australia seeking medical treatment?</p> <p>How many have family accompanying them in Australia?</p> <p>What is the cost of transporting detainees between Nauru and Australia for treatment?</p> <p>How many people are currently in Australia from RPCs as a result of a court or legal injunction preventing their return following medical treatment.</p>	
SE16/126	Detention, Compliance and Removals	Senator Carr	Nauru medical treatment	<p>A refugee in Nauru RPC (Rana Dayri) has been reported (The Guardian, ""Refugee with growing breast lump has medical transfer from Nauru cancelled"", 6 August 2016) to have medical issues, including breast lumps and has had her medical transfer from Nauru cancelled, why did the refugee have her medical treatment cancelled?</p> <p>What is her current treatment and where has been undertaken?</p> <p>Is that refugee currently in Australia or on Nauru?</p> <p>Why was medical treatment postponed?</p> <p>If she has not been offered treatment, what court\se of action will be offered to her?</p>	Written

SE16/127	Integrity, Security and Assurance	Senator Carr	ANAO Report	<p>In relation to the ANAO report:</p> <p>How long did the ANAO take to conduct the audit?</p> <p>When did DIBP receive the report?</p> <p>How many DIBP staff were involved in the preparation and response to the ANAO audit?</p> <p>When did you first alert the Minister or his office to the ANAO investigation?</p> <p>Did you send copies of documents provided to the ANAO to the Minister or his office?</p> <p>How many staff are required to annually submit conflict of interest declarations and how many submitted them in 15/16?</p> <p>How many are currently outstanding for this financial year?</p> <p>How many conflict of interest declarations were received from DIBP staff? Please provide numbers for the last 5 years.</p> <p>How many staff members were assessed as having a real conflict of interest?</p> <p>What were the nature of those conflicts, how were they investigated and has any action been taken against staff?</p> <p>Was DIBP aware that officers were creating files to justify decisions made following completion of the RFT process (open tender process) and were staff directed to create files at any stage?</p> <p>Did any SES level officers direct staff to create these documents?</p> <p>Did any senior staff in DIBP create the documents themselves?</p> <p>What types of investigations are underway into the behaviour of staff?</p> <p>What type of files were created following the</p>	Written
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				commencement of the investigation by the ANAO? Please list the file names.	
SE16/128	Immigration and Citizenship Policy	Senator Carr	Working Holiday Maker Visas	<p>In relation to WHM visas and the addition of postcodes 6076 and 6111: Please provide the names of individuals or companies that made representation to the Minister or Department regarding the inclusion of postcodes 6076 and 6111 in the regional areas that backpackers can work.</p> <p>What role did the Department have in the formation of the amendment to the definition of specified work? Please outline the process.</p> <p>Did the Department provide advice to the Minister on this amendment? What was that advice?</p> <p>Did the Department conduct a comprehensive analysis of the impact of this amendment on the statistical areas?</p> <p>I refer to the addition of the postcodes in Western Australia, are you aware that these postcodes are classified as the greater Perth region?</p> <p>According to ABS statistics, youth unemployment is persistently around 9 to 10 percent in the regions that will be impacted by this amendment. This is pretty close to the state rate. In neighbouring regions youth unemployment is higher than the state rate. Was this a consideration?</p>	Written
SE16/129	Refugee and Humanitarian Visa Management	Senator Carr	Syria resettlement	<p>"In relation to the one off resettlement of 12,000 Syrian or Iraqi refugees: What is the current status of the resettlement of 12,000 Syrian Refugees?</p> <p>As of 2 September, 6678 visas have been issued and 3532 of these people have settled in Australia. Are</p>	Written



				<p>these figures correct as of today?</p> <p>When will the remaining refugees arrive in Australia?</p> <p>How long does the Department estimate it will take for the remaining refugees to arrive in Australia?</p> <p>Why has processing taken so long given the urgency stated by the Government?</p> <p>The Government has been criticised for not acting fast enough to resettle Syrian refugees, what steps are being taken to increase resettlement?</p> <p>Given the slow processing times and criticism, has the Department allocated additional resources/staffing to handle the increased intake?</p> <p>Have extra staff been reassigned from within DIBP or employed to assist with the intake since the last estimates?</p> <p>How many additional staff and at what cost?</p> <p>What is the classification of the extra staff?</p> <p>What background, security and integrity checks have occur for those staff?</p> <p>When conducting security assessments do you share and use security data held by our allies?</p> <p>Is it regular that you would rely on their information to form an assessment on an individual seeking asylum?</p> <p>What is the average timeframe for the Department to assess and grant a visa for this cohort?</p> <p>The United States has already processed and seen their 10,000 Syrian refugees set foot in America, why has Australia been unable to meet a similar timeframe?</p> <p>What is the difference in the assessment process?</p> <p>What work is being done with state and territory governments regarding resettlement of Syrian and Iraqi refugees?"</p>	
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SE16/130	Refugee and Humanitarian Visa Management	Senator Carr	Fast-track applications	<p>In relation to 'fast-track' applications:</p> <p>How many asylum seekers have been contacted in 2015/16 to advise they are eligible to apply for assessment under the so-called 'Fast-Track' process? Please provide figures for the last five years.</p> <p>How many applications have been received in 2015/16 under the so-called 'Fast-Track' process? Please provide figures for the last five years.</p> <p>How many applications have been assessed in 2015/16 under the so-called 'Fast-Track' process? How many decisions have been made in 2015/16 under the so-called 'Fast-Track' process? Of those application, how many were positive and how many were negative?</p> <p>How many applications have been referred to the Immigration Assessment Authority? How many decisions have been made by the IAA? Of those, how many were positive and how many were negative?</p> <p>Do asylum seekers eligible to apply under the so-called 'Fast-Track' process receive legal advice or support as a matter of course? If not, why not? and if yes, what types of support were offered?</p> <p>Has the lack of legal support for applicants lead to an increase in the time taken to process applications?</p>	Written
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SE16/131	Children, Community and Settlement Services	Senator Carr	Children in onshore detention	<p>In relation to children in onshore detention:</p> <p>What is the current number of children in onshore detention?</p> <p>How many of these are children are from the Nauru or Manus facility and are in Australia for medical treatment, or accompanying a parent undergoing medical treatment?</p> <p>How many of these children are in detention because there is an adverse security assessment against one of the parents and the family has chosen to stay together?</p> <p>What is the current average time in detention for children in onshore detention facilities?</p> <p>What is the longest period in detention for a child?</p>	Written
SE16/132	Detention, Compliance and Removals	Senator Carr	Detainee transfers	<p>In relation to transferring detainees between facilities:</p> <p>What are the processes when deporting a detainee?</p> <p>What process is in place for checking the details of the individual?</p> <p>Has the Department implemented all the recommendations from the Inquiries into Vivian Alvarez and Cornelia Rau?</p> <p>What is the process when transferring a detainee between facilities?</p> <p>Recently DIBP sent the wrong individual from the Maribyrnong Detention Centre to the Christmas Island Detention Centre, how was this error made?</p> <p>Is there an ongoing investigation into this incident?</p> <p>What were the findings of the DIBP's investigation?</p> <p>Who is to blame for this error?</p> <p>What support has been offered to the individual incorrectly transferred?</p> <p>Given this case, what stops you from incorrectly deporting an individual in the same circumstance?</p> <p>How many incorrect transfers have occurred in the last</p>	Written

				five years, please provide a list year by year.	
SE16/133	Detention, Compliance and Removals	Senator Carr	IMA's in onshore detention	<p>In relation to irregular maritime arrivals in onshore detention:</p> <p>How many stateless people remain in detention in onshore detention?</p> <p>What is the average timeframe for a stateless person being in detention?</p> <p>What is the process for dealing with stateless people in detention?</p> <p>How many detainees are currently in onshore detention, including Christmas Island?</p> <p>How many are children?</p> <p>How many are unaccompanied minors?</p> <p>How many children are currently held in onshore detention?</p> <p>Why are there children still being held in detention? Please provide detail of each case.</p> <p>How many people in detention are due to having their visa cancelled on character grounds?</p> <p>How many are NZ citizens?</p> <p>How many people have been detained in 2015/16?</p> <p>How many of those people are NZ citizens?</p> <p>What is the average length of stay in detention for people who have had their visa mandatorily cancelled on character grounds?</p> <p>Have any of those currently being detained not served a custodial sentence?</p> <p>How are the deportations determined?</p> <p>Are there any key factors the DIBP considers?</p> <p>Does the DIBP apply the 501 cancellations to those currently incarcerated, or also retrospective cases?</p> <p>What is the average time taken for the Minister to</p>	Written

				consider an appeal for a revocation under section 501? What is the daily cost of detaining someone in the facility on Christmas Island?	
SE16/134	Children, Community and Settlement Services	Senator Carr	IMA's in offshore detention	In relation to irregular maritime arrivals in offshore detention: How many stateless people remain in detention in offshore detention? How long have these people been in detention? What is the process for dealing with stateless people in detention? What discussions have been held with Cambodia regarding resettlement? Will that relationship continue?	Written
SE16/135	Children, Community and Settlement Services	Senator Carr	Offshore processing - Manus	In relation to offshore processing on Manus Island RPC: How many asylum people are currently detained at the Manus Island RPC? In 2015/16, how many people have been given a primary decision? Of those people, how many were determined to not be refugees? Of those who determined to not be refugees: Where are they living now? Have any voluntarily returned to their country of origin? Have any involuntary returns been attempted by the PNG authorities? How many people have been determined to be refugees? Of those people who were determined to be refugees, where are they living now? How many have been resettled? Have they taken PNG visas and are they living in the community? How many people are at the East Lorengau Refugee Transit Centre? How many men have left Manus for resettlement in PNG, but have returned, either to East Lorengau or to Lombrum,	Written

				<p>because resettlement did not work?</p> <p>How many men are being held in and around Port Moresby for medical treatment?</p> <p>How many incidents have there been in the RPC? Please provide figures for the last five years.</p> <p>What are the nature of these incidents?</p> <p>Have there been any minor or serious injuries for detainees or staff as a result of these incidents?</p> <p>Have there been any medical emergencies in 2015/16?</p> <p>If so, what was the nature of these emergencies?</p> <p>How many asylum seekers have been treated in the new medical facility?</p> <p>What has been the nature of injuries and illnesses treated in the facility?</p> <p>How many asylum seekers have been transferred to Australia for treatment?</p> <p>What has been the nature of injuries and illnesses treated in Australia?</p> <p>How many asylum seekers from the RPC are currently in Australia?</p> <p>Where are they based and when do you expect they will return to Manus?</p> <p>There has been significant reporting around the closure on the Manus Island RPC, what steps are in place to manage the closure of the RPC</p> <p>How much financial assistance has the Australian Government allocated to PNG as a result of the Manus closure?</p>	
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SE16/136	Children, Community and Settlement Services	Senator Carr	Offshore processing - Nauru	<p>In relation to offshore processing on Nauru RPC:  How many asylum seekers are currently detained at the Nauru RPC?  In 2015/16, how many have been determined not to be refugees?  Of those determined not to be refugees, where are they living now?  Have any voluntarily returned home?  Have any involuntary returns been attempted by the Nauruan authorities?  In 2015/16, how many have been determined to be refugees?  Where are they living now?  Have they taken visas and are they living in the community?  How many people are living in the RPC?  How many children?  What is the average time a child has been held in the RPC?  What is the longest period of time a child has been held?  How many children are attending school in Nauru?  How many of those found to be refugees are still living within the RPC?  Is this by choice or because there is no housing available for them in the community?  Has the Nauruan Government provided any indication when they expect the remaining asylum seekers will be processed by?  How many asylum seekers have been transferred to Australia for medical assistance since the last Estimates?  How many were children?</p>	Written
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				<p>How many of these medical transfers were for instances of self-harm?</p> <p>How many of these medical transfers were for instances of alleged sexual assault?</p> <p>Who makes the final decision to transfer someone for medical treatment?</p> <p>What is the average length of stay in Australia for medical treatment?</p> <p>How many are still in Australia seeking medical treatment?</p> <p>How many have family accompanying them in Australia?</p> <p>What is the cost of transporting detainees between Nauru and Australia for treatment?</p>	
SE16/137	Detention, Compliance and Removals	Senator Carr	Separation of refugees and non-refugees on Manus	<p>When did Australia first draw up a plan to separate refugees from non-refugees within the Manus Island Regional Processing Centre in order to encourage those inside the centre to leave (either for resettlement or removal)?</p> <p>How many acts of self-harm were committed by men either at the MIRPC or East Lorengau over the past six months?</p> <p>How many were classified as major or critical incidents?</p> <p>How many acts of assault were reported?</p> <p>How many of those acts were guards or staff assaulting asylum seekers/refugees - and vice versa?</p> <p>How many assaults were asylum seeker/refugee on another asylum seeker/refugee?</p> <p>How many men on Manus have been given 'positive' refugee status determinations on the basis of their sexuality?</p> <p>What advice is provided to men currently on Manus who have been assessed as refugees because they are</p>	Written



				gay, and who are about to be resettled in PNG?	
SE16/138	Visa and Citizenship Management	Senator Carr	Citizenship Applications	<p>How many citizenship applications are currently on-hand?</p> <p>How many of these applications have successfully sat the citizenship test?</p> <p>What is the median amount of time after someone has successfully completed the citizenship test and gaining citizenship?</p> <p>What is the amount of time for the 10 per cent of applications that are shortest and longest in terms of time length between successfully sitting the test and attending a citizenship ceremony?</p> <p>How many Ministerial determinations have been made under Section 26(3) in 2015/16? Please provide details of the last five years.</p> <p>Please provide these determinations by Country of Birth and time since permanent visa grant.</p> <p>Were all the determinations made for a period of 12 months?</p> <p>What is the process behind making a determination? Please provide a step-by-step outline of the process?</p> <p>How are applicants notified about the determination?</p> <p>Do applicants have to acknowledge the determination?</p> <p>What factors are used in the determination?</p> <p>If Character and Identity, have these factors been assessed already for visa grants?</p> <p>Has recent national security legislation impacted on the process of issuing determinations? Have these determinations changed at all?</p>	Written

SE16/139	Border Management	Senator Carr	Visa overstayers	<p>In relation to people who overstay their visa:  How many people in Australia have currently overstayed their visa?  How many people who overstayed their visa were removed from Australia in 2015/16? Please provide details for the last five years.  Has there been an increase in the number of people overstaying their visa?  How do most people that overstay their visa arrive in Australia?  What is the longest amount of time that someone has overstayed their visa?  What is the average amount of time that someone overstays their visa?  What steps does DIBP undertake to locate and remove someone who has overstayed their visa?  Given the increase in numbers, what measures is the DIBP undertaking to remove people?</p>	Written
SE16/140	Visa and Citizenship Management	Senator Carr	Partner visas	<p>In relation to partner visas:  How many partner visa (subclasses 820 and 801) applications did the DIBP receive in 2015/16? Please provide a breakdown for the previous five years.  What is the expected wait time for the processing of partner visa (subclasses 820 and 801)?  What is longest period taken to process a partner visa (subclasses 820 and 801) in 2015/16?  How many partner visa (subclasses 820 and 801) waited longer than 12 months for a decision in 2015/16?  How many partner visa (subclasses 820 and 801) were declined in 2015/16? Please provide a breakdown for the previous five years.  Please provide a breakdown of the reasons these applications were declined.</p>	Written

SE16/141	Visa and Citizenship Management	Senator Carr	Child visas	<p>In relation to child visas:</p> <p>How many child visa (subclass 101, 802 and subclass 445) applications did the DIBP receive in 2015/16? Please provide a breakdown for each category. Please provide the same information for the previous five years.</p> <p>What is the expected wait time for the processing of child visa (subclass 101, 802 and subclass 445)? Please provide a breakdown for each category.</p> <p>How many child visa (subclass 101, 802 and subclass 445) were declined in 2015/16? Please provide a breakdown for each category. Please provide the same information for the previous five years.</p> <p>Please provide a breakdown of the reasons these applications were declined.</p> <p>How many child visa (subclass 101 and 802) had previously held a child visa (subclass 445)?</p>	Written
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SE16/142	Immigration and Citizenship Policy	Senator Carr	Labour market testing	<p>In relation to labour market testing:</p> <p>Does the DIBP believe labour market testing is an important part of a modern economy?</p> <p>Does labour market testing protect Australian jobs?</p> <p>Why has Australia continued to remove labour market testing from its FTAs?</p> <p>Does the DIBP have concerns Australia is continuing to remove labour market testing from its FTAs?</p> <p>Will the removal of labour market testing affect all industries equally?</p> <p>Who will it most affect?</p> <p>Who will it least affect?</p> <p>Why is labour market testing important for some countries but not others in trade negotiations?</p> <p>Is it possible to re-introduce labour market testing into a FTA?</p> <p>How is this done?</p> <p>Are there multiple ways?</p> <p>Has a country ever done this before?</p> <p>Has the Department planned for this at all?</p>	Written
SE16/143	Border Management	Senator Carr	Importation of asbestos	<p>In relation to the importation of asbestos:</p> <p>Has the DIBP provided a responded to the non-confirming building products inquiry draft report and can you provide a copy of the submission?</p> <p>DIBP provided evidence to the Non-Conforming Building Products Inquiry that Russia, China, India, Brazil, Kazakhstan and Canada have been identified as high-risk countries. Countries with expanding manufacturing bases and increased trade with Australia, such as Vietnam and Zimbabwe are closely scrutinized. DIBP also mentioned Thailand and Singapore in the verbal evidence.</p> <p>Does this list include Indonesia given they still use asbestos in building products?</p> <p>How does DIBP manage this issue when negotiating free</p>	Written

				<p>trade agreements? Is DIBP involved in those negotiations? DIBP provided evidence at that same inquiry in November last year, stating that: “In instances of asbestos we have a number of profiles in our systems—as of last month we have about 31 profiles,—targeting certain high-risk origins, suppliers and various intelligence on products like children's toys and all the things we have known of previously. We target those and if they are suspected of containing asbestos we actually get the importer to get it tested through a NATA authorized laboratory. If asbestos is present we will get a removals to handle the asbestos. That is the process...” and “It is based on the information provided by the importer.” Has DIBP seen any evidence of importers miss-declaring the origin, or tariff codes of the goods, trans-shipping them etc. in to avoid being picked up by these risk profiles? Please provide details of each instance. Is DIBP aware of goods containing asbestos that have not been stopped by Border Force simply because they haven't matched the risk profile in operation at the time? If so, how did they fall through the cracks and what actions were taken? If a contaminated product is imported from a particular country or supplier (and assuming it is discovered), does it automatically trigger a consignment about that country or supplier being classified as high risk, or does it inform your existing risk profiles? What is the process? Commander Erin Dale visited China in May 2016 to discuss issues around asbestos imports with government agencies. Can you provide details of this trip and its results? What is an “asbestos-free certificates” and how are they issued? Peter McRae, the CEO of customs broker Platinum Freight, said in an article from Fairfax that “Until recently, authorities had accepted asbestos-free certificates that were several</p>	
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				<p>years old and potentially out of date” Is this true? And if so, were Chinese government agencies and/or manufacturers told that this would no longer be acceptable when Commander Dale visited China in May? How does a supplier obtain an “asbestos-free” certificate? What’s the process? Does it require goods to be tested within Australia by an accredited laboratory? Mr Tighe from the Asbestos Eradication Agency stated that: “importers of goods/materials that are at risk of containing asbestos...should be required to demonstrate they have put in place a robust testing regime to ensure their goods/materials are asbestos-free”. He also recommended that the testing of goods and materials should be undertaken in Australia, by an accredited laboratory, because certification provided to importers from overseas manufacturers has sometimes been proved to be incorrect or unreliable. Does DIBP agree that the testing regime needs to be improved? What is DIBPs position on the proposal that the testing of goods and materials should be undertaken in Australia by an accredited laboratory? Is ABF briefing DFAT ahead of the next High Level Dialogue on Technical Barriers to Trade between Australia and the Chinese Government (which is a dialogue formalised under the Australia China Free Trade Agreement) about what is required to assess positive evidence of conformance with Australian standards, in regards to products with a high risk of containing asbestos? If not, why not</p>	
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SE16/144	Border Management	Senator Carr	Non-conforming building products	<p>In evidence to the Non-Conforming Building Products Senate Inquiry the Australian Border Force indicated they had finalised five investigations into the importation of goods containing asbestos during the 2014/15 year.</p> <p>What was the nature of those investigations?  What results did DIBP find?  Has DIBP briefed the Minister of the results of the investigation?</p> <p>In the same evidence DIBP suggested there were a further two investigations underway.  Where are those investigations up to?  What products are those investigations looking at?</p> <p>An ABC article from 17 July 2016 indicated that since 2013, Australian Border Force has had 17 positive matches for asbestos and has finalised 10 investigations.</p> <p>How many investigations per year have DIBP conducted since 2013?  How many seizures have occurred since 2013?</p> <p>An article in Fairfax 30 September 2016 suggests that the Australian Border Force has made 13 seizures of banned building material containing asbestos since its establishment of ABF.</p> <p>What sorts of materials have been seized?  Can DIBP provide a breakdown of the product (by tariff code) and country of origin of these 13 seizures?  This same article states that 69 sites around Australia are being investigated for asbestos contaminated material, including 11 sites in Victoria. Please provide an update on those investigations?  What was the total value of these seizures according to the import declarations?</p>	Written
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				<p>In December 2015, Australian Border Force stated that there been \$64,000 in fines, penalties and costs imposed since 2009 relating to asbestos offences. Can DIBP provide an updated figure regarding fines, penalties and costs given all of the recent seizures? How does DIBP investigate possible asbestos imports at the border? It has to be through physical testing, is that right? Roughly how many shipments are flagged for possible asbestos? And of these, how many actually undergo physical testing? In terms of inspections, it has been suggested in an ABC report from July 2016 that "1,000 shipments had been flagged as fitting or being similar to a high-risk profile, of which 100 had been sent off for testing." Is this correct? Have DIBP completed testing of these? What does DIBP consider to be high risk? How does DIBP determine a high risk profile? Please provide a breakdown of the country of origin for these products? (by tariff line) Does DIBP agree there has been an increase in asbestos imports in recent years? What difference has DIBP noticed and what can this be attributed to?</p>	
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SE16/145	Border Management	Senator Carr	Penalty Infringement Regulations	<p>The current Penalty Infringement Regulations include penalties for a breach of up to \$180,000 – is that right? How much has been collected in fines, penalties and costs each year for the last five years?</p> <p>DIBP provided evidence to the Non-Conforming Building Products Inquiry that “The ABF’s response to any breach of the Act must be proportional to the severity of the breach,”</p> <p>Given exposure to asbestos can cause death, does DIBP consider all breaches severe?</p> <p>What is the penalty DIBP considers to be severe?</p> <p>DIBP stated in evidence that other options (other than fines) are available and include “education, warning letters and administrative action such as the suspension or revocation of a license,”</p> <p>Please provide a breakdown of the actions you’ve taken</p> <p>How many warning letters has DIBP issued?</p> <p>Have there been any revocations or suspensions of licenses?</p> <p>A review conducted by Swedish firm ‘KGH Border Services’ completed in March 2016, recommended the ABF move to “prioritise” prosecution?</p> <p>Does DIBP agree with the recommendation to “prioritise” prosecution and if so, how are they implementing that recommendation?</p> <p>The Department's Annual Report talks about 307,000 crayons containing traces of asbestos, how many consignments was this?</p> <p>Please provide a breakdown of the country of origin</p> <p>What was the breakdown in sea and air cargo of these goods by consignments and volume?</p> <p>Given the enormity of the consignment detected has ABF notified the ACCC about the manufacturer to</p>	Written
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				<p>ensure further asbestos Crayons are not being sold to Australian children?</p> <p>Is ABF aware of matching red and yellow crayons that are of equal quantum that may also contain Asbestos?</p> <p>Are ABF concerned with other asbestos Crayons being sold in Australian stores given the frequency of detection?</p> <p>Has ABF conducted analysis regarding detection of contaminated imports in use in the Australian economy compared with contaminated goods detected by ABF at point of importation?</p> <p>Why have asbestos products have been found in the following building works?</p> <p>Royal Children’s Hospital Perth [Attachment 5.16]</p> <p>1 William St Brisbane QLD [Attachment 5.17]</p> <p>Smelter redevelopment at Port Pirie [Attachment 5.18]</p> <p>Have the companies that are building with or importing asbestos been investigated?</p>	
SE16/146	Detention, Compliance and Removals	Senator Carr	adults in onshore detention	<p>In relation to adults in onshore detention:</p> <p>What is the current number of adults in onshore detention?</p> <p>How many of these are adults are from the Nauru or Manus facility and are in Australia for medical treatment, or accompanying a parent, child or family member undergoing medical treatment?</p> <p>How many of these adults are in detention because there is an adverse security assessment against one of their family members and they have chosen to stay together?</p> <p>What is the current average time in detention for adults in onshore detention facilities?</p> <p>What is the longest period in detention?</p>	Written

SE16/147	Visa and Citizenship Management	Senator Marshall	457 Visas	<p>1. How many applications have been granted for 457 subclass visas since 2004-05 to applicants from the engineering profession, by:</p> <p>a. Financial year; and</p> <p>b. Discipline of engineering?</p> <p>2. How many applications for 457 subclass visas have been granted to applicants from the engineering profession, who have previously held student subclass visas since 2004-05 by</p> <p>a. Financial year; and</p> <p>b. Discipline of engineering and financial year?</p> <p>3. How many applications for permanent residency have been granted to applicants from the engineering profession who have previously held 457 subclass visas since 2004-05 by</p> <p>a. Financial year; and</p> <p>b. Discipline of engineering and financial year?</p> <p>c. Whether they had also held student sub-class visa, by financial year?</p>	Written
SE16/148	Visa and Citizenship Management	Senator Marshall	Student visas	<p>How many applications for permanent residency have been granted to applicants from the engineering profession who have previously held student subclass visas since 2004-05 by</p> <p>a. Financial year; and</p> <p>b. Discipline of engineering and financial year?</p> <p>c. Whether they had also held a Temporary Graduate visa (subclass 485), by financial year?</p>	Written
SE16/149	Visa and Citizenship Management	Senator Marshall	485 Visas	<p>How many applications for Temporary Graduate visas (subclass 485) have been granted to applicants from the engineering profession who have previously held student subclass visas since 2004-05 by</p> <p>a. Financial year; and</p> <p>b. Discipline of engineering and financial year?</p>	Written

SE16/150	Visa and Citizenship Management	Senator Marshall	Engineer skilled migration	Who were the assessment entities for engineer skilled migration and what fees were paid by government for migration assessments in: a. 2013/14; b. 2014/15; c. 2015/16.	Written
SE16/151	Executive Division	Senator Bilyk	Ministerial functions	In relation to any functions or official receptions hosted by Ministers or Assistant Ministers in the portfolio since 1 January 2016, can the following please be provided: <ul style="list-style-type: none"> <li>• List of functions;</li> <li>• List of attendees including departmental officials and members of the Minister's family or personal staff;</li> <li>• Function venue;</li> <li>• Itemised list of costs;</li> <li>• Details of any food served;</li> <li>• Details of any wines or champagnes served including brand and vintage;</li> <li>• Details of any floral arrangements or other decorations; and</li> <li>• Details of any entertainment provided.</li> </ul>	Written
SE16/152	Corporate Services	Senator Bilyk	Executive Office upgrades	Have the furniture, fixtures or fittings of the Secretary's office, or the offices of any Deputy Secretaries, been upgraded since 1 January 2016? If so, can an itemised list of costs please be provided?	Written
SE16/153	Corporate Services	Senator Bilyk	Facility upgrades	Have the facilities of any of the Department's premises been upgraded since 1 January 2016, for example, staff room refurbishments, kitchen refurbishments, bathroom refurbishments, the purchase of any new furniture, fridges, coffee machines, audio visual facilities or any other equipment including kitchen equipment and utensils? If so, can a detailed description of the relevant facilities upgrade please be provided together with an itemised	Written

				list of costs? Can any photographs of the upgraded facilities please be provided?	
SE16/154	Executive Division	Senator Bilyk	Vacancies	Please provide a list of all statutory, board and legislated office vacancies and other significant appointments vacancies within the portfolio, including length of time vacant and current acting arrangements.	Written
SE16/155	Executive Division	Senator Bilyk	Media monitoring	How much has the Department spent on media monitoring since 1 January 2016? Can a list of all Contract Notice IDs for the Austender website in relation to media monitoring contracts please be provided?	Written
SE16/156	Executive Division	Senator Bilyk	Advertising and information campaigns	How much has the Department spent on advertising and information campaigns since 1 January 2016? Can a list of all Contract Notice IDs for the Austender website in relation to advertising and information campaign contracts please be provided?	Written
SE16/157	Traveller, Customs and Industry Policy	Senator Bilyk	Contract Notice ID CN3365034 - Hotels and lodging and meeting facilities	With reference to Contract Notice ID CN3365034 (as amended by CN3365034-A1) published on the Austender website ("Hotels and lodging and meeting facilities"): What goods or services were procured under this contract? Did this contract relate to the staging of an event? If so, to which event does this contract relate? What time did the event start and finish? Can a copy of the invitation to this event please be provided? Was any food or beverages procured under this contract? If so, please provide an itemised list of all food and beverages served together with an itemised list of costs. The brand and vintage of any wines or champagnes should be included in this itemised list. Was any floral or other room decorations procured	Written

				<p>under this contract? If so, please provide an itemised list of costs.</p> <p>Were any entertainment services procured under this contract? If so, what services and what was the cost? Can a guest list of the function or event to which this contract relates please be provided? If any Ministers attended, this guest list should include the names of any departmental staff or any personal staff or family members who also attended.</p> <p>Who approved this expenditure?</p> <p>Was the Minister for Immigration's office briefed on this function or event? If so, on what date(s)?</p> <p>What were the travel costs including flights and accommodation on top of the contract for any DIBP staff to attend this event?</p> <p>Were there any other costs associated with this event that were not covered by this contract? If so, please provide an itemised list of costs.</p>	
SE16/158	Executive Division	Senator Bilyk	Contract Notice ID CN3378065 - Promotional merchandise	<p>With reference to Contract Notice ID CN3378065 published on the Austender website ("Promotional merchandise"):</p> <p>Precisely what promotional merchandise was procured under this contract? Can an itemised list of each item showing relevant costs please be provided?</p> <p>Is it possible to provide photographs or illustrations of each item?</p> <p>Can samples please be provided?</p> <p>Who approved this expenditure?</p> <p>Was the Minister for Immigration's office briefed on this material? If so, on what date(s)?</p>	Written

SE16/159	Executive Division	Senator Bilyk	ABF Podcasts	<p>In relation to the ABF podcast series:  Who conceived of the idea to have an ABF podcast?  What is the purpose of the ABF podcast?  Who produces the ABF podcast?  Are external agencies engaged to assist with any aspect of production? If so, what agencies? Precisely what work have they performed? Can an itemised list of costs please be provided?  How many times has the ABF podcast been downloaded?</p>	Written
SE16/160	Detention Services	Senator Siewert	detainees with disability	<p>1. What is the current number of people with disability in immigration detention (both onshore and offshore)?</p> <ul style="list-style-type: none"> <li>• What method is being used to gather this data?</li> <li>• Does this data include psychosocial disability and mental health issues related to trauma?</li> </ul> <p>2. What disability inclusion policies/practices are being used by Broadspectrum to accommodate people with disability and ensure their participation in the life of centre?</p> <p>3. How much funding is going towards disability supports for people with disability in offshore detention?</p>	Written
SE16/161	Visa and Citizenship Management	Senator Siewert	416 Visas	<p>Is the Government aware of any disability services organisations bringing young people into Australia to have a 'cultural exchange' experience on section 416 visas, but the young people are then being engaged to work in disability services for very low wages?</p> <ul style="list-style-type: none"> <li>• If yes, what is the Government doing to stop the use of these visas for labour?</li> <li>• If no, will the Government investigate this and the affect it is having on the level of care provided through the NDIS?</li> </ul>	Written

SE16/162	Integrity, Security and Assurance	Senator McKim	Conflicts of Interest	<p>1. Has the department identified any improper relationships or undeclared conflicts of interest between employees and contractors or potential contractors? Has any such misconduct been identified?</p> <p>2. If so, what action did the department take? Have any staff members been the subject of disciplinary reaction or had their employment terminated?</p>	Written
SE16/163	Visa and Citizenship Management	Senator Pratt	Investment Facilitation Arrangements	<p>1. Through Investment Facilitation Arrangements (IFAs), made under a separate MOU alongside the China Free Trade Agreement, companies making investments of more than \$150 million in certain infrastructure development projects can access skilled overseas workers if suitable local workers cannot be found. The Department of Foreign Affairs and Trade website states that, under Investment Facilitation Arrangements (IFAs), 'employers are not permitted to bring in overseas skilled workers unless there is clear evidence of a genuine labour market need, as determined by the Department of Immigration and Border Protection.' What does the department consider to be 'clear evidence'? What assessment criteria are used in determining labour market needs?</p> <p>2. Chinese company Tianqi Lithium is building a \$400 million lithium plant in Kwinana, Western Australia. Has there been an application made for an IFA for this project?</p> <p>3. If so, what evidence has been provided to assess labour market needs? Will this be made public?</p> <p>4. Given that unemployment in Kwinana was at 11.5% in the June 2016 quarter, can the department assure us that local labour will be used on this project?</p>	Written



SE16/164	People Division	Senator McAllister	Staffing levels	Please provide a breakdown of staffing levels as at 30 June 2016, nationally and for each state and territory, by the following categories: a) Full time equivalent (FTE); b) Head count; c) Gender; d) Ongoing; e) non-ongoing; and f) classification level.	Written
SE16/165	People Division	Senator McAllister	Engagements	How many engagements occurred in the 2015-16 financial year, by: a) Classification; b) State or territory; c) Ongoing staff; and d) Non-ongoing staff.	Written
SE16/166	People Division	Senator McAllister	Separations	How many separations occurred in the 2015-16 financial year, by: a) Classification; b) State or territory; c) Ongoing staff; d) Non-ongoing staff; and e) Reason for separation.	Written

SE16/167	Finance	Senator McAllister	Contractors and consultants	<p>What was the total expenditure on contractors and consultants in the 2015-16 financial year.</p> <p>For each contract or consultancy in the 2015-16 financial year, please outline:</p> <ul style="list-style-type: none"> <li>a) The project or engagement;</li> <li>b) The value of the contract;</li> <li>c) The name of each firm or contractor engaged; and</li> <li>d) The purpose of the contract.</li> </ul> <p>For each contract or consultancy in the 2015-16 financial year, please outline:</p> <ul style="list-style-type: none"> <li>a) The names of each firm or contractor engaged; and</li> <li>b) Total payments made to each contractor or consultant.</li> </ul>	Written
SE16/168	People Division	Senator McAllister	Labour hire arrangements	<p>For the 2015-16 financial year, please outline:</p> <ul style="list-style-type: none"> <li>a) How many staff were employed through labour hire arrangements;</li> <li>b) Total expenditure on labour hire staff;</li> <li>c) The contractors or labour hire firms engaged to supply these staff;</li> <li>d) Total payments to each of the organisations that provided staff through either a labour hire arrangement or other contractual arrangement; and</li> <li>e) The nature of the work performed by labour hire staff.</li> </ul>	Written

SE16/169	Detention, Compliance and Removals	Senator MacDonald	Nauru Files	<p>CHAIR: I always acknowledge the huge workload your department has, Mr Pezzullo, and I think you have better things to do than searching around in records to answer questions from this committee. But is it a big job to try and give me a number of the occurrences of the incident and when they happened? For my purposes, you could perhaps say the incidents that happened up to 1 January 2014 and also the reporting date. Perhaps it might be easier, in your records, to let me know when these were actually reported, not when they occurred. The second set is not when they occurred but when they were reported. I think you would probably find that easier.</p> <p>Mr Pezzullo: If I may, Chair, half of that request, in fact, is already in hand because we are doing a further drill-down of the data to support our submission to this committee's inquiry into incidents on Nauru. What we will now take on notice—and the assistant commissioner at the table can assist me—is further breaking down the date of reporting, which, as the assistant commissioner said, commences in May 2013, and then, where it is not contemporaneous with the incident report, the date, if you will, of the historical incident, which, in some cases, might be a year or two years old. We will take that on notice through these committees' proceedings, but it might be that the answer in its definitive, conclusive detail will be covered in a written submission to the inquiry.</p>	39
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SE16/170	Detention, Compliance and Removals	Senator MacDonald	Nauru Files - incident reports	<p>CHAIR: Can you indicate how many there have been against contractors engaged—</p> <p>Senator REYNOLDS: Service providers?</p> <p>CHAIR: and service providers.</p> <p>Mr Pezzullo: I do not know that we can indicate it other than on notice because the composition of who the complainant is and who the allegation is against is part of the deeper analysis that Mr Woodford-Smith has. Unless you have an answer of the top of your head, Mr Woodford-Smith, I would prefer that we take that on notice.</p>	71
SE16/171	Visa and Citizenship Management	Senator Fawcett	Existing wait times	<p>Senator FAWCETT: What are the current wait times on the existing program? Are you anticipating under this new program, with the five-year or up-to-five-year visa, that it will be a normal turnaround time, as per most other visas for visitors?</p> <p>Mr Wilden: Ms Dacey is coming to the table. She runs the program management side and can answer the question on current wait times for those visas. With the new visa, that would be processed in a similar way to existing visas of its kind. There is a sponsorship element proposed at the moment. There will be a range of checks. If they are coming for a longer period, they will have to demonstrate health insurance—et cetera. Those all have to be factored in. Whereas a standard tourist visa, for example, can be processed very quickly, these additional checks mean that there are slight delays. Ms Dacey can talk through the different programs and the current processing times.</p> <p>Ms Dacey: As Mr Wilden said, there were two pathways, effectively, in the permanent scheme. If you are coming on a visitor visa, just for a visit, there is no wait; that would just get processed. But there are quite</p>	98

				<p>long delays, particularly for the non-contributory parent. The waits can be up to 30 years, because fundamentally a number of places get released each year, the demand exceeds the supply of places, and so that pipeline continues to grow. It is much shorter for the contributory parent. I just need to check, but I think it is about 30 months. I will just check that for you.</p>	
SE16/172	International	Senator Carr	Summit - Invitation to Prime Minister	<p>Senator KIM CARR: What was the date on which the Prime Minister was actually invited to this? Mr Pezzullo: I think Ms Noble, in the last segment of your allotted time, undertook to reconstruct the relevant dates.  Senator KIM CARR: I was not clear about that.</p>	101