

## **QUESTION TAKEN ON NOTICE**

**ADDITIONAL ESTIMATES HEARING: 13 February 2006**

IMMIGRATION AND MULTICULTURAL AFFAIRS PORTFOLIO

### **(31) Output 1.3: Enforcement of Immigration Law**

Senator Ludwig (L&C 52-53) asked:

In relation to the subsequent 27 cases referred to the Ombudsman, provide the nationality, the length of detention, when the decision was made to review that case or determine that it was one of those that should be looked at, and whether the person has been released or is still in detention, as the case may be.

*Answer:*

Please see response to the Question on Notice by Senator Nettle on 13 February 2006 (No. 59).

One client of the further 27 cases is currently in immigration detention. The lawfully detained client has spent 209 days in immigration detention (as at 1 May 2006).

The client's date of detention was incorrectly recorded. The 'released not unlawful' descriptor was inappropriately used to allow the correct date of detention to be recorded. It is not a case of inappropriate detention.

Shortly after the Estimates hearings an additional case bearing the descriptor was identified in reporting, thus bringing the number of cases from July 2005 – February 2006 to 28. These further 28 cases were referred to the Ombudsman on 18 April 2006.