

QUESTION TAKEN ON NOTICE

ADDITIONAL ESTIMATES HEARINGS: 11 February 2013

IMMIGRATION AND CITIZENSHIP PORTFOLIO

(AE13/0144) PROGRAM – Migration Review Tribunal and Refugee Review Tribunal

Senator Cash (Written) asked:

In the financial year to date what percentage of RRT cases have been completed within the 90 day requirement? What are the reasons that they haven't?

Answer:

In the 2012-13 financial year to 11 February 2013, 33% of RRT cases were decided within the 90 day requirement.

For those cases not finalised within 90 days within the financial year to 11 February 2013, the table below sets out the details of the reasons for delay and the percentage of cases where each reason was cited. Please note that more than one reason can be provided for each case:

Reason	Percentage of cases where reason was cited
Tribunal responsibility	94%
Compliance with statutory procedural requirements	30%
Applicant/adviser related	28%
Third party responsibility	1%

For those cases where 'Tribunal responsibility' was given as one of the reasons for the delay, in most cases the specific reason provided was 'constitution delay after departmental file received'.

This automatically applies if there is a delay of more than seven calendar days between receipt of the DIAC file and constitution of a case to a member.