

SENATE STANDING COMMITTEE ON LEGAL AND CONSTITUTIONAL AFFAIRS
AUSTRALIAN SECURITY INTELLIGENCE ORGANISATION

Question No. 28

Senator Barnett asked the following question at the hearing on 24 May 2010:

For what reasons does ASIO not refer cases of individual asylum seekers back to sending/host countries? (For example law, custom, international convention, regulation, practice, etc.)

The answer to the honourable senator's question is as follows:

ASIO is cognisant of the fact that there are obligations imposed on the Commonwealth by international human rights and refugee law and works to ensure that its activities concerning asylum seekers (including the passage of information to host countries) are conducted in accordance with those obligations. Decisions relating to the passage of information are made on a case-by-case basis taking into account particular circumstances.