

## CONDITIONS ATTACHED TO RESIDENCE DETERMINATION – UAMs

### **Background Information**

The Minister has made a Residence Determination to enable you to reside in community detention. In signing these conditions you are entering into an agreement with the Department of Immigration and Citizenship (DIAC) for your residence determination.

As you do not have a parent or guardian in Australia, and you do not currently hold a valid visa, the Minister is your guardian. The Minister may choose to delegate this responsibility to a DIAC officer. The DIAC officer, as your delegated guardian, or the Minister, is ultimately responsible for your care in detention.

The conditions listed below are very important and you are required to comply with them. Your residence determination may be referred to the Minister to consider revocation if you fail to comply with these conditions.

Before signing this agreement, you should familiarise yourself with the conditions and ask questions of your DIAC case manager if you are unsure. A copy of these conditions is also available in your language on request.

### **CONDITION 1 – Address**

- a) You must reside at the address specified by the Minister in your residence determination letter.
- b) You must seek prior approval if you wish to temporarily stay at a different address from the one specified by the Minister. Your carer will assist you to request approval from DIAC for overnight stay(s).

### **CONDITION 2 – Your behaviour in community detention**

As a minor you will be placed in the care of an employee of an organisation contracted by the Department (or a subcontracted organisation). This carer is responsible for your care and accommodation while you are in community detention.

- a) You must follow all reasonable and lawful directions given by this carer. For example, you will be expected to respect household rules set by your carer, which might include matters such as helping out with household chores, not leaving the house unsupervised without the carer's permission and not engaging in behaviour that is inappropriate for a minor.
- b) You must abide by all Commonwealth, State or Territory laws that apply to the State or Territory you are living in. Your carer will explain these to you.

- c) You must also abide by any Council laws or by-laws that apply to the area you live in. Your carer will explain these to you.
- d) You must behave in peaceful ways and try to resolve any conflicts in calm and respectful ways. Do not act violently, or make threats of violence, towards any individual or group in Australia, including other young people living in the same accommodation as you.
- e) You must not become involved in activities which threaten harm or are disruptive to the Australian community or a group within the Australian community.

### **CONDITION 3– Safety in Community Detention**

- a) You will inform your carer as soon as possible, if you are involved in a medical or other emergency that may endanger the health or safety of any person in the residence.
- b) You must follow any safety procedures given to you by your carer or DIAC case manager. Your carer will advise DIAC of the emergency situation.

### **CONDITION 4– Education and work**

- a) You must not engage in paid work or receive a salary while you are in community detention.
- b) You are required to attend school or participate in some other educational program (for English language training etc), as approved by DIAC. You must abide by the lawful rules of your school or education facility at all times.
- c) You may engage in voluntary work with prior approval from DIAC. Your carer can assist you to request approval from DIAC for volunteer work.

### **CONDITION 5 – Personal Allowance**

- a) You will be given a small personal allowance for you to use to purchase personal items such as phone cards and for entertainment.
- b) This allowance must not be used to purchase illegal substances such as drugs. You should be aware that it is against Australian law for people under the age of 18 years to purchase alcohol and cigarettes.

**CONDITION 6 – Compliance**

You must adhere to all of the conditions in this Schedule. A breach of these conditions may lead to the Minister to considering whether your residence determination should be revoked.

Agreement:

I, \_\_\_\_\_ acknowledge the above conditions and agree to abide by these conditions while I am in community detention. I understand that should I breach any of these conditions it is open to the Minister to consider revoking the Residence Determination.

Signed:

\_\_\_\_\_

Date: ...../...../.....

Departmental Witness:

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Interpreter:

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**CONDITION 7 - Reporting**

You must report to your DIAC case manager by telephone or in person on a regular basis. DIAC may also make scheduled or unscheduled visits to your residence.

This is a reporting requirement will be tailored to suit your situation by your receiving DIAC case manager.

**Agreed reporting requirements between client and case manager**

<input type="checkbox"/> Phone reporting	<input type="checkbox"/> Once a week	<input type="checkbox"/> Twice a week	Other:
<input type="checkbox"/> Meeting in person	<input type="checkbox"/> Once a week	<input type="checkbox"/> Once a month	Other:

**Description of reporting arrangements** (to be completed by DIAC case manager)

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**\*Note:** If these reporting requirements are changed, the agreement needs to be re-signed.

Agreement:

I, \_\_\_\_\_ acknowledge the above reporting conditions and agree to abide by these conditions while I am in community detention. I understand that should I breach any of these conditions it is open to the Minister to consider revoking the Residence Determination.

Signed:

\_\_\_\_\_

Date: ...../...../.....

Departmental Witness:

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Interpreter:

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