

SENATE LEGAL AND CONSTITUTIONAL LEGISLATION COMMITTEE  
ASIO

**Question No. 109**

**Senator Ludwig tabled the following questions on 31 October 2005:**

In how many cases has ASIO been sued, for any reason?

- (a) Could you provide a list of the occasions on which ASIO has been sued, the issue and the result of the action?
- (b) How much has ASIO had awarded against it in damages for the years 2001, 2002, 2003, 2004 and 2005?

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

In the years 2001 to 2005, both years inclusive, ASIO was sued for damages on one occasion only.

- (a) In 2004, two plaintiffs commenced proceedings against the Commonwealth alleging trespass, assault and unlawful detention by ASIO officers. The two cases arose out of the one incident. The matters were settled on confidential terms without admission of liability.
- (b) See answer to (a).