

## QUESTION TAKEN ON NOTICE

**SUPPLEMENTARY BUDGET ESTIMATES HEARING: 1 November 2005**

IMMIGRATION AND MULTICULTURAL AND INDIGENOUS AFFAIRS PORTFOLIO

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

Senator Ludwig (L&C 55) asked:

In relation to an answer to a question asked in the inquiry into the Migration Act 1958, there is one category where a total of six students were detained past the three to six months mark; I would not mind a break-up of the circumstances of those students, if it is available.

*Answer:*

These students represent a range of circumstances following the cancellation or expiration of their visas. We have grouped them as follows:

- Four of the former students made applications for protection visas and other visas, and had decisions reviewed before the Migration Review Tribunal and the Refugee Review Tribunal. Some decisions were also challenged in the Federal Court or before a Federal Magistrate. Two of these students also made ministerial intervention requests.
- Two of the former students did not make application for protection visas but had decisions of the delegate reviewed before the Migration Review Tribunal, and one sought judicial review before the Federal Court.

As at 2 December 2005, our records indicate that these persons are in Australia. One is recorded as having unlawful status, having overstayed his Bridging Visa E.