

**REPORTS ON LONG TERM DETAINEES SUBMITTED TO THE
OMBUDSMAN UNDER SECTION 486N OF THE MIGRATION ACT BY
NATIONALITY**

AS AT 27 OCTOBER 2005

Afghanistan	14
Algeria	2
Bangladesh	4
Britain	3
Cambodia	1
China (Peoples Republic)	32
Congo	1
Fiji	1
Former Yugoslavia	1
France	4
Hong Kong (special administrative region of the PRC)	4
India	19
Iran	1
Iraq	1
Italy	1
Jordan	7
Korea	2
Lebanon	1
Malaysia	2
Pakistan	7
Palestinian Authority	4
Sri Lanka	1
Syria	1
Taiwan	2
Turkey	1
Unknown	25
Vietnam	1
Yemen	1
Total	144

221 CASES REFERRED TO OMBUDSMAN

We have divided the group of 221 into four categories.

- Persons presented conflicting information were otherwise uncooperative or undocumented and/or unable to be identified at time of detention (62 people)
- Persons subject to legal process, operational law or visa processing error (97 people)
Approximately 60 cases involve judicial outcome/operation of law/review body decisions
- Information Incomplete or Unclear (47 people)
- Incorrectly Recorded (15 people)

Days in detention

Days in Detention	Persons
0-3 days	107
04-08 days	28
08-21 days	15
22-28 days	5
29-60 days	11
61-100 days	13
101-200 days	8
201-300 days	6
301-400 days	5
401-500 days	3
501-600 days	3
601-700 days	2
701-800 days	5
801-900 days	6
901-1000 days	1
1001-2000 days	2
2000 + days	1
TOTAL	221

Attachment A

1. Setting the scene (The History)

- A broad overview of the conditions and challenges at the start of the Trial.
- The history of the Trial – key dates, agreements, significant events, specific initiatives, the establishment of governance and partnership arrangements.
- Any commitments made by governments and the community.
- The extent of involvement of the community in setting the objectives and priorities for the Trial.

2. Working together (The Process)

- What has and has not worked with the lead agency arrangements and why.
- The mechanisms in place to improve coordination between and within governments and what difference they have made.
- The kind of working relationships that have been built between the government and community partners and how this is affecting the operation of the Trial and community outcomes.
- What responsibilities have been shared. How these have worked.
- Whether governments have delivered on their commitments/undertakings.
- Whether community has delivered on its commitments/undertakings.
- Who was involved when the Trial began, and who is involved now. Any changes that have occurred. Whether the work of the Trial is largely confined to governments and service providers.
- What the broader Indigenous community within the Trial site has done to demonstrate its support for and/or ownership of the Trial.

3. Lessons learnt (Interim Outcomes)

- The extent to which the community continues to support the objectives/priorities agreed at the start of the Trial. Whether they have changed, and if so why.
- What has worked and not worked from the community's perspective.
- What has worked and not worked from governments' perspective.
- Any initiatives that have been undertaken as part of the Trial and what the outcomes are.
- Whether in practice the Trial has resulted in a new way of doing business, and what is new or better.
- Whether one part of the Trial is working better than others and why.
- Whether there is better coordination of government programs and services. Whether this has led to improved service delivery arrangements.
- What interim evidence exists of better outcomes and better ways of working together.
- Whether there have been any (good or bad) unintended consequences, outcomes or changes.
- Whether the proposed commitments and undertakings are likely to achieve the agreed objectives and priorities.

4. Next steps (Options for consideration)

- Whether the Trial has progressed as far as hoped, and if not what the critical barriers were. What could be done about any barriers that exist.
- Whether the Trial should continue at all or continue in its current form. Whether there would be benefit in revisiting the agreed objectives, priorities or commitments for the Trial.
- Whether the Trial will be ready for evaluation in 2007-08. Whether agreements have measurable and achievable objectives and priorities. Whether there are baseline and/or ongoing performance monitoring reports.
- Suggestions for issues that should be examined in the 2007-08 evaluation.
- Suggestions for any other changes that could be made to improve the work of the Trials.