

# ESTIMATES 2009-10 – SUPPLEMENTARY BUDGET ESTIMATES, OCTOBER 2009

## QUESTIONS ON NOTICE INDEX – IMMIGRATION AND CITIZENSHIP PORTFOLIO

QON No.	Hansard Reference/Written	Senator	Program	Question	Department branch/agency
<b>Questions Taken on Notice 20 October 2009</b>					
1.	11and 13	Barnett and Fierravanti-Wells	MRT/RRT	Provide a copy of the papers that Mr O'Brien and Ms Bicket gave to the Australian Institute of Administrative Law Conference on codified procedures.	Migration Review Tribunal/Refugee Review Tribunal and Governance and Stakeholder Engagement Branch
2.	20	Fierravanti-Wells	1.1	Since July 2009, how many agents were struck off as part of the takeover?	Office of the MARA
3.	20 and Written	Fierravanti-Wells	1.1	<p>Perhaps you could go back over recent developments and take, say, the last five or six years. I am interested in seeing the average length of time that people stay as agents. I think one of the problems in the industry has been that, although there are very good agents and some who have been in the profession for years and years, we have seen the fly-by-nighters. It would be interesting to see some statistics in relation to those that come and go and the length of time that people have been agents—perhaps a profile of migration agents.</p> <p>During the hearing, you provided statistics on the average length of time people remain migration agents and some additional information will be provided on notice. Could you amplify in your response any information about the relatively short time that people remain migration agents including factors such as income levels, competition, age, experience, complexity of the area, reasons why people leave the profession, etc.</p>	Office of the MARA
4.	21-22	Barnett	1.1	In relation to the transition from MARA to the Office of the MARA and the transfer of funds to consolidated revenue, how much money has been held in reserve pending the resolution of a few issues?	Visa Business Support Branch
5.	22	Barnett	1.1	Provide a copy of MIA's suggestion to establish a fidelity fund using the surplus \$4.46 million that was returned to the Commonwealth from the former MARA.	Visa Business Support Branch
6.	24	Fierravanti-Wells	1.1	Provide a progress report on what is happening in the area of consumer protection.	Office of the MARA
7.	25	Barnett	1.1	Provide a copy of the draft code of conduct for migration agents.	Office of the MARA
8.	26	Barnett	1.1	What was the cost incurred under the previous MARA for the website establishment?	Visa Business Support Branch
9.	27	Barnett	1.1	Can you advise the committee on notice the cost incurred in dealing with: (1) establishing	Office of the MARA

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				the emergency website; and (2) transferring from the emergency website to this new upgraded website?	
10.	27	Barnett	1.1	Provide an update on the progress with establishing the website in a secure form. As well, include full particulars of the terms and conditions of the contractors involved, consultancies to establish the new website, the human resources involved and the cost of the new website.	Office of the MARA
11.	37	Back	1.1	Can you give me some idea how the weekly application rate was for 457 visas before September—for example, April through to, let us say, the end of August?	Migration Strategies Branch
12.	47	Barnett	4.1	What was the number and percentage of student overstayers as at 30 June 2008?	Policy Framework Evaluation and Analysis Branch
13.	48	Fierravanti-Wells	1.1	How many student visa holders became permanent residents in 2006-07 and 2007-08?	Migration Strategies Branch
14.	50	Fierravanti-Wells	1.1	In relation to the recent consultations on the MODL, what in general terms is the gist of the feedback that has been received? Provide copies of the discussion papers.	Chief Economist Branch
15.	50	Fierravanti-Wells	1.1	For the last few years what proportion of the migration program was the employer-sponsored category?	Migration Strategies Branch
16.	53	Fierravanti-Wells	1.1	How many labour hire agreements have been approved in the last 12 months?	Labour Market Branch
17.	54	Fierravanti-Wells	4.1	<p>I noticed an article in the Age recently on 10 October which referred to foreign agents 'targeted in black market probe'. The first paragraph says:</p> <p>AN UNDERGROUND network of labour agents is procuring illegal workers in Asia and India to supply Australia's growing blackmarket for contract labour.</p> <p>Could you take that on notice and comment in relation to that.</p>	Program Integrity Risks Branch
18.	54 and written	Fierravanti-Wells	1.1	<p>1.How many spouse visas have been issued in 06/07, 07/08, 08/09?</p> <p>2.What countries are they from?</p> <p>3.How old were they on average?</p> <p>4.How many overseas spouse visas have been cancelled?</p> <p>5.What countries were the cancelled visa recipients from?</p> <p>6.How many spouses brought accompanying family members to Australia?</p> <p>7.How many were given protective permanent residency?</p>	Family and Health Policy Branch and Policy Framework Evaluation and Analysis Branch
19.	55	Barnett	1.1	In relation to the Pacific Seasonal Labour Scheme, provide a copy of the terms of reference for the forthcoming trial.	Migration Strategies Branch
20.	55	Barnett	1.1	In terms of your pre-pilot trial, can you advise the work undertaken, the dates of arrival, dates of departure and the cost of the trial? Can you advise the cost to the department of your involvement and describe the department's involvement and the total cost of the trial	Migration Strategies Branch
21.	56 and	Fierravanti-	1.1	1.How many WHM visas have been granted in 06/07, 07/08, 08/09?	Education and

QON No.	Hansard Reference/Written	Senator	Program	Question	Department branch/agency
	written	Wells		2.What countries are they from? 3.How many return for the second regional part of the visa? 4.How many WHM visa recipients convert to other visas? 5.Further to evidence given at the hearing, what countries are we in negotiations with for a prospective WHV program. 6.In relation to the countries with which we have a WHV program, please also provide details of the Australians granted visas to work in those countries over the years requested.	Tourism Branch
22.	56-57	Fierravanti-Wells	4.1	Are there any compliance problems with the Working Holiday visas?	Education and Tourism Branch
23.	57 and Written	Fierravanti-Wells	1.1	1.How many Australians left Australia permanently in 06/07, 07/08, 08/09? 2.What countries did they go to?	Migration Strategies Branch
24.	57	Barnett	1.1	When will the publication <i>Population Flows</i> for 2008-09 be available?	Chief Economist Branch
25.	61	Hanson-Young	2.1	In terms of the types of detention and the treatment of refugees in both Malaysia and Indonesia what are the protocols surrounding children?	International Cooperation Branch
26.	61	Hanson-Young	2.1	Are you aware that in Malaysia there are 3,000 refugee children being detained arbitrarily? I would like to know whether that figure is correct.	International Cooperation Branch
27.	63	Fielding	3.1	I am led to believe that Guy Campos was charged and convicted but subsequently acquitted. Are you aware of that? I am also led to believe that, when the Commission for Reception, Truth and Reconciliation report was handed over, court documents were also handed to the embassy in East Timor, so it is worth checking to see whether that has been picked up somewhere.	Border Intelligence Branch
28.	66	Hanson-Young	2.1	Is it your understanding that the UNHCR has been refused access to Tamil refugee camps by the Sri Lankan government? Could you please take that on notice—the reports that the UNHCR has been refused access to these internally displaced camps by the Sri Lankan government.	International Cooperation Branch
29.	68 and 94	Hanson-Young and Barnett	4.2	In relation to the costs for IDCs on the mainland, provide a figure that indicates the cost of running each centre over the course of the year, and provide some information as to the average number of people who may have been in any particular centre.  To the best of your ability, provide a breakdown of those costs per detention centre.	CDSD Coordination
30.	68	Hanson-Young	2.1	What are the IAAAS costs for Christmas Island?	CDSD Coordination
31.	70	Hanson-Young	2.1	How many unauthorised air arrivals applied for Protection Visas in 2008-09?	Onshore Protection Branch
32.	71	Brandis	3.1	Was the copy of the AFP document entitled 'Strategic intelligence forecast: transnational criminal trends and threats to Australia', in the form in which it was received by your	Border Intelligence Branch

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				department, evidently redacted or sanitised in any way or was it apparent from its face that material had been withdrawn from it?	
33.	71	Brandis	3.1	For how long has the Department been in receipt of the AFP's document entitled 'Strategic intelligence forecast: transnational criminal trends and threats to Australia'?	Border Intelligence Branch
34.	71	Brandis	3.1	In relation to the AFP document entitled 'Strategic intelligence forecast: transnational criminal trends and threats to Australia', what handling procedures are required of you as a recipient of the document by the Australian Federal Police to preserve its security? And, if those handling procedures are in the form of a written instruction that accompanies the document, would you be able to produce to the committee the instruction—not the document itself of course but the instruction in relation to the handling procedures for the document?	Border Intelligence Branch
35.	72	Brandis	3.1	Is the document that I have been asking about, 'Strategic intelligence forecast—transnational criminal trends and threats to Australia', at the highest level of classification of documents your department receives from the AFP?	Border Intelligence Branch
36.	73	Brandis	3.1	About how frequently do you receive advice from the AFP in relation to people-smuggling activities?	Border Intelligence Branch
37.	86	Fierravanti-Wells	4.3	Provide a map of Christmas Island which shows the location of the irregular maritime arrivals on the Island.	CDSD Coordination
38.	91-92	Fierravanti-Wells and Barnett	4.3	In relation to immigration processing, how many Australian government officials are there on Christmas Island and provide a profile.  Can you compare that to the previous 12 months, since 30 June last year, when you break that down. We obviously want to know what providers you are funding. You also mentioned health workers and interpreters and so on; if you could break that down, we could compare that to 30 June last year.	CDSD Coordination
39.	93	Barnett	4.3	Provide details of the allowances and bonuses paid to departmental staff on Christmas Island.	People Services Branch
40.	94	Fierravanti-Wells	4.3	And the staff who are on Christmas Island are across seniority levels? Could you give a breakdown of the levels?	People Services Branch
41.	94	Barnett	4.3	You mentioned \$9.98 million and then \$32.5 million respectively for the costs of the Christmas Island detention centre. Provide the breakdown for the capital cost, the fixed cost and the variable cost.	CDSD Coordination
42.	94 and 97	Fierravanti-Wells	4.3	You provided figures in an answer to a question on notice about the breakdown of the people on the island. Could you update those figures, which will vary with the date? The nationalities, the ages; religion, that sort of breakdown.	CDSD Coordination
43.	96-97	Fierravanti-Wells	4.3	Provide an outline of the allowances paid to the irregular maritime arrivals on Christmas Island and do a comparison with the allowances paid to the various categories of persons by Centrelink. As well, advise the changes that have been made to the regime since the change of government.	CDSD Coordination

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44.	100	Fierravanti-Wells	2.1	What progress has Indonesia made to criminalise people smuggling?	International Cooperation Branch
45.	101	Fierravanti-Wells	2.1	You talked about enhancing national legislation. It would be interesting to know which countries are part of the Bali summit. Perhaps a table setting out the various provisions in each of those countries would be helpful.	International Cooperation Branch
46.	103	Fierravanti-Wells	2.1	Provide a copy of the letter Ms Wilson received from the Northern Territory Police's Commander, Crime and Specialist Support Command.	CDSD Coordination
47.	106-107	Fierravanti-Wells	2.1	Have any of the 42 people from the SIEV 36 lodged applications for family reunion?	Humanitarian Branch
48.	114	Fierravanti-Wells	3.1	Could you give me some details and take on notice unauthorised arrivals at the airport, noting that we have got 15 million movements across the border by non-Australians, made up of 14.2 million movements at airports and 0.8 million movements at sea ports. I would be interested to look at those figures over the last three or four years.	Border Policy Branch
49.	114	Fierravanti-Wells	2.1	Provide the number of unauthorised air arrivals who have applied for Protection Visas over the last three or four years.	Onshore Protection Branch
50.	114	Barnett	3.1	Thank you for your answer to question No. 39 that I put to you on 28 May, which was relevant to 15 June 2009. That was from 1 July 2008. I am wondering if you could take that on notice and update the chart you have provided me with. When you do so, could you please give us the totals. You have got the number and nationality, excluding the crew, and then you have got the crews. If you give us the totals, that would be appreciated.	Border Intelligence Branch
51.	115	Fierravanti-Wells	4.1	<p>In relation to the response to question number 48 from the May 2009 Estimates hearings, my question now is to drill down to get a profile of these overstayers. I really would appreciate it if we could. Please take this on notice. I want a breakdown of those 48,500. You have given me figures from 2003-04, when there were 59,800 overstayers, right down to 2008-09. I assume you have got that statistic.</p> <p>I would like a comprehensive profile of them, including the range of dates and the type, the profiling of them. Provide information as to nationality, length of overstay by cohort, and possibly age.</p>	Policy Framework Evaluation and Analysis Branch
52.	118	Fierravanti-Wells	5.1	In answer to question 89, you provided some information in relation to entrants under the humanitarian program who remained unemployed at the end of their first year in Australia by country of origin. You provided some statistics for me. They go from 1993 to 1995 and then 1999 to 2000. You then make reference to two research projects. Could you give me the progress of those research projects and outline for me the terms of reference, the intended outcome and any data that you have collected. I would take this on notice; given the hour it is probably easier if you do that. I am also interested in whether you have differentiated or have statistics in relation to regional and metropolitan areas and whether some of the people are in full-time or part-time education or vocational training.	Humanitarian Branch

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53.	119	Fierravanti-Wells	2.1	Provide information in relation to the UNHCR data on registrations in Indonesia and Malaysia for the last two or three years.	International Cooperation Branch
54.	122	Fierravanti-Wells	4.4	In relation to illegal foreign fishers, give me a profile or an outline of how we have dealt with, the process, the numbers we have dealt with over the last year and how we have dealt with them. Start with 'X Bloggs'—do not give me the names, for privacy reasons—and then how we have dealt with them and whether they have been flown backwards and forwards to be dealt with.	Transferred to DAFF/AFMA
55.	123	Fierravanti-Wells	6.1	In relation to the granting of Australian citizenship to Tatiana Borodulina, provide the details of the application, in particular, the character aspect.	Citizenship Branch
<b>Written Questions</b>					
56.	Written	Fierravanti-Wells	Internal Product	<p>1. List all legislative and administrative changes to immigration policy since the election of the Rudd Government, including changes:</p> <ul style="list-style-type: none"> <li>a. in detention and asylum seeker policy, long-term detention, detention debt;</li> <li>b. the 457 visa program, labour agreements, skilled migration, overseas worker programs</li> <li>c. changes to the Migration Act and Migration Regulations</li> <li>d. internal DIAC processes</li> <li>e. changes to the Migration Program</li> <li>f. citizenship</li> <li>g. budget measures</li> <li>h. changes in other visa categories</li> <li>i. changes to ministerial powers and ministerial discretion</li> <li>j. changes to Migration Review Tribunal and Refugee Review Tribunal.</li> </ul> <p>Please include the date of the change, the program area of DIAC which administered the change and any consequential effects of those changes, including any increase in applications or claims pertinent to that measure.</p> <p>2. Please compare all the changes outlined in answer to Question 1 with the existing policy and provisions prior to November 2007.</p>	Legal Framework Branch
57.	Written	Fierravanti-Wells	1.1 and 2.1	<p>1. How many times has Minister Evans used his ministerial discretion since Labor came into office?</p> <p>2. How many times has he used ministerial discretion this year?</p> <p>3. In what circumstances has the Minister used ministerial discretion?</p> <p>4. On average, how many times a month does Minister Evans use ministerial discretion?</p> <p>5. What is the most commonly used form of ministerial discretion? How is that used?</p>	Onshore Protection Branch and Visa Business Support Branch
58.	Written	Fierravanti-Wells	1.1	<p>1. Provide details in relation to future population growth including:</p> <p>2. Estimated population growth over the next 10 years?</p> <p>3. The immigration component of that growth?</p> <p>4. The net annual immigration level required to meet those projected figures?</p>	Migration Strategies Branch

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59.	Written	Fierravanti-Wells	Internal Product	1. List all the pre-election commitments of the Rudd Government in the immigration and citizenship portfolio. What is the status of each election commitment within the portfolio? 2. Which election commitments are experiencing slippages? Why? Where relevant, what are the revised implementation dates? What are the implications of each slippage?	Financial Strategy and Budgets Branch
60.	Written	Fierravanti-Wells	Internal Product	1. Does the Department prepare electorate level reports for Ministers? What data is included in these reports? How often is this updated? Why is this material not publicly available? Please provide a copy of each such report produced in the immigration and citizenship portfolio since November 2007. 2. Has electoral specific data been used by the Rudd Government in any grants scheme since November 2007? 3. Are there plans to publish a full suite of electoral reports on the Department's website? If not, why not? If so, when? What data will be included?	Ministerial and Executive Services Branch
61.	Written	Fierravanti-Wells	Internal Product	1. How much has the Department spent on consultancy services since November 2007? Please provide details of such expenditure including the reasons for each expenditure and the justification for each expenditure. 2. Could the Department provide a complete list of current consultancy services. For each consultancy, please indicate the rationale for the project and its intended use. For each consultancy, please indicate why the Department or its agencies could not have undertaken the work themselves.	Procurement and Contracts Branch
62.	Written	Fierravanti-Wells	Internal Product	1. How much has the Department spent on advertising and marketing since November 2007? Ask for justification of expenditure. 2. Could the Department provide a complete list of current contracts. Please indicate the rationale for each service provided and its intended use.	Procurement and Contracts Branch and National Communications
63.	Written	Fierravanti-Wells	Internal Product	Please provide a list of all discretionary grants, including ad hoc and one-off grants since November 2007? Please provide details of the recipients, the intended use of the grants and what locations have benefited from the grants.	Procurement and Contracts Branch
64.	Written	Fierravanti-Wells	Internal Product	1. How many reports have been commissioned by the Rudd Government in the immigration and citizenship portfolio since November 2007? 2. In relation to each report, please provide details including: a. date commissioned; b. date report handed to Government; c. date of public release; d. terms of reference; e. committee members f. process of appointment of those committee members 3. How much did each report cost? How many departmental staff were involved in each report and at what level? 4. What is the current status of each report? When is the Government intending to respond to these reports?	Ministerial and Executive Services Branch
65.	Written	Fierravanti-	1.1	Further to the questions provided on notice, can you provide a consolidated table which	Office of the MARA

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		Wells		sets out the following statistics for the past 5 years: a. Number of registered agents for each year; b. Number of complaints in each year; c. Numbers struck off in each year and reason for this; d. Numbers of agents who did not renew their applications.	
66.	Written	Fierravanti-Wells	1.1	In relation to the fees, please outline the difference in fees and requirements for commercial and non-commercial agents.	Office of the MARA
67.	Written	Fierravanti-Wells	1.1	1. Has there been any drop off in applications from international students since hairdressing, welfare and cooking was dropped from the MODL? 2. How many colleges have been removed from CRICOS? 3. What is the trend of international student visas being applied for and granted in 06/07, 07/08, 08/09? 4. Comparing applicants for the VET Sector to the University sector what countries are they from?	Education and Tourism Branch
68.	Written	Fierravanti-Wells	1.1 and 5.1	1. What are the unemployment statistics for general skilled migrants, including 06/07, 07/08, 08/09? 2. How does this compare with humanitarian refugees?	Chief Economist Branch
69.	Written	Fierravanti-Wells	5.1	1. What proportion of new settlers is on welfare? After 1 year, 2 years and 3 years? 2. What proportion of new settlers is on a disability support pension? After 1 year, 2 years, 3 years? 3. Where are the new settlers from? 4. How many of them are children and minors? 5. Where are new settlers settled? 6. Do they have a choice in where they are settled? 7. Is there any strategy to settle people in regional and rural areas and/or where employment and housing is more readily available? 8. Do you keep statistics on secondary settlement? eg if new settlers move after their first place of settlement where do they go and how many people? 9. How much money is provided per authorised and unauthorised arrivals? How is that money allocated? 10. Does this money go with the person if they resettle to another place?	Settlement Branch
70.	Written	Fierravanti-Wells	1.1	1. How long, on average, is the processing for a 457 visa application? 2. Provide a profile of the users of s457 visa over the past 5 years.	Migration Strategies Branch and Client Operations Branch
71.	Written	Fierravanti-Wells	1.1	Is there a delay in labour hire agreements?	Labour Market Branch
72.	Written	Fierravanti-Wells	1.1	Further to evidence at the hearing, please provide statistics in relation to skilled migrants granted permanent visas over the past 5 years including their ongoing employment levels.	Migration Strategies Branch



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					and Chief Economist Branch
73.	Written	Fierravanti-Wells	1.1	1. Have the tenders for the 2nd year of the scheme been completed? If so what are those details? 2. What was the full cost to the Government for the first season of this program? 3. What countries are involved in the program? 4. What has been the trade union involvement in this program? 5. When will the next batch arrive?	Migration Strategies Branch
74.	Written	Fierravanti-Wells	1.1	1. How many religious visas were granted in 06/07, 07/08, 08/09? 2. What religions were these people?	Education and Tourism Branch
75.	Written	Fierravanti-Wells	2.1	What input does UNHCR have in the process to determine in the number of refugee and humanitarian places in our migration program?	Humanitarian Branch
76.	Written	Fierravanti-Wells	2.1	How many UNHCR registered asylum seekers are currently awaiting resettlement worldwide and where are they?	Humanitarian Branch
77.	Written	Fierravanti-Wells	2.1	Outline the process by which UNHCR refers UNHCR registered asylum seekers for resettlement to Australia.	Humanitarian Branch
78.	Written	Fierravanti-Wells	2.1	In relation to the 13,750 figure for 2008/09, have we allocated all those places? Please provide a breakdown of the allocation of each of those places in categories including the number of places allocated to UNHCR-registered asylum seekers referred to Australia by UNHCR for resettlement and other non UNHCR-registered asylum seekers.	Humanitarian Branch
79.	Written	Fierravanti-Wells	2.1	In relation to the number of places allocated to UNHCR-registered asylum seekers referred to Australia by UNHCR for resettlement, please advise: a. the average or approximate time that these UNHCR-registered asylum seekers had been waiting for resettlement; b. their original country of origin of these UNHCR-registered asylum seekers; c. where they had been waiting for resettlement.	Humanitarian Branch
80.	Written	Fierravanti-Wells	2.1	In relation to the number of places allocated to non-UNHCR-registered asylum seekers, please provide a breakdown including: a. the number of places allocated to unauthorised arrivals by boat; b. the number of places allocated to unauthorised arrivals by air; c. the number of places allocated to persons who had arrived on a valid visa and then sought asylum; d. the number of places allocated to overstayers who subsequently claimed asylum.	Humanitarian Branch
81.	Written	Fierravanti-Wells	2.1	1. What are Australia's obligations under the Refugee Convention in relation to non-refoulement? 2. Does the Refugee Convention impose an obligation on Australia to take registered asylum seekers on a permanent basis or on a temporary basis only? 3. Outline the powers under the refugee Convention for the return of refugees to their homeland and the circumstances under which such return can be effected.	Onshore Protection Branch

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				4. Does the UNHCR provide advice in relation to the circumstances for return of refugees to their homeland. Please provide details as to how this happens, the procedures involved, the method of return and the responsibility for the return etc.	
82.	Written	Fierravanti-Wells	2.1	1. What is the definition of refugee according the UNHCR? 2. What is the definition of refugee according to immigration law currently in force in Australia? 3. Is the definition of refugee according to immigration law currently in force in Australia considered to be broader than the UNHCR definition? 4. Does the UNHCR define the "economic refugee"?	Onshore Protection Branch
83.	Written	Fierravanti-Wells	2.1	Further to evidence given about UNHCR applications and monthly updates of registrations, are these available and could they be provided for the last 12 months.	International Cooperation Branch
84.	Written	Fierravanti-Wells	2.1	In relation to payments to UNHCR and IOM, please outline the specific reporting and accountability requirements in relation to those payments.	International Cooperation Branch
85.	Written	Fierravanti-Wells	2.1	Please provide a copy of the 2002 directive from the Director General of Immigration referred to by Ms Keski-Nummi in her evidence.	International Cooperation Branch
86.	Written	Fierravanti-Wells	4.3	1. Provide a profile of all unauthorised boat arrivals since August 2008 including: a. Date; b. country of origin of those on board; c. ages; d. gender; e. description of the status of those on board (families, single men, mothers with children, crew, etc.); f. origin of the vessel; g. transit route for each vessel. 2. What is the age range and youngest and oldest people to arrive this year? Does this differ from other years?	CDSD Coordination
87.	Written	Fierravanti-Wells	Internal Product	Has the increase in people smuggling forced staff shortages in other areas of the Department? If so, where and how much has this cost?	People Services Branch
88.	Written	Fierravanti-Wells	3.1	I refer to Secretary Metcalfe's answers regarding the report entitled Strategic intelligence forecast-transnational criminal trends and threats to Australia. Given the importance of this bi-annual report, why did he or DIAC not seek permission of the AFP to pass a copy to Minister Evans?	Border Intelligence Branch
89.	Written	Fierravanti-Wells	3.1	Provide details of all Maritime Incident Management Group meetings attended by DIAC officials.	Border Intelligence Branch
90.	Written	Fierravanti-Wells	3.1	What is the Australian Government doing, including with other countries, to help stop people smuggling? List all activities with all countries involved.	Border Intelligence Branch

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91.	Written	Fierravanti-Wells	3.1	Are there any plans to extend the public relations campaign designed to deter asylum seekers currently being used in Sri Lanka to other countries such as Afghanistan, Pakistan and Malaysia?	Transferred to Australian Customs and Border Protection Service
92.	Written	Fierravanti-Wells	4.1 and 2.1	Further to questions taken on notice, please include a profile of overstayers for the past 5 years including: a. Categories of original visa; b. average range of time of the overstay for each category; c. how many were taken into detention (incl. figures for the past 5 years) d. how many sought to claim asylum; e. how many of those that sought asylum were successful and how many were rejected; f. in relation to those who were rejected, how much time expired between their claim for asylum was not upheld and their deportation g. how many of those that sought asylum undertook legal proceedings and the length of those proceedings.	Policy Framework Evaluation and Analysis Branch and Onshore Protection Branch
93.	Written	Fierravanti-Wells	4.1	In relation to the "long term overstayers" referred to in evidence at the hearing, please define the term and provide further details including: a. Categories of these people; b. The average length of time of the long-term overstay; c. What proactive measures is the department undertaking to locate these long-term overstayers; d. What happens when they are located;	Policy Framework Evaluation and Analysis Branch
94.	Written	Fierravanti-Wells	4.1	Since abolishing detention debt, has the number of overstayers located increased?	Policy Framework Evaluation and Analysis Branch
95.	Written	Fierravanti-Wells	2.1	Further to the answer provided by Ms Keski-Nummi regarding the recent case of the 9 or 10 onshore arrivals that were refused asylum and returned to Sri Lanka, please provide further details about these cases, including a copy of the RRT's decision.	Onshore Protection Branch
96.	Written	Fierravanti-Wells	2.1	How many applications for asylum have been received since the abolition of the 45 day rule?	Onshore Protection Branch
97.	Written	Fierravanti-Wells	4.3	Please update what are the capacities in the various facilities on the Christmas Island Detention Centre?	CDSD Coordination
98.	Written	Fierravanti-Wells	4.3	Is there a minimum or maximum amount of staff required on Christmas Island?	CDSD Coordination
99.	Written	Fierravanti-Wells	4.3	Does the decision to move the juveniles from Christmas Island to the Melbourne Detention Centre before their processing had been completed represent a change in Government policy? If not, why was this done?	CDSD Coordination
100.	Written	Fierravanti-Wells	4.3	In relation to Christmas Island, what is the staff to unauthorised arrival processing ratio? To maintain processing times of 90 days, how many staff hours are required?	CDSD Coordination and Onshore

<b>QON No.</b>	<b>Hansard Reference/Written</b>	<b>Senator</b>	<b>Program</b>	<b>Question</b>	<b>Department branch/agency</b>
					Protection Branch
101.	Written	Fierravanti-Wells	4.3	Further to evidence given at the hearing, what would happen if many boats arrived at once in the next few weeks and the island became full? Would the Department be able to source accommodation at such short notice? If not where would the asylum seekers go? Would they go to Darwin?"	CDSD Coordination
102.	Written	Fierravanti-Wells	2.1	1. What are the differences between offshore and onshore processing procedures? 2. Does the Government's policy remain to process illegal boat arrivals offshore, no matter how many arrive?	Onshore Protection Branch
103.	Written	Fierravanti-Wells	2.1	Please prepare a table comparing Temporary Protection visas with permanent visas including entitlements to: a. Social security benefits; b. Education; c. Settlement support; d. Family reunion; e. Work rights; f. Language training; g. Medical benefits; h. Travel; i. Other.	Onshore Protection Branch
104.	Written	Fierravanti-Wells	2.1	In relation to TPVs, outline the reasons for reapplication and repatriation in the event of changes to the visa holder's homeland conditions and options.	Onshore Protection Branch
105.	Written	Fierravanti-Wells	2.1	For the time that TPVs were in force, please provide the following details: a. Total number of TPV holders for each year that the visa was in force; b. How many TPV holders were kept in detention including the form and place of such detention; c. How many were in community arrangements; d. How many were granted permanent visas; e. How many were repatriated; f. What percentage of the TPV holders had arrived as unauthorised boat arrivals; g. What percentage of the TPV holders had arrived as unauthorised air arrivals h. What percentage of the TPV holders had arrived on a valid visa, then became unauthorised and subsequently claimed asylum and were given a TPV.	Onshore Protection Branch
106.	Written	Fierravanti-Wells	4.3	1. What contact has the Department had with the NT Coroner's office to discuss the investigation? 2. Has the Department contributed to the cost of the investigation? If so how much?	CDSD Coordination
107.	Written	Fierravanti-Wells	4.1	1. How many more appeals can Mehmet Ince make before he will be deported? 2. Why was Mehmet Ince allowed out of the Marybinong Detention Centre for six hours to visit his mother? 3. Who made the decision that Ince was an "appropriate candidate for a home visit."? 4. Has Heather McDonald, the mother of Ince's murder victim, been given up-to-date	Case Management and Review Branch

QON No.	Hansard Reference/Written	Senator	Program	Question	Department branch/agency
				information by the Department relating to Ince's endless appeals?	
108.	Written	Fierravanti-Wells	4.4	<p>1. Further to the information to be provided on notice, can you confirm that some illegal fishers are arranging to be caught in Australian waters so that they can use our generous medical benefits scheme to have minor procedures done in Australia, including having moles removed, dental work and optometry?</p> <p>2. Is it correct that those illegal fishers, once arrested, are sent back to Indonesia and then flown back to Australia for their court hearings, all at the taxpayers' expense?</p> <p>3. What mechanisms have been put in place to deter illegal fishers?</p> <p>4. How many illegal fishers have been detained and held in the Darwin Detention Centre this year?</p> <p>5. How does this number compare to previous years?</p> <p>6. What is the average age of illegal fishers detained at the Darwin Detention Centre?</p>	Transferred to DAFF/AFMA
109.	Written	Fierravanti-Wells	4.2	<p>1. Are there any plans to expand and/or redevelop the Darwin Detention Centre due to an expected increase in unauthorised arrivals?</p> <p>2. If so, what would be undertaken, how much would it cost and when would it be finished?</p>	CDSD Coordination
110.	Written	Fierravanti-Wells	5.1	Please provide statistics on the cost of services provided to each ethnic group on a per capita basis for the past 5 years.	Settlement Branch
111.	Written	Fierravanti-Wells	5.1	In answer to question 57 following the May 2009 Estimates, DIAC advised on efforts to encourage higher levels of humanitarian settlement in regional areas. The answer identified a number of regional locations across Australia. Can you outline how performance in this area is monitored and what has been the corresponding increase or decrease of refugees who settle in each regional location identified?	Settlement Branch
112.	Written	Fierravanti-Wells	5.1	On 31 July 2007, then Shadow Immigration Minister Tony Burke stated that "Labor will commit \$49.2 million to fixing the Government's English training program and to assist new arrivals find employment as soon as possible." Please provide a breakdown of funding for the AMEP since 2007/08.	Settlement Branch
113.	Written	Fierravanti-Wells	5.1	Why does the 2009/10 Budget reflect a reduction of \$20.4 million over 4 years for AMEP? Is this reform or cost cutting?	Settlement Branch
114.	Written	Fierravanti-Wells	5.1	The Parliamentary Secretary announced in a media release of 25 September 2009 reforms to the Integrated Humanitarian Settlement Strategy. How will these changes impact on the overall cost of administering the program?	Refugee Support Branch
115.	Written	Fierravanti-Wells	5.1	.During the May 2009 Estimates I asked for detailed information on the additional projects funded under the 2008/09 Settlement Grants Program. In answer to question 55, DIAC provided copies of correspondence with the ANAO. This included a statement prepared by Kate Pope (A/g Deputy Secretary, Client and Corporate Services Group) where she states that the Parliamentary Secretary "was concerned about the representation of more secular, liberal and progressive organisation funding to deliver settlement services under the SGP alongside those which might be more traditional or overtly religious." Please advise how Mr Ferguson's comments were interpreted by DIAC and whether they will become part of the framework for future decisions on funding allocations?	Settlement Branch

QON No.	Hansard Reference/Written	Senator	Program	Question	Department branch/agency
116.	Written	Fierravanti-Wells	5.1	The ANAO reported that "DIAC has poorly documented the basis of funding recommendations, including actions taken in response to discussions with the Parliamentary Secretary." In answer to question 86 from the May 2009 Estimates, DIAC committed to fully documenting future conversations. Following this report, can you outline details of any subsequent conversations between DIAC officers and either the Minister or Parliamentary Secretary regarding the allocation of grants.	Settlement Branch
117.	Written	Fierravanti-Wells	5.1	The ANAO report on the Settlement Grants Program concluded that "DIAC has not developed or implemented effective performance indicators and a performance management framework that would assist it to measure, monitor and assess the performance of individual projects and the program as a whole." Given that the Government has been aware of this report since May 2009, can you detail what practical measures have been put in place to monitor and evaluate performance of projects?	Settlement Branch
118.	Written	Fierravanti-Wells	6.1	1. How many people have passed the citizenship test 06/07, 07/08, 08/09? 2. How many people failed in the citizenship test during the same periods? 3. How many exemptions were granted for the citizenship test in the same period? 4. How many were assisted during the citizenship test? 5. What nationalities are people sitting the test?	Citizenship Branch
119.	Written	Fierravanti-Wells	6.1	In relation to those persons who have citizenship conferred on them without the need to have English language proficiency, what efforts or additional services are available to such persons regarding English language learning.	Citizenship Branch
120.	Written	Ludlum	3.1	1. What is the current number of Full Time Equivalent staff working in the War Crimes Screening Unit. 2. What was the highest number of staff employed by the Unit, and when was that?	Border Intelligence Branch
121.	Written	Back	1.1	With respect to the changes to the minimum English language requirement for General Skilled Migration that came into effect from the 14 September for subclasses 457 (175 & 176): a. Which ASCO levels / trade occupations does this apply to? b. What is the cost of this test? c. Which countries does this apply to? d. How does the new IELTS competency level of 5 in all competency levels compare with IELTS requirements across all immigration / migration requirements please details across all visa classes? e. How does the new requirement of 5 across all levels compare with requirements for entry to prospective students?	Labour Market Branch
122.	Written	Back	1.1	Applications can be exemption from the English language test if the gross base salary rate is set above \$81 040 excluding all deductions and based on a 38 hour week: a. Which occupations is this open to? b. How many applications which fall under the eligible ASCO levels for the new English requirements have claimed the exemption based on salary?	Migration Strategies Branch and Client Operations Branch
123.	Written	Back	1.1	If the English proficiency test changes were in effect for chef and head chef positions from 2	Migration

QON No.	Hansard Reference/Written	Senator	Program	Question	Department branch/agency
				June to 13 September. a. How many applications have satisfied the requirements for a language exemption? b. Please provide numbers of applications lodged and approved in the four months prior and after this change?	Strategies Branch
124.	Written	Back	1.1	<u>Expansion of new requirements for General Skilled Migration</u> Is the Government considering the expansion of these new requirements? If so, a. To which visa classes and occupations ASCOs? b. To which countries? c. When and in what structure?	Labour Market Branch
125.	Written	Back	1.1	<u>Implications for WA resources sector</u> 1. What stakeholder consultation / reviews has the Government relied on in formulating these new requirements? What were these? 2. What considerations can you detail that shows proper circumstances has been given to the resources sector where it has been stated in a press release from the Prime Minister, particularly in WA? 3. Has any modelling has been down to assess whether we are able to fill certain demand trade occupations in the resources sector from within Australia to accommodate the immediate and future needs of the resources sector? 4. Where do they see skilled persons them coming from? From interstate or overseas?	Migration Strategies Branch
126.	Written	Back	1.1	<u>Montara Oil Spill</u> With respect to the Montara Oil Spill, a rig named the West Triton and its crew were secured to attempt to plug the leak. Can you advise of the following? Were its crew subject to 457 visas? If so: a. Were all members who applied granted a visa? b. Was this under the previous 457 conditions? c. What dates were they submitted and approved? d. Was this conducted in a regular number of days, or were they expedited? e. Are you aware if 457 applications have been received for a relief crew for the Montara? i. If so, have applications been received already? ii. Can you advise when they are due to begin work? iii. Were any applicants rejected? iv. Have there been any difficulties in granting these visas?	Client Operations Branch