

**QUESTION TAKEN ON NOTICE**

**SUPPLEMENTARY BUDGET ESTIMATES HEARING: 15 October 2012**

IMMIGRATION AND CITIZENSHIP PORTFOLIO

**(SE12/0434) PROGRAM – 4.2: Onshore Detention Network**

Senator Hanson-Young (written) asked:

What guidelines are followed by the Department in determining whether an application from an IMA will be referred to the Minister or not?

*Answer:*

IMAs who request MI under section 417 or section 48B are assessed against the guidelines specified by the Minister (PAM3 *“Minister’s guidelines on ministerial powers s345, s351, s391, s417, s454 and s501J and “Minister’s guidelines – s48A cases and requests for intervention under s48B of the Act”*).