

Dear Senators

Article 9(1) of the International Covenant on Civil and Political Rights (ICCPR), which the Australian Government has ratified, states:

"Everyone has the right to liberty and security of person. No one shall be subjected to arbitrary arrest or detention. No one shall be deprived of his liberty except on such grounds and in accordance with such procedure as are established by law."

The proposed laws particularly those relating to 'preventative detention' and 'control orders' appear not to conform to the requirements of Article 9(1).

Also Article 14 states:

"(1)...In the determination of any criminal charge against him, or of his rights and obligations in

a suit at law, everyone shall be entitled to a fair and public hearing by a competent, independent, and impartial tribunal established by law.

(2) Everyone charged with a criminal offence shall have the right to be presumed innocent until proved guilty according to law"

The proposed laws would also appear to not conform to these provisions of the ICCPR.

I trust the Senate Committee to examine these proposed laws with regard to Australia's International human rights obligations.

Regards

Francis Taylor