SREIT-005  Justice  Minister for Justice  Mi	Hearing Date and Proof Hansard Page or Written
Sentor WONG: And what does the headcount include? Sorry, remind me again. Commissioner—I apologise—of the nomence me between enforcers and other staff.  If To Colvin: Headcount for the AFP is how many people—this is the way I describe it to myself—are drawing a salary from the They may not be full-time equivalent, because orbivolay our full-time equivalent will be lower, based on purt-time workers. But number of people drawing a salary from the AFP is our headcount Senator WONG: Is it sworn offices and—  Mr Colvin: Text sworn offices and—  Mr Colvin: I Lean give you the breakdown— Senator WONG: Is a transfer and the senator WONG: Senator WONG: Is a transfer and the senator WONG: May on the breakdown— Senator WONG: I Lean give you the breakdown— Senator WONG: I Lean give you the breakdown— Senator WONG: Have you allocated as between those two cuborts for the 117?  Mr Colvin: I Lean give you the breakdown— Senator WONG: Have the reductions been disaggregated across functions or across areas?  Mr Colvin: Senator WONG: Have the reductions been disaggregated across functions or across areas?  Mr Colvin: Yes. Senator WONG: Could you do that for me?  Mr Colvin: Yes. Senator WONG: If not here, perhaps you could provide it on notice. Of the 98, I want to know where they're coming from, if the possible, particularly what sour of work they're involved in. Thank you. What's your total headcount?  Mr Colvin: Yes. Senator WONG: If not here, perhaps you could provide it on notice. Of the 98, I want to know where they're coming from, if the possible, particularly what sour of work they're involved in. Thank you. What's your total headcount in a polosies. There you go. I get confused myself.  Senator WONG: If not here, perhaps you could provide it on notice. Of the 98, I want to know where they're coming from, if the possible, particularly what sour for work they re involved in. Thank you. What's your total headcount in a polosies. There you go. I get confused myself.  Senator WONG: If not here, perhaps you could provide it on	24 October 2017, 7
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Mr Colvin: I will have to take that on notice. I will make the point, though, that I'm not necessarily going to take it as a given the was in the Australian Shooter magazine is accurate. I will just have to take on notice what the 5,600 illegal firearms that were a in March comprised.  Senator LEYONHJELM: On 28 September Minister Keenan referred again in a media release to the National Anti-Grarm partnership led by the AFP, in partnership with state and territory police, and said that together they have seized more than 5 firearms and firearm parts. Again, there are independent reports suggesting that just 308 of these 5,700 items were firearm confirm this?  Mr Colvin: I will take that on notice.  Senator LEYONHJELM: Can you confirm how many of the 308 firearms were operational?  Mr Colvin: I will take it all on notice.	edition ,785 se. than Squad illegal

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SBE17-018	Minister for	Australian	N/A	Kakoscheke-	Cost recovery	Senator LEYONHJELM: Can you confirm that, contrary to the media release, the great majority of these items were seized by Australian police?  Mr Colvin: I assume that is the case, but we will take that on notice to be absolutely clear about what the 5,700 and the earlier 5,600 firearms actually constituted.  Senator LEYONHJELM: On the assumption that the evidence from the other sources is suggesting that these were seized in other countries, why do you conclude that those items were bound for Australia?  Mr Colvin: I'm not sure that I agree with the assumption. I'll have to take on notice where that material has been derived from.  Senator LEYONHJELM: That's fine. I look forward to your answers on notice. Thank you, Commissioner.  Mr Colvin: Thank you.  Senator KAKOSCHKE-MOORE: Thank you. I have some questions in relation to internet service providers, or ISPs. With reference to	24 October
	Justice	Federal Police		Moore	rates of Internet Service Provides	requests to telecommunications companies in relation to possible child exploitation offences, I've previously asked for information on a number of instances where law enforcement agencies have requested identifying particulars from telecommunications companies in relation to subscribers who have been detected committing a criminal offence, whether Commonwealth or state, concerning child exploitation and related offences. I've also asked about the costs of those requests and the total cost to law enforcement agencies. I was advised that determining whether those authorisations relate to child sexual abuse specifically and the costs of those requests could not be provided. Could you tell me the average cost of a request to a telecommunications company that the AFP must pay?  Mr Colvin: Can I just check: were they questions you'd asked us on notice? Have we responded in that way?  Senator KAKOSCHKE-MOORE: Yes. I did get a response on the ones in relation to ISPs. It wasn't submitted in the course of budget estimates. It's SQON488.  Mr Colvin: I don't think we have that with us. I would imagine the reason we have trouble answering that is there are many hundreds of internet service providers across the country and they all charge slightly differently.  Senator KAKOSCHKE-MOORE: So they do all charge different rates?  Mr Colvin: Yes, because the rate is a cost recovery of what the internet service provider needs to do to recover the information to provide us. If it's Telstra, it's very different from a small ISP. The rates do vary, though. They can be quite broad. I don't think we have anyone in the room—  Senator KAKOSCHKE-MOORE: Is it possible to get a range or an average?  Mr Colvin: We can definitely get you a range.  Senator KAKOSCHKE-MOORE: Thank you. Is the cost payable every time?  Mr Colvin: Yes, it is.  Senator KAKOSCHKE-MOORE: Ould you tell me on notice, as part of that range, the highest cost that has been charged or could be charged?  Mr Colvin: To the best of our knowledge, we will, yes.  Senator KAKOSC	2017, 26-27
SBE17-019	Minister for Justice	Australian Federal Police	N/A	Watt	Termination of AFP deployment allowance in		24 October 2017, 30

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					Sydney	cent of our officers there. I had some officers who were being paid and some who weren't. The original reasons for the deployment allowance, which go back probably 20 years, had changed significantly in terms of the need for that allowance.  Senator WATT: What was that allowance worth?  Mr Colvin: I'm not sure. We would have to check. It was in the order of \$3,000 to \$5,000 pre-tax.  Senator WATT: What's been the impact on AFP staffing levels in Sydney since the allowance was abolished?  Mr Colvin: I would have to check the actual staff levels and if they have fluctuated up or down. I daresay they will have, but I wouldn't attribute it to the DAA.  Senator WATT: Is there anyone who can give us the figures around increases or decreases in AFP staffing in Sydney?  Mr Colvin: We wouldn't have that granular level of detail for Sydney, but we can get that, clearly. So I'll have to answer that on notice.	
SBE17-020	Minister for Justice	Australian Federal Police	N/A	Watt	AFP staff budget in New South Wales	Senator WATT: Do you know whether the number of AFP staff in New South Wales overall is currently above or below the budgeted FTE?  Mr Colvin: The budgeted FTE for Sydney we set internally. We get an appropriation from government and we make decisions about how we are going to allocate that. We are always running vacancies. That's just a part of the ebb and flow of staffing. We would have to check exactly what that figure is in Sydney.  Senator WATT: To be clear, I'm asking not just for Sydney but for New South Wales as a whole. I understand that you get an allocation of money, which entitles you to a certain number of officers or staff.  Mr Colvin: Yes.  Senator WATT: What I'm asking is: what's the actual number by comparison to that budget?  Mr Colvin: Okay. We'll absolutely take that on notice. Let me say, Senator, our Sydney office is under a lot of pressure—and I have said that publicly before—as a result of the work that it is doing. That's not unusual in policing. We're always under pressure. But the Sydney office, in particular, has had some of the biggest investigations and operations in the last 12 months that the AFP has ever undertaken, and it puts pressure on our members.	24 October 2017, 30
SBE17-021	Minister for Justice	Australian Federal Police	N/A	Watt	Number of AFP staff in New South Wales' flexible pool	Senator WATT: What types of work are the people in the flexible pool used for?  Mr Colvin: Our core operational work. That's everything. That is our organised crime work, cyber work, fraud and anti-corruption, child exploitation, victim based crime, and airport policing at times, if we need to surge numbers into the airport, as we did midyear, with Operation Silves—protection.  Senator WATT: So airport and protection.  Mr Colvin: Yes.  Senator WATT: That's protection of dignitaries and that kind of thing?  Mr Colvin: Yes. The only caveat I would put on that is that of course I can't surge officers to areas that they're not trained in. So I can't surge an untrained officer into protection unless they have completed protection training, for instance. But we make those ongoing daily staffing decisions.  Senator WATT: How many AFP personnel are there in the flexible pool in New South Wales at the moment?  Mr Colvin: I will take that on notice and double-check.  Senator WATT: I suppose what I am interested in is not only the number of people you notionally have assigned to that pool but how many officers there are actually available in the pool.  Mr Colvin: I understand.	24 October 2017, 31
SBE17-022	Minister for Justice	Australian Federal Police	N/A	Xenophon	Media article containing leaked AFP information	<b>Senator XENOPHON:</b> Hindsight, as they say, is a wonderful thing. There are lessons to be learnt from this particular incident, which I think are positive lessons for the AFP. Can I go to the issue of Papua New Guinea and the 2018 APEC Summit. You are probably familiar with some of the media reports in relation to that. I did ask a number of questions on notice. I asked No. 559 of the Minister for Justice on 6 September, just last month. I know the AFP has put out a statement on this, but I am concerned about the whole process involved there. For instance, there was a leaked dossier that says:  Australia has funded the purchase of 28 motorbikes, 6 RAV4s vehicles which will be unlikely to be properly used due to the fact the PNG police do	

Q No.	Responsible Minister	Division or Agency	Program Number Senator Subject			Question	Hearing Date and Proof Hansard Page or Written
						not have the training or the numbers to effectively utilise the equipment. That is from a report from Rory Callinan in <i>The Australian</i> on 23 August of this year. It also makes reference to jet skis being purchased at a cost of more than \$100,000. The assertion is that the purchases were made despite the PNG police and the AFP not having the appropriate licensing or skills to use them. What assurance can you give us about that whole process? Also, has there been an investigation into who leaked those documents? Will there be any disciplinary action against the person who raised these concerns?  Mr Colvin: I am aware of the article. It's a very complex matter and the individual concerned is known to us and is someone who is in engagement with the organisation on a range of fronts. I don't wish to discuss that publicly.  Senator XENOPHON: Is it an AFP officer?  Mr Colvin: Yes, it is. The veracity of the claims is something that we will test, but I can assure the committee that it is not in the AFP's interest not, more broadly, the Australian aid interest that we are providing equipment that my RPNGC colleagues are not appropriately trained and capable of using. We have a very extensive training program on all equipment that we provide, so I would question the claim that we are not skilled or not qualified to train on this. But that is all subject to ongoing matters at the moment.  Senator XENOPHON: Is any disciplinary action anticipated against the person that is known to you in respect of these matters being released to the media?  Mr Colvin: I will take that on notice because it is an ongoing matter. I am not going to give a commitment to that right now, because I don't know enough of the details of the matter.  Senator XENOPHON: Can you take on notice whether the AFP officer or agent is facing any disciplinary action or investigation in relation to that?  Mr Colvin: I will take it on notice.  Senator XENOPHON: I did ask a number of questions on notice. I will touch on a couple of those. Were the procurements s	
SBE17-045	Attorney- General Minister for Justice	Australian Criminal Intelligence Commission	N/A	Kakoschke- Moore	National Indigenous Violence and Child Abuse Intelligence Task Force	Senator KAKOSCHKE-MOORE: My first questions are in relation to what was the National Indigenous Violence and Child Abuse Intelligence Task Force. That operated between 2006 and 2014, and collected an extensive range of information to inform a range of intelligence reports and recommendations. But, noting that it ceased in 2014, the NNITF's final report stated that the task force's closure would leave a significant gap in the ongoing national collection, analysis and reporting of operational intelligence and strategic advice regarding the nature, extent and impact of Indigenous violence and child abuse. The final report from this task force was published in 2014. Are you aware of whether this gap has since been filled?  Ms Rose: I can't talk about the report directly; it was well before my time. I do know that in each of the states and territories the police commissioners are looking at those issues in their states and territories individually. I don't believe that we are looking at doing any further work at the commission in that area. The board, the commissioners of the states and territories, haven't requested that at this stage.  Senator KAKOSCHKE-MOORE: Okay. So there was a national approach previously, but when the task force was disbanded the states and territories took on responsibility for this policy area?  Ms Rose: Yes. My understanding was that the national approach was gathering intelligence to then provide that to the states and territories so that they could then use that intelligence.  Senator KAKOSCHKE-MOORE: So the states and territories are gathering that intelligence themselves now?  Ms Rose: Yes.  Senator KAKOSCHKE-MOORE: So you are not currently undertaking any operations relating to Indigenous violence and child abuse?  Ms Rose: No, we're not.	24 October 2017, 93-94

Q No.	Responsible Minister	Division or Agency	Program Number	Senator	Subject	Question	Hearing Date and Proof Hansard Page <i>or</i> Written			
						Senator KAKOSCHKE-MOORE: To your knowledge, was there ever a formal response to the final report of this task force?				
						Ms Rose: Not that I'm aware of, but I can take that on notice.				
SBE17-046	Attorney- General Minister for Justice	Australian Criminal Intelligence Commission	N/A	Kakoschke- Moore	Sex industry visa exploitation in South Australia	Senator KAKOSCHKE-MOORE: Do you have any data on the extent of the visa exploitation in the sex industry in South Australia and the rest of the country that could be provided to the committee?  Mr Blanch: It's a classified report, in relation to the outcome of that investigation or operation, so I'll have to take that one on notice and see what we can actually provide to the committee.	24 October 2017, 95			
						<b>Senator KAKOSCHKE-MOORE:</b> No worries. I saw that the ACIC conducted 12 coercive examinations in Adelaide. Are you aware whether any criminal investigations have been conducted as a result of those examinations?				
	CDE17 047 Attorney Australian					<b>Mr Blanch:</b> When we run an examination program, we'll generally do it to collect intelligence and assess the intelligence and then provide that to partners who may be able to respond to the intelligence. But, at this stage, I would probably again take that on notice to make sure we are not interrupting any ongoing investigations as a result of that examination program.				
SBE17-047	General Criminal Commission into Intelligence Institutional		Commission into	<b>Senator PRATT:</b> In August I submitted questions on notice after the spillover hearing on progress on recommendations of the Royal Commission into Institutional Responses to Child Sex Abuse, in relation to working-with-children checks. I do not yet have an answer to that question, however the minister advised that it was not among the unanswered questions that he had a record of. Are you able to give me some advice about the basis of that misunderstanding?	24 October 2017, 96					
	Justice				Child Sexual Abuse working-	<b>Mr Anderson:</b> We've still been checking that. We think that, in fact, it might actually be with the Attorney's office, but we're still confirming that.				
					with-childrens checks	Senator PRATT: Is ACIC involved in the working group that's been established on this matter?  Ms Rose: Absolutely.				
						<b>Senator PRATT:</b> When did the group start meeting, and can you give us an update on the workings of the group?				
						Ms Rose: I'll take this on notice because, again, it was when I had left the agency—I believe that the working group started obviously with CrimTrak joining with the ACC. CrimTrak was mentioned as one of the agencies in the recommendations. CrimTrak started to talk to states and territories about a number of the recommendations that impacted on CrimTrak, specifically two—standardising a lot of the terms across the country and looking at a database. Shortly after the merge the working group was set up; it was led by the Attorney-General's Department.				
SBE17-048	Attorney-	Australian	N/A	Pratt	Date of indicative	<b>Senator PRATT:</b> With respect to the costings, have there been any indicative costings done?	24 October			
	General	Criminal			costings for	Ms Rose: I believe they have been done by Deloitte, but I haven't seen them yet.	2017, 97			
	Minister for	Intelligence			implementing the	<b>Senator PRATT:</b> And who asked for those costings to be undertaken?				
	Justice	Commission			Royal Commission into	Ms Rose: When the Attorney-General's tasked them with actually looking at the options, that was part of that tasking, I understand.				
					Institutional	<b>Senator PRATT:</b> Can you give us a date for when that request was made for those costings to be undertaken?				
					Responses to	Mr Anderson: I'd have to take that on notice.				
					Child Sexual	<b>Senator PRATT:</b> Okay. So you don't have any idea at this point when that request was made for those costings?				
					Abuse's recommendations	<b>Mr Anderson:</b> We might be able to come back to you with that in the course of the evening.				
SBE17-049	Attorney- General	Australian Criminal	N/A	Pratt	Historical criminal records'	<b>Senator PRATT:</b> Has ACIC completed recording into its systems historical criminal records that are in paper form or microfilm and that are not currently identified by CrimTrac's initial database search?	24 October 2017, 97			
	Minister for Justice	Intelligence Commission	igence		recording and checks	<b>Ms Rose:</b> We felt that was impractical and not achievable, so what we did is go through and tag all of the records that did have a microfilm attachment or history to them so that it was flagged when you brought it up, and then the officer has to actually make a phone call to follow that up.				
						<b>Senator PRATT:</b> Are those phone calls taking place?				
						Ms Rose: I believe so, yes.				
						Senator PRATT: Has anyone received a flag as a result of those historical—				
						Ms Rose: I'd have to take that on notice. I just know that the work's been done and it's in the system.				

Q No.	Responsible Minister	Division or Agency	Program Number	Senator	Subject	Question	Hearing Date and Proof Hansard Page <i>or</i> Written
						<b>Senator PRATT:</b> Has there ever been any public explanation of the manner in which that recommendation by the royal commission has been implemented?	
						Ms Rose: I'd have to take that on notice—not that I'm aware of, no.	
						<b>Senator PRATT:</b> So you've never publicly stated that you thought the royal commission's recommendation to insert into the database everything on microfilm was impractical. In terms of getting things off microfilm, did that involve looking at each of those individual records to work out which people needed to be flagged within the database? How was that undertaken?	
						Ms Rose: My understanding is, where a historical record in paper or microfilm is identified as matched during the criminal history checking process, the owning police jurisdiction will upload the record electronically into the ACIC system, and the process of progressively digitising records on an as-required basis is cost effective while ensuring that all records are identifiable through a national criminal history check.	
						<b>Senator PRATT:</b> Where is the database that identifies anyone who has a microfilm or paper record?	
						Ms Rose: In ACIC—so it's updating that database.	
						<b>Senator PRATT:</b> Who did the work to take all of those historical records off microfilm to at least flag there was an individual associated with that record?	
						Ms Rose: The individual states and territories as they've gone through their own records.	
						<b>Senator PRATT:</b> And that was done as part of this work as recommended by the royal commission?	
						Ms Rose: Correct.	
						<b>Senator PRATT:</b> The royal commission's recommendations have said that all working with children cardholders should be checked against historical criminal history records. Can you affirm that that is now taking place?	
						Ms Rose: I would have to check that. I will take that on notice.	
						<b>Senator PRATT:</b> So you don't know whether those checks are taking place as per the royal commission's recommendations.	
						Ms Rose: Can you repeat the question, please?	
						<b>Senator PRATT:</b> Can you confirm that all working with children check applications and existing card holders, current card holders, have been checked against historical criminal history records interstate? So, a new application.	
						Ms Rose: Yes, I can confirm that.	
						<b>Senator PRATT:</b> You not only are checking new applications, but all of the existing card holders have been data matched with the new set of records that you've created by consulting with the states that draw in all of those microfilmed and paper records?	
						Ms Rose: I have an officer here who has the answer, but they're not sworn in as a witness, so I might have to take that on notice.	
						Senator PRATT: Are you able to take some advice from them?	
						Ms Rose: I think we will take it on notice, because it is quite a complicated answer.	
						<b>Senator PRATT:</b> I am somewhat concerned by the fact that I haven't received an answer to my question on notice about these issues. Are you able to characterise—are there people with working with children checks who have not been checked against historical databases?	
						Ms Rose: My understanding is that the only case, the only instance where that may be the case is if it's a five-year working with children check and they haven't been checked on their renewal. Their renewal hasn't come up yet. Again, because of the technicality of that, I wouldn't mind taking it on notice.	
						Senator PRATT: How long has this new system been in place for?	
						Ms Rose: Just a couple of years.	
						Senator PRATT: So it has been fully operational for a few years?	
						Ms Rose: That's my understanding, yes.	
						Senator PRATT: On that basis, it's only those who haven't come back for renewal.	
						Ms Rose: Since that's occurred.	

Responsible Minister	Division or Agency	or Program Number Senator Subject			Question				
					Ms Rose: That's my understanding. They're continuously checked against the state records.  Senator PRATT: That's good news. So everyone has been checked. That's terrific. What progress have you made in making international records more accessible?				
Attorney- General Minister for Justice	International and AusCheck Division	1.7	Leyonhjelm	Airsoft firearm	Senator LEYONHJELM: Alright. I am going to ask you to take on notice a request to provide evidence that there is such a thing as an Airsoft firearm which is potentially lethal and even potentially capable of serious injury. Could you take that one on notice and get back to me with advice as to what that constitutes because I have never heard of such a thing?  Mr Bouwhuis: Sure, I would be happy to, Senator.  Senator LEYONHJELM: Thank you. I look forward to receiving that. I will investigate the regulation that you mentioned and I will have another talk to you at future estimates after I've had some feedback from people in the states who are interested in the issue. Thank you for your time.	24 October 2017, 118			
Attorney- General Minister for Justice	International and AusCheck Division	1.7	Watt	Firearms' licences held by primary producers	Senator WATT: I might just ask a couple of quick questions about firearms, since we were dealing with that. Just to give people a heads up, probably next I will ask questions about cross-examination reform in the area of family law. Thanks for coming back. Sticking with firearms for a moment, I am not sure whether you've followed this debate, but in Queensland currently there have been a range of different ideas proposed around changes to gun laws in Queensland. In particular, one of the proposals that has been mooted involves changes to the laws concerning primary producers having renewals of handgun licences. I am not across the detail of this, but as I understand it the proposal is to provide for automatic renewal of handgun licences held by primary producers if they meet a basic fit-and-proper-person test. I think that's a bit of a change from the current situation, which also requires primary producers to demonstrate that they have a genuine reason to hold a concealable handgun before getting that licence renewed. As I understand it, the current law is if you are a primary producer and you have a handgun licence you can get a renewal by demonstrating that you meet the fit-and-proper-person test and by demonstrating that you have a genuine reason to have that handgun. The proposal is to remove the second limb so you would no longer need to prove that you have a genuine reason for having that handgun. Is that proposal something that has been considered by your agency?  Mr Bouwhuis: Thank you for the question, Senator. No, we haven't been asked specifically about that by the Queensland government. I	2017, 118-119			
Attorney- General Minister for Justice	International and AusCheck Division	1.7	Watt	CrimTrac pilot program	must say I am kind of unaware of the details of that. I am happy to take that on notice if you wanted to have us respond on that one, but we haven't been consulted on that proposal.  Senator WATT: So there was a CrimTrac pilot program that was operating a couple of years ago— Mr Pahlow: Yes.  Senator WATT: and that got canned, did it?  Mr Pahlow: It got canned. It was a prototype involving three jurisdictions with an information-sharing system being developed to determine how that would work to then go back to state, territory and federal ministers to determine whether that was workable or not. That particular project was cancelled when the decision was made to go straight to the system that's in place now, which is an interim system in place until the final system is launched in December 2019.  Senator WATT: When was that interim system established?  Mr Pahlow: I would have to take the exact time on notice.  Senator WATT: I'm actually just still trying to work out whether the pilot program that I'm referring to is what you've termed the interim process or the one that preceded it.  Mr Pahlow: There was the prototype initially, which I think was referred to as 'the prototype'. Then there was a further round of negotiations on model laws with states and territories and an agreement to implement model laws to automate domestic violence orders across jurisdictional boards. In order to implement that, a COAG agreement was achieved between states and territories in December 2015. That agreement involved setting up an interim system—  Senator WATT: Would that be the one that was to cost about \$3.3 million?				
	Attorney- General Minister for Justice  Attorney- General Minister for Justice  Attorney- General Minister for Justice	Attorney- General Minister for Justice  Attorney- General Minister for Justice  International and AusCheck Division  International and AusCheck Division  Attorney- General Minister for Justice  International and AusCheck Division	Attorney- General Minister for Justice  Attorney- General Minister for Justice  International and AusCheck Division  International and AusCheck Division	Attorney- General Minister for Justice  Attorney- General Minister for Justice  Attorney- General Minister for Justice  International and AusCheck Division  International and AusCheck Division	Attorney- General Minister or Justice  International and AusCheck Division  Attorney- General Minister for Justice  International and AusCheck Division  International and AusCheck Division  International and AusCheck Division  Attorney- General Minister for Justice  International and AusCheck Division	Minister   Agency   Number   Sunior   Sunior			

Q No.	Responsible Minister Division or Agency Program Number Senator Subject		Subject	Question	Hearing Date and Proof Hansard Page or Written							
						<b>Senator WATT:</b> Okay. Let's stick with the original \$3.3 million one. That was rolled out by CrimTrac and, I understand, was supposed to report back by 2016. <b>Mr. Poblovy.</b> Voc.						
						Mr Pahlow: Yes.  Senetan WATTA What you are saying is that that act connect and was supersoled by the						
						Senator WATT: What you are saying is that that got canned and was superseded by the—  Mr Pahlow: It was overtaken by the decision to put the current systems in place.						
						Senator WATT: Was there ever a report back in around 2016?						
						Mr Pahlow: Not one in 2016. I would have to take on notice whether there was any—there was, I suppose. an update to COAG more broadly, but I don't know whether that would be classified as a report back.						
SBE17-068	Attorney-			Application of	<b>Senator WATT:</b> Would that maximum 14-day, pre-charge detention period apply to children as young as 10?	24 October						
	General Minister for	Terrorism Division			pre-charge detention period	<b>Senator Brandis:</b> It applies to people to whom it applies—that is, people who are subject to the criminal law. The age of criminal responsibility in the various states is different, but in some states it does apply to people as young as 10 years of age.	2017, 130					
	Justice to 10 year olds		to 10 year olds	Senator WATT: Which states are they?								
				<b>Senator Brandis:</b> Let me just check that. I will get some advice on that, but I am advised that in at least one state it is 10 years. The principles of criminal responsibility are the same.								
						<b>Senator WATT:</b> In that state where the age of criminal responsibility is 10, if we're talking about a 10-year-old in that state about whom there is a suspicion, they could be detained for up to 14 days?						
				<b>Senator Brandis:</b> If the statutory criteria were met, but as well—and it's important to make this point—where one is dealing with the precharged detention of children under the age of 18 years, there are special protective provisions in operation because of their age.								
				<b>Senator WATT:</b> My understanding is that there have been different answers about this issue from different ministers. I think Minister Keenan has said that it is conceivable that this could apply to children as young as 10, but I think the Prime Minister has said that is not the case. You are saying it depends on—								
						<b>Senator Brandis:</b> I'm not familiar with the statements you're quoting. My point is that this is not a function of this legislation; it is a function of the ordinary law of criminal responsibility. It applies to a person charged with a relevant offence who is otherwise criminally responsible. There are special provisions for people to protect people under the age of 18.						
						<b>Senator WATT:</b> It might be that in at least one state 10-year-olds can be convicted of a criminal offence, but this does amount to a change if what we're talking about is subjecting 10-year-olds in that state to up to 14 days of pre-charge detention.						
				<b>Senator Brandis:</b> As I said, Senator, you seem to be disregarding it—subject to special protections, which wouldn't, by the way, necessarily apply if a very young person were charged with an ordinary crime because they had reached the age of criminal responsibility and were being dealt with in the Children's Court. But there are special provisions, just as there are special provisions, by the way, in relation to Commonwealth control orders that apply to people under the age of 18 in acknowledgement of the fact that it is a special case.								
SBE17-073	Attorney- General	Australian Criminal	N/A	Kakoschke- Moore	Assumed identity grants	1. In the Assumed Identities Annual Report 2016-2017 it states that there were 58 authorities for assumed identities granted during the past year.	Written 6 November					
	Minister for Justice	Intelligence Commission				Can the Commission provide a breakdown of areas that those assumed identity grants related to, including in regards to online child sexual exploitation, child abuse or terrorism?	2017					
SBE17-075	Minister for Justice	Australian Federal Police	N/A	Kakoschke- Moore	Illicit tobacco	1. Is there any procedure, agreement or understanding between the AFP and other law enforcement agencies in relation to responsibility for and handling of illicit tobacco investigations?	Written 6 November 2017					
						a. If so, what are the conditions under which the agencies are required to refer matters to the AFP?						
						b. How many referrals have there been and how many have been accepted?						
SBE17-079	Minister for	Australian	N/A	Gallacher	Cost of personal	1. What is the cost of personal security for the Minister of Finance and the Minister for	Written					
	Justice	Federal Police			security for	Immigration & Border Protection for the morning exercise regime in Canberra over the	6 November					
					ministers	last 3 financial years and the current up to date figure?	2017					

Q No.	Responsible Minister	Division or Agency	Program Number	Senator	Subject	Question					
SBE17-086	Attorney-	Australian	N/A	Pratt	ACIC staffing	How many analysts does the ACIC have overseas?	Written Written				
	General	Criminal				When do their contracts expire?	6 November				
	Minister for Justice	Intelligence Commission				Can you please provide the ASL for ACIC overseas staff for the following years:	2017				
	Justice	Commission				• 2011-12					
		Australian				• 2012-13					
	Institute of • 2013-1			• 2013-14							
	Criminology			• 2014-15							
				• 2015-16							
				• 2016-17							
						• 2017-18					
						Can you please provide projected ASL for overseas ACIC staff for the following years:					
						• 2017-18					
						• 2018-19					
						• 2019-20					
				• 2020-21							
						• 2021-22					
						Please provide the number of ACIC analysts whose roles are not currently guaranteed full funding until the end of the forward estimates (2021).					
						Has the ACIC requested funding for any extension of ACIC analysts' postings overseas from the Minister?					
						Which ACIC activities/programs funded by Proceeds of Crime funding will expire over the forward estimates?					
						When will they expire?					
						Has the ACIC sought additional funding to continue these activities/programs?					
						Will any of them cease or have to be scaled back if funding isn't re-committed/restored?					
						How much funding has the ACIC received for information technology/cyber security over the following years:					
						• 2011-12					
						• 2012-13					
						• 2013-14					
						• 2014-15					
						• 2015-16					
						• 2016-17					
						• 2017-18					
						Can you please provide projected funding for ACIC IT/cyber security over the following years:					
						• 2017-18					
						• 2018-19					
				• 2019-20							
						• 2020-21					
						• 2021-22					
SBE17-087	Attorney-	Australian	N/A	Pratt	ACIC/AIC	What is current the status of the ACIC/AIC merger?	Written				
	General Minister for	Criminal Intelligence			merger	In light of the 2017-18 Budget decision, what roles will ACIC play in the ongoing operations of the AIC?	6 November 2017				

Q No.	Responsible Minister	Division or Agency	Program Number	Senator	Subject	Question				
	Justice	Commission				Does the AIC have an operating deficit?				
		Australian				How much is it?				
		Institute of				What is the reason for the deficit?				
		Criminology				How are you going to address that deficit?				
						Please provide the ASL and headcount of research staff employed at the AIC for the following years • 2011-12				
						• 2011-12				
						• 2013-14				
						• 2014-15				
						• 2015-16				
						• 2016-17				
						• 2017-18				
						Please provide the projected ASL and headcount of research staff employed at the AIC for the following years				
						• 2018-19				
						• 2019-20				
						• 2020-21				
						Has there been a re-allocation of staff from ACIC to AIC? If so, for what purpose?				
						Can you please guarantee the capacity of the AIC to maintain its research capacity and standards?				
						Will there be any change in the focus of the work of the AIC over the next 24 months?  What are your targets in relation to the number of publications you are required to make each year and in the number of those that should				
						What are your targets in relation to the number of publications you are required to make each year, and in the number of those that should be peer-reviewed?				
						Did you meet those targets last financial year? If not, why not?				
						Are you on track this year?				
SBE17-088	Minister for Justice	Australian Federal Police	N/A	Pratt	Discretionary funding	The following questions relate to responses provided by the AFP to questions at Senate Estimates on 24 October 2017 (specifically, see discussion of discretionary/non-discretionary funding at page 6).	Written 6 November			
						Please provide a breakdown of AFP resourcing for Outcome 1, split by 'discretionary' and 'non-discretionary' components for the following years (i.e. the total amount of funding that was tied to particular projects etc., for example NAGS, and funding that is essentially for "discretionary parts of the business that aren't tied to specific funding"). Please provide this information for the following years:	2017			
						• 2010-11				
						• 2011-12				
						• 2012-13				
						• 2013-14				
						• 2014-15				
						• 2015-16 • 2016-17 to date				
						Please provide the projected breakdown of AFP resourcing for Outcome 1, split by 'discretionary' and 'non-discretionary' components for				
						the following years:				
						• 2017-18				
						• 2018-19				
						• 2019-20				

Q No.	Responsible Minister	Division or Agency	Program Number	Senator	Subject	Question	Hearing Date and Proof Hansard Page <i>or</i> Written
						<ul> <li>• 2020-21</li> <li>Please provide a breakdown of the funding the AFP has allocated to child exploitation work* (distinguishing between the amount of 'tied' funding for this work (such as AFP programs) and the funding for this work that comes from the AFP's 'discretionary' budget), for the following years:</li> <li>• 2013-14</li> <li>• 2014-15</li> <li>• 2015-16</li> <li>• 2016-17</li> <li>• 2017-18 to date</li> <li>Does the AFP have any projections for the funding it will provide in this area in over the forward estimates? If so, please breakdown projected funding for this work split by 'discretionary' and 'non-discretionary' components for the following years:</li> </ul>	
						<ul> <li>2017-18</li> <li>2018-19</li> <li>2020-21</li> <li>Please provide a breakdown of the funding the AFP has allocated to anti-narcotics work* (distinguishing between the amount of 'tied' funding for this work (such as specific funded non-ongoing AFP programs) and the funding for this work that comes from the AFP's 'discretionary' budget), for the following years:</li> <li>2013-14</li> </ul>	
						<ul> <li>• 2014-15</li> <li>• 2015-16</li> <li>• 2016-17</li> <li>• 2017-18 to date</li> <li>Does the AFP have any projections for the funding it will provide in this area in over the forward estimates? If so, please breakdown projected funding for this work split by 'discretionary' and 'non-discretionary' components for the following years:</li> <li>• 2017-18</li> <li>• 2018-19</li> <li>• 2019-20</li> </ul>	
						<ul> <li>• 2020-21</li> <li>Please provide a breakdown of the funding the AFP has allocated to organised crime work* (distinguishing between the amount of 'tied' funding for this work (such as specific funded non-ongoing AFP programs) and the funding for this work that comes from the AFP's 'discretionary' budget), for the following years:</li> <li>• 2013-14</li> <li>• 2014-15</li> <li>• 2015-16</li> <li>• 2016-17</li> <li>• 2017-18 to date</li> <li>Does the AFP have any projections for the funding it will provide in this area in over the forward estimates? If so, please breakdown projected funding for this work split by 'discretionary' and 'non-discretionary' components for the following years:</li> </ul>	
						• 2017-18 • 2018-19	

Q No.	Responsible Minister	Division or Agency	Program Number	Senator	Subject			Question	ı			Da H	Hearing Date and Proof Hansard Page <i>or</i> Written
						of 'tied' funding AFP's 'discretion  • 2013-14  • 2014-15  • 2015-16  • 2016-17  • 2017-18 to date Does the AFP ha projected funding  • 2017-18  • 2018-19  • 2019-20  • 2020-21  * these terms we part by discretio AFP Department about both discretion	for this work (such as s nary' budget), for the following for the following for this work split by 'd re used by the Commissionary funding. The requestal Operating Funding A	pecific funded non owing years:  e funding it will pro- iscretionary' and 'r oner at Senate Esti- st for information al ppropriation Meas ionary funding for	nongoing AFP programments are a in consoling area in conson-discretionary' conson-discretionary' consoling area area area area area area area are	over the forward estinomponents for the following page 6 to descriptions areas extends beyond uestion on Notice BE	distinguishing between the for this work that come ag for this work that come that all the list of programmes lift 17-160. We are seeking in the list of programmes of the list of programmes lift of progr	own  ed in large isted in the information	
SBE17-089	Minister for Justice	Australian Federal Police	N/A	Pratt	AFP Staffing	• 2010-11 • 2011-12 • 2013-14 • 2014-15 • 2015-16 • 2016-17 • 2017-18  2010-11 *Headcount refe Separately, pleas	Total headcount ('HC')/ASL Sworn: X/Y PSO: X/Y er break down the number	NSW (HC/ASL)  Commissioner at Sagain (year by year NSW (HC/ASL)	ACT (HC/ASL)  Senate Estimates 24 (2), but broken down by ACT (HC/ASL)	QLD (HC/ASL)  October 2017  by function (e.g. swo)  QLD (HC/ASL)	Etc rn officers, PSOs, unsworn Etc nd State/Territory, eg:	2017	ovember

Q No.	Responsible Minister	Division or Agency	Program Number	Senator	Subject	Question	Hearing Date and Proof Hansard Page or Written
SBE17-090	Minister for Justice	Australian Federal Police	N/A	Pratt	AFP in Tasmania	Crime operations International operations International operations International operations Specialist operations Please ensure that the total across the areas matches the total number of sworn officers - i.e. that any sworn officers that don't fall into a specific area/cannot be listed as part of a specific area fall within an alternative category (e.g. 'other'). Please also avoid any double-counting of officers by referring only to their 'home position' - for more detail please see comments by the Commissioner at Senate Estimates 24 October 2017:  "The person would show up once, even though they might be deployed to other parts of the organisation. They have a home location and a home position number that they sit against and that position number doesn't change." (emphasis added)  Total headcount  ("HC'/ASL)  (HC'ASL)  (HC'ASL)  (HC'ASL)  Does the AFP project or plan future staffing? If so, please provide information in the three questions above for the following years:  2018-19  2019-20  2020-21  Please provide the resourcing provided to the AFP's work in Tasmania (i.e. funding for the AFP personnel posted to the state, any funding attached to specific Tasmanian programmes) for each of the following years:  2011-11  2011-12  2013-14  Please provide projected resourcing for AFP in Tasmania (employee funding/projects) for the following years:  2018-19  2019-20  2020-21  Please provide both the AFP's ASL and AFP's headcount projections for its Tasmanian personnel for the following years:  2018-19  2019-20  2020-21  Please provide the number of investigations and operations undertaken by the AFP in Tasmania for the following years:  2010-11  Please provide the number of investigations and operations undertaken by the AFP in Tasmania for the following years:  2011-12  2011-13	Written 6 November 2017

Q No.	Responsible Minister	Division or Agency	Program Number	Senator	Subject	Question	Hearing Date and Proof Hansard Page or Written
						• 2014-15 • 2015-16 • 2016-17 • 2017-18 Please provide the number of requests for assistance received by the AFP from Tasmania Police for the following years: • 2010-11 • 2011-12 • 2013-14 • 2014-15 • 2015-16 • 2016-17 • 2017-18	
						• 2017-18 Please break these numbers down by requests that were actioned/where assistance was provided and requests that were rejected/refused.	
SBE17-091	Minister for Justice	Australian Federal Police	N/A	Pratt	Enterprise Agreement	Please outline the financial implications of the delay of the AFP Enterprise Agreement.  What amount was saved by the delay of any pay rise to AFP staff?  Please provide the amount of funding that would have been required in order to provide AFP personnel a 2 percent p.a. pay rise. Please calculate this from the date of expiry from the last agreement (8 March 2016), until 1 November 2017.  How much money have AFP personnel missed out on to date?  The Commissioner confirmed at Senate Estimates that there is a \$77 million reduction in resources for AFP, contained in the 2017-18 Budget.  Is the AFP predicting a reduction in staff or a reduction in pay/conditions for staff to offset this reduction?  Can the AFP rule out further reductions in staff?  Can the AFP rule out any reduction in employee pay and conditions?  Can the AFP rule out effect of this reduction on AFP operational capacity?  Has the AFP prepared any documents the effect of this cut on:  Staffing numbers (ASL/headcount);  Employee pay and/or conditions; and/or  AFP operational capacity?  If so, have these been provided to the Minister?  Has the AFP discussed this reduction with the Minister and/or his office at any stage?  Has the AFP requested an increase in resources for its employees from Government/the Minister and/or his office?	Written 6 November 2017
SBE17-092	Minister for Justice	Australian Federal Police	N/A	Pratt	International Work	Please update your response to Question on Notice AE17-087 (asked by Sen. Pratt on 28 February 2017) – all questions (1 – 15)  Please list the amount of funding provided for these postings for the following years:  • 2010-11  • 2011-12  • 2013-14  • 2014-15  • 2015-16	Written 6 November 2017

Q No.	Responsible Minister	Division or Agency	Program Number	Senator	Subject	Question	Hearing Date and Proof Hansard Page or Written
						<ul> <li>• 2016-17</li> <li>• 2017-18</li> <li>Please provide projected funding for these postings and projected staffing levels for these postings for the following years:</li> <li>• 2018-19</li> <li>• 2019-20</li> <li>• 2020-21</li> <li>If there has been a decrease in resourcing for these postings, was this the decision of Government or the AFP?</li> <li>If it was a decision of the AFP, can the AFP rule out reduced Government resourcing of the AFP as a factor influencing this decision?</li> <li>Please provide a breakdown of all funding provided to the AFP's work abroad*, year by year, for the following years:</li> <li>• 2010-11</li> <li>• 2011-12</li> <li>• 2013-14</li> <li>• 2014-15</li> <li>• 2015-16</li> <li>• 2016-17</li> <li>• 2017-18</li> <li>Please provide projected resourcing for the AFP's work abroad* for the following years:</li> <li>• 2018-19</li> <li>• 2019-20</li> <li>• 2020-21</li> <li>* this includes International Police Assistance (Outcome 1, Program 1.2), all overseas postings and overseas work from Outcome 1, and any relevant international taskforces/projects (e.g. Project Blaze).</li> </ul>	
SBE17-093	Minister for Justice	Australian Federal Police	N/A	Pratt	Employee health and safety	How many AFP personnel were injured or harmed at work in each of the following years:  • 2010-11  • 2011-12  • 2013-14  • 2015-16  • 2016-17  • 2017-18  How much funding has the AFP received for occupational health and safety of its employees (including protective gear, mental health, training) for each of the following years:  • 2010-11  • 2011-12  • 2013-14  • 2014-15  • 2015-16  • 2016-17  • 2017-18	Written 6 November 2017

Q No.	Responsible Minister	Division or Agency	Program Number	Senator	Subject	Question	Hearing Date and Proof Hansard Page or Written
SBE17-094	Minister for Justice	Australian Federal Police	N/A	Pratt	Overall staffing	Please break down the total number of AFP personnel (both ASL and headcount) by AC level portfolio, and within each function, break the number down by state.  Please ensure all AFP personnel fall within these portfolios, or are listed as 'other':  Chief of Staff  Counter Terrorism  Protection Operations  Reform, Culture and Standards  Organised Crime and Cyber  Crime Operations  International Operations  Technology and Innovation  Specialist Operations  Support Capability  Legal  Workforce Development  People, Safety and Security  Chief Financial Officer  ACT Policing  Please ensure this is broken down by State/Territory (e.g. ASL X/Headcount Y in Protection Operations in NSW).  Please ensure the total number is provided for each portfolio across all States/Territories.  Please provide this information for each of the following years:  2010-11  2011-12  2013-14  2014-15  2016-17  2017-18	Written 6 November 2017
SBE17-095	Minister for Justice	Australian Federal Police	N/A	Pratt	Resourcing constraints	How many AFP operations have been transferred, moved or cancelled because of a lack of resourcing/capacity in the following years:  • 2015-16  • 2016-17  • 2017-18 to date  How many drug importation cases of more than 1kg have been transferred to state police by the AFP? Please provide information for the following years:  • 2015-16  • 2016-17  • 2017-18 to date  How many sworn officers have been asked to perform protective services duties/operations in the following years:  • 2015-16	Written 6 November 2017

Q No.	Responsible Minister	Division or Agency	Program Number	Senator	Subject	Question	Hearing Date and Proof Hansard Page <i>or</i> Written
						• 2016-17	
						• 2017-18 to date	
						How many child protection referrals were not investigated because of a lack of resourcing from Government in the following years:	
						• 2015-16	
						• 2016-17	
						• 2017-18 to date	
SBE17-102	Minister for	Emergency	1.8	Pratt	NDRRA funding	I would like to ask about a specific roadworks project completed under the auspices of the NDRRA in 2015 in Emerald, Queensland.	Written
	Justice	Management Australia				Can you confirm there was an activation by the Federal Government to release funds for the purposes of NDRRA works in Emerald that year?	6 November 2017
						Do you have a record of how much federal money, following the acquittal of funds, eventually went toward that project?	
						On what date was that funding acquitted? i.e when was the federal money sent?	
						Do you, or your department, receive information as to which contractors are used to complete the work?	
						(If yes) Can you confirm the following – NDRRA funding was used by the Central Highlands Regional Council to contract Newlands Civil Construction to complete roadworks in Emerald in 2015.	
						So money flowed from the federal government, through the Queensland state government, to the Central Highlands Regional Council, and ended up in the hands of Newlands Civil Construction. Is that right?	
						Has the department ever been aware of the ownership stake in Newlands Civil Construction held by Senator Barry O'Sullivan?	
						Was the Department aware of that conflict of interest when answering questions about payments under the NDRRA scheme asked by Senator O'Sullivan in May 2016?	
SBE17-108	Attorney- General	International and AusCheck Division	1.7	Leyonhjelm	Firearms	<b>Senator LEYONHJELM:</b> That probably answers most of the questions that I was going to ask of a similar nature, which is additional detail. Could you please note that I am also interested in how many of those 51,000 were operational, how many were just firearm parts, how many were complete firearms but rusty or otherwise not operational, how many were returned as registered firearms to their owners, how many were taken on by dealers and sold, and how many were destroyed. What I would like ultimately is how many working firearms were handed in and destroyed, and any other data you happen to collect would be of interest to me. <b>Mr Bouwhuis:</b> Thank you.	24 October 2017, 116.