

**Senate Community Affairs Committee**  
**ANSWERS TO ESTIMATES QUESTIONS ON NOTICE**  
**SOCIAL SERVICES PORTFOLIO**  
**2014 - 2015 Additional Estimates Hearings**

**Outcome:** National Disability Insurance Agency

**Question No:** NDIA SQ15-000007

**Topic:** Discharge Arrangements

**Hansard Page:** CA94-95

**Senator Siewert** asked:

I am going to ask about those with cognitive impairment who may have been in indefinite detention but who have not been charged. Do you have any cases where you have engaged with an individual who has been released?

**Answer:**

The National Disability Insurance Agency (NDIA) will work with all states and territories to support National Disability Insurance Scheme (NDIS) participants in all settings. Under the applied principles this is articulated as follows:

The criminal justice system (and relevant elements of the civil justice system) will continue to be responsible for meeting the needs of people with disability in line with the National Disability Strategy (NDS) and existing legal obligations, including making reasonable adjustments in accordance with the *Disability Discrimination Act 1992* (Cth).

As such, the NDIA will work with states and territories to improve outcomes consistent with the NDS for all people with cognitive impairment in the criminal justice system.

At this time in the trial sites, the NDIA has not engaged with any individuals with cognitive impairment who may have been in indefinite detention but have not been charged and have been released.