

**Senate Community Affairs Committee**  
**ANSWERS TO ESTIMATES QUESTIONS ON NOTICE**  
**FAMILIES, HOUSING, COMMUNITY SERVICES AND**  
**INDIGENOUS AFFAIRS PORTFOLIO**  
**2011-12 Budget Estimates Hearings**

**Outcome Number:** 3

**Question No:** 434

**Topic:** Incarceration of Aboriginal People with Cognitive Impairment

**Hansard Page:** Written

**Senator Boyce** asked:

Is it legal to indefinitely incarcerate Aboriginal people with a cognitive impairment who are unfit to plead?

**Answer:**

This is a matter for the relevant state or territory jurisdiction. FaHCSIA will raise this issue with the appropriate state and territory agencies.