

**Senate Economics Legislation Committee**

**ANSWERS TO QUESTIONS ON NOTICE**

**Treasury Portfolio**

Budget Estimates 29, 30 & 31 May 2007

**Question: bet 66 (ASIC)**

**Topic: ASIC Investigations**

**Hansard Page: E105**

**Senator SHERRY asked:**

You mentioned that 10 have fled the jurisdiction. Do you have a figure on how many we have been able to extradite back to Australia and why we have not if we have information about where they are?

**Mr Cooper**—Not in my materials, but obviously we can look into that.

**Answer:**

Since 2001, 10 possible defendants have fled, or attempted to flee, the Australian jurisdiction. Of these:

- q 2 extradition hearings are in progress in foreign jurisdictions;
- q 2 were arrested at Australian airports;
- q 1 was arrested in a foreign jurisdiction, but has now been extradited – court proceedings continue;
- q 3 are not in the Australian jurisdiction – in respect of 2 of these, warrants for their arrest are outstanding, but the subjects have not been located; in respect of the other, criminal litigation continues, but a date has not yet been set for court appearance because the subject is not located (various alerts are in operation);
- q 1 is not in the Australian jurisdiction – civil litigation is continuing against the subject (and related company) in their absence; and
- q 1 is not in the Australian jurisdiction – the matter did not proceed for lack of evidence.

In addition, since 2001, ASIC has made at least 171 successful applications to the court for delivery of passports or restrictions on travel of possible defendants.