

SENATE STANDING COMMITTEE ON LEGAL AND CONSTITUTIONAL AFFAIRS
AUSTRALIAN FEDERAL POLICE

Question No. 125

Senator Ludwig asked the following question at the hearing on 13 February 2007:

With reference to the report published on AAP on 19 February 2007 titled “AFP sent me classified footage, Pine Gap protester says” by Tara Ravens:

- a) Can the AFP confirm whether it is aware of any breach of Section 92 of the *Australian Security Intelligence Organisation Act 1979* as described in the news report?
- b) If so, has the potential breach been investigated or is it currently under investigation? If not, why not? Otherwise -
 - i) When did the investigation conclude or when is it expected to conclude?
 - ii) If concluded, did any recommendations arise out of the investigation (e.g. disciplinary action)?
- c) Can the AFP confirm whether it is aware of any other breaches or issues relating to the reported incident?
 - i) If so, provide further details of such breaches or issues?
 - ii) If so, has the breach or issue been investigated or is it currently under investigation?
 - iii) If not, why not?

Otherwise -

- i) When did the investigation conclude or when is it expected to conclude?
 - ii) If concluded, did any recommendations arise out of the investigation (e.g. disciplinary action)?
- The answer to the honourable senator’s question is as follows:

The answer to the honourable senator’s question is as follows:

- a) The AFP is aware of the matter described in the news report and is continuing to examine the circumstances, but have not identified a breach of that provision. The news report touches upon matters currently before the court. It would not be appropriate to comment on those matters.
- b) The AFP is examining the circumstances surrounding its lawful disclosure of the material as per the AFP’s legislative disclosure obligations in order to identify if procedural errors or deficiencies exist.
 - i) & ii)
As above
- c) i), ii) & iii)

As above.