

SENATE STANDING COMMITTEE ON LEGAL AND CONSTITUTIONAL AFFAIRS  
AUSTRALIAN FEDERAL POLICE

**Question No. 129**

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

*Anti-Terrorism Act (No.2) Powers*

- a) From the answer to part B of Question on Notice 114 from October 2006, is it correct that this answer indicates that the AFP is unable to indicate on how many occasions notices to produce have been used?
- b) Provide an update regarding the powers provided to the AFP under the Anti-Terrorism No.2 Act 2005, showing:
  - i) Each power;
  - ii) The number of times it has been used;
  - iii) The occasions on which it has been used.

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

- a) The AFP could obtain this information, however, as indicated, to do so would be resource intensive. Furthermore, those numbers obtained are liable to fluctuate at any given time and may not, therefore, be wholly accurate.
- b)
  - i) Control Order.
  - ii) One.
  - iii) Interim Control Order issued against Mr Joseph Terrence Thomas.  
  - i) Preventative Detention.
  - ii) Nil.
  - iii) Not applicable.  
  - i) Stop, Question and Search.
  - ii) Nil.
  - iii) Not applicable.  
  - i) Notice to Produce.
  - ii) Refer to answer a) above. As at 5 March 2007, there have been nine instances where this was used in relation to counter-terrorism matters.
  - iii) The AFP cannot provide detail due to operational considerations.