

**QUESTION TAKEN ON NOTICE**

**ADDITIONAL ESTIMATES HEARING: 13 FEBRUARY 2012**

IMMIGRATION AND CITIZENSHIP PORTFOLIO

**(AE12/0045) Program: Internal Product**

Senator Xenophon asked:

Indemnity from prosecution: Can a person gain indemnity from prosecution by ceasing or modifying the exploitative activities once they are discovered?

*Answer:*

No, however the cessation or modification of exploitative activities might be a consideration in deciding whether to prosecute the person.

The *Prosecution Policy of the Commonwealth* sets out guidelines for the making of decisions in the prosecution process. It applies to all Commonwealth prosecutions.