

ATTORNEY-GENERAL'S DEPARTMENT
QUESTIONS ON NOTICE – BUDGET ESTIMATES MAY 2006

Question No.	Output	Senator	Question	Hansard page/date or Tabled	Date Answer Received
1	Department and All Agencies	Ludwig	<p>a) What sum did the department or agency spend during 2005-2006 on external legal services (including private firms, the Australian Government Solicitor and any others).</p> <p>b) What sum did the department or agency spend on internal legal services.</p> <p>c) What is the department or agency's projected expenditure on legal services for 2006-2007.</p>	Questions in Writing	21 July 2006
2	Department and All Agencies	Ludwig	<p>The following questions relate to the purchase of executive coaching and/or other leadership training services by the department/agency, broken down for each of the last four financial years.</p> <p>Where available, please provide:</p> <p>a) Total spending on these services.</p> <p>b) The number of employees offered these services and their salary level.</p> <p>c) The number of employees who have utilised these services and their salary level.</p> <p>d) The names of all service providers engaged.</p> <p>e) For each service purchased from a provider listed in the answer to the previous question, please provide:</p> <p style="padding-left: 40px;">(i) The name and nature of the service purchased.</p> <p style="padding-left: 40px;">(ii) Whether the service is one-on-one or group based.</p> <p style="padding-left: 40px;">(iii) The number of employees who received the service.</p> <p style="padding-left: 40px;">(iv) The total number of hours involved for all employees.</p> <p style="padding-left: 40px;">(v) The total amount spent on the service.</p> <p style="padding-left: 40px;">(vi) A description of the fees charged (e.g. per hour, complete package).</p> <p>f) Where a service was provided at any location other than the department or agency's own premises, please provide:</p> <p style="padding-left: 40px;">(i) The location used</p>	Questions in Writing	

ATTORNEY-GENERAL'S DEPARTMENT
QUESTIONS ON NOTICE – BUDGET ESTIMATES MAY 2006

Question No.	Output	Senator	Question	Hansard page/date or Tabled	Date Answer Received
			(ii) The number of employees who took part on each occasion (iii) The total number of hours involved for all employees who took part.		
3	Department and All Agencies	Ludwig	a) Has the agency or department expended any funding for any purpose related to the Australian military deployment in Iraq? b) If so, please indicate all programs which have expended funding in relation to the Australian military deployment. c) For each of these programs: (i) How much funding was budgeted (broken down by financial years)? (ii) How much funding was expended (broken down by financial years)? (iii) What was the purpose of the program? (iv) Is the program finalised (if not, please indicate when the program is due to finalise, and any additional funds allocated to be expended under the program)?	Question in Writing	13 July 2006
4	Department and All Agencies	Ludwig	a) Has the agency or department expended any funding for any purpose related to the Australian military deployment in Afghanistan? b) If so, please indicate all programs which have expended funding in relation to the Australian military deployment. c) For each of these programs: (i) How much funding was budgeted (broken down by financial years)? (ii) How much funding was expended (broken down by financial years)? (iii) What was the purpose of the program? (iv) Is the program finalised (if not, please indicate when the program is due to finalise, and any additional funds allocated to be expended under the program)?	Question in Writing	13 July 2006

ATTORNEY-GENERAL'S DEPARTMENT
QUESTIONS ON NOTICE – BUDGET ESTIMATES MAY 2006

Question No.	Output	Senator	Question	Hansard page/date or Tabled	Date Answer Received
5	1.1	Ludwig	a) Not including 'data lists' previously provided to the committee on CD-ROM, can the Department provide the committee with all materials relied on by the Department in developing advice to the Attorney-General on suitable locations for Family Relationship Centres, including, but not limited to, all information, recommendations or minutes provided by the Department of Families, Community Services and Indigenous Affairs. b) Can the Department provide the committee with the final advice given to the Attorney-General on locations for Family Relationship Centres.	Question in Writing	
6	1.1	Ludwig	Funding agreements are to be signed before the Family Relationship Centres open on 3 July. Have all the funding agreements been signed?	Hansard p.25 24 May 06	27 June 2006
7	1.1	Ludwig	Family Relationship Centres (FRC's): (a) What interim arrangements relating to premises are in place, for which offices and in which locations? (b) What advice from FaCSIA relating to FRC's not meeting contract funding arrangement has been received?	Hansard pp. 28-9 24 May 06	9 August 2006
8	1.1	Ludwig	Did the Attorney-General give instructions that there was to be no flexibility with the 3 July start-up date of Family Relationship Centres?	Hansard p. 30 24 May 06	24 July 2006
9	1.1	Ludwig	(a) Will the Attorney General be personally opening any of the Family Relationship Centres? (b) Does the Attorney-General intend to visit particular areas at particular times post-July?	Hansard pp. 30-1 24 May 06	9 August 2006
10	1.1	Ludwig	When it is finalised, please provide the Committee a copy of the logo and design for Family Relationship Centres.	Hansard p. 31 24 May 06	28 June 2006
11	1.1	Ludwig	In relation to the Family Relationship Centre tender process: (a) Is the KPMG report on the financial viability of applicants available to the	Hansard pp. 34-5	9 August 2006

ATTORNEY-GENERAL'S DEPARTMENT
QUESTIONS ON NOTICE – BUDGET ESTIMATES MAY 2006

Question No.	Output	Senator	Question	Hansard page/date or Tabled	Date Answer Received
			committee? (b) Can the Deloitte report be provided to the committee when it is finalised? (c) How many applicants were there in total?	24 May 06	
12	1.1/Public Affairs	Ludwig	Family Relationship Centres advertising campaign: (a) How much will the advertising campaign cost? (b) Please provide the Committee a draft or copy of the advertising material. (c) How much will be spent on advertising locally in the 15 Family Relationship Centre regions? (d) Please provide the Committee with a copy of the audience testing results. (e) Can the government's advertising agency advice on media mix be provided?	Hansard pp. 38-9, 41 24 May 06	6 July 2006
13	1.1	Ludwig	In relation to providing funding for Family Relationship Centres: (a) How much additional money will be given to each of the Family Relationship Centres in the next financial year? (b) Can the modelling/factors taken into account that were used for the \$48.4 million over 5 years be provided?	Hansard p. 42-3 24 May 06	6 July 2006
14	1.1	Ludwig	In relation to staff training for Family Relationship Centres: How much of the budget will be used in training staff including practitioners for Family Relationship Centres?	Hansard p. 44 24 May 06	28 June 2006
15	1.1	Ludwig	In relation to the Darwin Family Relationship Centre and permanent presence in Alice Springs: (a) When was the need for the Darwin Family Relationship Centre having an outreach office in Alice Springs flagged? (b) In what way was it flagged? (c) What information was provided to that service to indicate that they would need to provide an outreach centre in Alice Springs? (d) What services will be provided to Alice Springs by the Family Relationship Centre	Hansard p. 47 24 May 06	27 June 2006

ATTORNEY-GENERAL'S DEPARTMENT
QUESTIONS ON NOTICE – BUDGET ESTIMATES MAY 2006

Question No.	Output	Senator	Question	Hansard page/date or Tabled	Date Answer Received
			presence?		
16	1.1/A-G's Office	Ludwig	In relation to Family Relationship Centre locations; it appears that locations identified by FaCSIA as having the greatest need did not receive FRC's (e.g. Caboolture). What advice provided by the department to the Attorney-General was accepted in relation to where the Family Relationship Centres would be located?	Hansard pp. 48-9 24 May 06	28 June 2006
17	1.1	Kirk	Please provide the Committee with a copy of the statement by the Chief Federal Magistrate relating to Court standards and performance.	Hansard p. 57 24 May 06	29 June 2006
18	1.1	Kirk	Please provide the Committee the schedule of fees for the Federal Magistrates Court.	Hansard p. 57 24 May 06	19 July 2006
19	1.2	Ludwig	Does the government intend to table or make public the Commissioner Coles' report into the food-for oil inquiry?	Hansard p. 7 24 May 06	27 June 2006
20	1.2	Kirk	How much has the department spent on outsourced barristers and solicitors for the current financial year?	Hansard p. 13 24 May 06	29 June 2006
21	1.3	Carr	National Uniform Tenancy Database: a) The media release from the Queensland AG, Linda Lavarch, released after SCAG, indicates that SCAG agreed to develop national uniform tenancy database laws. Is that correct? b) Is this essentially option (ii) of the Working Party report, as identified in response to Question No. 22 from February 2006?	Question In Writing	29 June 2006
22	1.3	Carr	Mrs Lavarch's media release stated that Queensland will draft the new model uniform tenancy database law. Is that correct? If so:	Question	18 July 2006

ATTORNEY-GENERAL'S DEPARTMENT
QUESTIONS ON NOTICE – BUDGET ESTIMATES MAY 2006

Question No.	Output	Senator	Question	Hansard page/date or Tabled	Date Answer Received
			a) Does the Commonwealth have a view about whether the Queensland model represents an appropriate balance? b) Has any process been put in place to take account of stakeholder concerns on both sides as Queensland develops the new model uniform tenancy database law? c) Didn't the decision to give this job to Queensland pre-empt the consideration of the issue by the MCCA?	In Writing	
23	1.3	Carr	Mrs Lavarch's media release also says that the Commonwealth agreed to <i>consider</i> changes to the Privacy Act so that the operations of databases are fully regulated. What form will this consideration take? Is it a firm commitment by the Attorney or is it still to be discussed further within the Commonwealth?	Question In Writing	28 June 2006
24	1.3	Carr	a) Has SCAG basically gone with the option that is identified as number (3) in the description of the RIS options provided in your response to Question No. 20 from February 2006? b) Can you provide more detail on just what these changes to the Privacy Act would be, if they go ahead? c) Will this be rolled in with the response to the Privacy Commissioner's Review of the Private Sector Provisions of the <i>Privacy Act 1988</i> ?	Question In Writing	28 June 2006
25	1.3	Carr	The Department advised in response to a question taken on notice in February that the draft response to the Privacy Commissioner's Review has been under consideration by Ministers since December 2005. Can you provide any further information on when the Government will present its response to the Review?	Question In Writing	28 June 2006
26	1.3	Carr	The Department said in February that "one other issue which will be considered by both SCAG and the MCCA is which body takes it forward from here. ... If the working party's report recommendations are accepted, there will be further action required. There is a question as to whether that is more appropriately taken within the SCAG group or	Question In Writing	28 June 2006

ATTORNEY-GENERAL'S DEPARTMENT
QUESTIONS ON NOTICE – BUDGET ESTIMATES MAY 2006

Question No.	Output	Senator	Question	Hansard page/date or Tabled	Date Answer Received
			within the MCCA. SCAG will form a view as to whether they should take it forward or not and then refer that to the council on consumer affairs” (p. L&C 47). Did SCAG reach a position on this question? If so, what was it?		
27	1.3	Carr	What was the outcome of the MCCA meeting in relation to Residential Tenancy Databases?	Question In Writing	28 June 2006
28	1.3	Carr	a) The Department said in February that Ministers would be considering whether to make the Working Party’s report public (p. L&C 46). Can you now advise whether the report will be made public? If it won’t be, why not? b) The Department also advised that the question of further public consultation was a matter for Ministers. Was this question considered and, if so, what was the outcome? c) What is the timeframe for action from here on in?	Question In Writing	18 July 2006
29	1.4	Ludwig	In relation to cruise ships and crimes committed at sea, not in Australian waters: a) Which law would be applicable? b) How does the relevant state criminal law apply in regard to the port of return or the port of departure concerning the application of the Crimes at Sea Act? c) Would Jervis Bay (type) apply in terms of the applicable law and what would be the differences considering whether it was an Australian-flagged vessel or a foreign-flagged vessel? d) What liquor licensing laws apply to Australian-flagged cruise ships?	Hansard pp. 121-2, 124 24 May 06	
30	1.4	Ludwig	In relation to output 1.4: Legal services and policy advice on international law: (a) How much was set aside for overseas travel relating to the negotiation of bilateral agreements dealing with offshore maritime security? (b) What has happened to the under-spend estimated at about half a million dollars including whether this will be restructured or re-phased and what it was not spent on?	Hansard pp. 87-8 24 May 06	13 July 2006
31	1.6	Moore	In relation to the answer to question No.34 from the 31 October 2005 hearings regarding	Hansard	28 June 2006

ATTORNEY-GENERAL'S DEPARTMENT
QUESTIONS ON NOTICE – BUDGET ESTIMATES MAY 2006

Question No.	Output	Senator	Question	Hansard page/date or Tabled	Date Answer Received
			reforms to the performance of the native title system: Please provide an updated list of the hearings and consultations.	p. 89 24 May 06	
32	1.6	Moore	When was the last Native Title Consultative Forum held?	Hansard p. 91 24 May 06	28 June 2006
33	1.7	Moore	In relation to Family Violence Prevention Legal Services : (a) Can the advice relating to the research carried out by the crime prevention centre be provided? (b) Can the list of parties invited to make submissions be provided? (c) What was the date the research was completed?	Hansard pp. 59-60 24 May 06	6 July 2006
34	1.7	Evans	Please provide a list of the locations of the existing Family Violence Prevention Centres	Hansard p. 61 24 May 06	6 July 2006
35	1.7	Moore	What creative ways are used to fulfil the role of counsellors for the Family Violence Prevention Centres?	Hansard p. 62 24 May 06	6 July 2006
36	1.7	Evans	In relation to family violence prevention: (a) What was the title of the programme output moved from one area of ATSIC to another relating to family violence prevention in early 2003? (b) Did this occur before the Prime Minister's summit on indigenous family violence?	Hansard p. 64 24 May 06	6 July 2006
37	1.7	Moore	If you are able, please provide the data relating to quantitative and qualitative reporting on the Family Violence Protection Legal Service.	Hansard p. 65 24 May 06	6 July 2006
38	1.7	Evans	What is the exact amount of funding provided to the Indigenous Women's subprogram of the Community Legal Centres Program?	Hansard p. 68 24 May 06	6 July 2006

ATTORNEY-GENERAL'S DEPARTMENT
QUESTIONS ON NOTICE – BUDGET ESTIMATES MAY 2006

Question No.	Output	Senator	Question	Hansard page/date or Tabled	Date Answer Received
39	1.7	Evans	What is the breakdown of clients provided services by the Family Violence Prevention Legal Services?	Hansard p. 68 24 May 06	6 July 2006
40	1.7	Evans	Please provide a breakdown of those individually funded organisations under the Prevention, Diversion, Rehabilitation and Restorative Justice Program.	Hansard p. 73 24 May 06	28 June 2006
41	1.7	Scullion	Please provide the Committee a list of those places that have a night patrol when there is no available police force on the ground	Hansard p. 78 24 May 06	28 June 2006
42	1.7	Evans	How do the laws between the States in respect of Domestic Violence differ?	Hansard p. 81 24 May 06	19 July 2006
43	1.7	McLuca s	Can a breakdown of funding for each service for each state allocated to Aboriginal and Torres Strait Islander Legal Service be provided?	Hansard p. 83 24 May 06	9 August 2006
44	1.7	McLuca s	Can a breakdown of the amount for 2005-06 allocated for travel to service clients in remote areas be provided?	Hansard p. 83 24 May 06	29 June 2006
45	1.7	McLuca s	Funding allocation models: Can a laypersons explanation of how the arithmetic turns into the final allocation be provided?	Hansard p. 84 24 May 06	6 July 2006
46	1.7	Moore	Can the guidelines or the letter that explains, in relation to grants, how the variation process operates be provided?	Hansard p. 92 24 May 06	28 June 2006
47	2.1	Evans	How much funding has gone into the Indigenous stream of Crime Prevention?	Hansard p. 77 24 May 06	24 July 2006

ATTORNEY-GENERAL'S DEPARTMENT
QUESTIONS ON NOTICE – BUDGET ESTIMATES MAY 2006

Question No.	Output	Senator	Question	Hansard page/date or Tabled	Date Answer Received
48	2.1	Ludwig	In relation to the AWB and India's request for mutual assistance when did the Attorney-General receive the letter rogatory from India relating to a request for mutual assistance and what occurred as a result of the request?	Hansard pp. 92-95 24 May 06	24 July 2006
49	2.1	Ludwig	In relation to national identity security strategy: a) Who are the members of the Security Steering Committee? b) Who are the members of the Commonwealth reference group on identity security? c) In relation to the Commonwealth reference group on identity security – have they been working on or have they provided any documents, more broadly those dealing with security that: (i) have been published or; (ii) that can be provided to the committee in terms of their work? d) Did the five-point framework outlined by Mr Jordana last year originate from the Commonwealth reference group on identity security?	Hansard pp. 97-9 24 May 06	29 August 2006
50	2.1	Ludwig	Document Verification Service: a) In relation to the one-off pilot with the Tax Office, what part of Tax does the pilot relate to? b) In relation to the authentication standard, where will it be used, or how will it be used?	Hansard pp. 99-100 24 May 06	29 August 2006
51	2.1	Ludwig	In relation to the smartcard, will the work of the working group on standards need to be completed before the smartcard can be rolled out?	Hansard p.101 24 May 06	24 July 2006
52	2.1	Ludwig	What is the total costing of the national identity security strategy, including the document verification service, how much has been spent and how much is intended to be spent?	Hansard p.103 24 May 06	29 August 2006
53	2.1	Ludwig	In relation to the \$28.3 million over four years for the Document Verification Service, are there any key dates in relation to forward plans?	Hansard p.104 24 May 06	29 August 2006

ATTORNEY-GENERAL'S DEPARTMENT
QUESTIONS ON NOTICE – BUDGET ESTIMATES MAY 2006

Question No.	Output	Senator	Question	Hansard page/date or Tabled	Date Answer Received
54	2.1	Ludwig	In relation to the article in the <i>Australian Financial Review</i> of Thursday, 20 April 2006 discussing cyber crime: (a) What activities are underway in any specific response to the article? (b) Has the Australian Communications and Media Authority been contacted? (c) Are any new offences or criminal justice issues being considered in this area from the AG's perspective?	Hansard p.105 24 May 06	29 August 2006
55	2.1	Ludwig	Can an update of the list provided in October 2005 be provided relating to the list of agencies that have contributed to the proceeds of crime fund and the amount each agency has contributed?	Hansard p.108 24 May 06	
56	2.1	Ludwig	a) What is the process followed of moneys that are seized of forfeited and ending in the Confiscated Assets Account? b) What is the breakdown of moneys provided to the states from the Confiscated Assets Account?	Hansard pp.108-09 24 May 06	24 July 2006
57	2.1	Ludwig	In relation to the discussion paper released in December 2005 and the submissions received, can those submissions be provided?	Hansard p.114 24 May 06	7 July 2006
58	2.1	Ludwig	In relation to information provided by the Ifraim Zuroff of the Wiesenthal Centre: a) Has information been provided to the Attorney-General about particular war criminals in the last 12 months? b) What action has been taken in respect of those matters?	Hansard p.120 24 May 06	
59	2.1	Ludwig	Please provide a table showing name, nationality, country seeking extradition and nature of offence for: a) People currently being detained pending extradition b) People remaining in detention because a Magistrate has determined that they are extraditable.	Hansard p.121 24 May 06	24 July 2006

ATTORNEY-GENERAL'S DEPARTMENT
QUESTIONS ON NOTICE – BUDGET ESTIMATES MAY 2006

Question No.	Output	Senator	Question	Hansard page/date or Tabled	Date Answer Received
60	2.1	Ludwig	In relation to the exposure of the Anti-Money Laundering and Counter-Terrorism Financing Bill ('AML Bill') a) How many rule sets will there be? b) Are trust accounting and trade credit going to be dealt with and not removed? c) Can the names of organisations, not identified in the first round of the consultative process, that have come forward since 13 April 2006 as believing they have been "caught" be provided?	Hansard pp.130,134 24 May 06	29 August 2006
61	2.1	Ludwig	In relation to the firearms Policy Working Group can a brief be provided on the range of particular issues that is currently being considered?	Hansard p.137 24 May 06	24 July 2006
62	2.1	Ludwig	Is it still the case that no company or individual has yet been charged with the bribery of a foreign public official under section 70.2 of the commonwealth Criminal Code as per section 25 of the IECD report?	Hansard p.137 24 May 06	29 August 2006
63	2.1	Ludwig	In relation to the OECD foreign bribery public awareness campaign survey: a) Was the Australian Wheat board one of the companies surveyed? b) Did the Australian Wheat Board respond to the survey? If so could it be provided? c) How many corporations indicated that they had reported an incident of foreign bribery of public officials through one of its offices? d) Have you collated any of that information? e) If you have can it be provided including the range of matters or incidents and which countries were involved?	Hansard pp. 138-39 24 May 06	24 July 2006
64	2.1	Ludwig	When was the UN protocol in relation to people smuggling signed and ratified?	Hansard p.140 24 May 06	29 August 2006
65	2.1	Ludwig	Please provide a copy of the Model Criminal Code on the drink-spiking discussion paper	Hansard	29 August

ATTORNEY-GENERAL'S DEPARTMENT
QUESTIONS ON NOTICE – BUDGET ESTIMATES MAY 2006

Question No.	Output	Senator	Question	Hansard page/date or Tabled	Date Answer Received
			of May 2006.	p.140 24 May 06	2006
66	2.1	Nettle	In relation to the charges brought against peace protesters at Pine Gap: a) Is there any requirement to engage in discussions on these matters given that the facility is a joint facility? b) Have any prosecutions been brought since 1952 and before 1984 under this Act?	Hansard pp.18-19 25 May 06	
67	2.1	Ludwig	NCIDD: If Commonwealth Legislation is considered necessary to fully implement interjurisdictional matching when is it likely to be introduced into federal parliament?	Hansard p. 123 25 May 06	29 August 2006
68	2.1	Ludwig	a) Is it a case under the <i>Extradition Act</i> , the Attorney-General or the Minister for Justice and Customs must form the opinion that the offence is not only a military offence? b) Was this assessment made in regards to the Vasiljkovic case?	Question in Writing	
69	2.1	Ludwig	a) Please provide a detailed explanation of where the Department is up to in its consideration of inclusion of trust accounting and trade credit in the AML regime. b) Has the final round of consultation completed with respect to the new anti money laundering legislation? (i) If not, when is it expected to be completed? c) When is the final AML/CTF legislation likely to be introduced to Parliament?	Question in Writing	29 August 2006
70	2.2	Ray	Sheller Review: (a) On what date was a copy provided to the Department of the Prime Minister and Cabinet? (b) Were any electronic copies distributed?	Hansard p. 5 24 May 06	27 June 2006
71	2.2	Ludwig	Anti-Terrorism Bill (No. 2) Education programs: Are these voluntary education programs in relation to legislative provisions? Please provide an explanation of the	Hansard p. 82	27 June 2006

ATTORNEY-GENERAL'S DEPARTMENT
QUESTIONS ON NOTICE – BUDGET ESTIMATES MAY 2006

Question No.	Output	Senator	Question	Hansard page/date or Tabled	Date Answer Received
			programs	25 May 06	
72	2.2	Ludwig	<p>a) Is the Attorney-General's Department aware of the recent comments by Dr George Merridew to the effect that Australian hospitals are ill-prepared for a potential terror attack?</p> <p>b) Has the Department had communications with the ANZCA Australian Disaster Executive on these matters?</p> <p style="padding-left: 40px;">(i) If not, why not?</p> <p style="padding-left: 40px;">(ii) If so, what was the substance of the communications?</p> <p>c) What measures and programs are in place to meet the concerns of ANZCA and other bodies, and when are these likely to be finalised?</p> <p>d) Regarding Dr George Merridew's statement as reported in <i>The Australian</i> (15/5/2006 – <i>Health system 'won't cope' in terror attack</i>) that doctors are unaware of any state or federal government management plans:</p> <p style="padding-left: 40px;">(i) Is this a correct description of the present status?</p> <p style="padding-left: 40px;">(ii) What work is the department doing to correct this?</p> <p style="padding-left: 40px;">(iii) When is this going to be corrected?</p>	Question is Writing	27 June 2006
73	2.3	Ludwig	Cyclone Larry: Please provide the Committee a copy of the debrief report, when it is finalised.	Hansard p.145 24 May 06	27 June 2006
74	AIC	Ludwig	Has the Australian Institute of Criminology been involved in the smartcard project?	Hansard p.107 24 May 06	7 July 2006
75	ACC	Ludwig	Is the ACC aware of any instances of bribery of foreign public officials as a result of your ongoing intelligence and investigation of organised crime? If so, please indicate whether it has been referred to the AFP.	Hansard p. 71/72 25 May 06	
76	ACC	Ludwig	<i>Sunday Mail</i> 5 March 2006: 'Ex-bikie fights crime body': Has this matter concluded or	Hansard p.	

ATTORNEY-GENERAL'S DEPARTMENT
QUESTIONS ON NOTICE – BUDGET ESTIMATES MAY 2006

Question No.	Output	Senator	Question	Hansard page/date or Tabled	Date Answer Received
			is it still under investigation?	72 25 May 06	
77	ACC	Ludwig	Please provide an update to the reply to Question No. 62 from February 2006.	Hansard p. 72 25 May 06	
78	ACC	Ludwig	Please provide an update to the reply to Question No. 94 from September 2005.	Hansard p. 74 25 May 06	
79	ACC	Ludwig	Please provide the committee a document that reflects the number of board references that are currently underway and the due expiry date.	Hansard p. 74 25 May 06	
80	ACC	Ludwig	Which Law Enforcement Agencies have access to both ALIEN and ACID? Please include the type of level of information that is held on each database.	Hansard p. 77 25 May 06	
81	ACC	Ludwig	a) Is the reference to the ACC regarding sex slavery still open? b) If so, when is this reference likely to be finalised?	Question in Writing	
82	ACS	Ludwig	In relation to Customs staffing and the pre- and post-budget initiatives at Australia's far and remote north, can details of staffing levels be provided for these locations?	Hansard p.21 25 May 06	
83	ACS	Ludwig	Can the letter sent to <i>Lateline</i> be provided?	Hansard p.25 25 May 06	17 July 2006
84	ACS	Ludwig	(a) What arrangements are in place to report to the states an importation of explosives? (b) Do importers have to be licensed? (c) Does Customs advise any particular state authority, or the mining industry on the	Hansard p.27 & 40 25 May 06	

ATTORNEY-GENERAL'S DEPARTMENT
QUESTIONS ON NOTICE – BUDGET ESTIMATES MAY 2006

Question No.	Output	Senator	Question	Hansard page/date or Tabled	Date Answer Received
			receipt of explosives?		
85	ACS	Ludwig	International Civil Aviation Organisation (ICAO) technical standards: does the ICAO have any other technical standards (other than facial recognition) that will impact upon 'SmartGate'?	Hansard p.28 25 May 06	18 July 2006
86	ACS	Ludwig	In relation to the SmartGate terminals; (a) How many SmartGate terminals will there be in total? (b) what is the level of progression with the SmartGate rollout?	Hansard p.29 25 May 06	18 July 2006
87	ACS	Ludwig	In relation to apprehension of illegal vessels can details of the range of incidents be provided including: (a) the reason for authorisation to shoot across the bow? (b) the type of weapon used and the response? (c) Was the response expected?	Hansard p.33 25 May 06	
88	ACS	Ludwig	In relation to the lease of the <i>Oceanic Viking</i> from P&O: can details be supplied of the costings of the refit requested?	Hansard p.33 25 May 06	
89	ACS	Ludwig	In relation to the import processing charge and removing 600,000 when the threshold was raised, (a) Can the modelling used be provided? (b) How much in volume are the import entries growing? (c) By how much were the import duty and GST collections reduced and is that what the modelling predicted?	Hansard p.35 25 May 06	
90	ACS	Ludwig	What is the breakdown of the import processing charges?	Hansard p.36 25 May 06	
91	ACS	Ludwig	Can the modelling relating to both the 2005 legislation and the subsequent re-look at the	Hansard	

ATTORNEY-GENERAL'S DEPARTMENT
QUESTIONS ON NOTICE – BUDGET ESTIMATES MAY 2006

Question No.	Output	Senator	Question	Hansard page/date or Tabled	Date Answer Received
			import processing charge post that, and what proposals then concluded the eventual result? Can dates also be provided?	pp.39-40 25 May 06	
92	ACS	Ludwig	(a) Is there a difference in the customs duty payable on bunker or shipping fields between ships engaged on coastal voyages and those engaged on international voyages? (b) What are the differential rates?	Hansard p. 40 25 May 06	18 July 2006
93	ACS	Ludwig	Have there been any studies done on revenue lost from the exemptions that apply to both alcohol and tobacco?	Hansard p.46 25 May 06	
94	ACS	Ludwig	In relation to forfeited alcohol, has the amount been increasing?	Hansard p.47 25 May 06	
95	ACS	Milne	To your knowledge how many suspected illegal entry vessels have sunk en route to Australia? Please give details of dates, vessels and passenger numbers if known.	Questions in Writing	
96	ACS	Milne	a) During the period February - April 2001 was Coastwatch surveilling the waters between Indonesia and Christmas Island on a daily basis searching for Suspected Illegal Entry Vessels (SIEVs)? b) If not, how regularly was Coastwatch patrolling the route to Christmas Island during this time? c) Or were surveillance patrols only initiated when intelligence reports indicated a SIEV had departed? d) Did Coastwatch receive any intelligence reports concerning the departure of the boat which was codenamed Gelantipy by DIMA prior to its sighting in the waters off Christmas Island on 27 March 2001? If so, can details of those reports be made available?	Questions in Writing	

ATTORNEY-GENERAL'S DEPARTMENT
QUESTIONS ON NOTICE – BUDGET ESTIMATES MAY 2006

Question No.	Output	Senator	Question	Hansard page/date or Tabled	Date Answer Received
97	ACS	Ludwig	<p>a) Has Customs purchased and taken control of any additional vessels so far in 2006?</p> <p>b) For the vessels Customs has purchased and taken control of this year, could you indicate:</p> <ul style="list-style-type: none"> (i) The purchase price of the vessel (ii) Any additional costs to make the vessel operational (iii) The class of the vessel (iv) Where the vessel is stationed (v) The date on which Customs took control of the vessel (vi) The duties for which the vessel was purchased <p>c) Please supply an updated list of all vessels held in Customs command, or operated conjointly by Customs, specifying:</p> <ul style="list-style-type: none"> (i) vessel type, (ii) length, (iii) number of engines and capacity (iv) top speed, (v) crew, (vi) armament (if any), (vii) whether it is leased or owned by Customs, or chartered with crew, (viii) length of service (ix) how long the vessel has spent in maintenance over the last financial year (x) how many days the vessel has spent in operational service over the last financial year. 	Question in Writing	
98	ACS	Ludwig	With regards to previous advice given by Customs in relation to the Tomson (aka Visalyak) case, can Customs confirm that there were in total seven instances of Customs detention of clothing and footwear between 1987 and 1988:	Question in writing	18 July 2006

ATTORNEY-GENERAL'S DEPARTMENT
QUESTIONS ON NOTICE – BUDGET ESTIMATES MAY 2006

Question No.	Output	Senator	Question	Hansard page/date or Tabled	Date Answer Received								
			<p>a) 17 July 1987 shipment of apparel from the <u>Steady Export Co</u> in Thailand detained by Customs in Sydney.</p> <p>b) 29 July 1987 shipment of apparel from <u>Gold Vincent & Co</u> in Hong Kong arrives in Sydney detained by Customs 31 July 1987.</p> <p>c) 7 August 1987 shipment of apparel from <u>Winelux Enterprise Co</u> in Taiwan arrives in Sydney detained by Customs 10 August 1987.</p> <p>d) 24 September 1987 shipment of apparel from <u>New Calcutta Store</u> in Thailand arrives in Sydney detained by Customs 29 September 1987.</p> <p>e) 1 December 1987 shipment of footwear and apparel from <u>Genuine Quality Trading Co</u> in Thailand arrives in Sydney detained by Customs on 9 December 1987.</p> <p>f) 27 March 1988 shipment of apparel from <u>Thai Facilities of Wear & Co</u> in Thailand arrives in Sydney detained by Customs 30 March 1988.</p> <p>g) 28 March 1988 shipment of apparel from <u>Cameron Trading Co</u> in Hong Kong arrives in Sydney detained by Customs on 7 April 1988?</p> <p>2. a) Can Customs confirm that the subsequent prosecution of Mr Tomson was based on the following imports:</p> <table><tr><td>Import</td><td>Minimum Averred value</td></tr><tr><td><input type="checkbox"/> <u>Steady Export Co</u></td><td><u>\$2,462.83</u></td></tr><tr><td><input type="checkbox"/> <u>Gold Vincent & Co</u></td><td><u>\$16,970.05*</u></td></tr><tr><td><input type="checkbox"/> <u>Winelux Enterprise Co</u></td><td><u>\$8,758.52</u></td></tr></table>	Import	Minimum Averred value	<input type="checkbox"/> <u>Steady Export Co</u>	<u>\$2,462.83</u>	<input type="checkbox"/> <u>Gold Vincent & Co</u>	<u>\$16,970.05*</u>	<input type="checkbox"/> <u>Winelux Enterprise Co</u>	<u>\$8,758.52</u>		
Import	Minimum Averred value												
<input type="checkbox"/> <u>Steady Export Co</u>	<u>\$2,462.83</u>												
<input type="checkbox"/> <u>Gold Vincent & Co</u>	<u>\$16,970.05*</u>												
<input type="checkbox"/> <u>Winelux Enterprise Co</u>	<u>\$8,758.52</u>												

ATTORNEY-GENERAL'S DEPARTMENT
QUESTIONS ON NOTICE – BUDGET ESTIMATES MAY 2006

Question No.	Output	Senator	Question	Hansard page/date or Tabled	Date Answer Received
			<p> <input type="checkbox"/> <u>New Calcutta Store</u> \$3,892.91[^] <input type="checkbox"/> <u>Cameron Trading Co</u> \$21,716.78* * = converted from Hong Kong Dollars to AUD at 19/05/2006 prices [^] = converted from US Dollars to AUD at 19/05/2006 prices <u>Total AUD value:</u> <u>\$53,801.09</u> </p> <p>b) Is the estimate of minimum averred value correct?</p> <p>3. In relation to the other two shipments of clothing:</p> <p> <input type="checkbox"/> <u>Thai Facilities of Wear & Co</u> <input type="checkbox"/> <u>Genuine Quality Trading Co</u> </p> <p> a) What was the value of these goods averred by Customs? b) What was the value of these goods declared by Tomson? c) Were any charges brought? d) Were these shipments released to Mr Tomson, and if so when? e) If they were not returned was Mr Tomson compensated for loss?) </p> <p>4. The prosecution</p> <p> a) Why did Tomson's prosecution take approximately four years to bring to court? b) What happened to the goods detained during that time? c) Is it correct that, despite sending two officers overseas to look for evidence against Tomson, the evidence was so insubstantial that the DPP determined that there was insufficient evidence to sustain a criminal prosecution? d) Is it correct that the DPP advised on 11 December 1990 in regards this case for a Customs prosecution to be pursued instead, via the Australian Government Solicitor? e) Is it correct this was done to allow the prosecution to use averments? </p>		

ATTORNEY-GENERAL'S DEPARTMENT
QUESTIONS ON NOTICE – BUDGET ESTIMATES MAY 2006

Question No.	Output	Senator	Question	Hansard page/date or Tabled	Date Answer Received
			<p>f) Averments are where the prosecution simply claims that certain facts are true, and does not then have to provide any evidence to substantiate them, is that correct?</p> <p>g) Is it correct that after a legal process that took almost two years to complete, the magistrate threw the case out? Were all charges dismissed?</p> <p>h) Is it correct that on the 27th of June 1995, the Magistrate Connors handed down his decision on the Tomson case at the Sutherland Local Court, finding;</p> <ul style="list-style-type: none"> <input type="checkbox"/> in relation to the falsity of the invoices, Magistrate Connors found the prosecution did not prove beyond a reasonable doubt that the price paid was false. <input type="checkbox"/> the defendants took no part in the preparation of the overseas documents nor did they submit those documents to the various overseas authorities. <input type="checkbox"/> There was no significant oral evidence before the court as to the relationship between the overseas document and the invoice presented to Customs. <input type="checkbox"/> The expert witness testimony offered to assist the prosecution in support of its averments was not directly relevant to Tomson's circumstances, given the witness was engaged in importation of higher quality product . <input type="checkbox"/> it was not proved beyond reasonable doubt that the price which had been paid for the goods was false. <input type="checkbox"/> both defendants were entitled to have each information dismissed. <p>i) Is it also correct that in 1997 a single judge of the NSW Supreme Court found that the factual matrix of the case was well summarised by the magistrate.</p> <p>j) When the charges were dismissed, why weren't the goods returned to Tomson, or their value equivalent plus interest?</p> <p>5. The House of Reps Standing Committee on Legal and Constitutional Affairs tabled its report in May 2004, and the Government tabled its response on May 2006. Recommendation 6 of the report includes:</p>		

ATTORNEY-GENERAL'S DEPARTMENT
QUESTIONS ON NOTICE – BUDGET ESTIMATES MAY 2006

Question No.	Output	Senator	Question	Hansard page/date or Tabled	Date Answer Received
			<p><i>"the Committee recommends that Mr Tomson receive compensation for commercial losses directly attributable to the seizure of goods and to the lapse of time before the resolution of the costs issue between the parties in 1998."</i></p> <p>Duncan Kerr dissented, NOT rejecting the desirability of Mr Tomson receiving compensation, but instead determining that the Committee was not in the best position to assess compensation and instead recommended an independent assessment.</p> <p>With regard to the Government's response to the committee report;</p> <ul style="list-style-type: none"> a) What was the reason for delay in tabling the report? b) Did the agreed legal costs settlement of 1998 cover the detained goods? c) How was this process established? d) What was the basis of the settlement (please provide details)? e) What legislative remedies were available to Tomson that he did not use? f) On what basis does Customs maintain that the confidential material caused Mr Tomson to abandon court proceedings in 1998? g) Regarding the independent Counsel: <ul style="list-style-type: none"> a. How was this process established? b. Was the process adopted agreed by both parties (if so when, specify agreement)? c. How was the counsel selected, and who selected counsel? d. Was the selected counsel agreed by both parties? e. Was there an agreement in place? (please provide details). f. Did both parties agree to be bound by the decision of counsel? g. Who payed for the assessment performed by counsel? h. Who did Counsel report to? 		

ATTORNEY-GENERAL'S DEPARTMENT
QUESTIONS ON NOTICE – BUDGET ESTIMATES MAY 2006

Question No.	Output	Senator	Question	Hansard page/date or Tabled	Date Answer Received
			<p>i. Was the independent counsel provided with the confidential material that Customs alleges caused Tomson's legal case to fold?</p> <p>j. Has Tomson (or his counsel) been provided with a copy of that material? If so, was any rebuttal offered (please supply)?</p> <p>k. Did Tomson (or his counsel) refuse to co-operate with the independent counsel?</p> <p>l. If so, were any reasons given for that (specify)?</p> <p>6. a) Does Customs concede it owes anything at all to Tomson?</p> <p>b) Are there any internal Customs mechanisms still available to Tomson in terms of asking for compensation?</p> <p>7. a) With regards to the Tomson case, can you please provide to the Committee all documents associated with that case including all internal and external correspondence, subsequent to the dismissal of charges; including, but not limited to:</p> <ul style="list-style-type: none"> <input type="checkbox"/> any documents and records of meetings in negotiations with Mr Rodda or any other of Mr Tomson's representatives. <input type="checkbox"/> any minutes relating to the meeting with the Department of Finance and Administration concerning the Act of Grace payment. <p>For any document that cannot be provided, can you please supply a name and reference for the document and why it may not be provided?</p> <p>8. Given that the Department of Finance and Administration has now rejected an Act of Grace payment, and that the Government has announced its decision on the Committee's recommendations, is the Government now intending to negotiate a settlement with Mr Tomson and his representatives or is this matter now closed from the Government's point</p>		

ATTORNEY-GENERAL'S DEPARTMENT
QUESTIONS ON NOTICE – BUDGET ESTIMATES MAY 2006

Question No.	Output	Senator	Question	Hansard page/date or Tabled	Date Answer Received
			of view? What is the official answer?		
99	AFP	Ludwig	Rejection of FoI requests: a) Please explain the rise in rejections of FoI requests (8% in 1996/97 to 36% now). b) Have AFP's guidelines on FoI changed at all?	Hansard p. 67 25 May 06	16 August 2006
100	AFP	Ludwig	Has the High-Tech Crime Centre been involved in the smartcard project?	Hansard p.107 24 May 06	16 August 2006
101	AFP	Ludwig	Please provide the committee a breakdown of the training modules for counter-terrorism type work. a) for recruits b) for officers	Hansard p. 80 25 May 06	16 August 2006
102	AFP	Ludwig	The Anti-Terrorism Bill (No. 2) gave reference to education programs: Please provide the Committee with links or copies to open source papers on the education programs.	Hansard p. 81/82 25 May 06	16 August 2006
103	AFP	Ludwig	Please provide an explanation for the discrepancy in figures for the AFP deployment to PNG and receivables.	Hansard p. 82-90 & 95 25 May 06	16 August 2006
104	AFP	Ludwig	Staffing figures - Budget Paper No.1, 2005-06 and the Portfolio Budget Statements: Please explain the increased 326 positions.	Hansard p. 90-91 25 May 06	16 August 2006
105	AFP	Ludwig	Please provide a breakdown of the number of contracts and the value of expenditure on external providers by function or purpose (<i>e.g. legal services, IT procurement, telecommunication services, and so on</i>) for the financial years;	Hansard p. 91 25 May 06	29 August 2006

ATTORNEY-GENERAL'S DEPARTMENT
QUESTIONS ON NOTICE – BUDGET ESTIMATES MAY 2006

Question No.	Output	Senator	Question	Hansard page/date or Tabled	Date Answer Received
			a) 2004-05 (total for each type of function/service) b) 2005-06 (total for each type of function/service) c) 2006-07 (estimated total for each type of function/service) d) where an increase has occurred, can you please provide an explanation of why there has been an increase.		
106	AFP	Ludwig	Community policing at airports: Please provide a table showing the summary of where the deployments are.	Hansard p. 94 25 May 06	16 August 2006
107	AFP	Ludwig	Advertising and Market Research: a) Have any additional bodies been added? b) Has any additional money been earmarked from this Budget for advertising and marketing?	Hansard p. 96 25 May 06	16 August 2006
108	AFP	Ludwig	With regard to the latest remuneration packages for members of the AFP's executive team as shown in the chart at page 9 of the 2004/05 Annual Report. For each position in the chart, please provide: a) when remuneration package came into effect and ceases. b) For each financial year of the package, and relative to the last year of the preceding package: (i) The percentage increase in base salary. (ii) The percentage increase in performance bonuses. (iii) The percentage increase in any other forms of remuneration, such as superannuation.	Question in writing	29 August 2006
109	AFP	Milne	a) Did the AFP receive and/or pass on to other Australian authorities intelligence reports concerning the departure of the boat which was later codenamed Gelantipy by DIMA prior to its sighting in the waters off Christmas Island on 27 March 2001? If so, can	Questions in Writing	

ATTORNEY-GENERAL'S DEPARTMENT
QUESTIONS ON NOTICE – BUDGET ESTIMATES MAY 2006

Question No.	Output	Senator	Question	Hansard page/date or Tabled	Date Answer Received
			<p>details of those reports be made available?</p> <p>b) Who organised the vessel known as SIEV6?</p> <p>c) Had any of the earlier vessels associated with the organiser of SIEV6 required rescue?</p> <p>d) Was the organiser of SIEV6 involved in organising either the Palapa or Olong voyages?</p> <p>e) On what date did the AFP first become aware of the people smuggler known as Abu Quassey?</p> <p>f) Has the AFP, either through its own agency or through Indonesian police or other contacts, obtained a copy of the North Jakarta Harbourmaster's report of 24 October 2001 on the rescue of the survivors of SIEV-X which was broadcast on the SBS current affairs television program, 'Dateline' on 22 May 2002 and 17 July 2002? If not, why not?</p> <p>g) Has the AFP, either through its own agency or through Indonesian police or other contacts, taken steps to validate the coordinates of the SIEV-X rescue contained in the North Jakarta Harbourmaster's report of 24 October 2001 (i.e. that the SIEV-X survivors were rescued by the 'Indah Jaya Makmur' on 20 October 2001 at position 07 40 00S / 105 09 00E) which was broadcast on the SBS current affairs television program 'Dateline' on 22 May 2002 and 17 July 2002? If not, why not? If yes, what conclusion did AFP reach regarding the validity of the rescue coordinates included in the report? What was the analysis that led to this conclusion?</p> <p>h) Further to Senate Parliamentary Question No. 1408 reported in Hansard on 28 February 2006. Answer 3(a) "All efforts to identify the fishermen [who rescued the SIEVX survivors] have failed".</p> <p>Did the AFP, itself or through others, use the information provided on the SBS current affairs program 'Dateline', broadcast on 17 July 2002, which included video footage showing Captain Imam and his vessel 'Indah Jaya Makmur' which rescued the SIEVX survivors to identify and locate Captain Imam and the other fishermen involved in the rescue? If not, why not? If yes, why was this insufficient to locate the fishermen?</p>		

ATTORNEY-GENERAL'S DEPARTMENT
QUESTIONS ON NOTICE – BUDGET ESTIMATES MAY 2006

Question No.	Output	Senator	Question	Hansard page/date or Tabled	Date Answer Received
			<p>i) Between 1 January 1999 and 25 August 2001 - that is prior to the rescue of KM Palapa by the Tampa in August 2001 - to your knowledge how many suspected illegal entry vessels had required rescue by Australian agencies?</p> <p>(i) How many had been the subject of a broadcast to shipping? Please give details for each vessel.</p>		
110	AFP	Milne	To your knowledge how many suspected illegal entry vessels have sunk en route to Australia? Please give details of dates, vessels and passenger numbers if known.	Questions in Writing	16 August 2006
111	ALRC	Payne	Please provide the Committee a list of the members of the normal advisory committee/reference group	Hansard p. 69 25 May 06	6 July 2006
112	ALRC	Ludwig	<p>a) Please provide the committee a list of submissions received under the ALRC review of sedition (once the report is tabled).</p> <p>b) Please provide the Committee of submitters to this review.</p>	Hansard p.70 25 May 06	13 July 2006
113	ASIO	Ludwig	<p>Of the 22 people arrested on terrorism charges:</p> <p>a) Have charges been referred against all 22?</p> <p>b) Have any of the 22 been granted bail?</p>	Hansard p. 55/56 25 May 06	27 June 2006
114	ASIO	Ludwig	<p>Background checks for ASIC holders:</p> <p>a) Are there any outstanding checks to be done on those who applied for a check on or before 31 December 2005?</p> <p>b) What is the average time taken to process a background check?</p>	Hansard p. 56 25 May 06	18 July 2006
115	ASIO	Ludwig	<p>Language skills:</p> <p>a) How many staff in the latest round have foreign language skills?</p> <p>b) How many of these are at i) interpreter standard; b) translator standard?</p>	Hansard p. 57 25 May 06	6 July 2006

ATTORNEY-GENERAL'S DEPARTMENT
QUESTIONS ON NOTICE – BUDGET ESTIMATES MAY 2006

Question No.	Output	Senator	Question	Hansard page/date or Tabled	Date Answer Received
116	ASIO	Nettle	Security assessment of immigration detainees: a) How many individual assessments did ASIO do for DIMA in the last financial year b) How many questioning warrants were exercised for detainees c) How many assessments involved an interview	Hansard p. 58-60 25 May 06	6 July 2006
117	ASIO	Nettle	There were 5000 unauthorised arrivals, of those 4000 had security assessments done, why is there a discrepancy of 1000?	Hansard p. 62 25 May 06	6 July 2006
118	ASIO	Nettle	Sheller Report What effect on ASIO's processes of assessing and recommending the banning of organisations would the listing being conducted by a judge rather than the government have?	Question in Writing	13 July 2006
119	ASIO	Nettle	PKK Proscription a) What was the process that led up the listing of the Kurdish Worker Party (PKK)? b) Did discussions with the Turkish Prime Minister affect this process? c) Did ASIO have discussions with the Turkish Government or intelligence agencies about the listing? d) Has ASIO reviewed the recommendations of the Intelligence Committee's review of the PKK listing? e) Has ASIO examined the possibility of listing the military wing of the PKK rather than the whole organisation?	Question in Writing	6 July 2006
120	ASIO	Nettle	Security Assessments of detainees a) What level of resources is devoted to providing DIMA security assessments as part of their refugee determinations? b) What is the average time for a security assessment of a refugee?	Question in Writing	1 August 2006

ATTORNEY-GENERAL'S DEPARTMENT
QUESTIONS ON NOTICE – BUDGET ESTIMATES MAY 2006

Question No.	Output	Senator	Question	Hansard page/date or Tabled	Date Answer Received
			<p>c) How much did ASIO receive from DIMA over the last year as part of its cost recovery for security assessments of asylum seekers?</p> <p>d) During the hearings, Mr O’Sullivan indicated that people who have been adversely assessed by ASIO are not necessarily given the reason/s for the adverse assessment.</p> <p>e) Is it a blanket rule or policy not to provide the reason/s to a person who is given an adverse security assessment, or their lawyers?</p> <p>(i) If so, why?</p> <p>f) What is the legal basis for ASIO not providing a statement of reasons for security assessments?</p> <p>g) Does this breach the principles of natural justice?</p> <p>h) Has ASIO answered any inquiries about this policy from the Inspector General of Intelligence?</p> <p>i) Has ASIO ever reversed a security assessment based on new evidence?</p> <p>j) Has ASIO received requests (formal and informal) from the Department of Immigration to review adverse security assessments?</p> <p>(i) If so, on how many occasions?</p> <p>(ii) What has been the outcome of these requests?</p> <p>k) What level of qualification and training do ASIO agents who process security assessments have?</p> <p>l) What level of qualification and training do ASIO agents who conduct interview for security assessments have?</p> <p>m) Does ASIO have standard questions to use in security assessment interviews?</p> <p>n) How many agents generally conduct a security assessment interview?</p> <p>o) Are lawyers allowed to be present during a security assessment interviews? If not, why not?</p> <p>p) Are translators used in security assessment interviews? If not, why not?</p> <p>q) Is a mental health assessment conducted prior or after a security assessment interview particularly in regard to the reliability of the interviewee?</p>		

ATTORNEY-GENERAL'S DEPARTMENT
QUESTIONS ON NOTICE – BUDGET ESTIMATES MAY 2006

Question No.	Output	Senator	Question	Hansard page/date or Tabled	Date Answer Received
			<p>r) How is it determined that people are mentally able to cope with lengthy ASIO interviews, particularly those with reported mental health problems?</p> <p>s) What percentage of ASIO character assessments are adverse?</p> <p>t) What percentage of ASIO character assessments require an interview?</p> <p>u) How many adverse security assessments have been made without conducting an interview? v) Why would such decisions be made without an interview?</p> <p>w) During the assessment process is racial profiling used?</p> <p>x) Were all adult asylum seekers settled from detention centres on Nauru assessed for security by ASIO?</p> <p>(i) How many had adverse assessments?</p> <p>y) If a subject is deemed not to co-operate, are they given an adverse assessment?</p> <p>z) If a public servant is given an adverse security assessment by ASIO do they have a right to written reasons?</p>		
121	ASIO	Nettle	<p>Re: Mohhamed Sagar and Mohhamed Faisal – immigration detainees on Nauru</p> <p>a) Has ASIO replied to a letter sent to the Director-General of ASIO by Mohammed Sagar on October 17, 2005?</p> <p>(i) If not, why not?</p> <p>(ii) If so, on what date did ASIO reply?</p> <p>b) Have Mohhamed Sagar and Mohhamed Faisal been told the reasons for their adverse security assessments?</p> <p>(i) If so, on what date?</p> <p>(ii) If not, why not?</p> <p>c) Is ASIO aware that Mohhamed Sagar and Mohhamed Faisal are unaware of the reason for their adverse assessments?</p> <p>d) The Department of Immigration indicated that they asked ASIO if it could reassess the men and that ASIO reconfirmed your decision, is that correct?</p>	Question in Writing	6 July 2006

ATTORNEY-GENERAL'S DEPARTMENT
QUESTIONS ON NOTICE – BUDGET ESTIMATES MAY 2006

Question No.	Output	Senator	Question	Hansard page/date or Tabled	Date Answer Received
			(i) If so, why? (ii) If so, has this occurred on more than one occasion? (iii) If so, was additional information provided? e) Why does ASIO view Mohhamed Sagar and Mohhamed Faisal as a security risk? f) Is the risk specific to Australia, or a general risk? g) When did any assessments occur? h) The Department of Immigration claims they have attempted to get other countries to take the men, as part of this process does ASIO provide those countries with information about their security assessments?		
122	ASIO	Nettle	I understand the Mr George Dimara is still awaiting his security assessment. a) Why is the assessment taking so long? b) When will it be completed?	Question in Writing	6 July 2006
123	ASIO	Nettle	Security assessment for DIMA number 52104008850 a) When will ASIO complete its security assessment for this detainee? b) Why has it taken over 6 months? c) Is he considered a risk to the community in Australia? d) Will his case be fast-tracked given the concern expressed by the Commonwealth ombudsman for his well-being and extreme time in immigration detention?	Question in Writing	6 July 2006
124	AUSTRAC	Ludwig	What access do Customs, ASIC and the ATO have to AUSTRAC's database?	Hansard p. 127-128 25 May 06	
125	DPP	Ludwig	How many reported frauds against the Commonwealth make it to prosecution?	Hansard pp. 11-13 25 May 06	
126	DPP	Ludwig	In relation to referrals from the ATO to the DPP over the last five financial years with a quantum over \$1 million, as detailed in the answer to a question on notice from Senator Sherry to Treasury at the February 2006 Additional Estimates hearings:	Hansard pp.13-14 25 May 06	29 August 2006

ATTORNEY-GENERAL'S DEPARTMENT
QUESTIONS ON NOTICE – BUDGET ESTIMATES MAY 2006

Question No.	Output	Senator	Question	Hansard page/date or Tabled	Date Answer Received
			a) Of those referred by the ATO, were they all dealt with or were some returned to the ATO without action? b) Of those prosecuted, what was the outcome? c) Did any judgements include any civil or criminal forfeiture and if so what were the recovered amounts? d) Can identities and penalties be provided?		
127	DPP	Ludwig	In terms of the civil forfeiture regime can you break the figures down into which agencies are referring the matters?	Hansard p.16 25 May 06	
128	DPP	Ludwig	Can the number of complex corporate matters under the Corporations Act currently under active prosecutorial work since February 2006 be provided?	Hansard p.16 25 May 06	
129	DPP	Ludwig	Can the DPP confirm whether or not there has been any referrals or instances of persons convicted or prosecuted of money laundering offences under division 400 of the Criminal Code in relation to a foreign bribery offence?	Hansard pp.16-17 25 May 06	
130	DPP	Nettle	In relation to the charges brought against peace protesters at Pine Gap: On what date was the matter referred to the DPP?	Hansard pp.18-19 25 May 06	
131	DPP	Ludwig	a) In respect of the taxation affairs of Mr Robert Gerard previously investigated by the ATO, and as has been dealt with in hearings of this committee, why did the DPP make no request of a brief from the Australian Taxation Office? b) Was any consideration at all given to requesting a brief from the ATO in respect of the Gerard matter? c) Or was any advice sought on whether it would be appropriate to request such a brief?	Question in Writing	

ATTORNEY-GENERAL'S DEPARTMENT
QUESTIONS ON NOTICE – BUDGET ESTIMATES MAY 2006

Question No.	Output	Senator	Question	Hansard page/date or Tabled	Date Answer Received
			<p>(i) If not, why not?</p> <p>(ii) If yes, what was the decision?</p> <p>d) Has any informal inquiry been directed to the ATO about the Gerard matter?</p> <p>(i) If so, can the DPP provide details of this inquiry?</p> <p>(ii) If not, why not?</p> <p>e) Why would the DPP not ask the ATO to justify why they have chosen to settle the Gerard matter rather than institute their own litigation or refer the matter to the DPP for consideration to ensure that the Commonwealth Prosecution Policy was being adhered to?</p> <p>f) Does it concern the DPP that this matter was not referred to the DPP?</p> <p>(i) If not, why not?</p> <p>g) Has any consideration been given to examining the Gerard matter or referring it to the AFP or ACC for consideration or a brief to be prepared on the allegations of tax evasion and avoidance?</p> <p>h) Given the nature of the Gerard matter as a high profile individual, and or matters similar to this, does the DPP agree that these are matters that should be monitored and or briefs requested by the DPP to ensure that the commonwealth prosecutions policy is being adhered to by agencies and departments?</p> <p>(i) If not, why not?</p> <p>i) Is the DPP aware of any other agency that would assume the role of ensuring that Commonwealth prosecutions policy is being adhered to by agencies and departments in the commonwealth other than the DPP?</p> <p>(i) If not, does the DPP see it as a role that it should undertake, if not why not?</p> <p>j) Did the ATO request advice from the DPP in respect of the Gerard matter?</p> <p>(i) If so, what was the nature of the request and what was the response provided?</p> <p>(ii) Could the DPP provide the full details of any request for advice? If not, why not?</p>		
132	Family	Kirk	What retirements of judges' is the Family Court expecting in the next three years?	Hansard p.	27 June 2006

ATTORNEY-GENERAL'S DEPARTMENT
QUESTIONS ON NOTICE – BUDGET ESTIMATES MAY 2006

Question No.	Output	Senator	Question	Hansard page/date or Tabled	Date Answer Received
	Court			106 25 May 06	
133	Family Court	Kirk	Please provide tables showing: a) filings and numbers b) Numbers of appeals finalised within 6 months (by each output)	Hansard p. 108 25 May 06	6 July 2006
134	Federal Court	Kirk	Advertisement for a Change Manager: Is this related to a Federal Court of Australia position?	Hansard p. 105 25 May 06	14 July 2006
135	Federal Court	Ludwig	a) What is the total value of the Federal Court's contract(s) since 1 July 2005 with Hudson Consulting? b) In 2006, did the Federal Court of Australia, NSW District Registry advertise a position known as "People and Performance Consultant" on a two-year non-ongoing basis under the Public Service Act with a "salary package from \$79,000.00"? c) It is usual practice for the Federal Court to advertise Public Service Act vacancies with a salary "from" a certain commencement point? d) With regard to interviews for the People and Performance Consultant; (i) When were the interviews conducted? (ii) How many people were on the selection panel? (iii) For each person on the selection panel, please provide their position and the name of their employer. e) How many of the applicants interviewed for the People and Performance Consultant position were found to be unsuitable for the role? How many were found suitable? f) With regard to the successful applicant for the People and Performance Consultant position in the Federal Court of Australia, NSW District Registry: (i) Did they make a formal application? If so when? (ii) Were they interviewed? If so, when? If not, why not? (iii) Were they a former employee of Hudson Consulting?	Question in Writing	14 July 2006

ATTORNEY-GENERAL'S DEPARTMENT
QUESTIONS ON NOTICE – BUDGET ESTIMATES MAY 2006

Question No.	Output	Senator	Question	Hansard page/date or Tabled	Date Answer Received
			g) What salary package has been offered for the role of the People and Performance Consultant position?		
136	FMC	Kirk	What percentage of cases were resolved before trial?	Hansard p. 97 25 May 06	18 July 2006
137	FMC	Kirk	Your target for delivering counselling, mediation, conciliation and other primary dispute resolution services is 7,400. What number have been delivered?	Hansard p. 98 25 May 06	6 July 2006
138	FMC	Kirk	If you are able, please provide the Committee a copy of the 2006-07 schedule of fees (after the 1 July increase). How much have the fees changed over the last two years.	Hansard p. 102 25 May 06	6 July 2006
139	HREOC	Kirk	Please provide year-to-date figures of the number of: a) complaints received by HREOC b) inquiries received by the telephone hotline	Hansard p. 112 25 May 06	27 June 2006
140	OFLC	Kirk	How many jobs will be shifting to Canberra from Sydney? Are any staff redundancies proposed?	Hansard p. 115 25 May 06	13 July 2006
141	OFLC	Fielding	Over the past couple of years the Classification Review Board has lowered around 60 per cent of the classification ratings of items previously classified MA, M and PG by the Classification Board. The CRB is an independent body and makes its own decisions, but can the OFLC throw any light on the reasons for this? Is the Classification Board getting it wrong more often? Are there differences of opinion about the interpretation of the present guidelines? How can these differences be resolved?	Question in writing	28 June 2006
142	1.2/OFLC	Stott-	On February 23, the Attorney-General announced that the Office of Film and Literature	Question	13 July 2006

ATTORNEY-GENERAL'S DEPARTMENT
QUESTIONS ON NOTICE – BUDGET ESTIMATES MAY 2006

Question No.	Output	Senator	Question	Hansard page/date or Tabled	Date Answer Received
		Despoja	Classification's (OFLC) "policy and administrative functions will be folded into the Attorney-General's Department". ¹ a) What are the reasons for this reorganisation? b) What is the overall cost of this reorganisation? ¹ Attorney-General News Release "New Administrative Arrangements for Classification" 23/2/06	In Writing	
143	1.2/OFLC	Stott-Despoja	How many OFLC staff, presently involved in Censor policy functions, will be affected by the reorganisation? What are their grades and annual salary costs?	Question In Writing	14 July 2006
144	1.2/OFLC	Stott-Despoja	Given that the OFLC operates on a cost recovery basis, will the reorganisation lead to a reduction in classification fees? If not, why is the industry paying for the costs of the censorship policy function servicing the Minister?	Question In Writing	28 June 2006
145	1.2/OFLC	Stott-Despoja	The OFLC structure has undergone a significant change with upgrades to the Director and Deputy Director SES levels and the creation of an additional SES Executive responsible for Strategy and Communication, which until recently included the Policy function. Will the Attorney-General now review whether these changes are still warranted, given the transfer of the Censor Policy functions away from the OFLC?	Question In Writing	13 July 2006
146	Parliamentary Counsel	Kirk	How many drafts of the Anti-Money Laundering Bill have there been?	Hansard p. 118 25 May 06	14 July 2006
147	Parliamentary Counsel	Kirk	What has been the turnover of staff as a percentage in the past 12 months?	Hansard p. 119 25 May 06	6 July 2006
148	Parliamentary Counsel	Ludwig	How many category T bills are you currently working on (as at 25 May 2006)?	Hansard p. 119	13 July 2006

¹ Attorney-General News Release "New Administrative Arrangements for Classification" 23/2/06

ATTORNEY-GENERAL'S DEPARTMENT
QUESTIONS ON NOTICE – BUDGET ESTIMATES MAY 2006

Question No.	Output	Senator	Question	Hansard page/date or Tabled	Date Answer Received
				25 May 06	
149	Privacy Commissioner	Carr	<p>The complaint of Mr Mark McBurney, an American citizen and holder of a Permanent Residency visa.</p> <p>a) What was the date on which Mr McBurney originally lodged his complaint with the Office of the Privacy Commissioner?</p> <p>b) Did you take seven and a half months to undertake a preliminary investigation of this matter?</p> <p>c) What is the usual length of time, or the average length of time, for the investigation of complaints like this one?</p> <p>d) What were the grounds for your deciding, at the conclusion of those preliminary investigations, not to investigate the complaint formally?</p> <p>e) Is it the case that the decision you made at that juncture was made on incorrect grounds under the Privacy Act? (i) Can you provide details?</p> <p>f) When do you expect to finalise your investigation of this complaint and respond to Mr McBurney?</p> <p>g) What action will you be taking beyond that, should his complaint be found to be upheld?</p> <p>h) What remedy will be offered to Mr McBurney?</p> <p>i) Mr McBurney claims that he has lost his livelihood – his permanent job with the US State Department - because private personal information about his employment status has been provided to the United States Government by the Australian Government. Do you have the power to order restitution of some kind?</p> <p>j) What other action can you take, and might you consider?</p> <p>k) I understand that, at various times, Mr McBurney's case has been handled by five different members of your staff. Is that normal procedure?</p>	Question In Writing	14 July 2006
150	Privacy Commissioner	Carr	Please provide details of the information provided to you concerning the case of Mr Mark McBurney by:	Questions in writing	14 July 2006

ATTORNEY-GENERAL'S DEPARTMENT
QUESTIONS ON NOTICE – BUDGET ESTIMATES MAY 2006

Question No.	Output	Senator	Question	Hansard page/date or Tabled	Date Answer Received
	ner		a) DIMIA; and b) DFAT.		
151	DPP	Ludwig	a) Is it correct that the CDPP has withdrawn charges against John Simpson and Stephen Randall in relation to the Olea Australis matter? b) Why was a certificate of Discontinuance of Charges filed in this case? c) How many certificates of Discontinuance of Charges in Indictments have been filed in 2001-02, 2002-03, 2003-04, 2004-05, 2005-06? d) Are you able to indicate why the charges were not pursued in this case? e) Are you able to indicate what the new information was that indicated to the CDPP that there was no longer a reasonable prospect of conviction?	Question in Writing	29 August 2006
152	ACS	Ludwig	1. In relation to food imports for grocery retail, does Customs measure branded import as opposed to generic imports? If so, is it correct that there is an increase in imports of generic product types? 2. Does Customs have any processes in place to manage this trend? a . If so, indicate what processes Customs has in place. b . If not: i. Why not? ii. Are Customs currently investigating whether any extra protection mechanisms are needed in order to protect consumers and the food supply chain? (If so specify) 3. Is it correct that a food importer may have to deal with up to fifteen distinct government agencies in order to have their goods imported? Please provide a list of each agency in the process and what their function is. a. What controls does Customs have over this process?	Question in Writing	
153	Family	Mason	1) With respect to the Family Court of Australia (the Body) in the last calendar year or	Question in	27 June 2006

ATTORNEY-GENERAL'S DEPARTMENT
QUESTIONS ON NOTICE – BUDGET ESTIMATES MAY 2006

Question No.	Output	Senator	Question	Hansard page/date or Tabled	Date Answer Received
	Court of Australia		<p>financial year you have records for:</p> <p>a) What is the total number of days of sick leave and unscheduled leave taken by the Body's employees?</p> <p>b) Over the same period, what was the average number of days of sick leave and unscheduled leave taken per Full Time Equivalent employee of the Body?</p> <p>2) What is the sick leave entitlement allowable top the employees of the Body as part of the terms of their employment (under the Certified Agreement or individual contracts)?</p> <p>3) Does the Body monitor and review the employees' use of sick leave entitlement? Has this procedure changed in the past 12 months?</p> <p>4) What initiatives, if any, has the Body undertaken in the past three years to address absenteeism?</p>	Writing	