

QUESTION TAKEN ON NOTICE

BUDGET ESTIMATES HEARING: 22 May 2006

IMMIGRATION AND MULTICULTURAL AFFAIRS PORTFOLIO

(241) Output 1.3: Enforcement of Immigration Law

Senator Nettle asked:

Apart from Cornelia Rau and Vivian Solon, have any other “released not unlawful” people lodged compensation claims? If so, who?

Answer:

As at 23 June 2006, five persons from the list of those persons referred to by the Ombudsman as involving the indicator “released not unlawful” have active litigation seeking compensation for alleged periods of unlawful detention. A further individual and the Commonwealth agreed to resolve a claim for compensation by way of a confidential out of court settlement on 26 February 2004.

In addition, the Commonwealth is actively engaging legal representatives to negotiate an appropriate compensation package in accordance with the *Legal Services Directions* of Mr T, a person on whom the Commonwealth Ombudsman reported in March 2006.

As these matters are either before the Court or subject to a confidentiality agreement and are subject to ongoing investigation by the Commonwealth Ombudsman it would be inappropriate to reveal the identities of the individuals.