

QUESTION TAKEN ON NOTICE

BUDGET ESTIMATES HEARING: 28 and 29 MAY 2008

IMMIGRATION AND CITIZENSHIP PORTFOLIO

(96) Output 1.4: Compliance

Senator Ellison asked:

- 1) How many section 501 cases have been considered by the Minister?
 - (i) Of those considered by the Minister how many visas were cancelled and how many were warned?
 - (ii) Of those considered by the Minister how many have appealed their visa cancellation?
- 2) How many section 501 cases have been considered by a delegate of the Minister?
 - (i) Of those considered by the delegate how many visas were cancelled and how many were warned?
 - (ii) Of those considered by the delegate how many have appealed their visa cancellation?

Answer:

- 1) Between 1 December 2007 and 31 May 2008, there have been two cases considered by the Minister under section 501. One case was considered for visa cancellation and one for visa refusal decision.
 - (i) Neither of the cases considered by the Minister resulted in a cancellation or warning decision.
 - (ii) Between 1 December 2007 and 31 May 2008, no visa cancellation decisions were made by the Minister under section 501.
- 2) Between 1 December 2007 and 31 May 2008, delegates of the Minister considered 565 people for visa cancellation and 328 for visa refusal under section 501. These resulted in 36 visa cancellations and 7 visa refusals.
 - (i) There were 36 visas cancelled under section 501 by delegates of the Minister and 529 people were issued with either a warning or counselling letter.
 - (ii) As at 17 June 2008, of the 36 visas cancelled under section 501, 19 people are undertaking merits review through the Administrative Appeals Tribunal. There was no other judicial review action.

