

QUESTION TAKEN ON NOTICE

BUDGET ESTIMATES HEARING: 21-22 MAY 2012

IMMIGRATION AND CITIZENSHIP PORTFOLIO

(BE12/0257) Program 2.1: Refugee and Humanitarian Assistance

Senator Hanson-Young (L&CA 64) asked:

How many of the cohort of the 30 unaccompanied minors in the Vietnamese caseload, if they have not applied for protection visas, have applied for complementary protection?

Answer:

From 24 March 2012 the *Migration Act 1958* was amended to introduce a new criterion to allow for the grant of a Protection visa in situations that engage Australia's complementary protection obligations. Under these amendments, complementary protection is considered as part of the existing protection assessment processes. Therefore complementary protection cannot be applied for *per se* but will be considered in cases where a person does not meet the criteria to be found a refugee.