

## CONDITIONS ATTACHED TO RESIDENCE DETERMINATION – ADULTS

### **Background Information**

The Minister has made a Residence Determination to enable you to reside in community detention. In signing these conditions you are entering into an agreement with the Department of Immigration and Citizenship (DIAC) for your residence determination.

The conditions listed below are very important and you are required to comply with them. Your residence determination may be revoked by the Minister if you fail to comply with these conditions.

Before signing this agreement, you should familiarise yourself with the conditions and ask questions of your DIAC case manager if you are unsure. A copy of these conditions is also available in your language on request.

Your caseworker, referred to in these conditions, is an employee of a service provider or sub-provider, engaged by DIAC, who is responsible for overseeing your care and welfare while in community detention.

### **CONDITION 1 – Address**

- a) You must reside at the address specified by the Minister in your residence determination letter.
- b) You must seek prior approval if you wish to temporarily stay at a different address from the one specified by the Minister. Your case worker will assist you to request approval from DIAC for overnight stay(s).

### **CONDITION 2 – Safety in Community Detention**

- a) You are responsible for your safety while in community detention, including the welfare and safety of any minors included in your residence determination.
- b) You will contact your case worker as soon as possible, if you are involved in a medical or other emergency that may endanger the health or safety of any person in the residence.
- c) You must follow any safety procedures given to you by your case worker or DIAC case manager. Your case worker will advise DIAC of the emergency situation.

### **CONDITION 3 - Visitors**

- a) You may have visitors to your accommodation. Visitors must behave in ways that are respectful of neighbours, other residents and children and do not endanger themselves or anyone else.

- b) You must have prior consent from DIAC for visitors to stay overnight. Your case worker will assist you to request approval from DIAC.

#### **CONDITION 4 – Work and Study**

- a) You must not engage in paid work or receive a salary while you are in community detention.
- b) You must not engage in any vocational studies or training while you are in community detention.
- c) School aged children will be enrolled in a school, and parents must ensure that children attend school, in accordance with the requirements of the State/Territory government where you reside. In case of difficulties, you must discuss this with your case worker immediately.
- d) You may attend English classes for adults, where approved by DIAC.
- e) You may engage in voluntary work with prior approval from DIAC. Your case worker can assist you to request approval from DIAC for volunteer work.

#### **CONDITION 5 – Living Allowance**

- a) You will be given a fortnightly living allowance. This allowance is to cover the purchase of groceries, household goods, and to cover the cost of utilities, such as electricity, gas and phone bills.
- b) This allowance must not be used to purchase illegal substances such as drugs.

#### **CONDITION 6 - Behaviour**

- a) You must abide by all Commonwealth, State or Territory laws that apply to the State or Territory you are living in. This includes road rules, drivers licensing and registration requirements relevant to operating a motor vehicle. Your case worker will explain these to you.
- b) You must abide by any Council laws or by-laws that apply to the area you are living in. Your Red Cross case worker will explain these to you.
- c) You must behave in peaceful ways and try to resolve any conflicts in calm and respectful ways. Do not act violently or make threats of violence, towards any individual or group in Australia, including your family members, your case worker, or DIAC staff.
- d) You must not become involved in activities which threaten harm or are disruptive to the Australian community or a group within the Australian community.

- e) You and any visitors must not engage in any form of commercial activity, trading, gambling or other activity at your accommodation.
- f) You must comply with any reasonable directions and rules imposed by the organisation contracted by the Department (or that organisation's subcontractor) to provide for your care and accommodation. These rules could include, but are not limited to, curfews, acceptance of visitors, and payment of bills.

**CONDITION 7 - Compliance**

You must adhere to all of the conditions in this Schedule. A breach of these conditions may lead to the Minister considering whether your residence determination should be revoked.

Agreement:

I, \_\_\_\_\_ acknowledge the above conditions and agree to abide by these conditions while I am in community detention. I understand that should I breach any of these conditions it is open to the Minister to consider revoking the Residence Determination.

Signed:

\_\_\_\_\_

Date: ...../...../.....

Departmental Witness:

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Interpreter:

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**CONDITION 8 - Reporting**

You must report to your DIAC case manager by telephone or in person on a regular basis. DIAC may also make scheduled or unscheduled visits to your residence. Where these visits are unscheduled, except in urgent circumstances, DIAC will provide you with prior notice.

This is a reporting requirement will be tailored to suit your situation by your receiving DIAC case manager.

**Agreed reporting requirements between client and case manager**

<input type="checkbox"/> Phone reporting	<input type="checkbox"/> Once a week	<input type="checkbox"/> Twice a week	Other:
<input type="checkbox"/> Meeting in person	<input type="checkbox"/> Once a week	<input type="checkbox"/> Once a month	Other:

**Description of reporting arrangements (to be completed by DIAC case manager)**

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**\*Note:** If these reporting requirements are changed, the agreement needs to be re-signed.

Agreement:

I, \_\_\_\_\_ acknowledge the above reporting conditions and agree to abide by these conditions while I am in community detention. I understand that should I breach any of these conditions it is open to the Minister to consider revoking the Residence Determination.

Signed:

\_\_\_\_\_

Date: ...../...../.....

Departmental Witness:

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Interpreter:

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