

QUESTION TAKEN ON NOTICE

BUDGET ESTIMATES HEARING: 27-28 May 2013

IMMIGRATION AND CITIZENSHIP PORTFOLIO

(BE13/0409) PROGRAM – 4.2: Onshore Detention Network

Senator Cash (Written) asked:

How many IMR decisions, and what percentage of the total number of IMR decisions, were appealed to the Federal Magistrates Court in 2011/12 and 2012-13 to date?

Answer:

Information relating to the number of Independent Merits Review (IMR) assessments made in respect of Irregular Maritime Arrivals is available on the departmental website below:

<http://www.immi.gov.au/media/publications/statistics/asylum/>

In 2011/2012, 419 applications for judicial review of IMR assessments were filed in the Federal Circuit Court (FCC) formally known as the Federal Magistrates' Court. In 2012/2013 to 31 May 2013, 189 applications were filed in the FCC.

The Department is unable to provide statistics for the percentage of the total number of IMR assessments that were appealed to the FCC in the dates quoted as appeals to the FCC that were filed during the relevant period may not necessarily relate to IMR assessments that were made in the relevant period.