

QUESTION TAKEN ON NOTICE

SUPPLEMENTARY BUDGET ESTIMATES HEARING: 17 OCTOBER 2011

IMMIGRATION AND CITIZENSHIP PORTFOLIO

(SE11/0239) Program 2.1: Refugee and Humanitarian Assistance

Senator Cash asked:

What is the refusal rate of primary decisions of IMA protection applications? What is the refusal rate after review? How many have then been challenged in the courts?

Answer:

The primary refusal rates for IMA applicants, including both Refugee Status Assessment and Protection Obligations Evaluation decisions where applicable, are:

- 2008-09: 0 per cent
- 2009-10: 26 per cent
- 2010-11: 62 per cent
- 1 July 2011 – 30 September 2011: 43 per cent

The refusal rates at review are:

- 2009-10: 53 per cent
- 2010-11: 26 per cent
- 1 July 2011 – 30 September 2011: 20 per cent

As at 30 September 2011, 303 individuals had sought judicial review in the Federal Magistrates Court. Of these 303, eight had also sought judicial review in the Full Federal Court after their Federal Magistrates Court applications were not successful.