

QUESTION TAKEN ON NOTICE

BUDGET ESTIMATES HEARINGS: 15 OCTOBER 2012

IMMIGRATION AND CITIZENSHIP PORTFOLIO

SE12/0377 Program 3.1 Commonwealth Directive to states restricting remittance of people smuggling prisoner's gratuities

Senator Hanson Young asked the following questions:

1. Is the Department aware that in order to recover an immigration debt under section 262 of the Migration Act, it has to issue a notice to the individual debtor under section 263, and a garnishee notice to the prison in relation to the particular individual under section 264?
2. How many section 263 notices and garnishee notices has DIAC issued since the Directive was in force? Please provide dates and breakdown by prison.
3. How many garnishee notices are in force now?

Answers:

1. Yes.
2. One issued to the Officer of the Commissioner in New South Wales on 23 October 2012 for a person held in Silverwater Correctional Centre.
3. As of 30 October 2012, one notice is in place.