

QUESTION TAKEN ON NOTICE

SUPPLEMENTARY BUDGET ESTIMATES HEARING: 15 October 2012

IMMIGRATION AND CITIZENSHIP PORTFOLIO

(SE12/0477) PROGRAM – 4.3: Offshore Asylum Seeker Management

Senator Cash (L&CA 107) asked:

In relation to the refugee review tribunal set up by the government of Nauru, under division 3 offences, clause 28—failure of witness to attend—a person who has been served with a summons to appear before the tribunal to give evidence must not fail to attend as required by the summons or fail to appear in a port from day to day unless excused or released from further attendance by the tribunal. The maximum penalty is six months imprisonment. Is there a similar provision in Australia's legislation?

Answer:

Yes there is a similar provision under section 432 of the *Migration Act 1958* (Cth).