



**Australian Government**  
**Attorney-General's Department**

13/6358-04

5 July 2013

Ms Julie Dennett  
Committee Secretary  
Senate Standing Committee on  
Legal and Constitutional Affairs  
Parliament House  
CANBERRA ACT 2600

Dear Ms Dennett

**Clarifications and corrections to Hansard**

Following the Budget Estimates hearing of 29-30 May 2013, officers from the Attorney-General's Portfolio who provided evidence to the Committee have identified the following corrections to Hansard and clarifications to their evidence:

**Wednesday 29 May 2013**

Attorney-General's Department

On page 88 of the transcript, in an exchange with Senator Ludlam in relation to the existence of a draft Bill that included data retention provisions, Ms Smith stated that there were some very vague draft provisions, but not to do with data retention.

The Department would like to clarify that Ms Smith was referring to the fact that there was no draft Bill on data retention. However, there were two draft provisions on data retention, but they did not detail a comprehensive data retention regime.

Australian Human Rights Commission

On page 39 of the transcript, in an exchange with Senator Siewert, Ms Broderick stated that she did not think the Australian Human Rights Commission had been asked by the government for comment on the UN Special Rapporteur on Extreme Poverty and Human Rights' letter to the Government. Ms Broderick indicated that she would check that fact.

The Australian Human Rights Commission wishes to confirm that the evidence Ms Broderick provided is correct.

**Thursday 30 May 2013**

Australian Crime Commission

On page 13 of the transcript during the opening statement, Mr Lawler referred to intelligence the Australian Crime Commission (ACC) provides to partner agencies. Mr Lawler stated that "...over 100 ACC classified intelligence products have been disseminated to our partners on this topic."

The Australian Crime Commission wishes to clarify that it has provided over 100 disseminations to partner agencies. Given the nature of the work the majority would be classified to varying degrees.

On page 18 of the transcript, in an exchange with Senator Brandis regarding the performance of the ACC, Mr Lawler quoted statistics in relation to the number of disruptions, charges laid, convictions and amount of money in proceeds of crime that had been restrained. Mr Lawler stated that these statistics were "for the period 1 July 2012 through to 30 April 2013".

The Australian Crime Commission wishes to clarify that the statistics were for the period 1 July 2012 through to 31 December 2012.

On page 20 of the transcript in an exchange with Senator Furner, Mr Lawler referred to an 11 tonne seizure of "hydro-phosphorus".

The Australian Crime Commission wishes to correct that the substance was hypophosphorus.

#### Australian Federal Police

On page 59 of the transcript, Senator Brandis asked about the arrival of an Egyptian Irregular Maritime Arrival (IMA), who was the subject of an INTERPOL Red Notice. In particular, Senator Brandis sought details of the initial location of the man's arrival in Australia. Mr Drennan, AFP Deputy Commissioner National Security, advised he believed the man first arrived on Christmas Island, however advised he would confirm that detail.

Given the processing of IMAs is undertaken by the Department of Immigration and Citizenship (DIAC), the AFP sought advice from DIAC. DIAC has confirmed that the Egyptian IMA, the subject of this question, first arrived in Australia at Christmas Island.

The action officer for this matter is Anna Gordon who can be contacted

Yours sincerely

Simon Kelly  
Director  
Legislation and Parliamentary Liaison Section