



Freedom of Information Request FA 20/09/00042

- 1. The number of irregular maritime arrivals who were transferred to a regional processing country under s.198AD of the Migration Act 1958 who are not unauthorised maritime arrivals due to the Court decision in *DBB16*.**

There are **61** non-citizens who are not unauthorised maritime arrivals, due to the court's declaration in *DBB16 v Minister for Immigration and Border Protection* [2018] FCAFC 178 (the *DBB16* judgment) that the appointment of an area of waters in the Territory of Ashmore and Cartier Islands as a proclaimed port was invalid, who were taken to a Regional Processing Country (RPC) under section 198AD of the Migration Act 1958.

- 2. Whether such persons have been notified of this by the Australian Government.**

Of the **61** non-citizens who were transferred to a regional processing country under s 198AD of the Act, **31** non-citizens have been notified that they are affected by the *DBB16* judgment.