



Australian Government

Australian Government response to the
Senate Legal and Constitutional Affairs Legislation Committee -
report:

Migration and Maritime Powers Legislation Amendment (Resolving
the Asylum Legacy Caseload) Bill 2014 [Provisions]

APRIL 2024

Recommendations

Recommendation 1:

3.74 In relation to the amendments contained in Schedule 6, the committee recommends that the Department of Immigration and Border Protection ensures that the birth registration process is completed before any child born in Australia is removed to a regional processing country.

Response:

The Government **notes** this recommendation. However, given the passage of time since the report was tabled, a substantive Government response is no longer appropriate.

Recommendation 2:

3.76 The committee recommends that, if the Bill is enacted, the Government should review its operation three years after it passes into law.

Response:

The Government **notes** this recommendation. However, given the passage of time since the report was tabled, a substantive Government response is no longer appropriate.

Recommendation 3:

3.77 The committee recommends that, subject to the above recommendations, the Bill be passed.

Response:

The Government **notes** this recommendation. However, given the passage of time since the report was tabled, a substantive Government response is no longer appropriate.

Dissenting Report: The Australian Greens

Recommendation 1:

The Australian Greens recommend that the Bill be rejected by the Senate.

Response:

The Government **notes** this recommendation. However, given the passage of time since the report was tabled, a substantive Government response is no longer appropriate.

Recommendation 2:

The Australian Greens recommend that the Government reinstate legal funding for IAAAS for all protection visa applicants and make migration assistance available to all those considered part of the ‘legacy caseload’.

Response:

The Government **notes** this recommendation. However, given the passage of time since the report was tabled, a substantive Government response is no longer appropriate.

Recommendation 3:

The Australian Greens recommend that Australia’s humanitarian intake be increased immediately to a minimum of 20,000 places per annum.

Response:

The Government **notes** this recommendation. However, given the passage of time since the report was tabled, a substantive Government response is no longer appropriate.

Recommendation 4:

The Australian Greens recommend that the Government immediately begin processing claims under the current Refugee Status Determination System and make available Permanent Protection Visas to people found to be owed protection.

Response:

The Government **notes** this recommendation. However, given the passage of time since the report was tabled, a substantive Government response is no longer appropriate.

Recommendation 5:

The Australian Greens recommend that the Government pass the Australian Greens' Guardian for Unaccompanied Children 16 Refugee Immigration and Legal Centre, Submission 165, p. 20. 17 Refugee Council of Australia, Submission 136, p. 13. 61 Bill 2014 to ensure that unaccompanied minors have a truly independent guardian acting in their best interest

Response:

The Government **notes** this recommendation. However, given the passage of time since the report was tabled, a substantive Government response is no longer appropriate.