



Control Orders and Preventative Detention Orders

Annual Report

2011-2012

ISBN: 978-1-922032-31-7

© Commonwealth of Australia 2012

All material presented in this publication is provided under a Creative Commons Attribution 3.0 Australia licence (www.creativecommons.org/licenses).

For the avoidance of doubt, this means this licence only applies to material as set out in this document.



The details of the relevant licence conditions are available on the Creative Commons website as is the full legal code for the CC BY 3.0 AU licence (www.creativecommons.org/licenses).

Use of the Coat of Arms

The terms under which the Coat of Arms can be used are detailed on the It's an Honour website (www.itsanhonour.gov.au).

Contact us

Enquiries regarding the licence and any use of this document are welcome at:

Business Law Branch
Attorney-General's Department
3-5 National Cct
BARTON ACT 2600

Telephone: 02 6141 6666

copyright@ag.gov.au

Control Orders

Annual Report 2011–12

The Attorney-General is required under section 104.29 of the *Criminal Code* to provide a report in respect of control orders during the year ending on 30 June 2012.

The provisions of this section of the legislation require the report to include:

- a) (i) the number of ordinary interim control orders made
- (ii) the number of urgent interim control orders made by electronic means
- (iii) the number of urgent interim control orders made in person
- b) the number of interim control orders that the AFP elected not to confirm
- c) the number of control orders confirmed at the confirmation hearing
- d) the number of control orders declared void at the confirmation hearing
- e) the number of control orders revoked at the confirmation hearing or upon application by the subject or the AFP Commissioner
- f) the number of control orders varied at the confirmation hearing or upon application by the subject or the AFP Commissioner
- g) particulars of:
 - (i) any complaints relating to control orders made or referred to the Commonwealth Ombudsman
 - (ii) any information given under section 40SA of the *Australian Federal Police Act 1979* that related to control orders and raised an AFP conduct or practices issue

Control Orders 2011–12

a) (i)	Interim control orders made	0
(ii)	Urgent interim control orders made– electronic	0
(iii)	Urgent interim control orders made – in person	0
b)	Interim control orders – not elected to confirm	0
c)	Control orders confirmed	0
d)	Control orders declared void	0
e)	Control orders revoked	0
f)	Control orders varied	0
g) (i)	Complaints to Commonwealth Ombudsman	0
(ii)	Information given under AFP Act raising issues	0

Preventative Detention Orders

Annual Report 2011–12

The Attorney-General is required by section 105.47 of the *Criminal Code* to provide a report in respect of preventative detention orders during the year ending on 30 June 2012.

The provisions of this section of the legislation require the report to include:

- a) the number of initial preventative detention orders made
- b) the number of continued preventative detentions orders made
- c) (i) whether a person was taken into custody under each order
(ii) if so how long the person was detained for
- d) particulars of:
 - (i) any complaints in relation to the detention of a person under a preventative detention order made or referred to the Commonwealth Ombudsman
 - (ii) any information given under section 40SA of the *Australian Federal Police Act 1979* during the year that related to the detention of a person under a preventative detention order and raised an AFP conduct or practices issue
- e) the number of prohibited contact orders made
- f) the number of preventative detention orders or prohibited contact orders that a court has found not to have been validly made or that the Administrative Appeals Tribunal has declared to be void

Preventative Detention Orders 2011–12

a)	Initial preventative detention orders made	0
b)	Continued preventative detention orders made	0
c) (i)	Persons taken into custody under each order	0
(ii)	Detention period	0
d) (i)	Complaints to Commonwealth Ombudsman	0
(ii)	Information given under AFP Act raising issues	0
e)	Prohibited contact order made	0
f)	Orders declared invalid or void	0