

IN THE HIGH COURT OF AUSTRALIA
MELBOURNE REGISTRY

No M70 of 2011

BETWEEN

ORIGINAL

PLAINTIFF M70/2011

Plaintiff

and

MINISTER FOR IMMIGRATION AND
CITIZENSHIP
First Defendant

THE COMMONWEALTH OF
AUSTRALIA
Second Defendant

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IN THE HIGH COURT OF AUSTRALIA
MELBOURNE REGISTRY

No M106 of 2011

20 BETWEEN

PLAINTIFF M106/2011
BY HIS LITIGATION GUARDIAN
PLAINTIFF M70/2011

Plaintiff

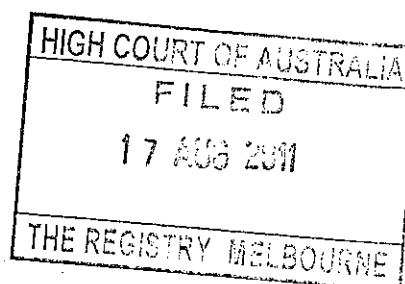
and

MINISTER FOR IMMIGRATION AND
CITIZENSHIP
First Defendant

THE COMMONWEALTH OF
AUSTRALIA
Second Defendant

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PLAINTIFFS' CHRONOLOGY



PART I

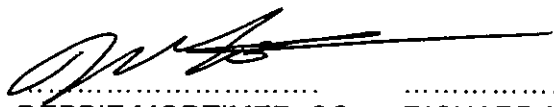
This chronology is suitable for publication on the internet.

PART II: LIST OF PRINCIPLE EVENTS LEADING TO THE LITIGATION

Date	Event	ASF Reference
7 May 2011	The Malaysian and Australian Governments announced a commitment to enter into a new bilateral arrangement in the form of a cooperative transfer and resettlement arrangement	30
12 May 2011	The First Defendant sent a letter to the Secretary of the Department of Immigration and Citizenship containing directions	31
19 May 2011	An officer of the Department briefed the First Defendant on the use of removal powers under the Act to transfer offshore entry persons to a transfer country	35
Date unknown (prior to 25 July 2011)	The Plaintiffs entered and left Malaysia <i>en route</i> to Australia without authorisation or permission	9(f)-(g), 21(f)-(g)
25 July 2011	The First Defendant, for and on behalf of the Government of Australia signed the "Arrangement between the Government of Australia and the Government of Malaysia on Transfer and Settlement"	33
	The First Defendant sent a letter to the Secretary of the Department of Immigration and Citizenship containing further directions	38
	The First Defendant signed a declaration under s 198A(3) of the Act designating Malaysia a "declared country" for the purposes of that subsection.	36
4 August 2011	The Plaintiffs arrived at Christmas Island by boat and upon arrival were read a "group statement"	9, 10 21, 23
	The Plaintiffs were detained.	10, 24
	Each Plaintiff was interviewed by an officer of the Commonwealth	12, 25
	The First Defendant gave a "doorstop interview" in relation to the "Malaysia Transfer Arrangement"	39(a)

5 August 2011	A "pre-removal assessment" was completed for Mr [REDACTED]	13
	A statement was read to a group of minors and families, including Mr [REDACTED]	27
	The First Defendant gave an interview in relation to the "Malaysia Transfer Arrangement"	36(b)
6 or 7 August 2011	An officer of the Department completed a "Removal Availability Assessment under s 198(2)" in relation to Mr [REDACTED]	15
7 August 2011	An officer of the Department recorded her satisfaction that Mr [REDACTED] was liable for removal under s 198(2) of the <i>Migration Act 1958</i> (Cth)	16
	An officer of the Department recorded that she considered that Mr [REDACTED] should be taken to Malaysia pursuant to s 198A(1)	17
	The First Defendant gave an interview in relation to the "Malaysia Transfer Arrangement"	36(c)
13 August 2011	A "pre-removal assessment" was completed for Mr [REDACTED]	28

Dated: 17 August 2011



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KRISTEN WALKER

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ELIZABETH BENNETT

MATTHEW ALBERT

CRAIG LENEHAN