

## **Practice Direction**

## The giving of information to the Immigration Assessment Authority by the Secretary of the Department of Immigration and Border Protection

This direction is given under section 473FB of the Migration Act 1958 (Migration Act).

This direction has effect from 30 September 2016 and revokes *Practice Direction 2: The giving of country information to the IAA by the Secretary of the Department Of Immigration and Border Protection* dated 1 July 2015.

- 1. The Secretary of the Department of Immigration and Border Protection (you) must give to the Immigration Assessment Authority (us), in electronic form, in respect of each fast track reviewable decision referred to us under section 473CA of the Migration Act, any material that is in your possession or control and is considered by you (at the time the decision is referred to us) to be relevant to the review (paragraph 473CB(1)(c)).
- 2. Where the written statement of a decision to refuse a protection visa that is referred to us for review contains a reference to a document comprising country of origin information, then:
  - a) if the document is available to us in CISNET the document in CISNET will be taken to be review material given to us by you pursuant to paragraph 473CB (1)(c) of the Act; or
  - b) if the document is not available to us in CISNET you must give the document to us in electronic form along with any other material that is in your possession or control and is considered (at the time the decision is referred to us) to be relevant to the review.

Justice Duncan Kerr President

22 September 2016