

IN THE HIGH COURT OF AUSTRALIA
MELBOURNE REGISTRY

No M150 of 2013

B E T W E E N

**PLAINTIFF M150 OF 2013 BY HIS
LITIGATION GUARDIAN SISTER
BRIGID MARIE ARTHUR**

Plaintiff

and

**MINISTER FOR IMMIGRATION AND
BORDER PROTECTION**

First Defendant

**THE COMMONWEALTH OF
AUSTRALIA**

Second Defendant

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PLAINTIFF'S CHRONOLOGY

Part I:

I certify that this chronology is in a form suitable for publication on the internet.

Part II:

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No	Date	Event	Demurrer Book Reference
1.	29 March 2013	The plaintiff enters Australia as a stowaway aboard the vessel BCC Austria and disembarks the vessel at Gladstone Port, Queensland.	338
2.	29 March 2013	Officials of the second respondent refuse the plaintiff immigration	338

Date of document: 3 February 2014

Filed on behalf of: the plaintiff

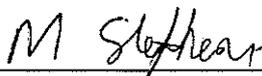
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No	Date	Event	Demurrer Book Reference
		clearance pursuant to section 172(3) of the <i>Migration Act</i> and detain him pursuant to section 189(1) of that Act.	
3.	19 April 2013	The plaintiff makes a valid application for a Protection (Class XA) Visa (the PV Application).	339
4.	27 June 2013	The plaintiff is released into community detention pursuant to a residence determination made under section 197AB(1) of the <i>Migration Act</i> .	339
5.	3 July 2013	The plaintiff's PV Application is refused because a delegate of the Minister determines that the plaintiff does not satisfy the criteria set out in section 36 of the <i>Migration Act</i> and criterion 866.221(2) of Schedule 2 to the <i>Migration Regulations</i> .	339
6.	16 July 2013	The plaintiff applies to the Refugee Review Tribunal (<i>RRT</i>) for a review of the decision to refuse his PV Application.	339
7.	3 October 2013	The RRT remits the plaintiff's PV Application to a delegate of the Minister with a direction that the applicant satisfies section 36(2)(a) of the <i>Migration Act</i> and by reason of that direction the plaintiff satisfies the criterion in that subsection.	339
8.	8 October 2013	Officials of the second respondent issue the plaintiff with a request to provide, for the purposes of assessing his PV Application, a police clearance certificate for each country in which he has lived for 12 months or more, cumulatively, in	339

No	Date	Event	Demurrer Book Reference
		the 10 years immediately past.	
9.	17 October 2013	<i>Migration Amendment (Temporary Protection Visas) Regulation 2013 (Cth)</i> made.	340
10.	18 October 2013	<i>Migration Amendment (Temporary Protection Visas) Regulation 2013 (Cth)</i> commences.	340
11.	2 December 2013	The Senate disallows the <i>Migration Amendment (Temporary Protection Visas) Regulation 2013 (Cth)</i> and it ceases to have effect.	341
12.	3 December 2013	Officials of the second defendant determine that the plaintiff is not required to provide a police clearance certificate and communicate this to the plaintiff's representatives.	339
13.	13 December 2013	<i>Migration Amendment (Unauthorised Maritime Arrival) Regulation 2013 (Cth)</i> made.	341-342
14.	14 December 2013	<i>Migration Amendment (Unauthorised Maritime Arrival) Regulation 2013 (Cth)</i> takes effect, or purports to take effect.	342

Dated: 3 February 2014



Solicitor for the plaintiff

The plaintiff's address for service is Allens of Level 28, Deutsche Bank Place, 126 Phillip Street, Sydney NSW 2000, DX 105 Sydney, Telephone (02) 9230 4000, Facsimile (02) 9230 5333.