$VVRFLDWH 3URIHVVRU 0LFKHO 6FLHQWLD 3URIHVVRU -DQH 0F
%&RPP +RQVP /RVW8HG#XQLPHOE HGX DX (%$ +RQV //%6+RQW\3KLOIRUG
'LUHFRI /DZ 816: 6\GQH\ 16:
7 M(PFDGDP#XQVZ HGX DX

2FWREHU

'HDU &RPPLWWHH 6HFUHWDU\

6XEPLVVLRQ WKH 6HQDWH /HJDO DQG &RQVWLWXWLRQDO
0LJUDWLRQ DQG 0DUULWLPH 3RZHUV /HJLVODWLRQ $PHQGF
&DVHORDG %LOO &WK

:H ZHOFRPH WKH RSSRUWXQLW\ WR SURYLGH D VXEPLVVLRQ
0LJUDWLRQ DQG 0DUULWLPH 3RZHUV /HJLVODWLRQ $PHQG
&DVHORDG %LOO &WK 2XU VXEPLVVLRQ IRFXVHV RQ
%LOO DOWKRXJK RXU FRPPHQWDU\ RQ VWDWXWRU\ LQWHUSUHW

6HYHUDO DVSHFWV RI WKH %LOO ULVN XQGHUPLQLQJ DQG
LQWHUQDWLRQDO ODZ REOLJDWLRQV

:H UHPDLQ WKDW WKHVH SURYLVLRQV FRXOG SRWHQWLDO FRQFH

x WKH %LOO¶V HPSKDVLV RQ HYLGHQFH WKDW GHWDLQ SHRSOH RQ W
WKHP WR FRXQWULHV HYHQ LI WKH\ KDYH QR OHJLWLPDWH
ZRXOG DOVR YLRODWH WKH LQWHUQDWLRQDO OHJDO S
x WKH %LOO¶V DXWKRUL]DWLRQ RI VHFUHWDU\ RI 6WDWH DQG
LQWHUQDWLRQDO ODZ LQFOXGLQJ WKH UHWXUQ RI
VLJQLILFDQW KDUP
x E\ VHHNLQJ WR UHPRYH UHYLHZDELOLW\ DQG MXGLFLDO
5HIXJHHV P\WKRORJLFDO $&W WKH %LOO IXQGDPHQWDOO
V\VWHP RI LQWHUQDWLRQDO ODZ LQ JHQHUDO DQG WU
x WKH %LOO¶V SURYLVLRQV IRU µIDVW WUDFNLQJ¶ GHFL
UHYLHZ VLJQLILFDQWO\ LQFUHDVH WKH ULVN RI
SHQDOW\ IRU DV\OXP VHHNHUV ZKR DUULYH LUUHJXODU
x WKH %LOO SURYLGHV IRU WKH GHWHQWLRQ DQG WUD
FKLOGUHQ ZKR DUH ERUQ WR µXQDXWKRULVHG PDULW
$XVWUDOLD DQG DOVR SRWHQWLDOO\ UHVWULFWV
UHJLVWUDWLRQ DQG WKH DFTXLVLWLRQ RI D ELUWK FH
x E\ HQDEOLQJ WKH 0LQLVWHU WR µFDS¶ ZKDWHYHU
DUELWUDU\ DQG SURORQJHG GHWHQWLRQ

2YHUYLHZ

7KH 0LJUDWLRQ DQG 0DULWLPH 3RZHUV /HJLVODWLRQ $P
&DVHORDG %LOO %LOO SURSRVHV D QXPEHU RI VZH
DV\OXP VHHNHUV WDQG WXWKGHUWHHQJHQDWLRQ V\VWHP 7KHV

x UHPRYLQJ PRVW UHIHU&RQFHVVLRQDO WR WKH 6WDWX
5HIXJHH &RQYHQWLRQ DWILRRP &WKH 0LJUDWLRQ $FW D
FUHDWLQJ D µQHZ LQFRQSHWHQWUDQG VHOHFWXDOO\ ZHOFRPHZRUN ¶ Z
$XVWUDOLD¶V RZQ LQWHUSUHWDWLRQ RI LWV SURW
&RQYHQWLRQ
x LQWURGXFLQJ D UHTXLUHPHQW WKDW RIILFHUV UHPR
FRXOG EUHDFK
x JUDQWLQJ WKH 0LQLVWHU RI ,PPLJUDWLRQ DQG %RU
SRZHUV WR GHWDLQ SHRSOH DW VHD LQFOXGLQJ RQ
FRXQWU\ RU D YHVVHO RI DQRWKHU
VFUXWLQ\ DQG ZLWK YHU\ OLPLWHG SRVVLELOLWLHV IR
x LQWURGXFLQJ D GLIIHUHQWLDWHG V\VWHPHFWLRQ GHFLVLR
VHHNHUV EHLQJ GHQLHG DQ\ LQGHSHQGHQW PHULWV U
WKH 5HIXJHH 5HYLHZ 7ULEXQDO 557
x UHQWURGXFLQJ 7HPSRUDU\ 3URWHFWLRQ 9LVDV 739V
(QWHUSULVH 9LVD 6+(9 DQG
x SODFLQJ D µFDS¶ RQ WKH QXPEHU RI SURWHFWLRQ YI
DOORZLQJ WKHSHQGLQJ VWRFN RI
7KHVH FKDQJHV ZRXOG QRW RQO\ IXQGDPHQWDOO\ FKDQ
V\VWHP EXW DOVR H[SRVH $XVWUDOLD WR WKH ULVN RI

2XU VXEPLVVLRQ SURFHHGV LQ RUGHU RI WKH %LOO¶V 6F

6FKHGXOH 3RZHUV WR GHWDLQ DQG WUDQVI

6XPPDU\ RI FKDQJH

6FKHGXOH SURSRVHV DDUPLWQLGPHHQ3RZHUVWRKSWKH3V VHHNV WR
JUDQW WKH 0LQLVWHU H[WUDRUGLQDU\ SRZHUV WR GHW
DQG WR WUDQVIHU WKHP WR DQ\ FRXQWU\ RU D YHVVHO
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ZHUH GHWDLQHG DW VHD IRU IRXU ZHHNV ZLWK DWWH
DXWKRUWKHWLHVZHUH XOWLPDWHO\ WKHQ+LSRU&RHGUWR1DX
FRQVLGHULQJ WKH SXUSRVH RI WKH 3URWHFWLRQ JRYHUQPHQW¶V DFWLRQ
ERDUGLQF 6FKHGXOH RI WKH %LOO ZLOO QRW KDYH UHV

&3&) Y 0LQLVWHU IRU ,PPLJUDWLRQ &LWL]HQVKLS 3URWHFWLRQ &DVHV 6HFWLRQ RI $QUR

WKH RXWFRPH RI WKH ZRUN RI WKH FRPPLWWHH DQG VHUYLGH D VWDWXWRU\ PDQGDWH
DFWLRQV WKH *RYHUQPHQW PLJKW WDNH LQ WKH IXWXUH

&RQFHUQV

)DLOXUH WR FRQVLGHU RU FRPSO\ ZLWK $XVWUDOLD¶V LQ

)LUVW ZH DUH YHU\ FRQFHUQHG WKDW 6FKHGXOH H[SU
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± ZLOO QRW LQYDOLGDWH WKH H[HUFLVH RI SRZHUV XQGL

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DV D PDWWHU RI GRPHVWLF ODZ WKHUH IDLOXUH ZW
LQWHUQDWLRQDO REOLJDWLRQV RU D IDLOXUH WR F
REOLJDWLRQV RI DQRWKHU FRXQWU\ VKRXOG QRW EH
FKDOOHQJH WR WKH H[HUFLVH DXWKRULVHG XQGHU
3DUW RI WKH 03$

:H KDYH JUDYH FRQFHUQV DERXW DQ\ OHJLVODWLYH SUP
$XVWUDOLD¶V LQWHUQDWLRQDO ODZ REOLJDWLRQV IURP
,W DOVR JLYHV D GLVUHJDUG IRU REOLJDWLRQV YLVLWKRW$H
6WDWLQJ WKDW WKH DPHQGPHQW µPHUHO\ UHIOHFWV
DSSOLFDWLRQ RI VXFK REOLJDWLRQV LV LQ WKLV FRQWH

,Q IDFW WKH WHUPV RI WKH %LOO JR IDU EH\RQG PHUH
ODZ REOLSDWLRQV VU HK2FÀ PC2 \ À“$`ÀppK2F €@ ‰K2F•‡P@ 0sp

RWKHU ZRUGV WKH %LOO DXWKRUL]HV GHWHQWLRQ RQ J
VHSDQ\ VXFK GHWHQWLRQ FRXOG EH FKDOOHQJHG LQ WKH
WKH ,QWHUQDWLRQDO 7ULEXQDO RQ WKH /DZ RI WKH 6HD
EDVLV RI XQODZIXO LQWHUIHUHQFH ZLWK LWV MXULVGLFWLRQ
WKLV EDVLV ZRXOG QRW VHUYH $XVWUDOLD¶V OQWHUHVWV
ZKHQ $XVWUDOLD LV VHHNLQJ WR HQKDQFH LWV UROH RQ

)XUWKHU XQGHU SURSRVHG VHFWLRQ DLQ RI &WKH 03$
WKH 6KLSSLQJ 5HJLVWUDWLRQ &WKDQG 6HFWLRQ 6RPHWKLF &RPPHUF
9HVVHOV DWLRQDO ZDFW &WK ZRXOG QR ORQJHU DSSO\ LQ UHG
XQGHU VHFWLRQ XVHGWKH &3HWRQ DQG RU WDNH SHUVR
RXWVLGH $XVWUDOLD SXUVXDQWRVRHVHWLRQRFRQFHUQ
EHFDXVH

x $XVWUDOLD LV UHTXLUHG8QLWDWLRQRI/DZ RI WKH
81&/26 WR PDLQWDLQ D UHJLVWHU6KLSSLQJ &RPPHUF
$FWRYHUQV WKLV SURFHVV GRPHVWLFDOO\ DQG
x WKHYLJDWDQG 3URWHFW 6RPHWKLF &RPPH1DFWLRQ9HVVDZ
$FWUH LQWHQGHG WR HQVXUH VDIHW\ RI QDYLJDWLRQ
HIIHFW WR $XVWUDOLD¶V REOLJDWLRQV ,QWKHWKHVHRQ
&RQYHQWLRQ RQ WKH 6DIHW\ RI /LIH ,DWÀ WKHW6HR9DV
¢Q• OGK ð×

6FKHGXOHV DQG 7HPSRUDU\ 3URWHFWLRQ 9

6XPPDU\ RI FKDQJH

6FKHGXOHV DQG VHHN WR DPHQG WKH 0LJUDWLRQ $FW DQG WKH FUHDWLRQ RI D QHZ YLVD WKH 6+(9

&RQFHUQV

739V GR QRW SURYLGH VXVWDLQDEOH VROXWLRQV IRU UH

DQDO\VLV KDV EHHQ XQGHUWDNHQ DV WR WKH OLNHOLK
RQVKRUH YLVD

2XU SULPDU\ FRQFHUQ LV WKDW WKH 6+(9 µSDWKZD\¶ DW
EDVHG RQ WUHDW\ REOLJDWLRQV LQWR D GLVFUHWLRQ
$XVWUDOLD FDQ SLFN DQG FKRRVH ZKLFK UHIXJHHV LI D
UHIXJHH SDUWLFXODU WKH PRVW YXOQHUDEOH ZLWKRXW

6FKHGXOH /LPLWLQJ RU H[FOXGLQJ DFFHVV

6XPPDU\ RI FKDQJH

6FKHGXOH OLPLWV FHUWDLQ DV\OXP VHHNHUV¶ DFFHVV
SURWHFWLRQ RU VHUYLFHV DQG WKRVH ZKR DUULYHG L
RQ RU DIWHU $XJXVW DV µIDVW WUDFN DSSOLFDQ
FDOOHG WKH ,PPLJUDWLRQ $VVHVVPHQW DQG RUGHU
RI WKH 557

)DVW WUDFN DSSOLFDQWV ZLOO QR ORQJHU KDYH DFFHV
WR D UHYLHZ RQ KXPDQLWDULDQ JURXQGV DQG
QRW EH SHUPLWWHG WR ZRUN LQ FRQVWUXFWLRQ RU RWKHU
FLUFXPVWDQFHV WKDW FHUWDLQ SURFHVV LV VDLG WR KDYH WKH
TXLFN¶ ± RPLWWLQJ WKH 557¶V RWKHU REMHFWLYHV RI E

$ VXEVHW RI WKLV µIDVW WUDFN¶ JURXS GHILQHG DV µH
KDYH DFFHVV HYHQ WR WKLV YHQWXUHGDWDWKHGZRUOP RQO
WR DQ LQWHUQDO UHYLHZ E\ WKH ,PPLJUDWLRQ R'HSDU
JXDUDQWHHG E\ WKH OHWWHU RI WKH OD[RQ WKH RQH KDQG
LQWR WKLV FDWHJRU\ LQFOXGH DV\OXP VHHNHUV

- FRQVLGHUHG WR KDYH DUULYHG RQ D µERJXV¶ GRFXPH
- FRQVLGHUHG WR KDYH PDGH D µPDQLIHVWO\ XQIRXQGH
- ZKR ZHUH SUHYLRXVO\ UHIXVHG SURWHFWLRQ LQ $XVW
  FRXQWU\
- ZKR DUH FRQVLGHUHG WR KDYH FRPH IURP D µVDIH WK
  SURWHFWLRQ¶ LQ DQRWKHU FRXQWU\

,Q DGGLWLRQ SURSRVHG VHFWLRQ %' VHHNV WR JLYH
µFRQFOXVLYH¶ SUHUHTXLVLWH GLYLGXDO GHFLVLRQV IURP

GR WKDW DQG LIWKHQ DFFRUGLQJ¶ODEOH DW

WKH EDVLV WKDW D FKDQJH RU UHYLHZ ZRXOG EH µFI
XQGHUVWDQG WKDW D QXPEHU RI FRQFOXVLYH FHUWLILF

)LQDOO\ LW LV HQJHUDWLRQVKDWXUDOO\ EH DPHQG
LQWURGXFH D QHZ µ&RGH RI 3URFHGXUHKDLOOSZOOI
UHYLHZ E\ W$KH QHZ ,$

Table: Overturn rate of Immigration Department decisions regarding irregular maritime arrivals, by country of citizenship

90.7%	92.8%	84.5%	
		Afghanistan	n/a
	83.1%		
5%	71.7%		
		Pakistan	66.7%
		Stateless	100.0%
5.3%	66.4%	**Total**	**67.9%**

Source: Department of Immigration and Citizenship, *Annual Report 2013–20*

- WKH ')7 ZDV VDLG WR EH MXVWLILHG E\ ERWK D FRQV
  DSSOLFDWLRQV DQG DOO1HJLWG KµHDVHRWKW WL MFRDWLRQVH
  LQ $XVWUDOLD ZKHUH LUUHJXODU DULYDOV KDYH EH
- XQOLNH WKH IDVW WUDFN SURFHVV SURSRVHG LQ WKH
  WR IXQGHG OHJDO DGYLFDHEHQVWHSUWKHHQXODOWURYLHZQ
  MXGLFLDO UHYLHZ DOEHLW LQ D FRPSUHVVHG WLPHIU
- WKH NH\ VHOHFWLRQ FULWHULRQ IRU WKH ')7 LV WK
  SRVVLEZKHHµUHDV LQ $XVWUDOZRXQGDVSWUDFNOO µ
  PDUWLPH DUULYDOVRQ RU DIWHU $XJXVW
- XQOLNH WKH IDVW WUDFN SURFHVV SURSRVHG LQ WKH
  YXOQHUDEOH DV\OXP VHHNHUV LQ FXUUHQW DUUDQJHPHQ
  WUDIILFNUQJXRHU VSHUVRQV ZLWK DSKLVEDORW\PHSHWD
  FRQGLWLRQ WKDW FDQQRW DGHTXDWHO\ EH GHDOW ZL
  WKH PHQWDO DQG FRJQLWLYH FDSDFLW\ WR XQGHUVWD
  DQG
- WKH ')7 SROLF\JHQHUDWXLFRQVRGHUDWLRQ RI WKH QHHG IR
  WLPHWRDUUHPRYDO IURP ')7 LQWR WKH UHJXODU SURF
  ZKHUHDVXSKRRYLVPLDGQHLXQGHU WKH SURSRSHG $XVWUDO

7KH SUDFWLFH RI WKH ')7 DOVR KLJKOLJKWV WKH VLJQL
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IURP WKH %LOO WKH ')7 KDV EHHQ VXEMHFWDNHKRQGHQ
LQFOXGLQJ WKRVH FKDUJHG ZLWK LWV RYHUVLJKW 7KH &
QRWHG WKDW µIDVW WUDFNLQJ¶ LV QRWDLWHGFLWKHV
µVLJQLILFDQW GLVSDULW\¶ EHWZHHQ8.VRHS PLPLV
&RPPLWWHH DQG WKH 8. -RLQW &RPPLWWHHQ¶VXPDQ 5
RSHUDWLQQKDQVW LV OLNHO\ WR SUHMXGLFH YXOQHUD
DEXVH RU WRUWXUH ZKR DWKHXOEHORWWRFRPPXQLFDW
SHULRG HVSHFLDOO\ LI WKH\ DUH GHQLHG DFFHVV WR OH

%HWZHHQ WKH ILQDO UHIXJHH UHFRJQLWLRQ UDWH IRU LUUHJXOD
VHH 'HSDUWPHQW RI ,PPLJUDWLRQ DQG &LWL]HQVKLS
KWWSV ZZZ LPPL JRY DX PHGLD SXEOLFDWLRQV
7DEOH

)LQDOO\ WKH +(LQJKOD&RXQWU\WKHO:HOHDVHUOLHU WKLV \HDU WKH

- FUHDWH WHVW GDWDVHWV RU REWDLQ GDWD DV GLVFXVVHG DERYH WK ZKHUH VXFK REOLJDWLRQV ZLOO QRW KDYH EHHQ SUHY
- IXQGDPHQWDOO\ PLVXQGHUVWDQGV WKH QDWXUH RI LPSOHPHQWDWLRQ RI WUHDW\ REOLJDWLRQV

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6FKHGXOH 3DUW 5HPRYLQJ UHIHUHQFHV W

6XPPDU\ RI FKDQJH

3DUW RI 6FKHGXOH RI WKH %LOO VHHNV WR µFODULI LQFOXGLQJ E\ FRGLI\LQJ WKH HUURQHRXV LQWHUSUHWDWLRQ RI WKH 5HIXJHH &RQYHQWLRQ IURP WKH 0LJUDWLRQ $FW DQ VHFRQWDLQHG VWDWXWRU\ IUDPHZRUN¶ ZKLFK VHWV RX SURWHFWLRQ REOLJDWLRQV XQGHU WKH 5HIXJHH &RQY LQWHQWLRQ RI WKHVH DPHQGPHQWV LV WR HQVXUH WKD LQWHUQDWLRQDO REOLJDWLRQV RI &RPSDWLELOLW\ ZLWK WKDW D NH\ FRQFHUQ RI WKHVH SURYLVLRQV LV WKDW µ QRW EHHQ FRQVLVWHQW ZLWK WKH *RYHUQPHQW¶V LQWH

€ €

)LUVW WKH %LOO DWWHPSWV WR JHQHUDOLQH DQ $XVWUDOLDQ
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5HIXJHH &RQYHQWLRQ H[SUHVVO\ SURWHFWV WKRVH
GHILQLWLRQ RI D UHIXJHH WKDW LQFRUSRUDWHV
LQWHUQDWLRQDO ODZ WR LQWHUSUHW &RQYHQWLRQ
$XVWUDOLD¶V REOLJDWLRQV D SURYLVLRQ RI
SHUIRUP D VWDWXWRU\ REOLJ

$FFRUGLQJO\ LW LV QRW RSHQ WR $XVWUDOLD DV D SD
RZQ LGLRV\QFUDWLF LQWHUSUHWDWLRQ WKDW LV LQFRQ
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WKH WUHDW\ LQ WKHLU FRQWH[W DQG LQ WKH OLJKW RI

7KH DSSURDFK HPERGLHG LQ WKLV %LOO LV QRW RQO\
LQWHUQDWLRQDO ODZ JHQHUDOO\ DQG $XVWUDOLD¶V RE
EXW DOVR WKH SUDFWLFH RI RWKHU 6WDPUD`WL O L,pÀ@\

L Q W H U Q D W L R Q D O S U D F W L F H L V F R Q V W L W X W H G X Q G H U W K H D X V S L F H V R I W K H L Q W H U Q D W L R Q D O F R P P L W W H H R I W K H 5 H G & U R V V D Q G 5 H G & U H V F H Q W 0 R Y H P H Q W & W K H / H D J X H R I 5 H G & U R V V 6 R F L H W L H V R I W K H 0 R Y H P H Q W & W K H , 2 O \ P S L F 0 R Y H P H Q W & W K H 5 H G & U H V F H Q W 0 R Y H P H Q W & W K H 5 H G & U R V V &

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DOOHJHG UHIXJHH

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GHVFULEHG DERYH

6HFRQGO\ WKH H[LVWHQFH DQG JHQHUDO µDYDLODELOL
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DFWV RI SHUVHFXWLRQ %XW DOVR IURP VLPLODU SURYLVLRQV LQ
&RQYHQWLRQ EXW DOVR IURP VLPLODU SURYLVLRQV LQ

7KLUGO\ HYHQ LI WKH FULPLQDO MXVWLFH V\VWHP LQ D F
SURVHFXWH DFWV RI SHUVHFXWLRQ
V\VWHP ZLWK $µ
RIWHQ SOD\ D ODUJH SDUW LQ WKH DQDO\VLV RI ZKHWKH
D FRXQWU\ SURWHFWLRQ JHQHUDOO\ DOVR UHTXLUHV D
KDUP
@0 UÍ JRW UHFRJQL]HG LQ WKH &RXU F?B XU

UL 0

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RQO\ EHFRPH UHIXJHHV LI WKH\ FDQ QRW UHVXOW 6WDWHV WKHPVHOYHV RU GXH
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E\ LWV RZQ DJHQWV

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,W FRXOG EH DUJXHG WKDW SURWHFWLRQ ZLWKLQ WKH
PHDQV SURWHFWLRQ VLQFH DUWLFOH $ UHIHUV W
DYDLO KLPVHOI WKH SURWHFWLRQ RI KLV RU KHU FRXQ
KDELWXDO UHVLGHQFH 4XDOLILFDWLRQ 'LUHFWLYH
SRVVLELOLW\ RI 16$V DVLVWHG KDVHG SURFHVVLQJ
E\ 81+&5 DQG WKH (XURSHDQ &RXQFLO RQ 5HIXJHH
GLIILFXOW WR LPSOHPHQW RI WKH SUDFWLFDO DUJXPHQWV DJ
UHFRJQLVH DXWKRULW\ SURWHFWLRQ EDVHG ERWK RQ SULQFLS
LQFOXGH WKDW

- 16$V GR QRW QHFHVVDULO\ SURYLGH LQIRUPDWLRQ 5HIXJHH &RQYHQWLRQ DQG RU KDYLQJ DQ HVWDEOLV SURYLVLRQV
- 16$V DUH QRW OHJDOO\ ERXQG E\ DQ\ LQWHUQDWLRQD DFFRXQWDEOH XQGHU WKHP
- 16$V DUH XQOLNHO\ WR KDYH EHHQ LQ D VWDEOH SRV HVWDEOLVK D SUDFWLFH RI FRPSOLDQFH ZLWK LQWHU SURWHFWLRQ RQ DQ RQ JRLQJ DQG FRQWLQXRXV EDVL
- 16$V DUH XQOLNHO\ WR EH DEOH WR KDYH WKH XQ DGPLQLVWUDWLYH DXWKRULW\ WR HQIRUFH WKH UXOH
- WKH QRWLRQ RI 16$V DV DFWRUV RIQSSUDFWLFDO GHFLVLRQV DQG FRXUWV ZLWK QR FRQVHQVXV RQ ZK

- E \U H I H UR RUQ LVQQR RDV R XU F HW R WW K HH O H6 Y DD QW D M W K H U S R V 1 6 $ VR W R 6 $ VZ L W F K U W F X D Q D F W H X F K V F R Q F W U R O 6 W D W H W D K H V X E V WS DD QU P L W W U R R U W R W D W L E O O R Z J U R X E S K W O D Q V L E H V I D P L O L H V R W P K H O O Q W W E G H U N V R G X R H V S U R W D H Q F W K L X R Q D U H I X F H E H W R E H G H 6 X L F H G I L Q G L Q J D Z R X G L W L E Q H W H U Q E M X U R Q D O O D Z
- L W F R Q W D L Q V W R W K H T X L U R H P H F W L 6 R Q E S U W R D E L O G H F W L Y H R U G X U D E O E H O V R H Z H
- L W L V F N U H D W P L Q J Q V F H W D X Q G U D F W L F I D E X R U W L G H M F D W L E U Q G Q H J D W L P Y S H O F \ W L K Q J T X G H F W P L R Q E \ U H T X L U L V Q H Q W W W E H P D G H D E R X W Q W F K Q U D E L R U L W E L E H Q @ À U V 0 P ƒ V ð V s E E E

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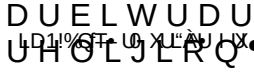
³ORRN IRU WKH IDPLO\´ WR H[WUDFW LQIRUPDWLRQ VH

7KLV DSSURDFK KDV EHHQ KHDYLO\ FULWLFL]HG DV\OXP HOLQGLEOH +RXVH RI /RUGV LQ WKH 8QLWHG SHUVHFXWH D SHUVRQ µVLPSO\ EHFDXVH KH LV D PHPEHU DUELWUDU\ DQG FDSULFLRXV DQG MXVW DV SHUQLFLRX UHOLJLRQ¶



3 U R S R V H G R Q H F VKRXOG EH UHMHFWHG IRU WKH IROORZLQ

- WKH LPSRVLWLRQ GLVVRQDQW WHVWV LV LPSRVVLEOH LQWHUSUHWDWLRQ DQG WKHUH KDV EHHQ QR DWWHP DSSURDFK FRXOG EH VXSSRUWHG RWKHU WKDQ DV D 5HIXJHH &RQYHQWLRQ
- WKH (XURSHDQ 8QLRQ¶V DSSURDFK RI DSSDUHQWO\ UH EHHQ ZLGHO\ FULWLFL]HG DV D GLVWRUWLRQ RI WKH 5 WR OHDG WR SURWHFWLRQ JDSV
- WKH (XURSHDQ 8QLRQ¶V GXDO DSSURDFK KDV QRW EHH 6WDWHZLWK IHZ WULDQVSDUHQW VDIHJXDUGV DQG RIWHQ JUDQWHG /RUG %LQJKDP RI WKH +RXVH RI /RUGV QRWHG WKDW WKH PRUH VWULQJHQW WKDQ LV ZDUUDQWHG E\ LQWHUQDW IROORZHG LQ WKH 8QLWHG .LQJGRP
- LQ WKH(XURSHDQ8QLRQ VDWHV WKDW KDYH DGRSWHG VRPHWLPHV SURYHQ GLIILFXOW IRU SHRSOH ZKR DUH EDVHG RQUHFRJQLVLQJ WKH EDVLV IRU JHQGHU VSHFLDO DQG
- LQ OLJKW RI WKH DERYH WKH DGRSWLRQ RI D GXDO U D SDUWLFXODU VRFLDO JURXS¶ SXWV $XVWUDOLD DW U

L 7UHDWPHQW

, Q UHQO DWR LRV R W"F $`] W•5a# D #G%( OU `˜F—Đ W F•'$Da 0 W R „i} Q"4r

REOLJDWLRQV XQGHU WDKQZGK5LHDHKXHHQHR&RQYJHRRWGLRDQLWK LQW
WHUHVW FOXGH

x FRGLWLRQ RI WKH H[FHSWLRQ RQ WKH H[HPSWLRQ VKHHW 5HIXJHH &RQYHQWLRQ DV D IRUPDO H[FOXVLRQ FODXVH H[FOXVLRQ FODXVHV FRQWDLQHG LQ WKH 5HIXJHH &RQ WR LQ WKLV ZD\ DQG
x HQYLVDJLQ05`IKHW •PL

x XQGHU VHFWLRQV $ WKH% 0LQLQWHU%KDV GLVFUHW
GHWHUPLQH WKDW WKH EDUV RQ DSSO\LQJ IRU D SURV
DQG $ GR QRW DSSO\ WR FHUWDLQ 80F$VWLµWLQDVLWR

7KXDFFRUGLQJO\ ODZ DV LW FXUUHQWO\ KDV GHWHUPLQHG WKDW QR FKLOG LV VHSDUDWHG IURP KLV RU KHU IDPL
)XUWKHU LW LV QRWHG WKDW WKHUH KDV EHHQ OLWLJDWLRQ RYHU WKH H[HUFLVH KLV RU KHU SRZHUV LQ WKLV ZD\ VLQFH $XVW
OHJDO REVWDFOHV WR WKH VHSDUDWLRQ RI FKLOGUHQ IU
OHJDO VWDWXV DORQH

3RVVLEOH DWWLRQ RI FKLOGUHQ¶V ULJKWV WR ELUWK UHJLV

7KH UHTXLUHPHQW SURSRVHG VHFWLRQ & WKDW WKH
SHUVRQ EH UHPRYHG µDV VRRQ DV DVVLVWDQFH EH
$XVWUDOLD¶V REOLJDWLRQV WR HQVXUH WKDW DOO FKL
KDYH WKH ULJKW WR DFTXLUH D QDWLRQDOLW\
KDY0G L\0POLJ VX[0H$€U BHW GLVWpU QH U LU

L pÀ‘GW@J °ÄpOL ‘GLO

,PPLJUDWLRQ 'HSDUWPHQW DQG WKH &RQJUHVV RI WKH
7KHVH SURYLVLRQV ZHUH FHQWUDO WR WKH +LJK &RXUW
YLVDV GLG QRW H[WHQG WR SURWHFW WKRVH ZKR
SURYLVLRQV ZRXOG DOVR KDYH WKH HIIHFW RI UHGXFL
UHSRUWLQJ RI FRPSOLDQFH ZLWK WKH