

ORIGINAL

IN THE HIGH COURT OF AUSTRALIA
MELBOURNE REGISTRY

M131 of 2017

ON APPEAL FROM THE SUPREME COURT OF NAURU

10 BETWEEN THE HIGH COURT OF AUSTRALIA
FILED
17 OCT 2017
THE REGISTRY MELBOURNE

HIGH COURT OF AUSTRALIA
FILED
27 OCT 2017
THE REGISTRY MELBOURNE

CRI026
Appellant

and

THE REPUBLIC OF NAURU
Respondent

REDACTED
APPELLANT'S CHRONOLOGY

20 **Part I:**

The Appellant certifies by his lawyers that this chronology is in a form suitable for publication on the internet.

Part II:

1. On [REDACTED] the Appellant was born in [REDACTED], a town in the Punjab province of Pakistan.
2. In 2003, the Appellant was involved in a physical altercation with another person named [REDACTED] at a local cricket match. This person was a member of the Muttahida Qaumi Movement (MQM), a militant group allied with the central and provincial Pakistani government.
- 30 3. Approximately ten days later, the Appellant was approached by five to six members of the (MQM) and beaten.
4. Approximately six months later his place of business in Karachi was burnt down by members of the MQM.
5. During 2003 the Appellant was repeatedly threatened by members of the MQM and went into hiding, initially in Karachi.
6. In late 2003, the Appellant went into hiding in [REDACTED], Punjab.
7. In 2004, the Appellant's brother was beaten by MQM members and received head injuries.

Date of document: 17 October 2017

Filed on behalf of the Appellant by:

FITZROY LEGAL SERVICE
Level 4/ 201 Napier Street
Fitzroy
Melbourne VIC 3065

Contact: Meghan Fitzgerald
Tel: (03) 9419 3744
Fax: (03) 9416 1124

8. The Appellant returned to Karachi for a period of time in 2005.
9. In 2006 the Appellant left Pakistan and lived for a period of time in Malaysia. He returned to Pakistan as his tourist visa had expired.
10. In 2007, the Appellant returned to Karachi and went to live in [REDACTED].
11. In 2008, the Appellant's brother was harassed and threatened by members of the MQM and sought to obtain his contact details.
12. In 2009, the MQM fired shots at the Appellant and chased him through a market place.
- 10 13. In 2010 the Appellant fled Karachi to Lahore, where he remained in hiding until leaving Pakistan. Members of the MQM approached the Appellant's wife in Lahore, and threw a letter at her which said his life would not be spared.
14. In 2011, the Appellant's family received another threatening letter from members of the MQM.
15. In 2011, the Appellant left Pakistan.
16. The Appellant arrived on Christmas Island on 19 December 2013 and was shortly thereafter transferred to Nauru and detained at a Regional Processing Centre.
17. On 11 January 2014 the Appellant participated in a "Transfer Interview" conducted at the Nauru Offshore Processing Centre.
- 20 18. On 8 March 2014, an application for Refugee Status Determination was lodged with the Republic of Nauru's Department of Justice & Border Control.
19. On 19 February 2015 a Negative Refugee Determination Decision Record and Complementary Assessment Decision Record was made by the Secretary Republic of Nauru's Department of Justice & Border Control in relation to the Appellant. The Appellant received notification of this decision on 23 February 2015.
20. On 29 May 2015, submissions for merits review were made on behalf of the Appellant to the Refugee Status Review Tribunal.
- 30 21. On 13 August 2015, the Tribunal commenced hearing of the application for merits review on Nauru.
22. On 29 November 2015, the Tribunal affirmed the decision of the Secretary.
23. On 24 - 25 May 2017 hearings took place before the Supreme Court of Nauru. The Appellant was self-represented.
24. On 29 August 2017, the Supreme Court of Nauru handed down judgment dismissing the Appellant's appeal.

25. On 25 August 2017 the Appellant filed a Notice of Appeal in the High Court of Australia.

Dated: 17 October 2017

Signed:



.....