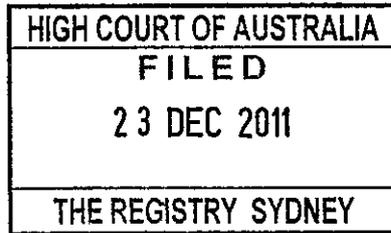


BETWEEN:



PLAINTIFF S49 OF 2011  
Plaintiff  
MINISTER FOR IMMIGRATION AND  
CITIZENSHIP & ANOR  
Defendants

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CHRONOLOGY OF THE FIRST AND SECOND DEFENDANTS

PART I

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This chronology is in a form suitable for publication on the internet.

PART II

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Date	Event	Page
8 June 1998	Plaintiff arrives in Australia on a tourist visa using a passport of the Republic of India.	142K
21 July 1998	Plaintiff lodges an application for a Protection Visa as a national of India.	1-23
14 August 1998	Application for a protection visa refused by a delegate of the Minister for Immigration and Citizenship ( <b>the Minister</b> )	27-31
7 September 1998	Application for review of decision made to the Refugee Review Tribunal	32
5 April 2001	Refugee Review Tribunal affirms decision not to grant the plaintiff a protection visa.	72-93
6 August 2001	Plaintiff withdraws judicial review application filed in the Federal Court of Australia seeking review of the Refugee Review Tribunal's decision.	142M
13 June 2003	Plaintiff located as an unlawful non citizen and detained in Villawood Immigration Detention Centre.	142M, 330F
25 June 2003	Plaintiff files application in the High Court of Australia which is later remitted to the Federal Court of Australia.	142N

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Filed on behalf of the First and Second Defendants by:

Date of this document: 23 December 2011

Australian Government Solicitor  
Level 42, MLC Centre  
19 Martin Place  
Sydney NSW 2000  
DX444 Sydney

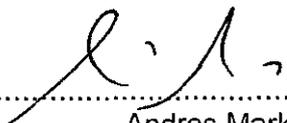
Contact: Andras Markus  
File ref: 11006641  
Telephone: 02 9581 7472  
Facsimile: 02 9581 7650  
E-mail: andras.markus@ags.gov.au

	23 August 2004	Application for an order nisi refused in the Federal Court of Australia. Plaintiff claims in proceedings that he is in fact a citizen of Bangladesh: see <i>S372 of 2003 v Minister for Immigration &amp; Multicultural &amp; Indigenous Affairs</i> [2004] FCA 1785.	46J Judgment N/R
	6 September 2004	Plaintiff makes request under a different name to the then Minister stating that he cannot return to either India or Bangladesh.	103-111
10	21 October 2004	Plaintiff's request is treated as a request for the Minister to exercise her power under s 417 of the <i>Migration Act 1958 (the Act)</i> and is referred to the Minister on a schedule.	127-129
	9 November 2004	The then Minister signs a record indicating that she had read the schedule in relation to the plaintiff's request and that she does not propose to consider the exercise of her power under s 417 of the Act.	130-131
20	12 November 2004	The plaintiff was notified by letter of the outcome of his request under s 417 of the Act.	132
	2004-2005	Various steps taken to establish the identity and claims of the Plaintiff.	246-7
	15 April 2005	Plaintiff advises the Department that he has the identity he first claimed and that he wished to return to India.	247A
30	3 November 2005	The then Minister exercised her power under s 195A of the Act to grant the plaintiff a Return Pending Bridging Visa and the plaintiff was released from detention.	247M
	22 December 2005	Plaintiff's request under s 48B of the Act found not to meet the Minister's Guidelines for referral to the Minister.	254R
40	3 March 2006	Indian consulate issues a travel document in the plaintiff's name as originally claimed and arrangements made for plaintiff's departure to India.	247A
	29 August 2006 - 21 May 2009	Plaintiff files application in the Federal Magistrates Court seeking an injunction to prevent his removal from Australia. Appeal dismissed by the Federal Court of Australia on 21 May 2009: <i>Kumar v Minister for Immigration and Citizenship</i> (2009) 176 FCR 401.	247R- 248B
50	15 June 2009	Plaintiff makes further request to the Minister to exercise his power under s 417 or s 48B of the Act again claiming to be from Bangladesh and to have the name he claimed to have in 2004.	154-159

10	8 October 2009	The Manager, NSW International Obligations and Interventions Unit agreed with assessment that request under s 48B of the Act did not meet the Minister's s 48B Guidelines.	267-272
	13 October 2009	The plaintiff was notified by letter of the outcome of his request under s 48B of the Act.	273
	February 2010	Further information sought by the Department including from the plaintiff regarding s 417 request.	276-9
	2 November 2010	Department submission to the Minister prepared regarding the plaintiff's request under s 417 of the Act.	246-256
	25 November 2010	The Minister signs a record stating 'not intervene' in relation to the plaintiff's request under s 417 of the Act.	253
20	1 December 2010	The plaintiff was notified by letter of the outcome of his request under s 417 of the Act.	257-9
	1 February 2011	Application for an order to show cause filed by the plaintiff in the High Court of Australia	N/A

Date of filing: 23 December 2011

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 .....  
 Andras Markus  
 A solicitor employed by  
 Australian Government Solicitor  
 Solicitor for the Defendants

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