

FOI REQUEST – CRM 2017/363

1. The number of cases from January 2015 to current [as at date of FOI application – 10 February 2017] where information has been provided by the AFP – either voluntarily or in response to a request for assistance – to foreign law enforcement agencies or officials prior to detention, arrest, charge or conviction where the AFP is aware that provision of information is likely to result in the prosecution of an identified person for an offence carrying the death penalty.

AFP response:

- a. 2015 = 69
- b. 2016 = 55
- c. 2017 = 5 (@10 February 2017)

✓ AD

2. The number of cases from January 2015 to current [as at 10 February 2017] where requests for police-to-police assistance have been refused by the AFP in the circumstances outlined above.

AFP response:

- a. 2015 = 6
- b. 2016 = 2
- c. 2017 = 1

✓ AD

3. The number of cases from January 2015 to current [as at 10 February 2017] where information has been provided by the AFP to foreign law enforcement agencies or officials after a person has been arrested or detained for, charged with, or convicted of any offence which may attract the death penalty.

AFP response:

Note that in accordance with the *AFP National Guideline on International Police-to-Police Assistance in Death Penalty Situations*, Ministerial approval is required in any case in which a person has been arrested or detained for, charged with, or convicted of an offence which carries the death penalty.

- a. 2015 = 11 (under Ministerial authority)
- b. 2016 = 0
- c. 2017 = 0

✓ AD

4. The number of cases from January 2015 to current [as at 10 February 2017] where requests for police-to-police assistance have been refused by the AFP in the circumstances outlined above.

AFP response:

- a. 2015 = 0
- b. 2016 = 0
- c. 2017 = 0

✓ AD


5. Information is also sought on the nature of the charge, as outlined in the biannual reports to the Minister.

AFP response:

There are no bi-annual reports to the Minister on death penalty matters. The AFP reports annually, however the specific charges pursued by foreign law

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enforcement are not outlined in the Annual Report to the Minister. Rather, the broad nature of criminal activity is noted as follows:

- a. 2015 = narcotics, corruption, national security offences, fraud, child sex offences, terrorism.
 - b. 2016 = narcotics, national security offences, offences against the person, child sex offences, murder, rape.
 - c. 2017 = narcotics, terrorism.
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