

## **Additional caseload statistics**

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Table 1 Applications lodged and applications finalised, 2020–21

	APPLICATIONS LODGED		APPLICATIONS FINALISED	
	No	% of total	No	% of total
<b>APPLICATIONS FOR REVIEW OF DECISIONS UNDER COMMONWEALTH LAWS – BY AUSTRALIAN GOVERNMENT PORTFOLIO</b>				
<b>AGRICULTURE , WATER AND THE ENVIRONMENT</b>				
Agricultural and veterinary chemicals	3		0	
Biosecurity	2		2	
Environment protection and biodiversity	1		0	
Export and import control	3		2	
Grapes and wine	0		0	
Hazardous waste	1		2	
<b>Subtotal</b>	<b>10</b>	<b>&lt;1%</b>	<b>6</b>	<b>&lt;1%</b>
<b>ATTORNEY-GENERAL'S</b>				
Archives (other than decisions relating to ASIO records)	2		0	
Archives decisions relating to ASIO records	14		0	
Bankruptcy	19		18	
Fair entitlements guarantee	49		53	
Freedom of information	75		46	
Marriage celebrants	1		0	
Personal property securities	2		7	
Privacy	1		1	
<i>Safety, Rehabilitation and Compensation Act 1988</i>	1,118		1,219	
Seafarers rehabilitation and compensation	29		46	
Waiver of fees in courts	2		3	
<b>Subtotal</b>	<b>1,312</b>	<b>4%</b>	<b>1,393</b>	<b>3%</b>
<b>DEFENCE</b>				
Defence home ownership assistance scheme	2		2	
Defence Force retirement and death benefits	4		5	
<b>Subtotal</b>	<b>6</b>	<b>&lt;1%</b>	<b>7</b>	<b>&lt;1%</b>
<b>EDUCATION, SKILLS AND EMPLOYMENT</b>				
Child care services/registered carers	5		5	
Education services for overseas students	15		50	
Higher Education Loan Program/VET Student Loans	65		72	
Mutual recognition of occupations	41		45	
National vocational education and training regulation	41		141	
School education	1		0	
Tertiary education quality and standards	2		8	
Trade support loans	0		2	
Trans-Tasman mutual recognition	1		0	
<b>Subtotal</b>	<b>171</b>	<b>&lt;1%</b>	<b>323</b>	<b>1%</b>
<b>FINANCE</b>				
Electoral matters	0		0	
Lands acquisition	0		1	
Superannuation Acts	2		0	
<b>Subtotal</b>	<b>2</b>	<b>&lt;1%</b>	<b>1</b>	<b>&lt;1%</b>
<b>FOREIGN AFFAIRS AND TRADE</b>				
Export market development grants	7		5	
Passports	15		11	
<b>Subtotal</b>	<b>22</b>	<b>&lt;1%</b>	<b>16</b>	<b>&lt;1%</b>

	APPLICATIONS LODGED		APPLICATIONS FINALISED	
	No	% of total	No	% of total
<b>HEALTH</b>				
Aged care	24		32	
Food standards	0		2	
Medicare	4		5	
My Health records	0		0	
Narcotic drugs	4		2	
Pharmacists	9		5	
Sports anti-doping matters	0		0	
Therapeutic goods	3		3	
<b>Subtotal</b>	<b>44</b>	<b>&lt;1%</b>	<b>49</b>	<b>&lt;1%</b>
<b>HOME AFFAIRS</b>				
Anti-money laundering and counter-terrorism financing	0		1	
ASIO security assessments	7		3	
Aviation and maritime transport security	12		9	
Background checking	3		4	
Citizenship	716		707	
Customs	12		19	
Migration agent registration	14		19	
Visa-related decisions	16,372		23,715	
<b>Subtotal</b>	<b>17,136</b>	<b>46%</b>	<b>24,477</b>	<b>55%</b>
<b>INDUSTRY, SCIENCE, ENERGY AND RESOURCES</b>				
Automotive industry	1		1	
Clean energy regulation	0		0	
Greenhouse and energy minimum standards	1		0	
Industry research and development	15		20	
Innovation Australia	1		0	
Patents, designs and trade marks	7		10	
Tradex orders	0		0	
<b>Subtotal</b>	<b>25</b>	<b>&lt;1%</b>	<b>31</b>	<b>&lt;1%</b>
<b>INFRASTRUCTURE, TRANSPORT, REGIONAL DEVELOPMENT AND COMMUNICATIONS</b>				
Airports	0		1	
Civil aviation	20		21	
Communications and media	2		3	
Maritime safety	6		5	
Motor vehicle standards	3		3	
Tax offset for films	6		2	
<b>Subtotal</b>	<b>37</b>	<b>&lt;1%</b>	<b>35</b>	<b>&lt;1%</b>
<b>PRIME MINISTER AND CABINET</b>				
Aboriginal corporations, councils and associations	2		1	
<b>Subtotal</b>	<b>2</b>	<b>&lt;1%</b>	<b>1</b>	<b>&lt;1%</b>
<b>SOCIAL SERVICES</b>				
Centrelink (first review and second review)	12,203		12,450	
Child support (first review and second review)	2,531		2,453	
National Disability Insurance Scheme	2,160		1,448	
National rental affordability scheme	4		16	
Paid parental leave (first review and second review)	209		218	
<b>Subtotal</b>	<b>17,107</b>	<b>46%</b>	<b>16,585</b>	<b>37%</b>
<b>TREASURY</b>				
Auditors and liquidators registration	2		2	
Banking	1		0	
Business names registrations	10		9	
Charities and not-for-profit entities	2		1	
Consumer credit	0		0	
Corporations and financial services	15		28	
Insurance and superannuation	0		3	
Tax agents	41		48	
Taxation	1111		1,121	
<b>Subtotal</b>	<b>1,182</b>	<b>3%</b>	<b>1,212</b>	<b>3%</b>

	APPLICATIONS LODGED		APPLICATIONS FINALISED	
	No	% of total	No	% of total
<b>VETERANS' AFFAIRS</b>				
<i>Military Rehabilitation and Compensation Act 2004</i>	23		24	
<i>Safety, Rehabilitation and Compensation (Defence-related Claims) Act 1988</i>	85		78	
Veterans' entitlements	89		108	
<b>Subtotal</b>	<b>197</b>	<b>&lt;1%</b>	<b>210</b>	<b>&lt;1%</b>
<b>SUBTOTAL for PORTFOLIOS</b>	<b>37,253</b>	<b>99%</b>	<b>44,346</b>	<b>&gt;99%</b>
<b>APPLICATIONS UNDER THE ADMINISTRATIVE APPEALS TRIBUNAL ACT – OTHER</b>				
Applications for extension of time without application for review	100		94	
Applications relating to decisions about AAT application fees	0		0	
Applications relating to decisions not subject to AAT review	130		125	
Application under the AAT Act relating to a finalised case	0		0	
<b>Subtotal</b>	<b>230</b>	<b>&lt;1%</b>	<b>219</b>	<b>&lt;1%</b>
<b>TOTAL<sup>a</sup></b>	<b>37,483</b>	<b>100%</b>	<b>44,565</b>	<b>100%</b>

<sup>a</sup> Percentages may not total 100% due to rounding.

**Table 2 Applications lodged, 2020–21 – Number by applicant location**

<b>DIVISION/CASELOAD</b>	<b>NSW</b>	<b>VIC</b>	<b>QLD</b>	<b>WA</b>	<b>SA</b>	<b>TAS</b>	<b>ACT</b>	<b>NT</b>	<b>OTHER<sup>a</sup></b>	<b>Total</b>
<b>Freedom of Information</b>	<b>20</b>	<b>9</b>	<b>34</b>	<b>1</b>	<b>6</b>	<b>0</b>	<b>5</b>	<b>1</b>	<b>2</b>	<b>78</b>
<b>General</b>	<b>1,526</b>	<b>1,230</b>	<b>739</b>	<b>440</b>	<b>261</b>	<b>66</b>	<b>250</b>	<b>28</b>	<b>235</b>	<b>4,775</b>
<i>Australian citizenship</i>	240	149	112	91	34	1	15	3	71	716
<i>Centrelink (2nd review)</i>	541	591	302	111	99	25	32	7	118	1,826
<i>Visa-related decisions relating to character</i>	128	45	59	121	14	0	2	1	10	380
<i>Workers' compensation</i>	385	270	120	61	74	33	188	16	0	1,147
<i>Other</i>	232	175	146	56	40	7	13	1	36	706
<b>Migration and Refugee</b>	<b>6,747</b>	<b>6,045</b>	<b>1,204</b>	<b>1,139</b>	<b>453</b>	<b>58</b>	<b>156</b>	<b>111</b>	<b>56</b>	<b>15,969</b>
<i>Migration</i>	1,890	1,685	720	634	243	53	87	81	55	5,448
<i>Refugee</i>	4,857	4,360	484	505	210	5	69	30	1	10,521
<b>National Disability Insurance Scheme</b>	<b>610</b>	<b>560</b>	<b>464</b>	<b>167</b>	<b>242</b>	<b>41</b>	<b>59</b>	<b>16</b>	<b>1</b>	<b>2,160</b>
<b>Security</b>	<b>14</b>	<b>3</b>	<b>1</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>1</b>	<b>0</b>	<b>1</b>	<b>21</b>
<b>Small Business Taxation</b>	<b>203</b>	<b>192</b>	<b>42</b>	<b>42</b>	<b>50</b>	<b>11</b>	<b>11</b>	<b>1</b>	<b>0</b>	<b>552</b>
<b>Social Services and Child Support</b>	<b>3,873</b>	<b>3,212</b>	<b>2,806</b>	<b>1,277</b>	<b>1,154</b>	<b>275</b>	<b>173</b>	<b>91</b>	<b>152</b>	<b>13,013</b>
<i>Centrelink (1st review)</i>	3,138	2,618	2,156	952	981	235	111	70	116	10,377
<i>Child support</i>	664	551	619	291	159	36	59	21	34	2,434
<i>Paid parental leave</i>	71	43	31	34	14	4	3	0	2	202
<b>Taxation and Commercial</b>	<b>232</b>	<b>195</b>	<b>165</b>	<b>60</b>	<b>35</b>	<b>5</b>	<b>16</b>	<b>2</b>	<b>8</b>	<b>718</b>
<i>Taxation</i>	178	164	151	47	29	4	15	1	7	596
<i>Other</i>	54	31	14	13	6	1	1	1	1	122
<b>Veterans' Appeals</b>	<b>58</b>	<b>30</b>	<b>60</b>	<b>8</b>	<b>14</b>	<b>6</b>	<b>14</b>	<b>5</b>	<b>2</b>	<b>197</b>
<b>TOTAL</b>	<b>13,283</b>	<b>11,476</b>	<b>5,515</b>	<b>3,135</b>	<b>2,215</b>	<b>462</b>	<b>685</b>	<b>255</b>	<b>457</b>	<b>37,483</b>

<sup>a</sup> These figures include applicants with addresses outside Australia and with no address recorded.

**Table 3 Representation of parties (other than decision-makers) in applications finalised, 2020-21 - Number by representation type<sup>a</sup>**

<b>DIVISION/CASELOAD</b>	<b>LEGAL REPRESENTATIVE</b>	<b>ADVOCATE OR AGENT<sup>b</sup></b>	<b>FRIEND, RELATIVE OR OTHER</b>	<b>SELF-REPRESENTED</b>	<b>TOTAL<sup>c</sup></b>
<b>Freedom of Information</b>	<b>21</b>	<b>3</b>	<b>4</b>	<b>26</b>	<b>54</b>
<b>General</b>	<b>1,789</b>	<b>313</b>	<b>478</b>	<b>2,783</b>	<b>5,363</b>
<i>Australian citizenship</i>	108	134	146	331	719
<i>Centrelink (2nd review)</i>	147	72	225	1,498	1,942
<i>Visa-related decisions relating to character</i>	203	54	24	179	460
<i>Workers' compensation</i>	1,017	9	20	225	1,271
<i>Other</i>	314	44	63	550	971
<b>Migration and Refugee<sup>d</sup></b>	<b>195</b>	<b>12,898</b>	<b>506</b>	<b>9,647</b>	<b>23,246</b>
<i>Migration</i>	161	11,893	473	5,161	17,688
<i>Refugee</i>	34	1,005	33	4,486	5,558
<b>National Disability Insurance Scheme</b>	<b>325</b>	<b>716</b>	<b>357</b>	<b>356</b>	<b>1,754</b>
<b>Security</b>	<b>2</b>	<b>0</b>	<b>0</b>	<b>1</b>	<b>3</b>
<b>Small Business Taxation</b>	<b>107</b>	<b>92</b>	<b>19</b>	<b>201</b>	<b>419</b>
<b>Social Services and Child Support</b>	<b>318</b>	<b>460</b>	<b>1,338</b>	<b>12,831</b>	<b>14,947</b>
<i>Centrelink (1st review)</i>	190	436	1,256	8,819	10,701
<i>Child support</i>	128	23	55	3,832	4,038
<i>Paid parental leave</i>	0	1	27	180	208
<b>Taxation and Commercial</b>	<b>518</b>	<b>98</b>	<b>22</b>	<b>275</b>	<b>913</b>
<i>Taxation</i>	414	96	22	217	749
<i>Other</i>	104	2	0	58	164
<b>Veterans' Appeals</b>	<b>65</b>	<b>54</b>	<b>10</b>	<b>86</b>	<b>215</b>
<b>TOTAL</b>	<b>3,340</b>	<b>14,634</b>	<b>2,734</b>	<b>26,206</b>	<b>46,914</b>

<sup>a</sup> These figures relate to representation status at the time the application was finalised.

<sup>b</sup> This category includes accountants and financial advisors, disability advocates, migration agents, veterans' advocates, welfare advocates and other non-legal advocacy organisations.

<sup>c</sup> A single application can involve more than one party other than the decision-maker and a single party may have more than one representative. As a result, the total is higher than the number of finalised applications.

**Table 4 Outcomes of reviews: Proportion of applications in which the decision under review was changed, 2019–20 to 2020–21<sup>a</sup>**

<b>DIVISION/CASELOAD</b>	<b>2019–20</b>	<b>2020-21</b>
<b>Freedom of Information</b>	<b>10%</b>	<b>21%</b>
<b>General</b>	<b>29%</b>	<b>28%</b>
<i>Australian citizenship</i>	27%	28%
<i>Centrelink (2nd review)</i>	21%	21%
<i>Visa-related decisions relating to character</i>	36%	33%
<i>Workers' compensation</i>	36%	37%
<i>Other</i>	35%	29%
<b>Migration and Refugee</b>	<b>26%</b>	<b>31%</b>
<i>Migration</i>	30%	39%
<i>Refugee</i>	7%	6%
<b>National Disability Insurance Scheme</b>	<b>65%</b>	<b>59%</b>
<b>Security</b>	<b>0%</b>	<b>33%</b>
<b>Small Business Taxation</b>	<b>40%</b>	<b>31%</b>
<b>Social Services and Child Support</b>	<b>22%</b>	<b>21%</b>
<i>Centrelink (1st review)</i>	19%	19%
<i>Child support</i>	35%	34%
<i>Paid parental leave</i>	4%	5%
<b>Taxation and Commercial</b>	<b>42%</b>	<b>32%</b>
<i>Taxation</i>	45%	32%
<i>Other</i>	30%	32%
<b>Veterans' Appeals</b>	<b>32%</b>	<b>29%</b>
<b>ALL AAT</b>	<b>26%</b>	<b>29%</b>

<sup>a</sup> The decision under review is treated as having been changed if the AAT varies or sets aside the decision or remits the matter to the decision-maker for reconsideration by way of a decision under section 43 of the Administrative Appeals Tribunal Act or section 349 or 415 of the Migration Act, or by way of a decision made in accordance with terms of agreement reached by the parties under section 34D or 42C of the Administrative Appeals Tribunal Act.

Outcomes of reviews – By division and major caseloads within divisions, 2020–21

Table 5 General Division<sup>a</sup>

OUTCOME TYPE	AUSTRALIAN CITIZENSHIP		CENTRELINK (2ND REVIEW)		VISA-RELATED DECISIONS RELATING TO CHARACTER		WORKERS' COMPENSATION		OTHER		TOTAL	
	No	% of all outcomes	No	% of all outcomes	No	% of all outcomes	No	% of all outcomes	No	% of all outcomes	No	% of all outcomes
<b>By decision<sup>b</sup></b>												
Decision affirmed	134	19%	306	16%	228	50%	80	6%	62	8%	810	16%
Decision varied or set aside	56	8%	120	6%	138	30%	42	3%	45	6%	401	8%
<b>Subtotal</b>	<b>190</b>	<b>27%</b>	<b>426</b>	<b>22%</b>	<b>366</b>	<b>81%</b>	<b>122</b>	<b>10%</b>	<b>107</b>	<b>13%</b>	<b>1,211</b>	<b>23%</b>
<b>By consent</b>												
Decision affirmed <sup>c</sup>	2	<1%	5	<1%	0	0%	502	40%	14	1%	523	10%
Decision varied or set aside <sup>c</sup>	145	21%	281	15%	11	2%	420	33%	185	23%	1,042	20%
Dismissed by consent <sup>d</sup>	9	1%	22	1%	1	<1%	2	<1%	10	1%	44	<1%
Dismissed by operation of law <sup>e</sup>	N/A	N/A	483	25%	N/A	N/A	N/A	N/A	0	0%	483	9%
<b>Subtotal</b>	<b>156</b>	<b>22%</b>	<b>791</b>	<b>41%</b>	<b>12</b>	<b>3%</b>	<b>924</b>	<b>73%</b>	<b>209</b>	<b>26%</b>	<b>2,092</b>	<b>41%</b>
<b>Other</b>												
Withdrawn by applicant	234	33%	472	25%	23	5%	199	16%	239	30%	1,167	23%
Dismissed by Tribunal <sup>f</sup>	37	5%	78	4%	6	1%	8	<1%	26	3%	155	3%
No jurisdiction <sup>g</sup>	90	13%	152	8%	47	10%	12	<1%	228	28%	529	10%
<b>Subtotal</b>	<b>361</b>	<b>51%</b>	<b>702</b>	<b>37%</b>	<b>76</b>	<b>17%</b>	<b>219</b>	<b>17%</b>	<b>493</b>	<b>61%</b>	<b>1,851</b>	<b>36%</b>
<b>TOTAL<sup>h</sup></b>	<b>707</b>	<b>100%</b>	<b>1,919</b>	<b>100%</b>	<b>454</b>	<b>100%</b>	<b>1,265</b>	<b>100%</b>	<b>809</b>	<b>100%</b>	<b>5,154</b>	<b>100%</b>

<sup>a</sup> The figures in this table relate only to the outcomes of applications for review of decisions, including where a related application for extension of time is refused.

<sup>b</sup> Applications finalised by a decision of the AAT under section 43 of the Administrative Appeals Tribunal Act.

<sup>c</sup> Applications finalised by the AAT in accordance with terms of agreement reached by the parties either in the course of an alternative dispute resolution process (section 34D) or at any stage of review proceedings (section 42C).

<sup>d</sup> Applications dismissed by consent under section 42A(1).

<sup>e</sup> If an application for a review of a Centrelink or paid parental leave decision relates to the recovery of a debt, the parties may agree in writing to settle the proceedings. On receipt of the agreement, the application is taken to have been dismissed.

<sup>f</sup> Applications dismissed under section 42A(2) (non-appearance at a case event), section 42A(5) (failure to proceed with an application or to comply with a direction of the AAT) and section 42B(1) (application is frivolous, vexatious, misconceived, lacking in substance, has no reasonable prospect of success or is an abuse of the process of the AAT).

<sup>g</sup> Applications finalised on the basis that the decision is not subject to review by the AAT, the applicant does not have standing to apply for a review, the application has not been made within a prescribed time limit, the AAT has refused to extend the time for applying for a review or the application fee has not been paid.

<sup>h</sup> Percentages may not total 100% due to rounding.



**Table 6 Freedom of Information, National Disability Insurance Scheme, Security and Veterans' Appeals Divisions<sup>a</sup>**

OUTCOME TYPE	FREEDOM OF INFORMATION		NATIONAL DISABILITY INSURANCE SCHEME		SECURITY		VETERANS' APPEALS	
	No	% of all outcomes	No	% of all outcomes	No	% of all outcomes	No	% of all outcomes
<b>By decision<sup>b</sup></b>								
Decision affirmed	3	6%	16	1%	0	0%	35	17%
Decision varied or set aside	6	13%	11	<1%	1	50%	20	10%
<b>Subtotal</b>	<b>9</b>	<b>19%</b>	<b>27</b>	<b>2%</b>	<b>1</b>	<b>50%</b>	<b>55</b>	<b>26%</b>
<b>By consent</b>								
Decision affirmed <sup>c</sup>	0	0%	30	2%	0	0%	1	<1%
Decision varied or set aside <sup>c</sup>	4	9%	838	58%	0	0%	41	20%
Dismissed by consent <sup>d</sup>	2	4%	20	1%	1	50%	0	0%
<b>Subtotal</b>	<b>6</b>	<b>13%</b>	<b>888</b>	<b>61%</b>	<b>1</b>	<b>50%</b>	<b>42</b>	<b>20%</b>
<b>Other</b>								
Withdrawn by applicant	21	45%	421	29%	0	0%	94	45%
Dismissed by Tribunal <sup>e</sup>	0	0%	21	1%	0	0%	2	<1%
No jurisdiction <sup>f</sup>	11	23%	91	6%	0	0%	17	8%
<b>Subtotal</b>	<b>32</b>	<b>68%</b>	<b>533</b>	<b>37%</b>	<b>0</b>	<b>0%</b>	<b>113</b>	<b>54%</b>
<b>TOTAL<sup>g</sup></b>	<b>47</b>	<b>100%</b>	<b>1,448</b>	<b>100%</b>	<b>2</b>	<b>100%</b>	<b>210</b>	<b>100%</b>

<sup>a</sup> The figures in this table relate only to the outcomes of applications for review of decisions, including where a related application for extension of time is refused.

<sup>b</sup> Applications finalised by a decision of the AAT under section 43 of the Administrative Appeals Tribunal Act.

<sup>c</sup> Applications finalised by the AAT in accordance with terms of agreement reached by the parties either in the course of an alternative dispute resolution process (section 34D) or at any stage of review proceedings (section 42C).

<sup>d</sup> Applications dismissed by consent under section 42A(1).

<sup>e</sup> Applications dismissed under section 42A(2) (non-appearance at a case event), section 42A(5) (failure to proceed with an application or to comply with a direction of the AAT) and section 42B(1) (application is frivolous, vexatious, misconceived, lacking in substance, has no reasonable prospect of success or is an abuse of the process of the AAT).

<sup>f</sup> Applications finalised on the basis that the decision is not subject to review by the AAT, the applicant does not have standing to apply for a review, the application has not been made within a prescribed time limit, the AAT has refused to extend the time for applying for a review or the application fee has not been paid.

<sup>g</sup> Percentages may not total 100% due to rounding.

**Table 7 Migration and Refugee Division**

OUTCOME TYPE	MIGRATION		REFUGEE		TOTAL	
	No	% of all outcomes	No	% of all outcomes	No	% of all outcomes
<b>By decision<sup>a</sup></b>						
Decision affirmed <sup>b</sup>	6,785	38%	2,545	46%	9,330	40%
Decision varied, remitted or set aside	6,898	39%	333	6%	7,231	31%
<b>Subtotal</b>	<b>13,683</b>	<b>77%</b>	<b>2,878</b>	<b>52%</b>	<b>16,561</b>	<b>71%</b>
<b>Other</b>						
Withdrawn by applicant	2,784	16%	624	11%	3,408	15%
Dismissed by Tribunal <sup>b</sup>	502	3%	634	11%	1,136	5%
No jurisdiction <sup>c</sup>	719	4%	1,422	26%	2,141	9%
<b>Subtotal</b>	<b>4,005</b>	<b>23%</b>	<b>2,680</b>	<b>48%</b>	<b>6,685</b>	<b>29%</b>
<b>TOTAL<sup>d</sup></b>	<b>17,688</b>	<b>100%</b>	<b>5,558</b>	<b>100%</b>	<b>23,246</b>	<b>100%</b>

<sup>a</sup> Applications finalised by a decision of the AAT under section 349 or 415 of the Migration Act.

<sup>b</sup> The Tribunal may dismiss an application if an applicant does not appear before the Tribunal at a hearing under section 362B(1A) or 426A(1A) of the Migration Act. The decision to dismiss the application may be confirmed under section 362B(1C)(b), 362B(1E), 426A(1C)(b) or 426A(1E). Under sections 362B(1F) and 426A(1F), a dismissal decision confirmed by the Tribunal is taken to be a decision to affirm the decision under review. Therefore, the total number of migration decisions affirmed is 7,287 or 41% of all migration decisions (comprised of 6,785 decisions affirmed and 502 applications dismissed by the Tribunal). The total number of refugee decisions affirmed is 3,179 or 57% of all refugee decisions (comprised of 2,545 decisions affirmed and 634 applications dismissed by the Tribunal).

<sup>c</sup> Applications finalised on the basis that the decision is not subject to review by the AAT, the applicant does not have standing to apply for a review, the application has not been made within a prescribed time limit or the application fee has not been paid.

<sup>d</sup> Percentages may not total 100% due to rounding.

**Table 8 Small Business Taxation, and Taxation and Commercial Divisions<sup>a</sup>**

OUTCOME TYPE	SMALL BUSINESS TAXATION		TAXATION AND COMMERCIAL					
			TAXATION		OTHER		TOTAL	
	No	% of all outcomes	No	% of all outcomes	No	% of all outcomes	No	% of all outcomes
<b>By decision<sup>b</sup></b>								
Decision affirmed	32	8%	54	7%	24	15%	78	9%
Decision varied or set aside	14	4%	23	3%	15	10%	38	4%
<b>Subtotal</b>	<b>46</b>	<b>12%</b>	<b>77</b>	<b>10%</b>	<b>39</b>	<b>25%</b>	<b>116</b>	<b>13%</b>
<b>By consent</b>								
Decision affirmed <sup>c</sup>	0	0%	134	18%	6	4%	140	16%
Decision varied or set aside <sup>c</sup>	104	27%	216	29%	36	23%	252	28%
Dismissed by consent <sup>d</sup>	2	1%	1	<1%	3	2%	4	<1%
<b>Subtotal</b>	<b>106</b>	<b>28%</b>	<b>351</b>	<b>47%</b>	<b>45</b>	<b>29%</b>	<b>396</b>	<b>44%</b>
<b>Other</b>								
Withdrawn by applicant	189	49%	219	30%	54	34%	273	30%
Dismissed by Tribunal <sup>e</sup>	3	<1%	24	3%	5	3%	29	3%
No jurisdiction <sup>f</sup>	38	10%	69	9%	14	9%	83	9%
<b>Subtotal</b>	<b>230</b>	<b>60%</b>	<b>312</b>	<b>42%</b>	<b>73</b>	<b>46%</b>	<b>385</b>	<b>43%</b>
<b>TOTAL<sup>g</sup></b>	<b>382</b>	<b>100%</b>	<b>740</b>	<b>100%</b>	<b>157</b>	<b>100%</b>	<b>897</b>	<b>100%</b>

<sup>a</sup> The figures in this table relate only to the outcomes of applications for review of decisions, including where a related application for extension of time is refused.

<sup>b</sup> Applications finalised by a decision of the AAT under section 43 of the Administrative Appeals Tribunal Act.

<sup>c</sup> Applications finalised by the AAT in accordance with terms of agreement reached by the parties either in the course of an alternative dispute resolution process (section 34D) or at any stage of review proceedings (section 42C).

<sup>d</sup> Applications dismissed by consent under section 42A(1).

<sup>e</sup> Applications dismissed under section 42A(2) (non-appearance at a case event), section 42A(5) (failure to proceed with an application or to comply with a direction of the AAT) and section 42B(1) (application is frivolous, vexatious, misconceived, lacking in substance, has no reasonable prospect of success or is an abuse of the process of the AAT).

<sup>f</sup> Applications finalised on the basis that the decision is not subject to review by the AAT, the applicant does not have standing to apply for a review, the application has not been made within a prescribed time limit, the AAT has refused to extend the time for applying for a review or the application fee has not been paid.

<sup>g</sup> Percentages may not total 100% due to rounding.

**Table 9 Social Services and Child Support Division<sup>a</sup>**

OUTCOME TYPE	CENTRELINK (FIRST REVIEW) <sup>b</sup>		CHILD SUPPORT		PAID PARENTAL LEAVE <sup>b</sup>		TOTAL	
	No	% of all outcomes	No	% of all outcomes	No	% of all outcomes	No	% of all outcomes
<b>By decision<sup>c</sup></b>								
Decision affirmed	6,091	50%	669	29%	132	63%	6,892	47%
Decision varied or set aside	2,436	20%	750	33%	11	5%	3,197	22%
<b>Subtotal</b>	<b>8,527</b>	<b>69%</b>	<b>1,419</b>	<b>62%</b>	<b>143</b>	<b>68%</b>	<b>10,089</b>	<b>68%</b>
<b>By consent</b>								
Decision affirmed <sup>d</sup>	N/A	N/A	0	0%	N/A	N/A	0	0%
Decision varied or set aside <sup>d</sup>	N/A	N/A	39	2%	N/A	N/A	39	<1%
Dismissed by consent <sup>e</sup>	14	<1%	109	5%	0	0%	123	<1%
Dismissed by operation of law <sup>f</sup>	0	0%	N/A	N/A	0	0%	0	0%
<b>Subtotal</b>	<b>14</b>	<b>&lt;1%</b>	<b>148</b>	<b>7%</b>	<b>0</b>	<b>0%</b>	<b>162</b>	<b>1%</b>
<b>Other</b>								
Withdrawn by applicant	897	7%	286	13%	19	9%	1,202	8%
Dismissed by Tribunal <sup>g</sup>	372	3%	111	5%	11	<1%	494	3%
No jurisdiction <sup>h</sup>	2,468	20%	310	14%	36	17%	2,814	19%
<b>Subtotal</b>	<b>3,737</b>	<b>30%</b>	<b>707</b>	<b>31%</b>	<b>66</b>	<b>32%</b>	<b>4,510</b>	<b>31%</b>
<b>TOTAL<sup>i</sup></b>	<b>12,278</b>	<b>100%</b>	<b>2,274</b>	<b>100%</b>	<b>209</b>	<b>100%</b>	<b>14,761</b>	<b>100%</b>

<sup>a</sup> The figures in this table relate only to the outcomes of applications for review of decisions, including where a related application for extension of time is refused.

<sup>b</sup> A single application for review of a Centrelink or paid parental leave decision may relate to more than one reviewable decision. These figures include outcomes for all decisions that have been reviewed.

<sup>c</sup> Applications finalised by a decision of the AAT under section 43 of the Administrative Appeals Tribunal Act.

<sup>d</sup> Applications finalised by the AAT in accordance with terms of agreement reached by the parties under section 42C.

<sup>e</sup> Applications dismissed by consent under section 42A(1).

<sup>f</sup> If an application for a review of a Centrelink or paid parental leave decision relates to the recovery of a debt, the parties may agree in writing to settle the proceedings. On receipt of the agreement, the application is taken to have been dismissed.

<sup>g</sup> Applications dismissed under section 42A(2) (non-appearance at a case event), section 42A(5) (failure to proceed with an application or to comply with a direction of the AAT) and section 42B(1) (application is frivolous, vexatious, misconceived, lacking in substance, has no reasonable prospect of success or is an abuse of the process of the AAT).

<sup>h</sup> Applications finalised on the basis that the decision is not subject to review by the AAT, the applicant does not have standing to apply for a review, the application has not been made within a prescribed time limit or the AAT has refused to extend the time for applying for a review.

<sup>i</sup> Percentages may not total 100% due to rounding.

**Table 10 Number of alternative dispute resolution processes, directions hearings and hearings, 2020–21**

DIVISION	CONFERENCES <sup>a</sup>	CONCILIATIONS <sup>a</sup>	OTHER ADR PROCESSES <sup>ab</sup>	DIRECTIONS HEARINGS <sup>c</sup>	INTELOCUTORY HEARINGS <sup>d</sup>	HEARINGS
Freedom of Information	54	2	0	37	18	17
General	6,060	445	2	1,737	551	1,266
Migration and Refugee						11,812
National Disability Insurance Scheme	2992	100	0	476	144	54
Security	4	0	0	16	0	3
Small Business Taxation	64	40	101	121	6	14
Social Services and Child Support				490		9,715
Taxation and Commercial	205	82	2	473	59	89
Veterans' Appeals	384	8	3	129	22	51
<b>TOTAL</b>	<b>9,763</b>	<b>677</b>	<b>108</b>	<b>3,479</b>	<b>800</b>	<b>23,021</b>

<sup>a</sup> The AAT holds alternative dispute resolution (ADR) processes in all divisions other than the Migration and Refugee, Security, and Social Services and Child Support Divisions.

<sup>b</sup> The other ADR processes are case appraisal, mediation and neutral evaluation.

<sup>c</sup> The AAT holds directions hearings in all divisions other than the Migration and Refugee Division.

<sup>d</sup> Interlocutory hearings are hearings listed in all divisions other than the Migration and Refugee Division and Social Services and Child Support Division in relation to the AAT's jurisdiction and applications for orders of the following kind: to extend the time to lodge an application for a review, to be joined as a party to a proceeding, to make a confidentiality order, to stay the operation or implementation of a decision under review, to dismiss an application or to reinstate an application.

**Table 11 Court appeals lodged and finalised against decisions of the AAT – By division and major caseloads within divisions, 2020–21**

DIVISION/AREA OF WORK	COURT APPEALS LODGED		COURT APPEALS FINALISED <sup>c</sup>			
	Lodged <sup>a</sup>	Proportion of total AAT decisions <sup>b</sup>	Allowed	Dismissed or Discontinued	Total appeals finalised	Proportion
						allowed against total appeals finalised
No	%	No	No	No	%	
<b>Freedom of Information</b>	<b>2</b>	<b>10%</b>	<b>0</b>	<b>1</b>	<b>1</b>	<b>0%</b>
<b>General</b>	<b>140</b>	<b>7%</b>	<b>45</b>	<b>76</b>	<b>121</b>	<b>37%</b>
<i>Australian citizenship</i>	2	1%	2	1	3	67%
<i>Centrelink (2nd review)</i>	8	1%	1	6	7	14%
<i>Visa-related decision relating to character</i>	105	25%	35	58	93	38%
<i>Workers' compensation</i>	13	9%	2	6	8	25%
<i>Other</i>	12	3%	5	5	10	50%
<b>Migration and Refugee<sup>d</sup></b>	<b>4,467</b>	<b>23%</b>	<b>399</b>	<b>1,653</b>	<b>2,052</b>	<b>19%</b>
<i>Migration</i>	3,012	20%	266	1,196	1,462	18%
<i>Refugee</i>	1,455	29%	133	457	590	23%
<b>National Disability Insurance Scheme</b>	<b>3</b>	<b>2%</b>	<b>0</b>	<b>1</b>	<b>1</b>	<b>0%</b>
<b>Security</b>	<b>0</b>	<b>0%</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>N/A</b>
<b>Small Business Taxation</b>	<b>1</b>	<b>1%</b>	<b>0</b>	<b>1</b>	<b>1</b>	<b>0%</b>
<b>Social Services and Child Support Division<sup>e</sup></b>	<b>22</b>	<b>1%</b>	<b>4</b>	<b>24</b>	<b>28</b>	<b>14%</b>
<b>Taxation and Commercial</b>	<b>12</b>	<b>5%</b>	<b>6</b>	<b>13</b>	<b>19</b>	<b>32%</b>
<i>Taxation</i>	6	4%	5	8	13	39%
<i>Other</i>	6	11%	1	5	6	17%
<b>Veterans' Appeals</b>	<b>6</b>	<b>8%</b>	<b>5</b>	<b>0</b>	<b>5</b>	<b>100%</b>
<b>TOTAL</b>	<b>4,653</b>	<b>19%</b>	<b>459</b>	<b>1,769</b>	<b>2,228</b>	<b>21%</b>

<sup>a</sup> These figures include some appeals lodged in relation to decisions made in a previous year.

<sup>b</sup> This figure represents the number of appeals lodged in 2020-21 as a proportion of all AAT decisions that could have been appealed to the courts in 2020-21.

<sup>c</sup> Where a decision of a judge of the Federal Circuit Court, a single judge of the Federal Court or the Full Court of the Federal Court has been appealed, only the ultimate result is counted for the purpose of these statistics.

<sup>d</sup> These figures include appeals lodged or finalised in relation to decisions made by the MRT or RRT prior to 1 July 2015.

<sup>e</sup> Only child support decisions and employer-related paid parental leave decisions may be appealed to the courts under section 44 or 44AAA of the Administrative Appeals Tribunal Act. In general, other decisions made on first review in the Social Services and Child Support Division are subject to second review in the AAT.