

Additional caseload statistics

This document contains the following tables providing additional information about the AAT's activities:

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|-------------|---|
| Table 1 | Applications lodged and applications finalised, 2021–22 |
| Table 2 | Applications lodged, 2021–22 – Number by applicant location |
| Table 3 | Representation of parties (other than decision-makers) in applications finalised, 2021–22 – Number by representation type |
| Table 4 | Outcomes of reviews: Proportion of applications in which the decision under review was changed, 2020–21 to 2021–22 |
| Table 5 - 9 | Outcomes of reviews, 2021–22 – By division and major caseloads within divisions |
| Table 10 | Number of alternative dispute resolution processes, directions hearings and hearings, 2021–22 |
| Table 11 | Court appeals lodged and finalised against AAT decisions, 2020–21 to 2021–22 – By division and major caseloads within divisions |

Table 1 Applications lodged and applications finalised, 2021–22

| | APPLICATIONS LODGED | | APPLICATIONS FINALISED | |
|--|---------------------|---------------|------------------------|---------------|
| | No | % of total | No | % of total |
| APPLICATIONS FOR REVIEW OF DECISIONS UNDER COMMONWEALTH LAWS – BY AUSTRALIAN GOVERNMENT PORTFOLIO | | | | |
| AGRICULTURE , WATER AND THE ENVIRONMENT | | | | |
| Agricultural and veterinary chemicals | 0 | | 1 | |
| Biosecurity | 1 | | 1 | |
| Environment protection and biodiversity | 3 | | 1 | |
| Meat and live-stock | 0 | | 2 | |
| Subtotal | 4 | <1% | 5 | <1% |
| ATTORNEY-GENERAL'S | | | | |
| Archives (other than decisions relating to ASIO records) | 8 | | 7 | |
| Archives decisions relating to ASIO records | 12 | | 0 | |
| Bankruptcy | 14 | | 23 | |
| Fair entitlements guarantee | 9 | | 29 | |
| Family Dispute resolution practitioners | 1 | | 1 | |
| Freedom of information | 57 | | 63 | |
| Marriage celebrants | 3 | | 4 | |
| Personal property securities | 3 | | 4 | |
| Privacy | 5 | | 2 | |
| <i>Safety, Rehabilitation and Compensation Act 1988</i> | 1,136 | | 1,243 | |
| Seafarers rehabilitation and compensation | 31 | | 23 | |
| Waiver of fees in courts | 2 | | 1 | |
| Subtotal | 1,281 | 3% | 1,400 | 3% |
| DEFENCE | | | | |
| Defence home ownership assistance scheme | 3 | | 4 | |
| Defence Force retirement and death benefits | 4 | | 3 | |
| Subtotal | 7 | <1% | 7 | <1% |
| EDUCATION, SKILLS AND EMPLOYMENT | | | | |
| Child care services/registered carers | 5 | | 4 | |
| Education services for overseas students | 10 | | 15 | |
| Higher Education Loan Program/VET Student Loans | 68 | | 53 | |
| Mutual recognition of occupations | 16 | | 19 | |
| National vocational education and training regulation | 20 | | 40 | |
| Tertiary education quality and standards | 9 | | 5 | |
| Subtotal | 128 | <1% | 136 | <1% |
| FINANCE | | | | |
| Electoral matters | 28 | | 21 | |
| Superannuation Acts | 1 | | 3 | |
| Subtotal | 29 | <1% | 24 | <1% |
| FOREIGN AFFAIRS AND TRADE | | | | |
| Export market development grants | 7 | | 8 | |
| Passports | 10 | | 12 | |
| Subtotal | 17 | <1% | 20 | <1% |

| | APPLICATIONS LODGED | | APPLICATIONS FINALISED | |
|---|---------------------|---------------|------------------------|---------------|
| | No | % of total | No | % of total |
| HEALTH | | | | |
| Aged care | 21 | | 19 | |
| Medicare | 14 | | 7 | |
| Narcotic drugs | 1 | | 1 | |
| Pharmacists | 11 | | 12 | |
| Therapeutic goods | 2 | | 1 | |
| Subtotal | 49 | <1% | 40 | <1% |
| HOME AFFAIRS | | | | |
| ASIO security assessments | 5 | | 7 | |
| Aviation and maritime transport security | 18 | | 19 | |
| Background checking | 1 | | 1 | |
| Citizenship | 459 | | 683 | |
| Customs | 14 | | 22 | |
| Migration agent registration | 5 | | 11 | |
| Visa-related decisions | 21,364 | | 21,268 | |
| Subtotal | 21,866 | 49% | 22,011 | 52% |
| INDUSTRY, SCIENCE, ENERGY AND RESOURCES | | | | |
| Greenhouse and energy minimum standards | 0 | | 1 | |
| Industry research and development | 3 | | 14 | |
| Patents, designs and trade marks | 0 | | 1 | |
| Subtotal | 3 | <1% | 16 | <1% |
| INFRASTRUCTURE, TRANSPORT, REGIONAL DEVELOPMENT AND COMMUNICATIONS | | | | |
| Civil aviation | 15 | | 14 | |
| Communications and media | 1 | | 1 | |
| Maritime safety | 3 | | 7 | |
| Motor vehicle standards | 2 | | 2 | |
| Tax offset for films | 5 | | 1 | |
| Subtotal | 26 | <1% | 25 | <1% |
| SOCIAL SERVICES | | | | |
| Centrelink (first review and second review) | 10,877 | | 11,075 | |
| Child support (first review and second review) | 2,390 | | 2,412 | |
| National Disability Insurance Scheme | 5,918 | | 3,348 | |
| Paid parental leave (first review and second review) | 176 | | 181 | |
| Subtotal | 19,361 | 44% | 17,016 | 41% |
| TREASURY | | | | |
| Auditors and liquidators registration | 0 | | 1 | |
| Business names registrations | 6 | | 7 | |
| Charities and not-for-profit entities | 4 | | 8 | |
| Consumer credit | 2 | | 0 | |
| Corporations and financial services | 33 | | 21 | |
| Insurance and superannuation | 4 | | 2 | |
| Tax agents | 18 | | 31 | |
| Taxation | 1,042 | | 838 | |
| Subtotal | 1,109 | 3% | 908 | 2% |

| | APPLICATIONS LODGED | | APPLICATIONS FINALISED | |
|--|---------------------|-------------|------------------------|-------------|
| | No | % of total | No | % of total |
| VETERANS' AFFAIRS | | | | |
| <i>Military Rehabilitation and Compensation Act 2004</i> | 31 | | 24 | |
| <i>Safety, Rehabilitation and Compensation (Defence-related Claims) Act 1988</i> | 75 | | 83 | |
| Veterans' entitlements | 75 | | 89 | |
| Subtotal | 75 | <1% | 196 | <1% |
| SUBTOTAL for PORTFOLIOS | 75 | 0% | 41,804 | >99% |
| APPLICATIONS UNDER THE ADMINISTRATIVE APPEALS TRIBUNAL ACT – OTHER | | | | |
| Applications for extension of time without application for review | 86 | | 78 | |
| Applications relating to decisions about AAT application fees | 3 | | 2 | |
| Applications relating to decisions not subject to AAT review | 144 | | 125 | |
| Subtotal | 233 | <1% | 205 | <1% |
| TOTAL^a | 44,188 | 100% | 42,009 | 100% |

^a Percentages may not total 100% due to rounding.

Note: Lodged and finalised cases only includes if a case is registered by the portfolio listing.

Table 2 Applications lodged, 2021–22 – Number by applicant location

| DIVISION/CASELOAD | NSW | VIC | QLD | WA | SA | TAS | ACT | NT | OTHER^a | Total |
|---|---------------|---------------|--------------|--------------|--------------|------------|------------|------------|--------------------------|---------------|
| Freedom of Information | 18 | 20 | 7 | 6 | 8 | 0 | 5 | 1 | 5 | 70 |
| General | 1,165 | 1,024 | 572 | 388 | 257 | 76 | 250 | 24 | 123 | 3,879 |
| <i>Australian citizenship</i> | 120 | 124 | 80 | 56 | 29 | 1 | 10 | 1 | 38 | 459 |
| <i>Centrelink (2nd review)</i> | 322 | 342 | 223 | 82 | 102 | 39 | 18 | 8 | 43 | 1,179 |
| <i>Visa-related decisions relating to character</i> | 156 | 57 | 49 | 114 | 14 | 2 | 4 | 1 | 17 | 414 |
| <i>Workers' compensation</i> | 364 | 320 | 115 | 68 | 65 | 20 | 203 | 9 | 3 | 1,167 |
| <i>Other</i> | 203 | 181 | 105 | 68 | 47 | 14 | 15 | 5 | 22 | 660 |
| Migration and Refugee | 8,467 | 7,747 | 1,975 | 1,456 | 632 | 145 | 254 | 122 | 138 | 20,936 |
| <i>Migration</i> | 3,812 | 3,296 | 1,244 | 892 | 415 | 139 | 165 | 94 | 136 | 10,193 |
| <i>Refugee</i> | 4,655 | 4,451 | 731 | 564 | 217 | 6 | 89 | 28 | 2 | 10,743 |
| National Disability Insurance Scheme | 1,746 | 1,536 | 1,176 | 521 | 666 | 115 | 118 | 38 | 2 | 5,918 |
| Security | 14 | 1 | 0 | 1 | 0 | 0 | 0 | 0 | 1 | 17 |
| Small Business Taxation | 109 | 91 | 68 | 19 | 14 | 2 | 2 | 1 | 11 | 317 |
| Social Services and Child Support | 3,342 | 2,752 | 2,865 | 1,204 | 1,271 | 334 | 135 | 92 | 143 | 12,138 |
| <i>Centrelink (1st review)</i> | 2,716 | 2,204 | 2,213 | 928 | 1,103 | 258 | 99 | 67 | 110 | 9,698 |
| <i>Child support</i> | 577 | 497 | 618 | 255 | 161 | 75 | 34 | 23 | 31 | 2,271 |
| <i>Paid parental leave</i> | 49 | 51 | 34 | 21 | 7 | 1 | 2 | 2 | 2 | 169 |
| Taxation and Commercial | 350 | 207 | 118 | 75 | 45 | 2 | 28 | 3 | 10 | 838 |
| <i>Taxation</i> | 313 | 177 | 107 | 60 | 39 | 2 | 27 | 3 | 10 | 738 |
| <i>Other</i> | 37 | 30 | 11 | 15 | 6 | 0 | 1 | 0 | 0 | 100 |
| Veterans' Appeals | 31 | 24 | 57 | 17 | 15 | 5 | 10 | 1 | 1 | 161 |
| TOTAL | 15,242 | 13,402 | 6,838 | 3,687 | 2,908 | 679 | 802 | 282 | 434 | 44,274 |

^a 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, 2021-22 - Number by representation type^a

| DIVISION/CASELOAD | LEGAL REPRESENTATIVE | ADVOCATE OR AGENT^b | FRIEND, RELATIVE OR OTHER | SELF-REPRESENTED | TOTAL^c |
|---|-----------------------------|--------------------------------------|----------------------------------|-------------------------|--------------------------|
| Freedom of Information | 13 | 5 | 3 | 56 | 77 |
| General | 1,571 | 233 | 423 | 2,442 | 4,669 |
| <i>Australian citizenship</i> | 135 | 88 | 121 | 351 | 695 |
| <i>Centrelink (2nd review)</i> | 127 | 53 | 208 | 1,203 | 1,591 |
| <i>Visa-related decisions relating to character</i> | 179 | 49 | 11 | 124 | 363 |
| <i>Workers' compensation</i> | 1,008 | 7 | 39 | 215 | 1,269 |
| <i>Other</i> | 122 | 36 | 44 | 549 | 751 |
| Migration and Refugee^d | 1,352 | 9,988 | 638 | 8,914 | 20,892 |
| <i>Migration</i> | 1,109 | 9,122 | 595 | 4,247 | 15,073 |
| <i>Refugee</i> | 243 | 866 | 43 | 4,667 | 5,819 |
| National Disability Insurance Scheme | 485 | 1,392 | 1,080 | 916 | 3,873 |
| Security | 6 | 0 | 0 | 1 | 7 |
| Small Business Taxation | 106 | 47 | 5 | 140 | 298 |
| Social Services and Child Support | 293 | 365 | 1,115 | 11,979 | 13,752 |
| <i>Centrelink (1st review)</i> | 174 | 355 | 1,047 | 8,098 | 9,674 |
| <i>Child support</i> | 118 | 10 | 49 | 3,723 | 3,900 |
| <i>Paid parental leave</i> | 1 | 0 | 19 | 158 | 178 |
| Taxation and Commercial | 350 | 113 | 18 | 212 | 693 |
| <i>Taxation</i> | 279 | 106 | 14 | 157 | 556 |
| <i>Other</i> | 71 | 7 | 4 | 55 | 137 |
| Veterans' Appeals | 59 | 57 | 4 | 81 | 201 |
| TOTAL | 4,235 | 12,200 | 3,286 | 24,741 | 44,462 |

^a These figures relate to representation status at the time the application was finalised.

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

^c 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, 2020–21 to 2021–22^a

| DIVISION/CASELOAD | 2020-21 | 2021-22 |
|---|----------------|----------------|
| Freedom of Information | 21% | 21% |
| General | 28% | 29% |
| <i>Australian citizenship</i> | 28% | 28% |
| <i>Centrelink (2nd review)</i> | 21% | 26% |
| <i>Visa-related decisions relating to character</i> | 33% | 38% |
| <i>Workers' compensation</i> | 37% | 34% |
| <i>Other</i> | 29% | 24% |
| Migration and Refugee | 31% | 31% |
| <i>Migration</i> | 39% | 40% |
| <i>Refugee</i> | 6% | 7% |
| National Disability Insurance Scheme | 59% | 58% |
| Security | 33% | 0% |
| Small Business Taxation | 31% | 48% |
| Social Services and Child Support | 21% | 21% |
| <i>Centrelink (1st review)</i> | 19% | 18% |
| <i>Child support</i> | 34% | 34% |
| <i>Paid parental leave</i> | 5% | 9% |
| Taxation and Commercial | 32% | 39% |
| <i>Taxation</i> | 32% | 41% |
| <i>Other</i> | 32% | 33% |
| Veterans' Appeals | 29% | 30% |
| ALL AAT | 29% | 30% |

^a 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 manjor caseload within divisions, 2021-22

Table 5 General, Freedom of Information and Veterans' Appeals Divisions^a

| OUTCOME TYPE | GENERAL | | | | | | | | | | | | FREEDOM OF INFORMATION | | VETERANS' APPEALS | |
|--|------------------------|-------------------|-------------------------|-------------------|--|-------------------|-----------------------|-------------------|------------|-------------------|--------------|-------------------|------------------------|-------------------|-------------------|-------------------|
| | 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 | No | % of all outcomes | No | % of all outcomes | | | | |
| By decision^a | | | | | | | | | | | | | | | | |
| Decision affirmed | 171 | 25% | 233 | 15% | 166 | 46% | 80 | 6% | 55 | 9% | 705 | 16% | 18 | 25% | 18 | 9% |
| Decision varied or set aside | 73 | 11% | 123 | 8% | 126 | 35% | 49 | 4% | 46 | 8% | 417 | 9% | 8 | 11% | 10 | 5% |
| Subtotal | 244 | 36% | 356 | 23% | 292 | 81% | 129 | 10% | 101 | 17% | 1,122 | 25% | 26 | 36% | 28 | 14% |
| By consent | | | | | | | | | | | | | | | | |
| Decision affirmed ^b | 0 | 0% | 9 | 1% | 0 | 0% | 530 | 42% | 6 | 1% | 545 | 12% | 0 | 0% | 11 | 6% |
| Decision varied or set aside ^b | 117 | 17% | 280 | 18% | 12 | 3% | 379 | 30% | 97 | 16% | 885 | 20% | 7 | 10% | 48 | 24% |
| Dismissed by consent ^c | 3 | <1% | 12 | 1% | 2 | <1% | 5 | <1% | 5 | 1% | 27 | <1% | 19 | 26% | 0 | 0% |
| Dismissed by operation of law ^d | N/A | N/A | 385 | 25% | N/A | N/A | N/A | N/A | 0 | 0% | 385 | 9% | 0 | 0% | 0 | 0% |
| Subtotal | 120 | 18% | 686 | 44% | 14 | 4% | 914 | 72% | 108 | 18% | 1,842 | 41% | 26 | 36% | 59 | 30% |
| Other | | | | | | | | | | | | | | | | |
| Withdrawn by applicant | 201 | 29% | 285 | 18% | 18 | 5% | 184 | 15% | 149 | 25% | 837 | 19% | 12 | 17% | 92 | 47% |
| Dismissed by Tribunal ^e | 28 | 4% | 110 | 7% | 2 | 1% | 21 | 2% | 20 | 3% | 181 | 4% | 0 | 0% | 3 | 2% |
| No jurisdiction ^f | 90 | 13% | 112 | 7% | 34 | 9% | 16 | 1% | 213 | 36% | 465 | 10% | 8 | 11% | 14 | 7% |
| Subtotal | 319 | 47% | 507 | 33% | 54 | 15% | 221 | 17% | 382 | 65% | 1,483 | 33% | 20 | 28% | 109 | 56% |
| TOTAL^g | 683 | 100% | 1,549 | 100% | 360 | 100% | 1,264 | 100% | 591 | 100% | 4,447 | 100% | 72 | 100% | 196 | 100% |

^a 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.

^b Applications finalised by a decision of the AAT under section 43 of the Administrative Appeals Tribunal Act.

^c 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).

^d Applications dismissed by consent under section 42A(1).

^e 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.

^f 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).

^g 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.

^h Percentages may not total 100% due to rounding.

Table 6 National Disability Insurance Scheme Division^a

| OUTCOME TYPE | Access to scheme | | Plans | | Other | | TOTAL | |
|---|------------------|-------------------|--------------|-------------------|-----------|-------------------|--------------|-------------------|
| | No | % of all outcomes | No | % of all outcomes | No | % of all outcomes | No | % of all outcomes |
| By decision^a | | | | | | | | |
| Decision affirmed | 18 | 4% | 16 | 1% | 1 | 5% | 35 | 1% |
| Decision varied or set aside | 6 | 1% | 27 | 1% | 0 | 0% | 33 | 1% |
| Subtotal | 24 | 6% | 43 | 1% | 1 | 5% | 68 | 2% |
| By consent | | | | | | | | |
| Decision affirmed ^b | 3 | 1% | 56 | 2% | 0 | 0% | 59 | 2% |
| Decision varied or set aside ^b | 116 | 28% | 1,805 | 62% | 2 | 10% | 1,923 | 57% |
| Dismissed by consent ^c | 6 | 1% | 33 | 1% | 1 | 5% | 40 | 1% |
| Subtotal | 125 | 30% | 1,894 | 65% | 3 | 14% | 2,022 | 60% |
| Other | | | | | | | | |
| Withdrawn by applicant | 220 | 54% | 820 | 28% | 9 | 43% | 1,049 | 31% |
| Dismissed by Tribunal ^d | 12 | 3% | 32 | 1% | 1 | 5% | 45 | 1% |
| No jurisdiction ^e | 29 | 7% | 128 | 4% | 7 | 33% | 164 | 5% |
| Subtotal | 261 | 64% | 980 | 34% | 17 | 81% | 1,258 | 38% |
| TOTAL^f | 410 | 100% | 2,917 | 100% | 21 | 100% | 3,348 | 100% |

^{*} 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.

^a Applications finalised by a decision of the AAT under section 43 of the Administrative Appeals Tribunal Act.

^b 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).

^c Applications dismissed by consent under section 42A(1).

^d 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).

^e 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.

^f 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 |
| By decision^a | | | | | | |
| Decision affirmed ^b | 5,202 | 35% | 1,707 | 29% | 6,909 | 33% |
| Decision varied, remitted or set aside | 6,047 | 40% | 407 | 7% | 6,454 | 31% |
| Subtotal | 11,249 | 75% | 2,114 | 36% | 13,363 | 64% |
| Other | | | | | | |
| Withdrawn by applicant | 2,736 | 18% | 824 | 14% | 3,560 | 17% |
| Dismissed by Tribunal ^b | 300 | 2% | 1,707 | 29% | 2,007 | 10% |
| No jurisdiction ^c | 788 | 5% | 1,174 | 20% | 1,962 | 9% |
| Subtotal | 3,824 | 25% | 3,705 | 64% | 7,529 | 36% |
| TOTAL^d | 15,073 | 100% | 5,819 | 100% | 20,892 | 100% |

^a Applications finalised by a decision of the AAT under section 349 or 415 of the Migration Act.

^b 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 5,502 or 37% of all migration decisions (comprised of 5,202 decisions affirmed and 300 applications dismissed by the Tribunal). The total number of refugee decisions affirmed is 3,414 or 59% of all refugee decisions (comprised of 1,707 decisions affirmed and 1,707 applications dismissed by the Tribunal).

^c 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.

^d Percentages may not total 100% due to rounding.

Table 8 Security, Small Business Taxation, and Taxation and Commercial Divisions^a

| OUTCOME TYPE | SECURITY | | 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 | No | % of all outcomes |
| By decision^a | | | | | | | | | | |
| Decision affirmed | 1 | 14% | 21 | 7% | 82 | 15% | 24 | 18% | 106 | 15% |
| Decision varied or set aside | 0 | 0% | 6 | 2% | 32 | 6% | 13 | 10% | 45 | 7% |
| Subtotal | 1 | 14% | 27 | 10% | 114 | 21% | 37 | 28% | 151 | 22% |
| By consent | | | | | | | | | | |
| Decision affirmed ^b | 0 | 0% | 1 | <1% | 8 | 1% | 1 | <1% | 9 | 1% |
| Decision varied or set aside ^b | 0 | 0% | 131 | 46% | 194 | 35% | 31 | 23% | 225 | 33% |
| Dismissed by consent ^c | 1 | 14% | 1 | <1% | 24 | 4% | 0 | 0% | 24 | 4% |
| Subtotal | 1 | 14% | 133 | 47% | 226 | 41% | 32 | 24% | 258 | 38% |
| Other | | | | | | | | | | |
| Withdrawn by applicant | 5 | 71% | 78 | 27% | 145 | 26% | 42 | 32% | 187 | 27% |
| Dismissed by Tribunal ^d | 0 | 0% | 25 | 9% | 16 | 3% | 4 | 3% | 20 | 3% |
| No jurisdiction ^e | 0 | 0% | 21 | 7% | 52 | 9% | 17 | 13% | 69 | 10% |
| Subtotal | 5 | 71% | 124 | 44% | 213 | 39% | 63 | 48% | 276 | 40% |
| TOTAL^f | 7 | 100% | 284 | 100% | 553 | 100% | 132 | 100% | 685 | 100% |

^a 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.

^a Applications finalised by a decision of the AAT under section 43 of the Administrative Appeals Tribunal Act.

^b 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).

^c Applications dismissed by consent under section 42A(1).

^d 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).

^e 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.

^f Percentages may not total 100% due to rounding.

Table 9 Social Services and Child Support Division^a

| OUTCOME TYPE | CENTRELINK (FIRST REVIEW) ^a | | CHILD SUPPORT | | PAID PARENTAL LEAVE ^a | | TOTAL | |
|--|---|----------------------|---------------|----------------------|-------------------------------------|----------------------|---------------|----------------------|
| | No | % of all outcomes | No | % of all outcomes | No | % of all outcomes | No | % of all outcomes |
| By decision^b | | | | | | | | |
| Decision affirmed | 4,618 | 41% | 685 | 31% | 100 | 56% | 5,403 | 40% |
| Decision varied or set aside | 2,147 | 19% | 715 | 32% | 16 | 9% | 2,878 | 21% |
| Subtotal | 6,765 | 60% | 1,400 | 63% | 116 | 65% | 8,281 | 61% |
| By consent | | | | | | | | |
| Decision affirmed ^c | N/A | N/A | 0 | 0% | N/A | N/A | 0 | 0% |
| Decision varied or set aside ^c | N/A | N/A | 35 | 2% | N/A | N/A | 35 | <1% |
| Dismissed by consent ^d | 10 | <1% | 81 | 4% | 0 | 0% | 91 | <1% |
| Dismissed by operation of law ^e | 0 | 0% | N/A | N/A | 0 | 0% | 0 | 0% |
| Subtotal | 10 | <1% | 116 | 5% | 0 | 0% | 126 | <1% |
| Other | | | | | | | | |
| Withdrawn by applicant | 677 | 6% | 307 | 14% | 6 | 3% | 990 | 7% |
| Dismissed by Tribunal ^f | 365 | 3% | 81 | 4% | 15 | 8% | 461 | 3% |
| No jurisdiction ^g | 3,360 | 30% | 321 | 14% | 41 | 23% | 3,722 | 27% |
| Subtotal | 4,402 | 39% | 709 | 32% | 62 | 35% | 5,173 | 38% |
| TOTAL^h | 11,177 | 100% | 2,225 | 100% | 178 | 100% | 13,580 | 100% |

^a 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.

^a 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.

^b Applications finalised by a decision of the AAT under section 43 of the Administrative Appeals Tribunal Act.

^c Applications finalised by the AAT in accordance with terms of agreement reached by the parties under section 42C.

^d Applications dismissed by consent under section 42A(1).

^e 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.

^f 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).

^g 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.

^h Percentages may not total 100% due to rounding.

Table 10 Number of alternative dispute resolution processes, directions hearings and hearings, 2021–22

| DIVISION | CONFERENCES ^a | CONCILIATIONS ^a | OTHER ADR PROCESSES ^{ab} | DIRECTIONS HEARINGS ^c | INTELOCUTORY HEARINGS ^d | HEARINGS |
|--------------------------------------|--------------------------|----------------------------|-----------------------------------|----------------------------------|------------------------------------|---------------|
| Freedom of Information□ | 56 | 1 | 0 | 45 | 25 | 22 |
| General | 4,102 | 384 | 1 | 1,465 | 481 | 1,042 |
| Migration and Refugee | | | | | | 9,535 |
| National Disability Insurance Scheme | 8,498 | 295 | 1 | 1,143 | 291 | 83 |
| Security | 3 | 0 | 0 | 16 | 0 | 3 |
| Small Business Taxation | 93 | 30 | 191 | 137 | 5 | 19 |
| Social Services and Child Support□ | | | | 330 | | 8,019 |
| Taxation and Commercial | 196 | 70 | 17 | 357 | 45 | 69 |
| Veterans' Appeals | 309 | 13 | 1 | 110 | 11 | 33 |
| TOTAL | 13,257 | 793 | 211 | 3,603 | 858 | 18,825 |

^a 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.

^b The other ADR processes are case appraisal, mediation and neutral evaluation.

^c The AAT holds directions hearings in all divisions other than the Migration and Refugee Division.

^d 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 to 2021–22

| DIVISION/AREA OF WORK | COURT APPEALS LODGED | | | | COURT APPEALS FINALISED ^c | | | | | | | |
|--|----------------------|--|---------------------|--|--------------------------------------|---------------------------|-------------------------|--|------------|---------------------------|-------------------------|--|
| | Lodged ^a | Proportion of total AAT decisions ^b | Lodged ^a | Proportion of total AAT decisions ^b | Allowed | Dismissed or Discontinued | Total appeals finalised | Proportion allowed against total appeals finalised | Allowed | Dismissed or Discontinued | Total appeals finalised | Proportion allowed against total appeals finalised |
| | | | | | | | | | | | | |
| | No | % | No | % | No | No | No | % | No | No | No | % |
| Freedom of Information | 2 | 10% | 1 | 3% | 0 | 1 | 1 | 0% | 0 | 2 | 2 | 0% |
| General | 140 | 7% | 141 | 8% | 45 | 76 | 121 | 37% | 55 | 102 | 157 | 35% |
| <i>Australian citizenship</i> | 2 | 1% | 6 | 2% | 2 | 1 | 3 | 67% | 3 | 4 | 7 | 43% |
| <i>Centrelink (2nd review)</i> | 8 | 1% | 8 | 1% | 1 | 6 | 7 | 14% | 1 | 7 | 8 | 13% |
| <i>Visa-related decision relating to character</i> | 105 | 25% | 110 | 34% | 35 | 58 | 93 | 38% | 45 | 79 | 124 | 36% |
| <i>Workers' compensation</i> | 13 | 9% | 10 | 6% | 2 | 6 | 8 | 25% | 4 | 8 | 12 | 33% |
| <i>Other</i> | 12 | 3% | 7 | 2% | 5 | 5 | 10 | 50% | 2 | 4 | 6 | 33% |
| Migration and Refugee^d | 4,467 | 23% | 3,812 | 22% | 399 | 1,653 | 2,052 | 19% | 251 | 1,816 | 2,067 | 12% |
| <i>Migration</i> | 3,012 | 20% | 1,769 | 14% | 266 | 1,196 | 1,462 | 18% | 169 | 1,244 | 1,413 | 12% |
| <i>Refugee</i> | 1,455 | 29% | 2,043 | 41% | 133 | 457 | 590 | 23% | 82 | 572 | 654 | 13% |
| National Disability Insurance Scheme | 3 | 2% | 7 | 3% | 0 | 1 | 1 | 0% | 1 | 0 | 1 | 100% |
| Security | 0 | 0% | 1 | 100% | 0 | 0 | 0 | N/A | 0 | 1 | 1 | 0% |
| Small Business Taxation | 1 | 1% | 1 | 1% | 0 | 1 | 1 | 0% | 0 | 1 | 1 | 0% |
| Social Services and Child Support^e | 22 | 1% | 16 | 1% | 4 | 24 | 28 | 14% | 5 | 11 | 16 | 31% |
| Taxation and Commercial | 12 | 5% | 11 | 5% | 6 | 13 | 19 | 32% | 4 | 8 | 12 | 33% |
| <i>Taxation</i> | 6 | 4% | 6 | 3% | 5 | 8 | 13 | 39% | 3 | 6 | 9 | 33% |
| <i>Other</i> | 6 | 11% | 5 | 9% | 1 | 5 | 6 | 17% | 1 | 2 | 3 | 33% |
| Veterans' Appeals | 6 | 8% | 1 | 2% | 5 | 0 | 5 | 100% | 1 | 0 | 1 | 100% |
| TOTAL | 4,653 | 19% | 3,991 | 18% | 459 | 1,769 | 2,228 | 21% | 317 | 1,941 | 2,258 | 14% |

^a These figures include some appeals lodged in relation to decisions made in a previous year.

^b These figures represent the number of appeals lodged as a proportion of all AAT decisions made in that reporting year that could have been appealed to the courts.

^c Where a decision of a judge of the Federal Circuit and Family 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.

^d These figures may include appeals lodged or finalised in relation to decisions made by the Migration Review Tribunal or Refugee Review Tribunal prior to 1 July 2015.

^e 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 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.