

**OPT OUT NOTIS
FEDERAL COURT OF AUSTRALIA**

**MANÚIC SAHARA SADDÉ ITARARÉ KANUN ÓR BARÉ BON RAKILLDÉ YAN ÓR KELAS
AKCION**

DBE17 (ibar kanuni guardian Marie Theresa Arthur) v the Commonwealth of Australia
(VID1392 of 2019)

DIAN DO:

NOTIS YAN BECI SAI SÚTI FORA FORIBO.

**KOUTH ÓR KES EKAN CURU OÍYÉ TUÁÑRLA AR OÍNNO MANÚIC ÓLLA, TUÁÑARE
IMMIGRACION ÓR GARAT ÓT RAÍKKILDE YAN ÓR BAABOTE 27 OGOS 2011 AR 25
FEBRUARY 2020 ÍT.**

KOUTH YÉ YAN ORDER DI YEDÉ KI TUÁÑARARÉ MAALUMAT ÍN DEFEÇAI BOLLA,
KIYALLA HOÍLE TUÁÑRTU FAÍSALA GORA FORIBO KI MAMELA YAN ÓT TAÍBA NAKI
NO TAÍBA YAN ÓR BAABOTE.

ZEDICE TUÁÑRTU HONO EKAN SOAL TAÍLÉ NOTIS YAN ÓR BAABOTE TUÁÑRTU
KANUNI MOCWARA LAÍ BO. KOUTH ÓRE ZUKA ZUK **NO** GOÍJJO.

Zedice tuñi Ingílic ót fori nozanilé, ei websaíth ót zaí yara notis yan oínno zuban ót faíba yan
ór tolé “Manúic sahara saddé itararé kanun ór bare bon raíkkildé yan ór kelas akcion”

<https://www.mauriceblackburn.com.au/class-actions/current-class-actions/unlawful-detention-of-people-seeking-asylum-class-action/:Notis> ekan tuáñar zuban ót aros gori fariba Maurice
Balckburn Lawyers oré zuka zuk gori 1800 930 956 ibat ya email gori

asylumseekerclassaction@mauriceblackburn.com.au.

1. Añí yan kiyalla faidé?

Notis yan óildeki kes ekan “**DBE17**” hode manúic ibaye tuillede yan ór baabote. Kanuni mutabek ye añara ibar soí nam gan estamal gori nafarir. Iba 18 bosor ór nisé, eítalla kes yan ibar guardian Marie Theresa Arthur yé goíjjede.

Kes yan Federal Court Australia át asé. Yan Australia ár komonwealth ór helaf (“**Australia ár Sorkar**”).

DBE17 hoddé ki iba ra ár oínno manúic zin (“**group members**”) ho zin immigracion ór garat ót aiccil 27 Ogos 2011 ar 25 February 2020 itararé gair kanuni Australia ár sorkar yé bon raíkil. Tuáñare notis yan diya zadde oít fare tuñi Australia ár immigracion ór garat aicilla 27 Ogos 2011 ar 25 February 2020 ír butore. Eitalla tuñi oiba deiki group member.

2. Australia ár kanun or system

Australia ar kanun ór sistem ót har uggwá manúic oré (zibare applicant ho) ibaré hono ekan ór baabote gunari dabi goribar ejazot de hono ekzon óttu, kompani óttu ya sorkar óttu (zitararé **respondent** ho) zedice dabi goroyayé yan buzeddeki ibattú hoti ya luksan zaya oíye goroyar harkot ólla boli ar buniat waja asa dabi goribolla.

Australia yat zedugun kouth asé iín beggun sorkar loí baza naí. Kouth óttu uzuzu kanun asé amar goribolla. Fuáñti asedé ki sobut ókkol toyari goribar ar kanun mutabek ye sobut iín óre diyan dibar také kanun ór butore bora bor gori faísala gori faré fan kes yan ór baabote

3. Kelas action hode iba ki?

Kes iba “**class action**” hode iba. Yan ór mani oíldeki manúic uggwá ye tuiledé ar uggwá gurup ór bodola. Eí gurup iín ór member honna oíl hoíle (group member) hono ekzon ya façi helaf (ziba neíki respondent)

Kouth ot kes ode iín ore hode ‘class action’. Class action oíldeki kouth ór kes uggwá manúic ye curu gorede (iba oyede ki, applicant) hono uggwá group ólla (group member) hono uggwá manúic or helaf (respondent)

Class action ót applicant hode iba loí group member loí ekkúi cikwa také respondent ór helaf.

4. Class action iba kiyor baabote?

Class action yan ót, DBE17 ye hodde ki Australia ar sorkar ye gair kanuni bon raki faribo har uggwá dec óitta noíde manúic ókkol lore bana eí halot ót:

- 1) Har thaím ót garat ót rakibo de waja oíldeiki:
 - a) Australia át tu nelaí diya foille, regional process ór dec ót ó (Nauru ya Papua New Guinea);
 - b) Gosibolla, jankari goílle ya faisala goílle har ekan dorhas visa ar permit ólla zian ye dec óitta noíde itaré Australia goíto ar taíto dibo; ya
 - c) Faisala goribolla visa dorhas ekan goítto dibolla.
- 2) Garat raíkkye de iín taraturi thaím ór butore gori folon har them ot faílle.

DBE17 hodde ki iba ar group member oré gair kanuni Australia ar sorkar yé bon raikil waja iín ólla boli:

- a) DBE17 ar group member zitara Australia fouñce 12 Ogos 2012 tareré Nauru ya Papua New Guinea leija foijje baadé kintu gair kanuni raikke hono ekan wajala:
 - i. manúic iín óre zaga iín ot leijon sói no;
 - ii. manúic iín óre zaga iín taraturi gori nó loí ja.
- b) Australian Sorkar yé beci deri goíjje yan faísala goribolla ki DBE17 ar group member oré visa dibo no dibo Australia át taíbolla.

5. Tuñi hono group member né?

Tuáñare group member gola za zedice:

- b) Immigration ór garat ót duí din ore bon rakill ya hono Australia át 27 Ogos 2011 ar 25 February 2020.
- c) Garat raíkkilde Australia visa kensel oíde éitalla noí.
- d) Australia fouñci baade hono thaím ot kuci kuci ye dec ya oínno dec ót wapes oíto sáilé.
- e) 27 Ogos 2011 butore dec ót ya oíno dec ót taíla de eçe façai no de ar Australia wapes no aíyo;
- f) hono visa thaím giyoi de ya Australia ya visa sara taílade yan ólla bon raikkil de, kintu protection visa dile bana;
- g) *Australian Security Intelligence Organisation Act 1979* (Cth) mutabek ye adverse security assessment hode yan nafo hono thaím ót.

Zedice tuñi no zanile hono tuñi group member ót aso naí yan kontek goro Maurice Blackburn Lawyers ibat 1800 930 956 ya email asylumseekerclassaction@mauriceblackburn.com.au aro der nogori tuáñar kanuni mocwara so.

6. Añi oíde group member ar añi class action yan ór butore takíto sáir-Añrtu ki gora foribou?

Zedice tuáñrtu mamela yan ór butore takíto sáíle ekhon ór butore tuáñrtu kiccu gora no foribou.

Kintu tuáñar kontek tofsil registhor gorifariba Maurice Blackburn Lawyers ór webseíth ót, DBE17 ór ukil ót, <https://www.mauriceblackburn.com.au/class-actions/current-class-actions/unlawful-detention-of-people-seeking-asylum-class-action/>. Yan loí oínno samné ór notis ókkol tuáñar tika nat, email ya mubail ót defeçai faribo class action or baabote.

Tuáñrtu hono theínya fuca diya noforibo ekhon ót class action yan ót taíbolla: aro zaínto sáíle so “8. Añrtu hono theínya diya foribo ne class action yan ót taíbolla?”

Class action ót taíle tuáñar visa ár oré kiccu asor noí bo. Tuáñar visa ar baabote hono ekan fusar goribar taíle tuñi hono uggwá migration agent ore kontek gori fariba.

Class action yan ót taíle, tuñi class action yan ór butoror “faisala át taíba”. Yan ór mani oídeki tuártu zeí faísala oíbo mana foribo, class action zitok ya harok.

- a) Class action yan kamiyab oíle,oít fare tuáñare kiccu diya zaíbo.Yan oíldeki oit fare tuñi theínya faíba.
- b) Zedice class action yan kamiyab noilé ya hom kamiyab oílé,oít fare theínya nafaíba ya hom faíba.Kintu tuártu hono theínya diya noforibo.

Class action yan kamiyab oíbo nóibo,zedice tuñi eçe taílé,samne óttu tuñi nizé bazé honi ekan kes túli nafariba Australia ár sorkar or helaf ekkúí wajalla yani gair kanuni bon raíkke de yan ólla. Ore buzaí diyé iíndilla “3.Class action hode iba ki?

7. Añi oíldeki group member añi class action yan ót taí to no saí añrtu ki gora foribo?

Zedice tuñi class action yan ót takító no saíle tuáñrtu Federal Court ore zanaí diya foribou.Yan ore “opting out” hó.

- a) Zedice tuñi opt out goílle:
- b) Hono theínya fuca nafaíba zindilla faísala ók;

Class action yan ór faísala butore no taiba,zedice saíle tuñi nizor kes curu gori fariba ekkúidilla mosolalla yani gair kanuni bon raíkillde yan ólla Australia ár sorkar ór helaf,kanuni thaím ór butore.

Zedice tuáñrtu nizor kes tuli to sor Australia ár sorkar ór helaf,tuáñrtu hono uggwá ukil óttu mocwara sa foribo thaím ór butore pting out no goribar **agottu**

Zedice tuáñrtu opt out goítto saílé,tuáñrtu opt out farom fura gora foribo notis yan ór akhirit faiba toí email goro farom yan :

The Registrar
 Federal Court of Australia
 Victorian District Registry
 305 William Street
 Melbourne VIC 3000
 or
vicreg@fedcourt.gov.au

ZORURI:

Opt out farom yan hamaka Registrar hase fouñsa foribo 4 December 2020 butore.

Noí goille tuáñar opt óut yan gona no zaí bo tuñi class action yan ór member bonat taíba.

Fottí zon member óttu alok gori farom bora foribo zitarattú opt out gora forer.

8. Añi class action yan ót taíle añrtu hono theínya diya foribo ne?

Class action yan ót taíbolla tuáñrtu hono kiccu diya no foribo.

Maurice Blackburn Lawyers ye class action yan soladdé ‘conditional pro bono’ hisab yé.Yan ór mani oíldeki tararé theínya diya zaíba bana zeíthe kamiyab oílé.

Zedice class action yan kamiyab oílé,Maurice Blackburn ye theínya faíbo tarar ham ólla,hod taíbo Australia ár Sorkar óttu yan oínno zon óttu faíbo de yan.

Oit fare tuáñrtu kiccu horsa gora foribo tuáñár kes faínal goribolla. Tuñi Maurice Blackburn ór ukil loí yan oínno ukil loí ham gori fariba. Tuñi kopi ekan faiba corot ór baabote class action yan ór baabote Maurice Blackburn Lawyers ham goredde yan ólla tarare kontek gori yare.

9. Dokumen iín or kopi hontu faíyum?

Dokumen iín ór kopi ókkol ya, dabi goíjjo de yan ór boyan, ar defens ór baabote eçé:

- (a) Download gori: <https://www.mauriceblackburn.com.au/class-actions/current-class-actions/unlawful-detention-of-people-seeking-asylum-class-action/>;
- (b) Maurice Blackburn Lawyers or ofis ót zaí yare kontek goribar tofil ókkol eçe faíba www.mauriceblackburn.com.au ya ibat kol goro 1800 930 956;
- (c) District Registry of the Federal Court ore kontek gori(kontek ór tofsil ókkol eçe faíba www.fedcourt.gov.au) saíto zaíbola horsa; ya
- (d) Federal Court ór webseíth ót zaí eçe <https://www.fedcourt.gov.au/law-and-practice/class-actions/class-actions>.

Meherbani gori mamela yan ore saisoti so. Hono kiccu no buzilé Maurice Blackburn Lawyers ore kontek goro 1800 930 956 ibat ya email goro asylumseekerclassaction@mauriceblackburn.com.au hono ekan kanuni mocwara alla. Faísala gori bolla deri gori nafariba.

Form 21
Rule 9.34

OPT OUT NOTICE

No. VID1392 of 2019

ANNEXURE B

Farom yan estamal goro zedice tuñi class action yan ót TAI TO NO SOR

Form 21
Rule 9.34

OPT OUT NOTIS

No. VID1392 of 2019

Federal Court of Australia
District Registry: Victoria
Division: General

DBE17 (ibar kanuni Guardian Marie Theresa Arthur)

Applicant

The Commonwealth of Australia

Respondent

Hasé: The Registrar

Federal Court of Australia
VIC District Registry
Owen Dixon Commonwealth Law Courts Building
305 William Street
Melbourne VIC 3000

[Tuáñar fura nam], class member class action yan ót, notis diyo section 33J of the Federal Court of Australia Act 1976, yan hoí de ki [Tuáñar fura nam] class action yan óttu opting out goítto saír.

Tarikh: [eg 19 June 20..]

Tuáñar saín,

Tuáñar fura nam:

Zonom ó tarikh:

Email address:

Puhon ór nombor:

Circle one: Group Member YA kanuni guardian Group Member ólla YA NOI Group Member ór.