



HIGH COURT OF AUSTRALIA

NOTICE OF FILING

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Details of Filing

File Number: M112/2024
File Title: Khalil v. Minister for Immigration, Citizenship, Migrant Service
Registry: Melbourne
Document filed: Form 27B - Appellant's chronology
Filing party: Appellant
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Important Information

This Notice has been inserted as the cover page of the document which has been accepted for filing electronically. It is now taken to be part of that document for the purposes of the proceeding in the Court and contains important information for all parties to that proceeding. It must be included in the document served on each of those parties and whenever the document is reproduced for use by the Court.

IN THE HIGH COURT OF AUSTRALIA
MELBOURNE REGISTRY

BETWEEN: MOHAMED YOUSSEF HELMI KHALIL
Appellant

and

MINISTER FOR IMMIGRATION, CITIZENSHIP, MIGRANT SERVICES
AND MULTICULTURAL AFFAIRS
First Respondent

ADMINISTRATIVE REVIEW TRIBUNAL
Second Respondent

APPELLANT’S CHRONOLOGY

PART I — CERTIFICATION

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

PART II — CHRONOLOGY

Date	Event	Reference
20 April 2007	Appellant arrived in Australia as holder of visa	CAB 9 [6]
10 April 2013	Appellant applied for visa the subject of present proceedings	CAB 10 [7(g)], 82 [2(a)]
4 November 2014	Delegate refused appellant’s visa application on basis that he was not in a	CAB 11 [7(p)], 112

Date	Event	Reference
	genuine and continuing relationship	[11]
22 December 2014	Minister made Direction 65, which commenced on 23 December 2014	CAB 114 [20]
17 February 2015	Appellant taken into immigration detention	CAB 11 [7(s)]
15 January 2016	Appellant convicted of possessing prohibited drugs with intent to sell or supply (cannabis) and sentenced to 16 months' imprisonment, his most severe sentence	CAB 12 [7(v)]
11 May 2016	Administrative Appeals Tribunal finds that appellant is in a genuine and continuing relationship and remits matter to delegate with directions	CAB 12 [7(w)]
26 February 2017	At conclusion of his prison sentence, appellant taken into immigration detention, where he has remained since	CAB 12 [7(aa)]
10 August 2017	Department sent appellant a notice of intention to consider refusal of his visa application on "character" grounds, which notice attaches a copy of Direction 65	CAB 12 [7(z)]
9 November 2017	Delegate refused appellant's visa application on "character" grounds	CAB 82 [2(c)], 113 [13]
8 December 2017	Appellant applied to Tribunal for review of delegate's decision	CAB 82 [2(d)]
26 February 2018	Tribunal (Deputy President Boyle) made first decision on "character" grounds affirming delegate's decision, applying Direction 65	<i>Khalil and Minister for Immigration and Border Protection (Migration)</i> [2018] AATA 311
12 November 2018	Federal Court dismissed application for	<i>Khalil v Minister for</i>

Date	Event	Reference
	judicial review	<i>Home Affairs</i> [2018] FCA 1712
20 December 2018	Minister made Direction 79, which commenced on 28 February 2019	CAB 82 [2(e)], 115 [21]
30 August 2019	Full Court of Federal Court allowed appeal	<i>Khalil v Minister for Home Affairs</i> (2019) 271 FCR 326
6 November 2020	Tribunal (Deputy President Britten-Jones) made second decision on “character” grounds affirming delegate’s decision, applying Direction 79	<i>Khalil and Minister for Immigration, Citizenship, Migrant Services and Multicultural Affairs (Migration)</i> [2020] AATA 4592
8 March 2021	Minister made Direction 90, which commenced on 15 April 2021	CAB 82 [2(f)], 115 [22]
21 September 2021	Federal Court dismissed application for judicial review	<i>Khalil v Minister for Immigration, Citizenship, Migrant Services and Multicultural Affairs</i> [2021] FCA 1134
3 March 2022	Full Court of Federal Court allowed appeal	<i>Khalil v Minister for Immigration, Citizenship, Migrant Services and Multicultural Affairs</i> [2022] FCAFC 26
26 October 2022	Tribunal (Senior Members Tavoularis and Nikolic) made third decision on “character”	CAB 5, 14 [12], 83

Date	Event	Reference
	grounds, applying Direction 90	[2(h)]
19 June 2023	Appellant lodged amended originating application in Federal Court	CAB 71
6 July 2023	Federal Court made orders for determination of separate question	CAB 83 [5]
6 December 2023	Federal Court answered separate question "No"	CAB 81, 94
19 February 2024	Federal Court made orders that appellant's amended originating application be dismissed	CAB 96
18 March 2024	Appellant lodged corrected notice of appeal in Federal Court	CAB 99
11 September 2024	Full Court of Federal Court dismissed appeal	CAB 105
5 December 2024	Special leave to appeal granted	CAB 155
12 December 2024	Appellant lodged notice of appeal	CAB 156

Dated: 23 December 2024



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