

## Annex 1

### Figures on non-refoulement claims

Claims made and handled since commencement of the enhanced screening mechanism in December 2009 to end September 2015 are tabulated below -

Year	Claims made	Claims determined	Claims withdrawn or no further action can be taken	Pending claims (at year end)
end 2009 (commencement of the enhanced administrative mechanism)				6 340
2010 and 2011	3 241	1 146	1 988	6 447
2012	1 174	1 575	1 154	4 892
2013	491	1 813	778	2 792
2014 (January and February)	19	221	89	2 501
<i>From end 2009 to commencement of the USM (sub-total)</i>	<i>4 925</i>	<i>4 755 (Note 1)</i>	<i>4 009</i>	
March 2014 (commencement of the USM)				
a. Torture claims pending (Note 2)				2 501
b. Non-refoulement claims lodged by persons whose torture claim had been rejected or withdrawn (Note 3)				2 962
c. Non-refoulement claims lodged on applicable grounds other than torture (Note 3)				1 236
<i>Sub-total</i>				<i>6 699</i>
2014 (March to December) (after commencement of the USM)				
Non-refoulement claims	4 634	826	889	9 618
2015 (January to September)	3 637	1 776	1 029	10 450
<i>Sub-total (from commencement of the USM to September 2015)</i>	<i>8 271 (Note 4)</i>	<i>2 602 (Note 5)</i>	<i>1 918</i>	

- Note 1 :* Since the commencement of the enhanced administrative mechanism (at end 2009) to before the commencement of the USM (end of February 2014), 4 755 torture claims have been determined, out of which 24 were substantiated (including 5 substantiated by the Torture Claims Appeal Board (TCAB) on appeal). As at end of September 2015, amongst the rejected claimants, 1 839 persons had left Hong Kong, 2 658 had lodged a non-refoulement claim under the USM on other grounds and 234 remained in Hong Kong for other reasons (e.g., imprisoned, pending prosecution, lodged a judicial review, etc.)
- Note 2 :* At the commencement of the USM (March 2014), there were 2 501 pending torture claims, which have become non-refoulement claims under the applicable transitional arrangements.
- Note 3 :* These non-refoulement claims can be screened only after the commencement of the USM.
- Note 4 :* Between the commencement of the USM in March 2014 and September 2015, 8 271 non-refoulement claims were made to ImmD, including 1 400 claims lodged by persons whose torture claim had been rejected or withdrawn (or those who had previously lodged an asylum claim with the UNHCR).
- Note 5 :* Between the commencement of the USM in March 2014 and September 2015, 2 602 non-refoulement claims have been determined, out of which 12 are substantiated (including 2 substantiated by the TCAB on appeal). As at end of September 2015, amongst the rejected claimants, 440 persons have departed or are pending removal arrangements, 1 897 have lodged an appeal to the TCAB, 253 are remaining in Hong Kong for other reasons (e.g., imprisoned, pending prosecution, lodged a judicial review, etc.)