



Robodebt 集体诉讼与和解金

集体诉讼成员须知

2019 年 11 月，Gordon Legal 代表在收入合规计划下（Income Compliance Program）的欠债人士提起集体诉讼。这就是所谓的 robodebt。集体诉讼指的是一群人起诉某一个人或组织的法律诉讼。联邦政府和 Gordon Legal 就一项和解金达成了一致。联邦法院于 2021 年 6 月批准了该项和解金，其金额为 \$112 million 澳元。Gordon Legal 的费用将从中扣除，剩余部分由合资格的集体诉讼成员分享。

哪些人能够获得和解金？

不是每个集体诉讼成员都有资格获得和解金。

如果您的债务是用 Australian Taxation Office (ATO) 的平均收入信息计算得来，并且您对债务进行了偿还，则可能有资格获得和解金。

如果以下各点都适用于您，那么您也可能符合资格：

- 您的债务全部或部分基于 ATO 收入均值信息
- 您的债务是根据您所提供的信息重新计算得来，比如工资单。
- 您偿还的金额超过了重新计算而得的金额。

哪些人不会获得和解金？ *

如果您没有偿还任何债务，则不会获得和解金，即使您的债务是使用 ATO 收入均值信息提出的。

如果您的债务是使用 ATO 收入均值信息计算得来，且以下两点均适用，那么您也不符合资格：

- 根据您所提供的其他信息进行了重新计算，如工资单或银行对账单。
- 您所偿还的金额小于或等于重新计算的债务。

如果您的债务不是基于 ATO 收入均值信息，您将不会获得和解金。

选择退出集体诉讼的人士，即使对使用 ATO 收入均值信息提出的债务进行了偿还，也不会得到和解金。

和解金是如何计算的？

我们将以类似于计息的方式来计算和解金。您偿还我们的钱越多，您偿还欠款的时间越长，所获得和解金的份额就越大。

我将获得多少和解金？

大多数人不会获得大额的和解金。每个人获得的金额会有所不同。集体诉讼成员将获得的金额取决于：

- 何时偿还符合条件的债务
- 偿还的金额
- 何时获得退款。

许多人只偿还了少量的金额，或者在偿还后不久就获得了退款。这意味着有些人获得的和解金将少于\$10 澳元。

要获得和解金需要做些什么？

如果您尚未获得收入合规债务偿还金的退款，则必须在 2022 年 2 月 11 日之前告诉我们接收和解金发放的账户。如果您不这样做，则将错失和解金的支付。

您本人或您的指定代理人可通过 myGov 使用 Centrelink 在线账户注册您的联系信息和银行账户。指定代理人是获得您授权代您与我们打交道的人。如果您在指定代理人方面需要帮助，请使用下面的电话号码与我们联系。

欲登记联系信息和银行账户：

- 登录 myGov 账户
- 转到 Centrelink
- 完成“Class action settlement pending”任务。

如果您已向我们提供了接收退款的银行信息，我们将把您的和解金支付到同一个银行账户。除非想要改变收款账户信息，否则无需更新。若要变更银行账户信息，请在 2022 年 2 月 11 日前完成。之后，我们将无法接受变更。

如果在告知我们银行账户信息或如何收款方面需要帮助，请致电 **1800 171 846**。您可以要求我们提供口译服务。我们会免费安排口译员。

如果认为债务类别有误，该怎么办？

寄给您的信函中列出了您所欠的债务及其类别。只有部分债务类别有资格获得和解金。如果您认为债务属于类别有误，则可要求进行复查。如果您认为您的债务符合获得和解金的资格，则也可要求进行复查。您需要在 2021 年 12 月 10 日之前提出请求。之后，我们将无法复查您的债务类别。

您本人或您的指定代理人可通过 myGov 使用 Centrelink 在线账户提出复查要求：

- 登录 myGov 账户
- 转到 Centrelink
- 从“Income Compliance”菜单选择“Class action settlement query”

欲提出复查请求，也可致电 **1800 171 846** 寻求帮助。您可以要求我们提供口译服务。我们会免费安排口译员。

更多信息

- 请致电 **1800 171 846**，并告知您需要口译服务。我们会免费安排口译员。
- 致电 **131 202**，用中文咨询 Centrelink 相关福利金和服务的信息。
- 请浏览 servicesaustralia.gov.au/classaction 了解更多英文信息。
- 浏览 servicesaustralia.gov.au/yourlanguage 获得中文版的文本、音频或视频信息。
- 前往服务中心。
- 关于债务类别和和解金分配方面的建议，请访问 Gordon Legal 的网站：
robodebtclassaction.com.au 或致电 **1300 001 356**。

注意：从澳大利亚任何地方用座机拨打“13”开头的电话号码，费用固定。该费率可能因本地通话价格而异，也可能因电话服务提供商而异。使用座机拨打“1800”开头的电话号码免费。使用公共电话和移动电话致电可能会以较高的费率按时计费。



Robodebt class action and settlement payments

Information for class action members

In November 2019, Gordon Legal filed a class action on behalf of people who received debts under the Income Compliance Program. You may know this as robodebt. A class action is a legal case where a group of people sue another person or organisation. The Commonwealth and Gordon Legal agreed on a settlement. The Federal Court approved the settlement in June 2021. The settlement amount is \$112 million. Gordon Legal's costs will be deducted from this, and the remainder shared between eligible class action members.

Who can get a settlement payment?

Not every class action member will be eligible for a settlement payment.

If your debt was calculated using averaged Australian Taxation Office (ATO) income information and you made repayments on the debt, you may be eligible for a settlement payment.

You may also be eligible if all the points below apply to you:

- your debt was based in full or in part on averaged ATO income information
- your debt was recalculated based on information you gave us, like payslips
- you paid back more than the recalculated amount.

Who will not get a settlement payment?

You will not get a settlement payment if you did not repay any of your debt, even if that debt was raised using averaged ATO income information.

You will not be eligible if your debt was calculated using averaged ATO income information and both points below apply:

- it was recalculated based on other information you gave us, like payslips or bank statements
- the amount you paid back was less than or equal to the recalculated debt.

If your debt was not based on averaged ATO income information, you will not get a settlement payment.

People who opted out of the class action will not get settlement payments even if they made repayments on debts that were raised using averaged ATO income information.

How are settlement payments worked out?

We will work out settlement payments in a similar way to interest. The more you paid us back and the longer you went without your money, the larger your share of the settlement.

How much will I get in the settlement?

Most people will not get large amounts of money from the settlement. The amount each person gets will be different. The amount class action members will receive depends on:

- when they paid back money on an eligible debt
- how much they paid back
- when they were refunded.

Many people only paid back a small amount, or got a refund soon after they paid it back. This means some people will get less than \$10 as a settlement payment.

What do I need to do to get my settlement payment?

If you have not had a refund for your income compliance debt repayments, you must tell us where to pay your settlement payment by 11 February 2022. If you do not, you will miss out on your settlement payment.

You or your nominee can register your contact details and bank account using your Centrelink online account through myGov. A nominee is a person who is authorised to act on your behalf when dealing with us. Contact us using the telephone numbers below if you need help to appoint a nominee.

To register your contact details and bank account:

- Sign into your myGov account
- Go to Centrelink
- Complete the 'Class action settlement pending' task.

If you have already given us your bank details for a refund, we will pay your settlement payment to the same bank account. You do not need to update it unless you want to. If you want to change the bank account, you need to do it by 11 February 2022. We cannot change it after this date.

For help to tell us your bank details or how to pay you, phone **1800 171 846**. You can ask for an interpreter. We will arrange one for free.

What if I think my debt is in the wrong category?

Your letter lists your debts and the category they are in. Only some debt categories are eligible for a settlement payment. If you think your debt is in the wrong category, you can ask for a review. You can also ask for a review if we have not included a debt you think should be eligible. You need to do this before 10 December 2021. We cannot review debt categories after this date.

You or your nominee can request a review using your Centrelink online account through myGov:

- Sign into your myGov account
- Go to Centrelink
- Select 'Class action settlement query' from the 'Income Compliance' menu.

You can also call us on **1800 171 846** for help to get a review. You can ask for an interpreter. We will arrange one for free.

For more information

- Call **1800 171 846** and let us know you need an interpreter. We will arrange one for free.
- Call **131 202** to speak with us in your language about Centrelink payments and services
- Go to **servicesaustralia.gov.au/classaction** for more information in English
- Go to **servicesaustralia.gov.au/yourlanguage** where you can read, listen to or watch videos with information in your language
- Visit a service centre.
- For advice on debt categories and the settlement distribution, go to Gordon Legal at **robodebtclassaction.com.au** or call 1300 001 356.

Note: calls from your home phone to '13' numbers from anywhere in Australia are charged at a fixed rate. That rate may vary from the price of a local call and may also vary between telephone service providers. Calls to '1800' numbers from your home phone are free. Calls from public and mobile phones may be timed and charged at a higher rate.