

REPORT FOR TABLING IN PARLIAMENT BY THE COMMONWEALTH AND IMMIGRATION OMBUDSMAN

Under s 486O of the Migration Act 1958

Personal identifier: 161/07

Personal details

1. Ms X is aged 46 and is a citizen of the People's Republic of China. Her husband Mr Y was detained with her and resides in Australia as a holder of a permanent Protection Visa (PV).

Detention history

2. Ms X was detained from March 2004 until March 2006 when she was granted a Bridging Visa.

Visa applications


3. Ms X and her husband entered Australia on a Tourist Short Stay Visa in June 1997. The Department's (DIAC) decision to refuse her initial application for a PV in March 1998 was affirmed by the Refugee Review Tribunal in October 1998. Ms X unsuccessfully sought judicial review of this decision. Ms X was granted a PV in July 2006.

Ombudsman consideration

4. DIAC's report to the Ombudsman under s 486N of the *Migration Act 1958* is dated 28 March 2006.
5. Ombudsman staff considered a range of documents related to Ms X and interviewed her in September 2006.

Ombudsman assessment/recommendation

6. The Ombudsman notes that Ms X is now the holder of a permanent PV and makes no recommendations.


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Dr Vivienne Thom
Acting Commonwealth and Immigration Ombudsman

23 May 2007
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Date