

**REPORT (ABRIDGED) BY THE COMMONWEALTH AND
IMMIGRATION OMBUDSMAN FOR TABLING IN PARLIAMENT**

Under s 486O of the Migration Act 1958

This is the first s 486O report on Mr X who remained in restricted immigration detention for more than 36 months (three years).

Name	Mr X
Citizenship	Country A
Year of birth	1989
Ombudsman ID	1002604
Date of DIBP's reports	1 June 2015, 27 November 2015 and 27 May 2016

Detention history

29 May 2013	Detained under s 189(1) of the <i>Migration Act 1958</i> after living unlawfully in the community.
1 June 2016	Granted a Bridging visa and released from restricted detention.

Visa applications/case progression

The Department of Immigration and Border Protection (DIBP) advised that Mr X's case is affected by the judgment handed down on 2 September 2015 by the Full Federal Court (FFC), which found that the International Treaties Obligations Assessment (ITOA) process undertaken by DIBP was procedurally unfair.

The Minister appealed the FFC decision and on 27 July 2016 the High Court found that the ITOA process was not procedurally unfair.

Health and welfare

Mr X was provided with treatment for a range of physical health issues including chronic hepatitis B, shoulder pain and a fractured finger.

Case status

Mr X was granted a Bridging visa on 1 June 2016 and released from immigration detention.