

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

Under s 486O of the Migration Act 1958

This is the second s 486O report on Mr X who remained in restricted immigration detention for more than 42 months (three and a half years).

The first report 1002268 was tabled in Parliament on 12 August 2015. This report updates the material in that report and should be read in conjunction with the previous report.

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| Name | Mr X |
| Citizenship | Country A |
| Year of birth | 1973 |
| Ombudsman ID | 1002820 |
| Date of DIBP's reports | 1 July 2015, 24 December 2015 and 21 June 2016 |

Recent detention history

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| 23 June 2016 | Granted a Bridging visa and released from restricted detention. |
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Recent visa applications/case progression

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| 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. | |
| 13 April 2016 | The Minister lifted the bars under ss 46A and 48B to allow Mr X to lodge a temporary visa application. On 19 May 2016 he accepted DIBP's offer of the Primary Application Information Service to assist him with lodging an application. |

Health and welfare

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| Mr X was provided with treatment for chronic back and knee pain, sinus issues and tension headaches. He was also provided with treatment and counselling for a range of mental health issues including a history of torture and trauma, depression, anxiety and post-traumatic stress disorder. |
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Case status

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| Mr X was granted a Bridging visas on 23 June 2016 and released from immigration detention. |
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