

ASSESSMENT BY THE COMMONWEALTH OMBUDSMAN FOR TABLING IN PARLIAMENT

Under s 486O of the Migration Act 1958

This is the third s 486O assessment on Ms X who remained in immigration detention for more than 42 months (three and a half years).

The first assessment 1003177 was tabled in Parliament on 31 August 2016 and the second assessment 1001933-O was tabled in Parliament on 15 February 2017. This assessment provides an update and should be read in conjunction with the previous assessments.

Name	Ms X
Citizenship	Country A
Year of birth	1962
Ombudsman ID	1001933-O1
Date of DIBP's review	23 January 2017
Total days in detention	1,276 ¹ (at date of DIBP's latest review)

Recent detention history

Since the Ombudsman's previous assessment (1001933-O), Ms X remained at Facility B.	
8 February 2017	Granted a Removal Pending Bridging visa and released from detention.

Recent visa applications/case progression

23 December 2016	Ms X's case was referred to the Minister on a submission under s 195A of the <i>Migration Act 1958</i> for consideration of grant of a Removal Pending Bridging visa. On 13 January 2017 this submission was returned to the Department of Immigration and Border Protection (the department) for redrafting. On 23 January 2017 the department advised that a second stage submission was being prepared.
8 February 2017	Granted a Removal Pending Bridging visa.

Health and welfare

<p>International Health and Medical Services (IHMS) advised that Ms X took prescribed medication and had regular counselling and support from the mental health team for long-standing mental health conditions including adjustment disorder, depression and anxiety.</p> <p>IHMS further advised that Ms X was managed and received treatment for a range of physical health concerns including high blood pressure, lower back pain with degenerative changes in her spine, sciatica, shoulder pain, a chronic pain disorder affecting one of the cranial nerves, haematuria, liver haemangioma and cysts.</p> <p>IHMS stated that a neurosurgeon had recommended surgery on her spine and ordered a magnetic resonance imaging (MRI) scan and prescribed pain relief medication. A follow up appointment was scheduled for 23 February 2017 and the MRI scan was pending at the date of IHMS's report.</p>	
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¹ The department advised that its previous reviews, dated 27 July 2016 and 28 September 2016, incorrectly included 481 days that Ms X spent in a correctional centre between 3 December 2009 and 29 March 2011 in her cumulative days in immigration detention. Those days have subsequently been removed from her total days in immigration detention.

Case status

Ms X was granted a Removal Pending Bridging visa on 8 February 2017 and released from immigration detention.