

**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 Ms X who remained in restricted immigration detention for more than 30 months (two and a half years).

The first report 1003224 was tabled in Parliament on 15 April 2016. This report updates the material in that report and should be read in conjunction with the previous report.

Name	Ms X
Citizenship	Country A
Year of birth	1961
Ombudsman ID	1001974-O
Date of DIBP's report	12 February 2016

Recent detention history

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

<p>The Department of Immigration and Border Protection (DIBP) advised that Ms 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.</p> <p>The Minister appealed the FFC decision and on 27 July 2016 the High Court found that the ITOA process was not procedurally unfair.</p> <p>DIBP advised that Ms X was included as a dependent on her son, Mr Y's Protection visa application [no date provided] and was awaiting the outcome.</p>

Health and welfare

Ms X was provided with treatment for physical health issues including hypertension and osteoarthritis.
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Other matters

21 April 2016	Ms X was interviewed by Ombudsman staff.
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Case status

<p>Ms X has been found not to be owed protection under the Refugee Convention and the complementary protection criterion. She is awaiting the outcome of judicial review.</p> <p>Ms X was granted a Bridging visa on 7 June 2016 and released from immigration detention.</p>
