

**REPORT 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 has remained in restricted immigration detention for more than 36 months (three years).

The first report 1003431 was tabled in Parliament on 29 April 2016. This report updates the material in that report and should be read in conjunction with the previous report.

<b>Name</b>	Mr X
<b>Citizenship</b>	Country A
<b>Year of birth</b>	1967
<b>Ombudsman ID</b>	1002158-O
<b>Date of DIBP's reports</b>	15 March 2016 and 10 September 2016
<b>Total days in detention</b>	1094 (at date of DIBP's latest report)

**Recent detention history**

Since the Ombudsman's previous report (1003431), Mr X has remained at Yongah Hill Immigration Detention Centre.

**Recent visa applications/case progression**

18 August 2015	The Administrative Appeals Tribunal affirmed the refusal of Mr X's application for a Protection visa.
7 September 2015	Requested judicial review by the Federal Circuit Court (FCC).
21 July 2016	The FCC heard Mr X's appeal and reserved its judgment.

**Health and welfare**

International Health and Medical Services (IHMS) advised that Mr X received ongoing treatment for chronic knee pain and was placed on a surgical waitlist following a specialist consultation. He also presented with a cyst on his neck and is awaiting allocation of a surgical referral appointment.

In March 2016 Mr X was diagnosed with chronic hepatitis B and a fatty liver. He was placed on a care plan and his conditions are monitored with regular ultrasounds.

IHMS further advised that in May 2016 Mr X reported to be experiencing sleeping difficulties. He declined a prescription for sleep medication and is supported by the mental health team as required.

**Case status**

Mr X has been found not to be owed protection under the Refugee Convention and the complementary protection criterion. At the time of the Department of Immigration and Border Protection's latest review Mr X was awaiting the outcome of judicial review.