

REPORT BY THE COMMONWEALTH AND IMMIGRATION OMBUDSMAN FOR TABLING IN PARLIAMENT

Under s 486O of the Migration Act 1958

This is the fourth s 486O report on Mr X who remained in immigration detention for more than 60 months (five years).

The first report 1379/13 was tabled in Parliament on 26 June 2013, the second report 1001207 was tabled in Parliament on 25 June 2014 and the third report 1001848 was tabled in Parliament on 13 May 2015. This report updates the material in those reports and should be read in conjunction with the previous reports.

Name	Mr X
Citizenship	Country A
Year of birth	1984
Ombudsman ID	1002312
Date of DIBP's report	9 March 2015
Total days in detention	1,822 (at date of DIBP's report)

Recent detention history

Since the Ombudsman's previous report (1001848), Mr X remained in community detention.	
6 May 2015	Granted a Bridging visa with an associated Temporary Humanitarian Stay (THS) visa and released from detention.

Recent visa applications/case progression

9 September 2014	Mr X signed a Code of Behaviour ¹ in preparation for the Minister's possible grant of a Bridging visa under s 195A of the <i>Migration Act 1958</i> .
22 September 2014	Mr X was issued with a letter notifying him of the commencement of an International Treaties Obligations Assessment (ITOA) to assess whether the circumstances of his case engage Australia's <i>non-refoulement</i> obligations.
19 January 2015	Attended an interview in relation to the ITOA.
27 January 2015	Mr X provided the Department of Immigration and Border Protection (DIBP) with further information for consideration in relation to the ITOA.
6 May 2015	Granted a Bridging visa with an associated THS visa.

¹ Since 14 December 2013 all adult maritime arrivals must sign a Code of Behaviour before they can be considered for the grant of a Bridging visa. The Code of Behaviour was introduced to help ensure that maritime arrivals living in the community on Bridging visas are aware of community behavioural expectations and behave appropriately while in the Australian community.

Health and welfare

International Health and Medical Services (IHMS) advised that Mr X did not require treatment for any major physical health issues during this reporting period.	
24 September 2014 – May 2015	Mr X continued to attend specialist counselling for symptoms of depression.
11 February 2015	Mr X's psychiatrist noted that he had limited social support or contact with others and recommended that he continue to attend psychological counselling as well as medication to assist with depressive symptoms.

Case status

Mr X has been found not to be owed protection under the Refugee Convention and the complementary protection criterion. His protection claims are being reassessed under an ITOA.

Mr X was granted a Bridging visa with an associated THS visa on 6 May 2015 and released from immigration detention.