

**RESPONSE TO OMBUDSMAN'S ASSESSMENTS MADE UNDER SECTION 486O
OF THE *MIGRATION ACT 1958***

STATEMENT TO PARLIAMENT - No. 25 / 2016

General Comments

I refer to the Commonwealth Ombudsman's assessments tabled in Parliament today. The 50 assessments refer to 72 people who have been in immigration detention for two or more years. Of these, 11 assessments pertaining to 18 detainees contained recommendations.

Response to the Commonwealth Ombudsman's assessments

1. Tabling statement for assessment: 000513-O.

I note the Ombudsman's recommendation. The department has reviewed this person's case and as a result of progress in their removal process, considers their current placement as appropriate.

2. Tabling statement for assessment: 1002373-O.

I note the Ombudsman's recommendation. This person has been referred to me for my consideration under section 195A of the *Migration Act 1958* (the Act) for the grant of a Bridging E visa.

3. Tabling statement for assessment: 1002411.

I note the Ombudsman's recommendation. The department will review this person's case for a possible referral to me for my consideration of the grant of a Bridging E visa or a community detention placement.

4. Tabling statement for assessment: 1002412-O.

I note the Ombudsman's recommendation. I have intervened under section 46A of the Act to lift the bar to allow this person to lodge a Temporary Protection visa or a Safe Haven Enterprise visa application. This person has been invited to apply for a Temporary Protection visa or Safe Haven Enterprise visa.

5. Tabling statement for assessment: 1003173.

I note the ombudsman's recommendation. The external agency has confirmed there has been no change in this person's status as a person of interest.

6. Tabling statement for assessments: 1002231-O, 1002287-O, 1002353-O, 1002366-O, 1002371-O, 1002394-O.

I note the Ombudsman's recommendations. These people arrived after 19 July 2013 and were transferred to a regional processing centre. These people have since been transferred back to Australia for medical treatment. Under current policy settings these people remain subject to return to a regional processing centre on completion of their treatment.

7. Tabling statement for assessments: 000589-O, 1001340-O, 1001409-O, 1001438-O, 1001535-O, 1001538-O, 1001597-O, 1001763-O, 1001903-O, 1001918-O, 1001949-O, 1001964-O, 1001974-O, 1002130-O, 1002175-O, 1002193-O, 1002215-O, 1002219-O, 1002223-O, 1002243-O, 1002244-O, 1002296-O, 1002321-O, 1002323-O, 1002327-O, 1002339, 1002340-O, 1002358-O, 1002369-O, 1002388, 1002604, 1002823, 1002912, 1003039, 1003241, 1003348, 1003475, 1003509, 1003518.

I note that the Ombudsman has made no recommendations in relation to these cases.

(Original signed by Peter Dutton)

THE HON PETER DUTTON MP
Minister for Immigration and Border Protection
03 / 11 / 2016