

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 Mr X who has remained in immigration detention for more than 54 months (four and a half years). The previous assessment 1001847-O was tabled in Parliament on 1 March 2017. This assessment provides an update and should be read in conjunction with the previous assessments.

Name	Mr X
Citizenship	Country A
Year of birth	1969
Ombudsman ID	1001847-O1
Date of DIBP's reports	11 April 2017 and 10 October 2017
Total days in detention	1,640 (at date of DIBP's latest report)

Recent detention history

Since the Ombudsman's previous assessment, Mr X has remained at Christmas Island Immigration Detention Centre.

Recent visa applications/case progression

15 March 2017	The Minister declined to consider Mr X's case under s 195A of the <i>Migration Act 1958</i> for the grant of a bridging visa.
10 October 2017	The Department of Immigration and Border Protection (the department) advised that Mr X continued to await the outcome of his application for judicial review at the Federal Circuit Court regarding the Administrative Appeals Tribunal's decision to affirm the refusal of his Temporary Protection visa application.

Health and welfare

International Health and Medical Services advised that Mr X was prescribed with medication for gastrological concerns and referred for investigative testing.

Case status

Mr X has been found not to be owed protection under the Refugee Convention and the complementary protection criterion and has remained in an immigration detention facility for more than four and a half years. At the time of the department's latest report Mr X was awaiting the outcome of judicial review.