

**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 a cumulative period of more than 36 months (three years).

The first report 1003469 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.

Name	Mr X
Citizenship	Country A
Year of birth	1982
Ombudsman ID	1002176-O
Date of DIBP's reports	28 March 2016 and 26 September 2016
Total days in detention	1094 (at date of DIBP's latest report)

Recent detention history

Since the Ombudsman's previous report (1003469), Mr X remained at Wickham Point Alternative Place of Detention (APOD).	
16 June 2016	Transferred to Yongah Hill Immigration Detention Centre (IDC).

Recent visa applications/case progression

27 May 2016	The Minister lifted the bar under s 46A of the <i>Migration Act 1958</i> to allow Mr X to lodge a temporary visa application.
21 June 2016	The Department of Immigration and Border Protection (DIBP) notified Mr X that he is eligible to receive the Primary Application Information Service (PAIS) to assist him with lodging a temporary visa application. He accepted the offer on 24 June 2016 and was assigned a PAIS provider.
9 September 2016	Mr X's case was referred on a ministerial submission for consideration under s 195A for the grant of a Bridging visa.
13 September 2016	Lodged a Safe Haven Enterprise visa (SHEV) application.
26 September 2016	DIBP advised that Mr X remains a person of interest in relation to alleged criminal matters offshore.

Health and welfare

International Health and Medical Services advised that Mr X received treatment for physical health concerns including ear swelling and gastroenterological matters.

He was reviewed by a gastroenterologist in a local hospital in May 2016 and it was recommended that he undergo an endoscopy and colonoscopy. However, these procedures were not performed prior to Mr X's transfer from Wickham Point APOD to Yongah Hill IDC. A new referral has been made but no date for the procedures has yet been set.

Case status

Mr X was detained on 16 September 2012 after arriving in Australia aboard Suspected Illegal Entry Vessel *Dacomb* and has been held in detention for over three years.

On 27 May 2016 the Minister lifted the bar under s 46A to allow Mr X to apply for a temporary visa and on 13 September 2016 Mr X lodged an application for a SHEV.