

**REPORT (ABRIDGED) BY THE COMMONWEALTH AND
IMMIGRATION OMBUDSMAN FOR TABLING IN PARLIAMENT**

Under s 486O of the Migration Act 1958

This is the third s 486O report on Mr X who has remained in restricted immigration detention for a cumulative period of more than 66 months (five and a half years).¹

The first report 1002218 was tabled in Parliament on 17 June 2015 and the second report 1003151 was tabled in Parliament on 20 October 2016. 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	1973
Ombudsman ID	1001236-O
Date of DIBP's reports	8 August 2016 and 19 October 2016
Total days in detention	2004 (at date of DIBP's latest report)

Recent detention history

Since the Ombudsman's previous report (1003151), Mr X has remained at Cessnock Correctional Centre, New South Wales (NSW).

Recent visa applications/case progression

Mr X continues to serve a sentence of nine years with a non-parole period of five years for his involvement in people-smuggling offences.

Health and welfare

The Department of Immigration and Border Protection advised that Mr X's health and welfare is managed by Corrective Services NSW.

Case status

Mr X will be removed at the conclusion of his custodial sentence. His earliest release date is 5 February 2018.

¹ Section 250 of the *Migration Act 1958* provides that a person serving a sentence for an offence related to being on board a vessel involved in the commission of an offence may be kept in immigration detention while serving a sentence. Mr X is therefore deemed to be in concurrent detention and will continue to be subject to reporting under s 486O even though he is not actively case managed by the department.