

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 and Ms Y who remained in immigration detention for more than 30 months (two and a half years).

The first report 1001838¹ was tabled in Parliament on 3 December 2014. This report updates the material in that report and should be read in conjunction with the previous report.

Name	Mr X (and wife)
Citizenship	Country A
Year of birth	1986

Family members

Name	Ms Y (wife)
Citizenship	Country A
Year of birth	1989

Ombudsman ID	1003245
Date of DIBP's report	25 February 2015
Total days in detention	Not provided

Recent detention history

Since the Ombudsman's previous report (1001838), Mr X and Ms Y remained in community detention.	
25 March 2015	Granted Bridging visas with associated Temporary Humanitarian Stay (THS) visas and released from detention.

Recent visa applications/case progression

The Department of Immigration and Border Protection advised that prior to being released from detention, Mr X and Ms Y were part of a cohort who had not had their protection claims assessed as they arrived after 13 August 2012 and the Minister had not lifted the bar under s 46A of the <i>Migration Act 1958</i> .	
25 March 2015	Granted Bridging visas with associated THS visas.

Health and welfare

Mr X

13 January 2015	International Health and Medical Services (IHMS) reported that Mr X was identified as a tuberculosis (TB) contact at induction and had been monitored as per state policy. In August 2014 his general practitioner (GP) was asked to arrange a follow-up chest x-ray.
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¹ Mr X and Ms Y were previously reported on in a group report of people who arrived on Suspected Illegal Entry Vessel 422 *Coriander* and were detained on 25 August 2012.

Ms Y

5 January 2015	IHMS advised that Ms Y was identified as a TB contact at induction and was monitored as per state policy.
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Ombudsman assessment/recommendation

Mr X and Ms Y were granted Bridging visas with associated THS visas on 25 March 2015 and released from immigration detention.

The Ombudsman notes that Mr X and Ms Y were detained on 25 August 2012 after arriving in Australia and were held in detention for over two and a half years before being granted Bridging visas. The Ombudsman further notes that, at the time of DIBP's review, processing of the family's claims for protection had not commenced.

The Ombudsman recommends that the Minister lift the bar under s 46A and processing of Mr X and Ms Y's protection claims commence as soon as possible.