

REPORT BY THE COMMONWEALTH AND IMMIGRATION OMBUDSMAN FOR TABLING IN PARLIAMENT

Under s 486O of the Migration Act 1958

This is the fourth s 486O report on Mr X who remained in immigration detention for more than 54 months (four and a half years).

The first report 1000908 was tabled in Parliament on 19 March 2014, the second report 1001581 was tabled in Parliament on 22 October 2014 and the third report 1002046 was tabled in Parliament on 12 August 2015. 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	1987
Ombudsman ID	1002600
Date of DIBP's report	10 June 2015
Total days in detention	1636 (at date of DIBP's report)

Recent detention history

Since the Ombudsman's previous report (1002046), Mr X remained at Yongah Hill Immigration Detention Centre.	
26 May 2015	Granted a Bridging visa with an associated Temporary Humanitarian Stay (THS) visa and released from detention.

Recent visa applications/case progression

28 April 2015	Following remittal by the Federal Court and a subsequent reassessment Mr X's Protection visa application was refused.
30 April 2015	Appealed to the Refugee Review Tribunal (RRT).
26 May 2015	Granted a Bridging visa with an associated THS visa.
10 June 2015	The Department of Immigration and Border Protection (DIBP) advised that Mr X received a clear security clearance for alternative management options only and his identity remains unconfirmed. DIBP further advised that should Mr X be considered for a substantive visa his security and character will be reassessed.

Health and welfare

19 December 2014 and 25 December 2014	International Health and Medical Services (IHMS) advised that Mr X attended reviews with a psychiatrist where he reported he was always upset and experiencing sleep disturbances. The psychiatrist noted his frustration and irritability in relation to his prolonged detention and his medication was adjusted.
December 2014 and January 2015	IHMS reported that the mental health team attempted to provide support to Mr X but he did not attend scheduled appointments.

9 January 2015	The specialist counsellor reported that Mr X presented with multiple symptoms of anxiety and helplessness which were affecting his coping abilities. The counsellor recommended that Mr X be considered for release into the community with ongoing counselling.
16 March 2015 – 25 March 2015	A DIBP Incident Report recorded that Mr X allegedly refused food and fluid. IHMS advised that he declined support from IHMS but Serco officers had sighted him eating and drinking daily. He resumed eating meals on 25 March 2016 and was reviewed by a general practitioner with no concerns reported.

Case status

Mr X has been found not to be owed protection under the Refugee Convention and complementary protection criterion. He is awaiting the outcome of an appeal to the RRT.

Mr X was granted a Bridging visa with an associated THS visa on 26 May 2015 and released from immigration detention.