

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

Under s 486O of the Migration Act 1958

This is the first s 486O report on Mr X who remained in restricted immigration detention for a cumulative period of more than 24 months (two years).

Name	Mr X
Citizenship	Country A
Year of birth	1981
Ombudsman ID	1002257-O
Date of DIBP's report	5 January 2016
Total days in detention	730 (at date of DIBP's report)

Detention history

6 March 2011	Detained under s 189(3) of the <i>Migration Act 1958</i> after arriving in Australia aboard Suspected Illegal Entry Vessel 231 <i>Union</i> . He was transferred to Christmas Island Immigration Detention Centre (IDC).
18 March 2011	Transferred to an Alternative Place of Detention (APOD), Christmas Island.
13 May 2011	Transferred to Christmas Island IDC.
30 September 2011	Transferred to Brisbane Immigration Transit Accommodation (ITA).
13 March 2012	Granted a Bridging visa and released from detention.
13 January 2015	Re-detained under s 189(1) after living unlawfully in the community. He was transferred to Brisbane ITA.
14 January 2015	Transferred to Wickham Point APOD.
30 June 2016	Granted a Bridging visa and released from detention.

Visa applications/case progression

1 August 2011	Protection Obligations Determination found he was not owed protection.
23 December 2011	Pre Review Examination found he was not owed protection.
9 March 2012	The former Minister intervened under s 195A.
13 March 2012	Granted a Bridging visa.
28 November 2012	Independent Protection Assessment found he was not owed protection.
20 December 2013	Requested judicial review by the Federal Circuit Court (FCC).
17 November 2014	FCC affirmed original decision.
2 December 2014	Bridging visa ceased and Mr X remained in the community as an unlawful non-citizen.
26 March 2015	Requested ministerial intervention under s 417.

1 April 2015	Found not to meet the guidelines for referral to the Minister under s 417.
23 June 2016	Granted a Bridging visa.

Health and welfare

International Health and Medical Services advised that Mr X received treatment for a recurring abscess and was referred for specialist review. He did not require treatment for any major mental health issues.

Case status

Mr X has been found not to be owed protection under the Refugee Convention and the complementary protection criterion. He has no matters before the Department of Immigration and Border Protection, the courts or tribunals and is on a removal pathway.

Mr X was granted a Bridging visa on 23 June 2016 and released from immigration detention.