

REPORT (ABRIDGED) 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 Ms X who remained in restricted immigration detention for more than 30 months (two and a half years).

The first report 1003407 was tabled in Parliament on 16 March 2016. This report updates the material in that report and should be read in conjunction with the previous report.

Name	Ms X
Citizenship	Country A
Year of birth	1971
Ombudsman ID	1002139-O
Date of DIBP's report	11 March 2016

Recent detention history

17 May 2016	Granted a Bridging visa and released from restricted detention.
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Recent visa applications/case progression

The Department of Immigration and Border Protection advised that Ms X's case is affected by the judgment handed down on 2 September 2015 by the Full Federal Court (FFC), which found that the International Treaties Obligations Assessment (ITOA) process was procedurally unfair.

The Minister appealed the FFC decision and on 27 July 2016 the High Court found that the ITOA process was not procedurally unfair.

Health and welfare

Ms X did not require treatment for any major physical or mental health issues.

Case status

Ms X has been found not to be owed protection under the Refugee Convention and the complementary protection criterion. She is awaiting the outcome of judicial review.

Ms X was granted a Bridging visa on 17 May 2016 and released from immigration detention.