

**REPORT (ABRIDGED) 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 and Ms Y who remained in restricted immigration detention for more than 24 months (two years).

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|------------------------------|--------------------|
| Name | Mr X (and partner) |
| Citizenship | Country A |
| Year of birth | 1963 |
| Ombudsman ID | 1002329-O |
| Date of DIBP's report | 3 March 2016 |

Detention history

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| 27 February 2014 | Mr X and his partner Ms Y were detained under s 189(1) of the <i>Migration Act 1958</i> following expiry of their visas. They were transferred to Villawood Immigration Detention Centre (IDC). |
| June 2016 | Mr X and Ms Y were released from restricted detention when they were involuntarily removed from Australia and returned to the Country A. |

Visa applications/case progression

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|-----------------------------------|---|
| 12 November 2002 | Mr X arrived in Australia on a one-month Business visa. He remained in the community unlawfully until 15 November 2006, when he was granted a Bridging visa valid until 10 May 2007. |
| 28 July 2007 | Ms Y arrived in Australia on a one-year Student Guardian visa. |
| November 2007 — March 2008 | Mr X was granted five Bridging visas on departure grounds. |
| 27 February 2014 | Mr X and Ms Y were located and detained after living unlawfully in the community. |
| 4 March 2014 — 13 January 2016 | Mr X and Ms Y lodged numerous unsuccessful applications for protection and for Bridging visas. After exhausting all relevant tribunal appeal and judicial review processes they were found not to be owed protection. |

Health and welfare

Mr X was provided with treatment for shoulder and abdominal pain. He reported a history of torture and trauma but declined counselling.

Ms Y was provided with treatment for a range of physical health issues including surgery for cervical cancer.

Case status

Mr X and Ms Y were involuntarily removed from Australia in June 2016 and returned to the Country A.