

ASSESSMENT BY THE COMMONWEALTH OMBUDSMAN FOR TABLING IN PARLIAMENT

Under s 486O of the Migration Act 1958

This is the fourth s 486O assessment on Master X who has remained in immigration detention for a cumulative period of more than 54 months (four and a half years). The previous assessment 1002200-O1 was tabled in Parliament on 10 May 2017. This assessment provides an update and should be read in conjunction with the previous assessments.

Name	Master X
Citizenship	Country A
Year of birth	2003
Ombudsman ID	1002200-O2
Date of department's reports	26 April 2017 and 17 October 2017
Total days in detention	1,632 (at date of department's latest report)

Recent detention history

Since the Ombudsman's previous assessment, Master X has continued to be placed in the community.¹

Recent visa applications/case progression

23 November 2016	The Immigration Assessment Authority (IAA) affirmed the Department of Immigration and Border Protection's (the department) decision to refuse the Safe Haven Enterprise visa (SHEV) application of Master X's brother, Mr Y, which listed Master X as a dependent.
19 December 2016	Applied to the Federal Circuit Court for judicial review. In June 2017 his hearing was adjourned.
The department advised that Master X will not be considered for the grant of a bridging visa while he is a minor.	

Health and welfare

International Health and Medical Services advised that Master X did not receive treatment for any major physical or mental health issues during this assessment period.

Other matters

Master X is placed in the community with his cousin, Master Z, who is the subject of Ombudsman assessment 102201-O2. His brother, Mr Y, and his cousin, Mr P, continue to reside in the community on bridging visas.

¹ Master X was granted a placement in the community under s 197AB and remains in immigration detention.

Case status

Master X was detained on 29 April 2013 after arriving in Australia by sea and has remained in immigration detention, both in a detention facility and the community, for more than four and a half years.

On 17 September 2016 the IAA affirmed the department's decision to refuse the SHEV application of Master X's brother which listed him as a dependent.

At the time of the department's latest report Master X was awaiting the outcome of judicial review.