

**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 who remained in restricted immigration detention for more than 24 months (two years).

Name	Mr X
Citizenship	Country A
Year of birth	1988
Ombudsman ID	1003394
Date of DIBP's report	2 September 2015

Detention history

2 September 2013	Detained under s 189(3) of the <i>Migration Act 1958</i> after arriving in Australia aboard Suspected Illegal Entry Vessel 841 <i>Yantley</i> .
26 November 2015	Granted a Bridging visa and released from restricted detention.

Visa applications/case progression

The Department of Immigration and Border Protection (DIBP) advised that prior to being released from detention, Mr X was part of a cohort who had not had their protection claims assessed as they arrived in Australia after 13 August 2012 and the Minister had not lifted the bar under s 46A.

Health and welfare

Mr X was provided with treatment for a shoulder injury. He was also provided with treatment and counselling for a range of mental health issues including a history of torture and trauma, depression, anxiety, insomnia and an adjustment disorder.

International Health and Medical Services advised that Mr X had a history of self-harm and suicidal ideation related to detention fatigue.

Ombudsman assessment/recommendation

Mr X was granted a Bridging visa on 26 November 2015 and released from immigration detention.

The Ombudsman notes that Mr X was held in detention for over two years before being granted a Bridging visa. The Ombudsman further notes that, at the time of DIBP's review, processing of his claims for protection had not commenced.

The Ombudsman recommends that the Minister lift the bar under s 46A and processing of Mr X's protection claims commence as soon as possible.