

**REPORT 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 Mr X who has remained in immigration detention for more than 36 months (three years).

The first report 1003065 was tabled in Parliament on 10 February 2016. This report updates the material in that report and should be read in conjunction with the previous report.

Name	Mr X
Citizenship	Country A
Year of birth	1998
Ombudsman ID	1001834-O
Date of DIBP's reports	18 January 2016 and 18 July 2016
Total days in detention	1095 (at date of DIBP's latest report)

Recent detention history

Since the Ombudsman's previous report (1003065), Mr X remained in community detention.
--

Recent visa applications/case progression

13 March 2014	DIBP notified Mr X of the unintentional release of personal information ¹ and advised that the privacy breach would be taken into account when considering his protection claims.
31 July 2015	Mr X accepted DIBP's offer of the Primary Application Information Service to assist him with lodging a temporary visa application and he was assigned a provider.
14 September 2015	Mr X lodged a Safe Haven Enterprise visa (SHEV) application.
2 May 2016	DIBP refused Mr X's SHEV application. His case was referred for review by the Immigration Assessment Authority (IAA).
8 June 2016	IAA affirmed SHEV refusal.
11 July 2016	Requested judicial review by the Federal Circuit Court.

Health and welfare

International Health and Medical Services advised that Mr X continued to be monitored and treated for anxiety and stress. He attended regular psychology therapy sessions and was provided with strategies on how to manage his stress levels.
--

¹ In a media release dated 19 February 2014 the former Minister advised that an immigration detention statistics report was released on DIBP's website on 11 February 2014 which inadvertently disclosed detainees' personal information. The documents were removed from the website as soon as DIBP became aware of the breach from the media. The Minister acknowledged this was a serious breach of privacy by DIBP.

Case status

Mr X was detained on 19 July 2013 after arriving in Australia as an unaccompanied minor aged 14 aboard Suspected Illegal Entry Vessel *Rehobeth* and has been held in detention for over three years.

Mr X's SHEV application was refused on 2 May 2016. The IAA reviewed the decision on 8 June 2016 and affirmed the refusal of Mr X's SHEV application. He is awaiting the outcome of judicial review.