

ASSESSMENT BY THE COMMONWEALTH OMBUDSMAN FOR TABLING IN PARLIAMENT

Under s 486O of the Migration Act 1958

This is the third s 486O assessment on Mr X who remained in immigration detention for a cumulative period of more than 36 months (three years). The previous assessment 1001903-O was tabled in Parliament on 8 November 2016. This assessment provides an update and should be read in conjunction with the previous assessments.

Name	Mr X
Citizenship	Country A
Year of birth	1996
Ombudsman ID	1001903-O1
Date of department's report	11 August 2017
Total days in detention	1,094 (at date of department's report)

Recent detention history

Since the Ombudsman's previous assessment, Mr X continued to be placed in the community. ¹	
19 April 2016	Granted a bridging visa and released from immigration detention.
25 June 2017	Re-detained under s 189(1) of the <i>Migration Act 1958</i> after being arrested by police. He was transferred to Yongah Hill Immigration Detention Centre.
December 2017	Voluntarily departed Australia.

Recent visa applications/case progression

19 April 2016	Granted a bridging visa.
24 August 2016	Safe Haven Enterprise visa (SHEV) application refused.
22 December 2016	The Immigration Assessment Authority affirmed the refusal of Mr X's SHEV application.
9 June 2017	The Federal Circuit Court dismissed Mr X's application for judicial review.
3 August 2017	The Department of Home Affairs (the department) advised that as Mr X has no matters before the department, the courts or tribunals, he was referred for removal action.

Other legal matters

25 June 2017	Arrested by police on suspicion of fraud offences.
11 August 2017	The department advised that charges had not been laid as the police investigation remained ongoing.

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

Health and welfare

International Health and Medical Services advised that Mr X did not receive treatment for any major physical or mental health issues.

Case status

Mr X was detained on 8 May 2013 after arriving in Australia as an unaccompanied minor by sea and remained in immigration detention, both in a detention facility and the community, for a cumulative period of more than three years.

Mr X was released from immigration detention when he voluntarily departed Australia in December 2017.