

# 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 and his family who remained in immigration detention for more than 30 months (two and a half years).

The first report 1001712 was tabled in Parliament on 3 December 2014. This report updates the material in that report and should be read in conjunction with the previous report.

<b>Name</b>	Mr X (and family)
<b>Citizenship</b>	Country A
<b>Year of birth</b>	1979

## Family details

<b>Family members</b>	Ms Y (wife)	Master Z (son)
<b>Citizenship</b>	Country A	Country A
<b>Year of birth</b>	1984	2008

<b>Ombudsman ID</b>	1002188
<b>Date of DIBP's report</b>	14 January 2015
<b>Total days in detention</b>	914 (at date of DIBP's report)

## Recent detention history

Since the Ombudsman's previous report (1001712), Mr X and his family<sup>1</sup> remained in community detention.

4 June 2015	Granted Bridging visas and released detention.
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## Recent visa applications/case progression

4 June 2015	Granted Bridging visas.
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## Health and welfare

*Mr X*

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

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<sup>1</sup> Mr X and Ms Y's second child, Master Q was born in Australia in April 2013 and detained on 17 April 2013. He has been in detention for less than two years and is not subject to reporting under s 486N.

*Ms Y*

IHMS provided details of Ms Y's health and welfare. No significant ongoing physical health concerns were noted.	
4 August 2014 – 7 November 2014	IHMS advised that Ms Y attended four psychological counselling sessions for management of anxiety and depression. During an appointment on 5 September 2014, it was noted that Ms Y's mental health had improved.
21 August 2014	Ms Y was reviewed by her general practitioner (GP) and improvements in her mental health were noted. It was recommended that she consider antidepressant medication, however no medication was prescribed. Her GP noted that she may require a referral to a psychiatrist if her symptoms worsen.

*Master Z*

IHMS provided details of Master Z's health and welfare. No significant ongoing physical health concerns were noted.	
25 August 2014	Attended a psychological counselling session. No further information was provided.
18 December 2014	IHMS advised that Master Z was referred for further psychological counselling and to a speech therapist (no dates provided) following behavioural and mental health concerns, including aggression, stress-related stuttering and anxiety. Prior to his release from detention, his condition was monitored by his GP and psychologist.

**Ombudsman assessment/recommendation**

<p>Mr X and his family were granted Bridging visas on 4 June 2015 and released from immigration detention.</p> <p>The Ombudsman notes that Mr X and his family were detained on 11 July 2012 after arriving in Australia and were held in detention for over two and a half years before being granted Bridging visas. The Ombudsman further notes that, at the time of DIBP's review, processing of the family's claims for protection had not commenced.</p> <p>The Ombudsman recommends that the Minister lift the bar under s 46A and processing of the family's protection claims commence as soon as possible.</p>
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