

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

Name	Mr X (and sons)
Citizenship	Stateless (of A ethnicity)
Year of birth	1977
Ombudsman ID	1002656
Date of DIBP's reports	13 October 2014 and 29 April 2015

Detention history

13 October 2012	Mr X and his four sons were detained under s 189(3) of the <i>Migration Act 1958</i> after arriving in Australia aboard Suspected Illegal Entry Vessel 470 Zeitz.
4 June 2015	Granted Bridging visas and released from community detention.

Visa applications/case progression

The Department of Immigration and Border Protection (DIBP) advised that prior to being released from detention, Mr X and his sons were 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

The family was provided with treatment and counselling for a range of physical and mental health issues.

Ombudsman assessment/recommendation

Mr X and his sons were granted Bridging visas on 4 June 2015 and released from immigration detention.

The Ombudsman notes that Mr X and his sons 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 latest review, processing of the family's claims for protection had not commenced.

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.