

**REPORT (ABRIDGED) BY THE COMMONWEALTH AND
IMMIGRATION OMBUDSMAN FOR TABLING IN PARLIAMENT**

Under s 486O of the Migration Act 1958

This is the third s 486O report on Ms X who remained in restricted immigration detention for more than 42 months (three and a half years).

The first report 1001865 was tabled in Parliament on 4 March 2015 and the second report 1002322 was tabled in Parliament on 24 February 2016. This report updates the material in those reports and should be read in conjunction with the previous reports.

Name	Ms X
Citizenship	Country A, of B ethnicity
Year of birth	1972
Ombudsman ID	1001129-O
Date of DIBP's report	8 March 2016

Recent detention history

9 June 2016	Granted a Bridging visa and released from restricted detention.
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Recent visa applications/case progression

The Department of Immigration and Border Protection (DIBP) advised that Ms X's case is affected by the judgment handed down on 2 September 2015 by the Full Federal Court (FFC), which found that the International Treaties Obligations Assessment (ITOA) process undertaken by DIBP was procedurally unfair.

The Minister appealed the FFC decision and on 27 July 2016 the High Court found that the ITOA process was not procedurally unfair.

Health and welfare

Ms X was provided with treatment for a number of minor physical health issues. She was also provided with treatment and counselling for a range of mental health issues including anxiety and depression.

Case status

Ms X has been found not to be owed protection under the Refugee Convention and the complementary protection criterion. She is awaiting the outcome of judicial review.

Ms X was granted a Bridging visa on 9 June 2016 and released from immigration detention.