

## **REPORT BY THE COMMONWEALTH AND IMMIGRATION OMBUDSMAN FOR TABLING IN PARLIAMENT**

*Under s 486O of the Migration Act 1958*

This is the fifth s 486O report on Mr X who remained in immigration detention for more than 66 months (five and a half years). The previous reports are:

753/12 tabled in Parliament on 9 May 2012

1111/12 tabled in Parliament on 13 November 2013

1001243 tabled in Parliament on 24 September 2014

1001912 tabled in Parliament on 18 March 2015

This report updates the material in those reports and should be read in conjunction with the previous reports.

<b>Name</b>	Mr X
<b>Citizenship</b>	Country A
<b>Year of birth</b>	1982
<b>Ombudsman ID</b>	1002375
<b>Date of DIBP's reports</b>	31 March 2015 and 5 October 2015
<b>Total days in detention</b>	2111 (at date of DIBP's latest report)

### **Recent detention history**

Since the Ombudsman's previous report (1001912), Mr X remained at Yongah Hill Immigration Detention Centre.	
24 March 2015	Transferred to Wickham Point Alternative Place of Detention.
31 March 2015	Former Minister intervened under s 197AB to allow Mr X to reside in community detention. The Department of Immigration and Border Protection (DIBP) did not provide the date of transfer to community detention.
14 July 2015	Absconded from community detention.

### **Recent visa applications/case progression**

8 September 2014	DIBP commenced a reassessment of Mr X's protection claims under an International Treaties Obligations Assessment (ITOA).
11 March 2015	Mr X attended an interview in relation to the ITOA.
31 March 2015	The Minister intervened under s 197AB to allow Mr X to reside in community detention.
5 October 2015	DIBP advised Mr X had absconded from detention on 14 July 2015 and that his whereabouts were unknown.

**Health and welfare**

International Health and Medical Services advised that Mr X, prior to absconding from community detention, continued to report low mood and stress, mostly in relation to the belief he was to be involuntarily removed from Australia.

**Case status**

Mr X was found not to be owed protection under the Refugee Convention and, prior to absconding from community detention, had been held in detention for more than five and a half years. DIBP commenced a reassessment of Mr X's protection claims under an ITOA before he absconded.

At the time of DIBP's latest review Mr X's whereabouts were unknown.