

ASSESSMENT BY THE COMMONWEALTH OMBUDSMAN FOR TABLING IN PARLIAMENT

Under s 486O of the Migration Act 1958

This is the second s 486O assessment on Mr X who remained in immigration detention for a cumulative period of more than 30 months (two and a half years). The previous assessment 1002306-O was tabled in Parliament on 8 November 2016. This assessment provides an update and should be read in conjunction with the previous assessment.

Name	Mr X
Citizenship	Country A
Year of birth	1990
Ombudsman ID	1002306-O1
Date of department's report	6 May 2017
Total days in detention	912 (at date of department's report)

Recent detention history

Since the Ombudsman's previous assessment, Mr X remained at Wickham Point Immigration Detention Centre (IDC).	
30 June 2016	Granted a bridging visa and released from immigration detention.
5 April 2017	Re-detained under s 189(1) of the <i>Migration Act 1958</i> after living unlawfully in the community. He was transferred to Villawood IDC.
June 2017	Voluntarily departed Australia.

Recent visa applications/case progression

1 March 2016	The Federal Circuit Court dismissed Mr X's application for judicial review of the refusal of his Protection visa application.
30 June 2016	Granted a bridging visa.
4 August 2016	The Full Federal Court dismissed Mr X's application for judicial review of the refusal of his Protection visa application.
21 October 2016	Found not to meet the guidelines for referral to the Minister to lift the bar under s 48B.
28 October 2016	Bridging visa ceased.
2 May 2017	The Department of Home Affairs (the department) advised that as Mr X had no matters before the department, the courts or tribunals, he was referred for removal action.

Health and welfare

International Health and Medical Services advised that Mr X received treatment for physical health concerns, including an elbow injury.

Case status

Mr X was detained on 31 January 2014 after living unlawfully in the community and remained in an immigration detention facility for a cumulative period of more than two and a half years.

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