

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 who has remained in immigration detention for more than 42 months (three and a half years).

The first report 1001598 was tabled in Parliament on 13 May 2015. This report updates the material in that report and should be read in conjunction with the previous report.

Name	Mr X
Citizenship	Stateless (claimed), born in Country A
Year of birth	1963
Ombudsman ID	1002913
Date of DIBP's reports	10 July 2015 and 7 December 2015
Total days in detention	1,276 (at date of DIBP's latest report)

Recent detention history

Since the Ombudsman's previous report (1001598), Mr X has remained in community detention.

Recent visa applications/case progression

9 September 2015	The Department of Immigration and Border Protection (DIBP) advised that Mr X was found to be owed protection and is awaiting the outcome of identity and security assessments.
10 July 2015	DIBP advised that Mr X's significant health issues are best supported in community detention.
7 December 2015	DIBP advised that it continues to await the outcome of Mr X's identity and security assessments.

Health and welfare

14 December 2014 – ongoing	<p>International Health and Medical Services (IHMS) advised that since its previous report to the Ombudsman, Mr X's high cholesterol, hypertension and coronary heart disease conditions are managed by his general practitioner (GP).</p> <p>Mr X's malignant brain tumour also continues to be monitored by a neurologist and his GP. A routine magnetic resonance imaging scan was conducted in February 2015.</p> <p>IHMS further advised that Mr X continues to take prescribed medication for gastro-oesophageal reflux disorder, allergic rhinitis and sleep apnoea and continues to be monitored by his GP.</p>
9 January 2015 and 25 January 2015	Presented to his GP with excessive tiredness. His GP identified this was a side effect of his antidepressant medication and changed his medication. He was advised to increase his physical activity to lose weight and improve sleep quality.

13 February 2015	During a consultation with a GP Mr X's antidepressant medication was ceased.
20 March 2015	Mr X presented to his GP with persistent visual problems and was referred to an ophthalmologist.
June 2015 – ongoing	Following an appointment with an ophthalmologist, Mr X was reviewed by his GP who reported little change to Mr X's vision condition. His medication was changed and continues to be monitored by his GP.
September 2015	Attended a sleep clinic for investigation of sleep apnoea. IHMS advised that it was awaiting advice from this appointment.

Case status

Mr X has been found to be owed protection under the Refugee Convention. He is awaiting the outcome of identity and character assessments.