

REPORT 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 Mr X and his family who have remained in immigration detention for more than 48 months (four years).

The first report 1001771 was tabled in Parliament on 3 December 2014 and the second report 1002283 was tabled in Parliament on 2 March 2016. This report updates the material in those reports and should be read in conjunction with the previous reports.

Name	Mr X (and family)
Citizenship	Country A
Year of birth	1981

Family details

Family members	Ms Y (wife)	Miss Z (daughter)
Citizenship	Country A	Country A
Year of birth	1989	2008

Ombudsman ID	1001080-O
Date of DIBP's reports	1 February 2016 and 29 July 2016
Total days in detention	1458 (at date of DIBP's latest report)

Recent detention history

Since the Ombudsman's previous report (1002283), Mr X and his family¹ have remained in community detention.

Recent visa applications/case progression

The Department of Immigration and Border Protection (DIBP) advised that Mr X and his family have no outstanding matters before DIBP, the courts or tribunals and are on a removal pathway.

Health and welfare

Mr X

International Health and Medical Services (IHMS) advised that Mr X has continued to receive treatment for hypertension and high lipid levels. He was reviewed by an orthopaedic specialist for ongoing elbow pain and osteoarthritis in January 2016 and diagnosed with chronic inflammation of the elbow tendons.

¹ Miss P was born in Australia in May 2014 and detained on 2 October 2014. She is the subject of Ombudsman report 1002514-O.

Ms Y

IHMS advised that Ms Y continued to be monitored and treated for depression. She was re-referred to a psychologist due to ongoing symptoms and attended regular counselling sessions.

Miss Z

IHMS advised that Miss Z has not required treatment for any major physical or mental health issues.

Case status

Mr X and his family have been found not to be owed protection under the Refugee Convention and the complementary protection criterion. They have no matters before DIBP, the courts or tribunals and are on a removal pathway.