

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

*Under s 486O of the Migration Act 1958*

This is the first s 486O report on Mr X who has remained in restricted immigration detention for more than 30 months (two and a half years).

<b>Name</b>	Mr X
<b>Citizenship</b>	Country A
<b>Year of birth</b>	1990
<b>Ombudsman ID</b>	1002440-O
<b>Date of DIBP's reports</b>	29 June 2016 and 31 December 2016
<b>Total days in detention</b>	912 (at date of DIBP's latest report)

**Detention history**

3 July 2014	Detained under s 189(1) of the <i>Migration Act 1958</i> at Sydney International Airport after being refused immigration clearance. He was transferred to Villawood Immigration Detention Centre (IDC).
12 November 2014	Transferred to Yongah Hill IDC.

**Visa applications/case progression**

3 July 2014	Refused immigration clearance under s 172 after being unable to provide evidence of identity upon arrival in Australia.
25 July 2014	Lodged a Protection visa application.
1 September 2014	Protection visa application refused.
14 September 2014	Appealed to the Refugee Review Tribunal (RRT).
10 November 2014	RRT affirmed original decision.
15 December 2014	Requested judicial review by the Federal Circuit Court (FCC).
30 November 2016	The FCC dismissed the appeal.
29 December 2016	Requested judicial review by the Federal Court.
31 December 2016	The Department of Immigration and Border Protection (the department) advised that Mr X's case is under consideration for referral to the Minister under s 195A for the grant of a Bridging visa.

**Health and welfare**

International Health and Medical Services advised that Mr X has not required treatment for any major physical or mental health issues.

**Case status**

Mr X has been found not to be owed protection under the Refugee Convention and the complementary protection criterion and has been held in restricted detention for more than two and a half years. At the time of the department's latest review Mr X was awaiting the outcome of judicial review.