

## ASSESSMENT BY THE COMMONWEALTH OMBUDSMAN FOR TABLING IN PARLIAMENT

*Under s 486O of the Migration Act 1958*

This is the first s 486O assessment on Mr X who remained in immigration detention for more than 24 months (two years).

<b>Name</b>	Mr X
<b>Citizenship</b>	Country A
<b>Year of birth</b>	1969
<b>Ombudsman ID</b>	1002650-O
<b>Date of department's report</b>	29 April 2017
<b>Total days in detention</b>	730 (at date of department's report)

### Detention history

30 April 2015	Detained under s 189(1) of the <i>Migration Act 1958</i> following his release from a correctional facility. He was transferred to Villawood Immigration Detention Centre (IDC).
11 June 2015	Transferred to Yongah Hill IDC.
11 August 2015	Transferred to Facility B.
September 2017	Voluntarily departed Australia.

### Visa applications/case progression

Mr X arrived in Australia on a permanent residence visa on 19 January 1974. Following legislative amendment on 1 September 1994, Mr X held a Transitional (Permanent) visa.	
24 April 2015	Mr X was notified that his visa had been cancelled under s 501 following criminal convictions.
6 May 2016	The Minister decided not to revoke the decision to cancel Mr X's visa under s 501.
24 May 2016	Requested removal from Australia.
3 November 2016	Found not to meet the guidelines for referral to the Minister under s 195A for the grant of a bridging visa.

### Criminal history

May 2012 – January 1991	Convicted of numerous offences, including breaking and entering, theft and receiving stolen goods. He was sentenced to multiple terms of imprisonment, including eight years imprisonment for robbery.
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### Health and welfare

International Health and Medical Services (IHMS) advised that Mr X received treatment for insomnia and disclosed a history of depression.  IHMS further advised that Mr X received treatment for hepatitis C and a cardiac condition.
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**Other matters**

Mr X's father and siblings reside in State C and are Australian citizens.

**Case status**

Mr X was detained on 30 April 2015 following his release from a correctional facility and remained in an immigration detention for more than two years.

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