

ASSESSMENT BY THE COMMONWEALTH OMBUDSMAN FOR TABLING IN PARLIAMENT

Under s 486O of the Migration Act 1958

This is the third s 486O assessment on Mr X who has remained in immigration detention for more than 54 months (four and a half years). The previous assessment 1001768-O was tabled in Parliament on 6 September 2017. This assessment provides an update and should be read in conjunction with the previous assessments.

Name	Mr X
Citizenship	Country A
Year of birth	1985
Ombudsman ID	1001768-O1
Date of department's reports	17 July 2017 and 15 January 2018
Total days in detention	1,642 (at date of department's latest report)

Recent detention history

Since the Ombudsman's previous assessment, Mr X has remained at Yongah Hill Immigration Detention Centre.

Recent visa applications/case progression

1 February 2017	The Federal Circuit Court (FCC) dismissed Mr X's application for judicial review of the Immigration Assessment Authority's decision.
18 August 2017	The Federal Court dismissed Mr X's application for judicial review of the FCC's decision.
29 August 2017	Requested removal from Australia.
20 September 2017	The Department of Home Affairs (the department) requested the assistance of the authorities of Country A in issuing Mr X with an emergency travel document.
15 January 2018	The department advised that Mr X remains a person of interest to an external agency. The department further advised that as Mr X has no matters before the department, the courts or tribunals, he is on a removal pathway.

Health and welfare

International Health and Medical Services (IHMS) advised that Mr X continued to engage with the mental health team for the management of a history of torture and trauma.

IHMS further advised that Mr X received treatment for knee pain and a skin lesion.

Case status

Mr X has been found not to be owed protection under the *Migration Act 1958* and has remained in an immigration detention facility for more than four and a half years. He has no matters before the department or courts and has requested removal from Australia.

The department has advised that it has requested the assistance of the authorities of Country A in issuing Mr X with an emergency travel document to effect his removal.