

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 restricted immigration detention for more than 42 months (three and a half years).

The first report 1001745 was tabled in Parliament on 27 May 2015. This report updates the material in that report and should be read in conjunction with the previous report.

Name	Mr X
Citizenship	Country A
Year of birth	1985
Ombudsman ID	1003040
Date of DIBP's reports	20 July 2015 and 13 January 2016
Total days in detention	1,276 (at date of DIBP's latest report)

Recent detention history

Since the Ombudsman's previous report (1001745), Mr X remained at Yongah Hill Immigration Detention Centre.	
24 March 2015	Transferred to Facility B.

Recent visa applications/case progression

17 July 2015	The Federal Circuit Court adjourned the judicial review of the Refugee Review Tribunal's decision to affirm Mr X's Protection visa application refusal and reserved judgment.
13 January 2016	DIBP advised that Mr X's case has been identified for assessment against the guidelines under s 195A for the possible grant of a Bridging visa.

Health and welfare

29 February 2015	International Health and Medical Services (IHMS) reported that Mr X presented to the general practitioner (GP) with a lump on his lip that had been growing for two months. He was referred for plastic surgery in April 2015.
May 2015	His mental health assessment noted that he was coping well but his insomnia continued. He reportedly agreed to re-establish a sleeping routine and no significant concerns were noted. He was made aware of the self-referral process.
29 June 2015	Underwent surgery to remove the lump on his lip. IHMS advised that he was reviewed by the GP (date not provided) and prescribed with medication.
10 July 2015	He attended a post-procedural review with the surgeon and no concerns were raised.

October 2015	At his mental health assessment, Mr X reported sleeping difficulties and worries about his court case. He declined sleeping medication because of previous side effects. He was advised to self-refer as required.
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Case status

Mr X has been found not to be owed protection under the Refugee Convention and complementary protection criterion. He is awaiting the outcome of judicial review.