

**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 Master X who has remained in immigration detention for more than 36 months (three years).

The first report 1002692 was tabled in Parliament on 21 October 2015. This report updates the material in that report and should be read in conjunction with the previous report.

<b>Name</b>	Master X
<b>Citizenship</b>	Country A
<b>Year of birth</b>	1998
<b>Ombudsman ID</b>	1001502-O
<b>Date of DIBP's reports</b>	16 November 2015 and 14 May 2016
<b>Total days in detention</b>	1094 (at date of DIBP's latest report)

**Detention history**

16 May 2013	Detained under s 189(3) of the <i>Migration Act 1958</i> after arriving in Australia as an unaccompanied minor aged 14 aboard Suspected Illegal Entry Vessel (SIEV) 704 <i>Iford</i> . He was transferred to an Alternative Place of Detention (APOD), Christmas Island.
24 June 2013	Transferred to Pontville APOD.
12 September 2013	Transferred to community detention.

**Recent visa applications/case progression**

2 September 2013	The former Minister intervened under s 197AB to allow Master X to reside in community detention.
13 March 2014	The Department of Immigration and Border Protection (DIBP) notified Master X of the unintentional release of personal information <sup>1</sup> and advised that the privacy breach would be taken into account when considering his protection claims.
29 September 2015	The Minister lifted the bar under s 46A to allow Master X to lodge a temporary visa application.
14 October 2015	Master X was notified that he is eligible to receive the Primary Application Information Service (PAIS) to assist him with lodging a temporary visa application. He accepted the offer on 2 February 2016 and was assigned a PAIS provider.
31 March 2016	Lodged a Safe Haven Enterprise visa (SHEV) application.

<sup>1</sup> In a media release dated 19 February 2014 the former Minister advised that an immigration detention statistics report was released on DIBP's website on 11 February 2014 which inadvertently disclosed detainees' personal information. The documents were removed from the website as soon as DIBP became aware of the breach from the media. The Minister acknowledged this was a serious breach of privacy by DIBP.

DIBP advised that Master X will not be considered for the grant of a Bridging visa while he is a minor.

#### **Health and welfare**

International Health and Medical Services advised that Master X has not required treatment for any major physical or mental health issues since its previous report to the Ombudsman.

#### **Case status**

Master X was detained on 16 May 2013 after arriving in Australia aboard SIEV *Ilford* and has been held in detention for over three years.

On 29 September 2015 the Minister lifted the bar under s 46A to allow Master X to apply for a temporary visa and on 31 March 2016 Master X lodged an application for a SHEV.