

REPORT BY THE COMMONWEALTH AND IMMIGRATION OMBUDSMAN FOR TABLING IN PARLIAMENT

Under s 486O of the Migration Act 1958

This is third s 486O report on Mr X who has remained in restricted immigration detention for a cumulative period of more than 42 months (three and a half years).

The first report 1002403 was tabled in Parliament on 14 September 2015 and the second report 1003483 was tabled in Parliament on 14 September 2016. This report updates the material in those reports and should be read in conjunction with the previous reports.

Name	Mr X
Citizenship	Country A
Year of birth	1986
Ombudsman ID	1001302-O
Date of DIBP's report/s	5 October 2016
Total days in detention	1276 (at date of DIBP's report)

Recent detention history

Since the Ombudsman's previous report (1003483), Mr X has remained at Yongah Hill Immigration Detention Centre.

Recent visa applications/case progression

5 October 2016	<p>The Department of Immigration and Border Protection (DIBP) advised that Mr X had been identified for assessment against the guidelines under s 195A of the <i>Migration Act 1958</i> for possible consideration of the grant of a Bridging visa.</p> <p>DIBP further advised that Mr X is awaiting the hearing of his application for judicial review by the Federal Circuit Court on 9 November 2016, in relation to the refusal of his protection visa application.</p>
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Health and welfare

International Health and Medical Services advised that Mr X received treatment and was referred for physiotherapy after presenting with back pain.

Case status

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