

REPORT FOR TABLING IN PARLIAMENT BY THE COMMONWEALTH AND IMMIGRATION OMBUDSMAN

Under s 486O of the Migration Act 1958

Personal identifier: 356/08

This is the combined fourth and fifth s 486O report by the Ombudsman on Mr X as he had remained in immigration detention following the Ombudsman's combined second and third report (109/06). The Ombudsman's first report (39/06) was sent to the Minister on 17 January 2006 and tabled in Parliament on 29 March 2006. The Ombudsman's combined second and third report (109/06) was sent to the Minister on 8 November 2006 and tabled in Parliament on 7 February 2007. This report updates the material in that report and should be read in conjunction with it.

Case overview

1. A request under s 48B of the *Migration Act 1958* resulted in the Minister allowing Mr X to lodge another permanent Protection Visa (PV) application. On 21 August 2007 Mr X was granted a PV and released from detention.

Ombudsman consideration

2. The Department's (DIAC) reports to the Ombudsman under s 486N of the *Migration Act 1958* are dated 29 September 2005, 9 January 2006, 7 July 2006, 20 December 2006 and 1 June 2007.
3. Ombudsman staff interviewed Mr X by telephone on 8 August 2007.

Ombudsman assessment/recommendation

4. The Ombudsman notes that Mr X is now the holder of a PV and makes no recommendations in this report.



Prof. John McMillan
Commonwealth and Immigration Ombudsman



Date