

## REPORT (ABRIDGED) 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 remained in restricted immigration detention for more than 36 months (three years).

The first report 1002313 was tabled in Parliament on 14 June 2016. This report updates the material in that report and should be read in conjunction with the previous report.

<b>Name</b>	Mr X
<b>Citizenship</b>	Country A
<b>Year of birth</b>	1987
<b>Ombudsman ID</b>	1001262-O
<b>Date of DIBP's report</b>	3 March 2016

### Recent detention history

14 June 2016	Granted a Bridging visa and released from restricted detention.
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### Recent visa applications/case progression

The Department of Immigration and Border Protection advised that Mr X's case is affected by the judgment handed down on 2 September 2015 by the Full Federal Court (FFC), which found that the International Treaties Obligations Process was procedurally unfair.

The Minister appealed the FFC decision and on 27 July the High Court found that the ITOA process was not procedurally unfair.

### Health and welfare

Mr X was provided with treatment and counselling for a range of mental health issues including a history of torture and trauma, an adjustment disorder and post-traumatic stress disorder.

### Case status

Mr X has been found not to be owed protection under the Refugee Convention and the complementary protection criterion.

Mr X was granted a Bridging visa on 14 June 2016 and released from immigration detention.