

## ASSESSMENT (ABRIDGED) BY THE COMMONWEALTH OMBUDSMAN FOR TABLING IN PARLIAMENT

*Under s 486O of the Migration Act 1958*

This is the second s 486O assessment on Mr X who remained in immigration detention for a cumulative period of more than 36 months (three years). The previous assessment 1002365-O was tabled in Parliament on 1 March 2017. This assessment provides an update and should be read in conjunction with the previous assessment.

<b>Name</b>	Mr X
<b>Citizenship</b>	Country A
<b>Year of birth</b>	1979
<b>Ombudsman ID</b>	1002365-O1
<b>Date of DIBP's report</b>	8 April 2017
<b>Total days in detention</b>	1,094 (at date of DIBP's report)

### Recent detention history

Mr X had remained in an immigration detention facility.	
24 August 2017	The Department of Immigration and Border Protection (the department) advised that Mr X had been placed in the community. <sup>1</sup>
28 August 2017	Granted a Final Departure Bridging visa and released from immigration detention.

### Recent visa applications/case progression

The department has advised that under current policy settings Mr X is not eligible to have his protection claims assessed in Australia and remains liable for transfer back to a Regional Processing Centre on completion of his treatment.	
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### Health and welfare

International Health and Medical Services advised that Mr X continued to take antidepressant medication and had not reported any mental health concerns during this assessment period.	
31 March 2017	An Incident Report recorded that Mr X was transported to hospital by ambulance after experiencing chest pain. He was assessed at the hospital and discharged on the same day.

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<sup>1</sup> Mr X was granted a placement in the community under s 197AB and remained in immigration detention.

### **Information provided by Mr X**

During an interview with Ombudsman staff on 22 May 2017 Mr X advised that he had a heart problem. He stated that doctors had told him that there was nothing wrong but he continued to be prescribed with medication. He advised that his concerns regarding his physical health were affecting his mental health and that he required medication to manage his stress and assist with sleep. He stated that the medication he had been prescribed with to help him sleep was causing him stomach problems, but that testing had determined that there were no issues.

Mr X advised that his case manager had not informed him of the immigration deal with the United States of America, but the Papua New Guinea government had organised an interview with him. He stated that he had a lawyer who was assisting him.

Mr X stated that he had no complaints about the immigration detention facility that he was placed at and that he participated in some morning activities. He advised that his wife and two sons were not in Australia but that he spoke to them weekly. He had some family members in Australia who could not visit him, however he was visited by some refugee advocacy groups.

### **Case status**

Mr X was granted a Final Departure Bridging visa on 28 August 2017 and was released from immigration detention.