

**REPORT BY THE COMMONWEALTH AND
IMMIGRATION OMBUDSMAN FOR TABLING IN PARLIAMENT**

Under s 486O of the Migration Act 1958

This is the third s 486O report on Miss X¹ who remained in immigration detention for more than 42 months (three and a half years).

The first report 1002381 was tabled in Parliament on 25 November 2015 and the second report 1003450 was tabled in Parliament on 31 August 2016. This report updates the material in those reports and should be read in conjunction with the previous reports.

Name	Miss X
Citizenship	Country A
Year of birth	1999
Ombudsman ID	1002169-O
Date of DIBP's reports	24 March 2016 and 22 September 2016
Total days in detention	1276 (at date of DIBP's latest report)

Recent detention history

Since the Ombudsman's previous report (1003450), Miss X remained in community detention.	
20 January 2017	Granted a Safe Haven Enterprise visa (SHEV) and released from detention.

Recent visa applications/case progression

29 September 2015	Miss X was included as a dependent on her sister's Safe Haven Enterprise visa (SHEV) application.
18 July 2016	SHEV application refused.
19 July 2016	The sisters' case was referred to the Immigration Assessment Authority (IAA) for review.
16 September 2016	The IAA remitted the sisters' case to the department for reconsideration with the direction that Ms Y is a refugee under s 5H(1) of the <i>Migration Act 1958</i> and Miss X is a member of her family unit.
22 September 2016	The Department of Immigration and Border Protection (the department) advised that Miss X was not be considered for the grant of a Bridging visa while she was a minor.
20 January 2017	Granted a SHEV.

Health and welfare

International Health and Medical Services advised that Miss X attended multiple appointments with a psychologist to assist with managing stress and worry about her future.

¹ Miss X was previously reported on with her sister Ms Y. Ms Y was granted a Bridging visa on 3 February 2016 and released from detention.

Case status

Miss X was detained on 26 March 2013 after arriving in Australia by sea and was held in detention for more than three and a half years.

On 29 September 2015 Miss X's sister lodged an application for a SHEV which included her as a dependent.

The sisters' SHEV application was refused on 18 July 2016. The IAA reviewed the decision and on 16 September 2016 the application was remitted to the department with the direction that Ms Y is a refugee under s 5H(1) and Miss X is a member of her family unit.

The sisters were granted a SHEV on 20 January 2017 and Miss X was released from detention.