

ASSESSMENT 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 more than 36 months (three years). The previous assessment 1002344-O was tabled in Parliament on 1 March 2017. This assessment provides an update and should be read in conjunction with the previous assessment.

Name	Mr X
Citizenship	Country A
Year of birth	1972
Ombudsman ID	1002344-O1
Date of department's report	17 March 2017
Total days in detention	1,094 (at date of department's report)

Recent detention history

Since the Ombudsman's previous assessment, Mr X remained at Yongah Hill Immigration Detention Centre (IDC).	
June 2017	Voluntarily departed Australia.

Recent visa applications/case progression

28 November 2016 – 7 March 2017	Lodged three bridging visa applications, all of which were refused.
2 March 2017	The Full Federal Court dismissed Mr X's application for judicial review of the Federal Circuit Court's decision of 16 August 2016.
14 March 2017	Requested removal from Australia.

Health and welfare

International Health and Medical Services advised that Mr X was reviewed by a psychiatrist in November 2016 and presented with symptoms of low mood, agitation and distress. He was diagnosed with an adjustment disorder and his prescribed medication was adjusted.

Information provided by Mr X

<p>During an interview with Ombudsman staff on 25 May 2017 Mr X advised that his immigration case had been finalised and he was scheduled for voluntary removal from Australia. He stated that the delays in having his protection claims assessed had been very long and stressful and he believed he would probably be arrested upon his return to Country A as a result of the data breach.</p> <p>Mr X advised that he had been detained at Yongah Hill IDC for a long time and that his detention made him feel like he does not have any human rights. He said that he felt stressed and needed to take sleeping pills every day. He reported that IHMS was helpful, but that the processes associated with requesting medical assistance were so long and complicated that he sometimes did not bother.</p> <p>Mr X also advised that he has friends in Australia but no family.</p>

Case status

Mr X was detained on 19 March 2014 after living unlawfully in the community and remained in an immigration detention facility for more than three years.

Mr X was released from immigration detention when he voluntarily departed Australia in June 2017.