

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 Mr X who remained in immigration detention for more than 54 months (four and a half years).

The first report 1536/13 was tabled in Parliament on 4 December 2013 and the second report 1001359 was tabled in Parliament on 22 October 2014. This report updates the material in those reports and should be read in conjunction with the previous reports.

Name	Mr X
Citizenship	Stateless (claimed), born in Country A
Year of birth	1975
Ombudsman ID	1002074
Date of DIBP's reports	8 December 2014 and 2 June 2015
Total days in detention	1,643 (at date of DIBP's latest report)

Recent detention history

Since the Ombudsman's previous report (1001359), Mr X remained in community detention.	
5 October 2015	Mr X was released from detention when he voluntarily departed Australia and returned to Country A.

Recent visa applications/case progression

January 2015	Mr X submitted a voluntary removal request to be returned to Country A. The Department of Immigration and Border Protection (DIBP) advised that he later withdrew his request.
16 January 2015	DIBP invited Mr X to provide information to support his Protection visa application.
22 May 2015	He provided further information in relation to his Protection visa application and DIBP advised that it was assessing whether he had raised further protection related claims.
12 June 2015	He submitted a voluntary removal request to be returned to Country A.
13 July 2015	He provided completed documentation and his travel document application to DIBP.
26 August 2015	He attended an interview with the Embassy of Country A. He was issued with a travel document the same day.
9 September 2015	DIBP advised that his removal date was scheduled for 13 September 2015, pending a fitness to travel assessment and other criteria being met.
13 September 2015	The scheduled removal did not proceed.
15 September 2015	His travel document expired.
24 September 2015	The Embassy of Country A issued him with a new travel document.

30 September 2015	DIBP advised that a new removal date was scheduled for 5 October 2015, pending a fitness to travel assessment.
5 October 2015	Mr X voluntarily departed Australia.

Health and welfare

26 August 2014 – ongoing	<p>International Health and Medical Services (IHMS) advised that Mr X was referred to a psychologist and a psychiatrist after he reported symptoms of paranoia.</p> <p>IHMS advised that Mr X declined to see a psychiatrist and it had no documentation to confirm that he had seen a psychologist. However, he was monitored by his general practitioner and prescribed with antipsychotic medication prior to voluntarily departing Australia.</p>
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Detention incidents

3 October 2014	Mr X received a verbal warning in relation to alleged inappropriate behaviour towards other detainees at his community detention residence.
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Other matters

7 August 2015	<p>Mr X lodged a complaint with the Ombudsman's office in relation to the delay he experienced following a request he made to voluntarily return to Country A.</p> <p>An investigation by the Ombudsman's office confirmed that the delay was outside of DIBP's control. Mr X was advised of a new return date to Country A which he accepted and the complaint was closed on 2 October 2015.</p>
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Case status

Mr X voluntarily departed Australia on 5 October 2015 and returned to Country A.
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