

**REPORT 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 has remained in immigration detention for more than 42 months (three and a half years).

The first report 1003095 was tabled in Parliament on 24 February 2016. This report updates the material in that report and should be read in conjunction with the previous report.

Name	Mr X
Citizenship	Country A
Year of birth	1983
Ombudsman ID	1001864-O
Date of DIBP's reports	18 April 2016 and 15 October 2016
Total days in detention	1276 (at date of DIBP's latest report)

Recent detention history

Since the Ombudsman's previous report (1003095), Mr X remained at Melbourne Immigration Transit Accommodation.	
11 March 2016	Transferred to community detention.

Recent visa applications/case progression

26 October 2015	Mr X was notified that he is eligible to receive the Primary Application Information Service (PAIS) to assist him with lodging a temporary visa application. He accepted the offer on 27 October 2015 and was assigned a PAIS provider.
3 February 2016	Lodged a Safe Haven Enterprise visa (SHEV) application.
2 March 2016	The Minister intervened under s 197AB of the <i>Migration Act 1958</i> to allow Mr X to reside in community detention.
16 September 2016	SHEV application refused.
22 September 2016	Mr X's case was referred to the Immigration Assessment Authority (IAA) for review.

Health and welfare

International Health and Medical Services (IHMS) advised that Mr X continues to be subject to a Community Treatment Order for schizophrenia and regularly attends counselling sessions. His mental health has remained stable on this treatment plan. IHMS further advised that Mr X was referred to a podiatrist following an ongoing painful foot callous.

Case status

Mr X was detained on 18 April 2013 after arriving in Australia by sea and has been held in detention for more than three and a half years.

On 3 February 2016 Mr X lodged an application for a SHEV. Mr X's SHEV application was refused on 16 September 2016 and his case was referred to the IAA for review.