

## 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 a cumulative period of more than 36 months (three years). The previous assessment 1002518-O was tabled in Parliament on 13 September 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>	1996
<b>Ombudsman ID</b>	1002518-O1
<b>Date of department's report</b>	4 October 2017
<b>Total days in detention</b>	1,094 (at date of department's report)

### Recent detention history

Since the Ombudsman's previous assessment, Mr X remained at Christmas Island Immigration Detention Centre.	
22 January 2018	Granted a bridging visa and released from immigration detention.

### Recent visa applications/case progression

26 July 2017	The Minister lifted the bar under s 46A of the <i>Migration Act 1958</i> to allow Mr X to lodge a temporary visa application.
28 July 2017	Mr X was issued a travel document by the authorities of Country A, valid until 28 January 2018.
18 September 2017	Lodged a Safe Haven Enterprise visa (SHEV) application.
22 January 2018	Granted a bridging visa.

### Health and welfare

<p>International Health and Medical Services (IHMS) advised that Mr X received support from the mental health team (MHT) and attended counselling for the management of anxiety. In June 2017 he disclosed to the MHT that he was experiencing sadness and finding it increasingly difficult to manage being in detention.</p> <p>IHMS further advised that Mr X received treatment for gastritis and hepatitis B. In May and June 2017 he was reviewed by a gastroenterologist who reported that Mr X's test results were satisfactory and recommended subsequent testing and review.</p>
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**Case status**

Mr X was detained on 30 April 2013 after arriving in Australia by sea and remained in immigration detention, both in a detention facility and the community, for a cumulative period of more than three years.

On 26 July 2017 the Minister lifted the bar under s 46A to allow Mr X to apply for a temporary visa and on 18 September 2017 Mr X lodged a SHEV application.

The Ombudsman's previous assessment noted Mr X's mental health concerns and recommended that in light of his age, he be transferred to a less restrictive detention facility while he awaits the resolution of his immigration status.

On 13 September 2017 the Minister advised that the Department of Home Affairs had reviewed Mr X's placement and found that his current placement was appropriate.

Mr X was granted a bridging visa on 22 January 2018 and released from immigration detention.