

## 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, Ms Y and their daughters who have remained in immigration detention for more than 42 months (three and a half years).

The first assessment 1002263-O was tabled in Parliament on 8 November 2016. This assessment provides an update and should be read in conjunction with the previous assessment.

<b>Name</b>	Mr X (and family)	Ms Y (wife)
<b>Citizenship</b>	Country A	Country A
<b>Year of birth</b>	1981	1981

### Family details

<b>Family members</b>	Miss Z (daughter)	Miss P (daughter)
<b>Citizenship</b>	Country A	Country A
<b>Year of birth</b>	2006	2007

<b>Family members</b>	Miss Q (daughter)	Miss R (daughter)
<b>Citizenship</b>	Country A	Country A
<b>Year of birth</b>	2011	2012

<b>Ombudsman ID</b>	1002263-O1
<b>Date of DIBP's reports</b>	12 December 2016 and 12 June 2017
<b>Total days in detention</b>	1,276 (at date of DIBP's latest report)

### Recent detention history

Since the Ombudsman's previous assessment (1002263-O), the family has remained in community detention.
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### Recent visa applications/case progression

27 September 2016	The family lodged a Safe Haven Enterprise visa (SHEV) application.
12 June 2017	<p>The Department of Immigration and Border Protection (the department) advised that the processing of the family's SHEV application remained ongoing and the department is in the process of allocating an interview date for the family.</p> <p>The department further advised that the family was included in a ministerial submission for consideration under s 195A of the <i>Migration Act 1958</i> for the grant of a bridging visa.</p>

**Health and welfare**

*Mr X*

International Health and Medical Services (IHMS) advised that Mr X received treatment for knee pain. IHMS further advised that Mr X did not receive treatment for any major mental health issue during this assessment period.
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*Ms Y, Miss Z, Miss P, Miss Q and Miss R*

IHMS advised that Ms Y, Miss Z, Miss P, Miss Q and Miss R did not receive treatment for any major physical or mental health issues during this assessment period.	
2 December 2016	An Incident Report recorded that Miss P was transported to hospital via ambulance following an asthma attack.

**Case status**

Mr X, Ms Y and their daughters were detained on 14 December 2013 after arriving in Australia by sea and been held in detention for more than three and a half years. On 27 September 2016 the family lodged a SHEV application and the department advised that it was in the process of allocating a date to interview the family in relation to their SHEV application.
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