

ASSESSMENT BY THE COMMONWEALTH OMBUDSMAN FOR TABLING IN PARLIAMENT

Under s 486O of the Migration Act 1958

This is the first s 486O assessment on Mr X who has remained in immigration detention for a cumulative period of more than two and a half years.

Name	Mr X
Citizenship	Country A
Year of birth	1989
Ombudsman ID	1002749-O
Date of department's reports	1 September 2017 and 1 March 2018
Total days in detention	912 (at date of department's latest report)

Detention history

January 2013	Detained under s 189(3) of the <i>Migration Act 1958</i> after arriving in Australia by sea. He was transferred to Facility B.
February 2013 – January 2015	Transferred five times between various immigration detention facilities.
January 2015	Granted a bridging visa and released from immigration detention.
August 2017	Re-detained under 189(1) following his release from a correctional facility. He was transferred to Facility C.
October 2017	Transferred to Facility D.

Visa applications/case progression

January 2015	Granted the first of multiple bridging visas.
July 2016	The Minister lifted the bar under s 46A to allow Mr X to lodge a temporary visa application.
January 2017	Bridging visa cancelled under s 116.
August 2017	Lodged a Safe Haven Enterprise visa (SHEV) application.
August 2017	The Department of Home Affairs notified Mr X that his SHEV application was invalid as it did not meet a regulation under the <i>Migration Regulations 1994</i> .
September 2017	Lodged another SHEV application. An interview was scheduled for March 2018.

Criminal history

October 2016	Sentenced to ten months imprisonment for several offences.
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Health and welfare

International Health and Medical Services advised that Mr X did not receive treatment for any major physical or mental health issues during this assessment period.

Case status

Mr X was detained in January 2013 after arriving in Australia by sea and has remained in an immigration detention facility for a cumulative period of more than two and a half years.

In July 2016 the Minister lifted the bar under s 46A to allow Mr X to apply for a temporary visa and in September 2017 Mr X lodged a SHEV application.