

**REPORT BY THE COMMONWEALTH AND  
IMMIGRATION OMBUDSMAN FOR TABLING IN PARLIAMENT**

*Under s 486O of the Migration Act 1958*

This is the first s 486O report on Mr X who remained in immigration detention for more than 24 months (two years).

<b>Name</b>	Mr X
<b>Citizenship</b>	Stateless (claimed)
<b>Year of birth</b>	1996
<b>Ombudsman ID</b>	1003121
<b>Date of DIBP's report</b>	30 April 2015
<b>Total days in detention</b>	Not provided

**Detention history**

30 April 2013	Detained under s 189(3) of the <i>Migration Act 1958</i> after arriving in Australia as an unaccompanied minor aged 16 aboard Suspected Illegal Entry Vessel 680 <i>Glaisdale</i> .
18 June 2015	Granted a Bridging visa and released from community detention.
The Department of Immigration and Border Protection (DIBP) advised that Mr X's parents arrived in Australia on 1 June 2013 aboard SIEV <i>Mayfair</i> . No further information was provided.	

**Visa applications/case progression**

DIBP advised that prior to being released from detention, Mr X was part of a cohort who had not had their protection claims assessed as they arrived in Australia after 13 August 2012 and the Minister had not lifted the bar under s 46A(2).	
18 June 2015	Granted a Bridging visa.

**Health and welfare**

6 June 2013	International Health and Medical Services advised that Mr X was diagnosed with hepatitis B following routine pathology screening. Further testing identified normal liver function and he was advised to attend regular appointments. Prior to his release from detention, his condition was monitored by his general practitioner.
8 July 2013	Identified as a tuberculosis contact. Prior to his release from detention, his condition was monitored as per state policy.

### **Ombudsman assessment/recommendation**

Mr X was granted a Bridging visa on 18 June 2015 and released from immigration detention.

The Ombudsman notes that Mr X was detained on 30 April 2013 after arriving in Australia as an unaccompanied minor aged 16, and was held in detention for over two years before being granted a Bridging visa. The Ombudsman further notes that, at the time of DIBP's review, processing of Mr X's claims for protection had not commenced.

The Ombudsman recommends that the Minister lift the bar under s 46A and processing of Mr X's protection claims commence as soon as possible.