

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 Master X who has remained in immigration detention for more than 24 months (two years).

Name	Master X
Citizenship	Country A, born in Country B
Year of birth	2000
Ombudsman ID	1003416
Date of DIBP's report	7 September 2015
Total days in detention	730 (at date of DIBP's report)

Detention history

7 September 2013	Detained under s 189(3) of the <i>Migration Act 1958</i> after arriving in Australia as an unaccompanied minor aged 13 aboard Suspected Illegal Entry Vessel (SIEV) 843 <i>Anniston</i> . He was transferred to an Alternative Place of Detention, Christmas Island.
26 March 2014	Transferred to Melbourne Immigration Transit Accommodation (ITA).
1 July 2014	Transferred to Brisbane ITA.
16 July 2014	Transferred to community detention.

Visa applications/case progression

The Department of Immigration and Border Protection (DIBP) advised that, prior to ministerial intervention, Master X was part of a cohort who had not had their protection claims assessed as they arrived in Australia after 13 August 2012 and were subject to the bar under s 46A.	
12 March 2014	Master X was issued with a letter inviting him to comment on the unintentional release of personal information through DIBP's website. ¹
16 June 2015	The Minister intervened under s 46A to lift the bar and allow Master X to apply for a temporary visa.
9 July 2015	DIBP notified Master X that he was eligible to receive the Primary Application Information Service (PAIS) to assist him in lodging a temporary visa application.
21 July 2015	Master X accepted the PAIS assistance.

¹ In a media release dated 19 February 2014 the former Minister advised that an immigration detention statistics report was released on DIBP's website on 11 February 2014 which inadvertently disclosed detainees' personal information. The documents were removed from the website as soon as DIBP became aware of the breach from the media. The Minister acknowledged this was a serious breach of privacy by DIBP.

Health and welfare

8 September 2013	International Health and Medical Services (IHMS) advised that Master X's induction chest x-rays returned abnormal results. A follow-up chest x-ray in March 2014 identified no abnormalities.
1 October 2013	Master X disclosed a history of torture and trauma but declined specialist counselling. He was advised to self-refer as required.
30 May 2014	Master X attended a hospital emergency department after injuring his hand while playing sport. An x-ray was conducted and he was diagnosed with a ligament injury. A plaster cast was applied and he was reviewed by a plastic surgeon. IHMS advised that no further treatment was required.

Case status

Master X was detained on 7 September 2013 after arriving in Australia as an unaccompanied minor aged 13 aboard SIEV *Anniston* and has been held in detention for over two years with no processing of his protection claims.

On 16 June 2015 the Minister lifted the bar under s 46A to allow Master X to apply for a temporary visa.