

REPORT BY THE COMMONWEALTH AND IMMIGRATION OMBUDSMAN FOR TABLING IN PARLIAMENT

Under s 486O of the Migration Act 1958

This is the second s 486O report on Ms X and her daughters who remained in immigration detention for more than 30 months (two and a half years).

The first report 1002434 was tabled in Parliament on 9 September 2015. This report updates the material in that report and should be read in conjunction with the previous report.

Name	Ms X (and daughters)
Citizenship	Country A
Year of birth	1979

Family details

Family members	Miss Z (daughter)	Miss V (daughter)	Miss W (daughter)
Citizenship	Country A	Country A	Country A
Year of birth	2001	2005	2009

Ombudsman ID	1002747
Date of DIBP's report	2 June 2015
Total days in detention	Not provided

Recent detention history

Since the Ombudsman's previous report (1002434), Ms X and her children ¹ remained in community detention.	
30 July 2015	Granted Bridging visas with associated Temporary Humanitarian Stay (THS) visas and released from detention.

Recent visa applications/case progression

30 July 2015	Granted Bridging visas with associated THS visas.
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Health and welfare

Ms X, Miss Z and Miss V

International Health and Medical Services (IHMS) advised that Ms X, Miss Z and Miss V did not require treatment for any major physical or mental health issues since its previous report to the Ombudsman.
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¹ Ms X's fourth child, Master U, was born in Australia in 2013 and is the subject of Ombudsman report 1003181.

Miss W

18 November 2014	A DIBP Incident Report recorded that Miss W underwent surgery for an abscess. No further information was provided.
10 April 2015 – 26 May 2015	IHMS advised that Miss W did not require treatment for any major physical or mental health issues.

Ombudsman assessment/recommendation

Ms X and her daughters were granted Bridging visas with associated THS visas on 30 July 2015 and released from immigration detention.

The Ombudsman notes that the family were detained on 11 November 2012 after arriving in Australia and were held in detention for over two and a half years before being granted Bridging visas. The Ombudsman further notes that, at the time of the Department of Immigration and Border Protection's review, processing of the family's claims for protection had not commenced.

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