

**REPORT (ABRIDGED) 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 Mr X and his daughter who remained in immigration detention for more than 30 months (two and a half years).

The first report 1002342 was tabled in Parliament on 17 June 2015. This report updates the material in that report and should be read in conjunction with the previous report.

Name	Mr X (and daughter)
Citizenship	Country A
Year of birth	1985
Ombudsman ID	1003144
Date of DIBP's report	30 April 2015

Detention history

28 October 2012	Mr X and his two-year-old daughter Miss Y were detained under s 189(3) of the <i>Migration Act 1958</i> after arriving in Australia aboard Suspected Illegal Entry Vessel 504 <i>Iveco</i> .
27 August 2015	Granted Bridging visas and released from community detention.

Visa applications/case progression

The Department of Immigration and Border Protection (DIBP) advised that prior to being released from detention, Mr X and his daughter were 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.

Health and welfare

Mr X did not require treatment for any major physical or mental health issues.

The Ombudsman's previous report noted that Miss Y was the victim of alleged abuse in February 2013 by her stepmother. International Health and Medical Services advised that Miss Y did not present with any chronic or acute physical or mental health issues after Mr X's separation from the alleged perpetrator in October 2013.

Ombudsman assessment/recommendation

Mr X and his daughter were granted Bridging visas on 27 August and released from immigration detention.

The Ombudsman notes that Mr X and his daughter were held in detention for over two years before being granted Bridging visas. The Ombudsman further notes that, at the time of DIBP's review, processing of their 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.