

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

*Under s 486O of the Migration Act 1958*

This is the third s 486O report on Mr X who has remained in restricted immigration detention for more than 48 months (four years).

The first report 1002882 was tabled in Parliament on 11 November 2015 and the second report 1001665-O was tabled in Parliament on 14 September 2016. This report updates the material in those reports and should be read in conjunction with the previous reports.

<b>Name</b>	Mr X
<b>Citizenship</b>	Country A
<b>Year of birth</b>	1990
<b>Ombudsman ID</b>	1001665-O1
<b>Date of DIBP's reports</b>	1 July 2016 and 30 December 2016
<b>Total days in detention</b>	1458 (at date of DIBP's latest report)

**Recent detention history**

Since the Ombudsman's previous report (1001665-O), Mr X remained at Wickham Point Alternative Place of Detention.	
16 June 2016	Transferred to Yongah Hill Immigration Detention Centre.

**Recent visa applications/case progression**

29 February 2016	Mr X accepted the Department of Immigration and Border Protection's (the department) offer of the Primary Application Information Service to assist him with lodging a new temporary visa application or providing supporting information for his existing application and was assigned a provider.
4 March 2016	The Minister declined to intervene under s 195A of the <i>Migration Act 1958</i> .
1 July 2016	The department advised that Mr X is no longer a person of interest.
20 July 2016	Safe Haven Enterprise visa (SHEV) application refused. Mr X's case was referred to the Immigration Assessment Authority (IAA) for review.
22 September 2016	IAA affirmed the decision to refuse Mr X's SHEV application.
18 October 2016	Requested judicial review by the Federal Circuit Court.
20 December 2016	Referred on a ministerial submission under s 195A for consideration of the grant of a Bridging visa.

**Health and welfare**

International Health and Medical Services advised that Mr X has not required treatment for any major physical or mental health issues.
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**Other matters**

30 December 2015	The department advised that Mr X's complaint with the Australian Human Rights Commission remains ongoing.
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**Case status**

<p>Mr X was detained on 2 January 2013 after arriving in Australia by sea and has been held in restricted detention for over four years.</p> <p>Mr X's SHEV application was refused on 20 July 2016 and on 22 September 2016 the IAA affirmed the refusal. At the date of the department's latest review Mr X was awaiting the outcome of judicial review.</p>
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