

**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 Ms X and her daughter who remained in immigration detention for more than 30 months (two and a half years).

The first report 1001853 was tabled in Parliament on 25 February 2015. This report updates the material in that report and should be read in conjunction with the previous report.

Name	Ms X (and daughter)
Citizenship	Stateless (claimed)
Year of birth	1982
Ombudsman ID	1003256
Date of DIBP's report	23 March 2015

Detention history

1 September 2012	Ms X and her daughter were detained under s 189(3) of the <i>Migration Act 1958</i> after arriving in Australia aboard Suspected Illegal Entry Vessel 431 <i>Licorice</i> .
9 April 2015	Granted Bridging visas and released from community detention.

Visa applications/case progression

The Department of Immigration and Border Protection advised that prior to being released from detention, Ms X and her 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

Ms X and her daughter were provided with treatment for a range of physical health issues. Ms X was also provided with treatment and counselling for mental health issues including an adjustment disorder with depression and anxiety.

Other matters

21 August 2013	A DIBP Incident Report recorded that Ms X was allegedly the victim of domestic violence by her husband, who is the holder of a Protection visa. Alternative accommodation was organised for her for one night.
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Ombudsman assessment/recommendation

Ms X and her daughter were granted Bridging visas on 9 April 2015 and released from immigration detention.

The Ombudsman notes that Ms X and her daughter 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 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.