

ASSESSMENT BY THE COMMONWEALTH OMBUDSMAN FOR TABLING IN PARLIAMENT

Under s 486O of the Migration Act 1958

This is the first s 486O assessment on Mr X who remained in immigration detention for a cumulative period of more than 24 months (two years).

Name	Mr X
Citizenship	Country A
Year of birth	1992
Ombudsman ID	1002791-O
Date of department's report	24 October 2017
Total days in detention	730 (at date of department's report)

Detention history

22 October 2012	Detained under s 189(3) of the <i>Migration Act 1958</i> after arriving in Australia by sea. He was transferred to an Alternative Place of Detention (APOD), Christmas Island.
1 December 2012	Transferred to Darwin Airport Lodge APOD.
6 December 2012	Granted a bridging visa and released from immigration detention.
9 December 2015	Re-detained under s 116 following the cancellation of his bridging visa. He was transferred to Maribyrnong Immigration Detention Centre.
7 December 2016 – 15 June 2017	Transferred five times between various immigration detention facilities.
24 October 2017	Granted a bridging visa and released from immigration detention.

Visa applications/case progression

6 December 2012	Granted a bridging visa.
23 November 2015	The Minister lifted the bar under s 46A to allow Mr X to lodge a temporary visa application.
9 December 2015	Bridging visa cancelled under s 116 due to criminal matters.
22 February 2016	Mr X was notified that he was eligible to receive the Primary Application Information Service to assist him with lodging a temporary visa application. He accepted the offer on 10 March 2016 and was assigned a provider.
29 June 2016	Lodged a Temporary Protection visa (TPV) application.
2 March 2017	TPV application refused.
15 June 2017	The Immigration Assessment Authority (IAA) affirmed the decision to refuse Mr X's TPV application.
20 July 2017	Applied to the Federal Circuit Court for judicial review of the IAA's decision.
24 October 2017	Granted a bridging visa.

Health and welfare

International Health and Medical Services (IHMS) advised that Mr X received treatment for anxiety and sleep concerns. He was also placed on Supportive Monitoring and Engagement observations in December 2015 and January 2016 due to his history of self-harm.

IHMS further advised that Mr X received treatment for physical health concerns, including lower back pain.

September 2013	An Incident Report recorded that Mr X self-harmed.
January 2016	Incident Reports recorded that Mr X threatened self-harm and subsequently self-harmed.

Case status

Mr X was detained on 22 October 2012 after arriving in Australia by sea and remained in an immigration detention facility for a cumulative period of more than two years.

Mr X was granted a bridging visa on 24 October 2017 and released from immigration detention.