

ASSESSMENT BY THE COMMONWEALTH OMBUDSMAN FOR TABLING IN PARLIAMENT

Under s 486O of the Migration Act 1958

This is the third s 486O assessment on Mr X who has remained in immigration detention for a cumulative period of more than 66 months (five and a half years).

The first assessment 1002194 was tabled in Parliament on 27 May 2015 and the second assessment 1003143 was tabled in Parliament on 20 October 2016. This assessment provides an update and should be read in conjunction with the previous assessments.

Name	Mr X
Citizenship	Country A
Year of birth	1988
Ombudsman ID	1001785-O
Date of DIBP's reviews	28 November 2016 and 29 May 2017
Total days in detention	2,004 (at date of DIBP's latest review)

Recent detention history

Since the Ombudsman's previous assessment (1003143), Mr X has remained at Cessnock Correctional Centre, New South Wales (NSW).

Recent visa applications/case progression

Mr X continues to serve a sentence of eight years with a non-parole period of five years for his involvement in people smuggling offences. A Criminal Justice Stay Certificate remains in force preventing Mr X's removal from Australia.

Health and welfare

The Department of Immigration and Border Protection (the department) advised that Mr X's health and welfare has continued to be managed by Corrective Services, NSW.

Ombudsman assessment

Mr X continues to serve a custodial sentence for his involvement in people smuggling offences. His earliest date of release is 21 January 2018.

The Ombudsman notes with concern that in the absence of any health and welfare information provided by the department the Ombudsman is unable to assess the adequacy of health care provided to Mr X in this review period.

The Ombudsman makes no recommendations in this assessment.