

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 immigration detention for more than 48 months (four years).

The first report 1001121 was tabled in Parliament on 12 February 2014 and the second report 1001413 was tabled in Parliament on 22 October 2014. This report updates the material in those reports and should be read in conjunction with the previous reports.

Name	Mr X
Citizenship	Country A
Year of birth	1986
Ombudsman ID	1002183
Date of DIBP's reports	12 January 2015 and 9 July 2015
Total days in detention	1,458 (at date of DIBP's latest report)

Recent detention history

Since the Ombudsman's previous report (1001413), Mr X has remained in community detention.

Recent visa applications/case progression

21 July 2014	The Refugee Review Tribunal (RRT) remitted Mr X's case for reconsideration to the Department of Immigration and Border Protection (DIBP) with direction that he is a person to whom Australia has protection obligations.
28 October 2014	DIBP initiated a ministerial intervention request under s 195A of the <i>Migration Act 1958</i> for the Minister to consider granting a Bridging visa.
12 January 2015	DIBP advised that it was drafting a first stage submission but consideration for a Bridging visa would not be processed until security and other checks were finalised.
9 July 2015	DIBP again advised that it was drafting a submission under s 195A for the Minister to consider granting a Bridging visa, and that health and character checks are ongoing.

Health and welfare

12 June 2014 - ongoing	International Health and Medical Services (IHMS) advised that Mr X suffered from chronic back pain. He was referred for an ultrasound and prescribed with pain relief medication.
12 August 2014	Attended a counselling session with a psychologist where he advised that he was coping better after being informed by his case manager that he may be receiving a visa. IHMS advised no further mental health issues had since been reported.

13 August 2014	IHMS reported he attended a radiology appointment and received treatment for his back pain.
11 October 2014	Attended a hospital emergency department following an exacerbation of his back pain. He was diagnosed with muscular abdominal pain and intestinal colic. He was prescribed with pain relief medication and referred for a spinal injection and a computed tomography (CT) scan.
8 July 2015	IHMS reported that it has no record of whether Mr X underwent the CT scan and steroid injection, but he had not presented with any physical health concerns since 17 December 2014.

Other matters

5 January 2015	DIBP advised that it had received an original Australian Federal Police certificate in relation to his security and character requirements.
----------------	---------------------------------------------------------------------------------------------------------------------------------------------

Case status

Mr X's case was remitted by the RRT to DIBP on 21 July 2015. He is awaiting the outcome of health and security checks.
