

EXPLANATORY STATEMENT

Subject: MIGRATION ACT 1958

Migration Regulations (Amendment)

1989 No. 267

Section 67 of the Migration Act 1958 (the Act), so far as is relevant, prescribes that the Governor-General may make regulations, not inconsistent with the Act, prescribing all matters which by this Act are required or permitted to be prescribed or which are necessary or convenient to be prescribed for carrying out or giving effect to the Act, in particular -

making provision for and in relation to the charging and recovery of fees in respect of applications for entry permits or visas.

The regulation enables the Department to charge and recover a prescribed fee of \$30 for applications for a temporary residence visas lodged by people seeking to work during their period of stay in Australia. The purpose of the fee is to defray the costs involved in processing such applications.

Certain classes of people have been exempt from the operation of the regulation, notably persons entering under refugee or special humanitarian programs and dependants of principal applicants as it is inappropriate to charge such people the fee.

The regulation commenced on 1 October 1989.

Authority: Section 67 of the Migration Act 1958

