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Migration Amendment Regulations 1999 (No. 8)

Statutory Rules 1999 No. h

1321

I, WILLIAM PATRICK DEANE, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulations under the *Migration Act 1958*.

Dated 29 JUN 1999 1999.

WILLIAM DEANE

Governor-General

By His Excellency's Command,

PHILIP RUDDOCK

Minister for Immigration and Multicultural Affairs



Migration Amendment Regulations 1999 (No. h)¹

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Statutory Rules 1999 No. h²

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made under the

Migration Act 1958

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1 Name of regulations

These regulations are the *Migration Amendment Regulations 1999 (No. h)*.

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2 Commencement

These regulations commence as follows:

- (a) on gazettal — regulations 1, 2, 4, 5 and 6 and Schedules 2, 3 and 4;
- (b) on 1 July 1999 — subregulation 3 (1) and Schedule 1;
- (c) on 1 September 1999 — subregulation 3 (2) and Schedule 5.

3 Amendment of *Migration Regulations 1994*

- (1) Schedule 1 amends the *Migration Regulations 1994*.
- (2) Schedule 5 amends the *Migration Regulations 1994*.

4 Amendment of *Migration Amendment Regulations 1999 (No. 4)*

Schedule 2 amends the *Migration Amendment Regulations 1999 (No. 4)*.

5 Amendment of *Migration Amendment Regulations 1999 (No. 5)*

Schedule 3 amends the *Migration Amendment Regulations 1999 (No. 5)*.

6 Amendment of *Migration Amendment Regulations 1999 (No. 6)*

Schedule 4 amends the *Migration Amendment Regulations 1999 (No. 6)*.

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Schedule 1 **Amendment of *Migration Regulations 1994***
commencing on 1 July 1999
(subregulation 3 (1))

[1] Subregulation 4.31B (5)

omit

before 1 July 1999.

insert

before 1 July 2002.

Schedule 2 **Amendment of *Migration
Amendment Regulations
1999 (No. 4)***

(regulation 4)

**[1] Schedule 2, item [2112], new subparagraph
2.10 (1) (b) (i)**

substitute

- (i) if the application is for an Electronic Travel Authority (Class UD) visa — either:
 - (A) in immigration clearance; or
 - (B) at an office of an agent who is approved in writing by the Minister as an agent with whom an application for an Electronic Travel Authority (Class UD) visa may be made; or

[2] Schedule 2, item [2303]

omit

**Schedule 3 Amendment of *Migration
Amendment Regulations
1999 (No. 5)***

(regulation 5)

[1] Schedule 1, item [1109], new subregulation 2.08C (1)

omit

Skilled-Independent (Migrant) (Class BN)

insert

Skilled – Independent (Migrant) (Class BN)

[2] Schedule 1, item [1109], new paragraph 2.08C (1) (b)

omit

Subclass 136 (Skilled-Independent)

insert

Subclass 136 (Skilled – Independent)

**[3] Schedule 1, item [1109], new subparagraph
2.08C (1) (c) (i)**

omit

Subclass 136 (Skilled-Independent)

insert

Subclass 136 (Skilled – Independent)

[4] Schedule 1, item [1110]

omit

**[5] Schedule 1, item [1301], new sub-subparagraph
121.211 (3) (c) (i) (A)**

omit

Skilled-Independent (Migrant) (Class BN)

insert

Skilled – Independent (Migrant) (Class BN)

**[6] Schedule 1, item [1301], new sub-subparagraph
121.211 (3) (c) (i) (C)**

omit

appointment; or

insert

appointment; and

**Schedule 4 Amendment of *Migration
Amendment Regulations
1999 (No. 6)***

(regulation 6)

[1] Schedule 4, item [4307], substitution of clause 805.222

substitute

805.222 If the application is based on satisfaction of the criteria in subclause 805.213 (3) or (4):

- (a) the appointment mentioned in paragraph 805.213 (3) (a) or (4) (a) is an approved appointment; and
- (b) the Minister is satisfied that the appointment will provide the employment referred to in the relevant employer nomination.

[2] Schedule 6, Part 6.2, amendment of subitem 1303 (1)

omit

, 1083

[3] Schedule 6, Part 6.2, amendment of subitem 1305 (1)

omit

, 1083

**[4] Schedule 6, Part 6.3, amendment of
subparagraph 820.224 (1) (b) (ii)**

before

public

insert

satisfies

Schedule 5 **Amendment of *Migration
Regulations 1994*
commencing on
1 September 1999**

(subregulation 3 (2))

[1] Schedule 1, paragraph 1211 (3) (f)

after

(Temporary)

insert

(Class TK)

[2] Schedule 1, paragraph 1213A (3) (d)

after

(Provisional)

insert

(Class UG)

[3] Schedule 2, clause 103.221

omit

specified

[4] Schedule 2, paragraph 103.227 (2) (a)

omit

4001 to 4004

insert

4001, 4002, 4003 and 4004

[5] Schedule 2, clause 103.228

omit

subclass 103

insert

Subclass 103

[6] Schedule 2, clause 103.311

omit

subdivision 103.21

insert

Subdivision 103.21

[7] Schedule 2, clause 103.321

omit

subclass 103

insert

Subclass 103

[8] Schedule 2, clause 103.612

omit

conditions 8515 and 8502

insert

conditions 8502 and 8515

[9] Schedule 2, subclauses 110.224 (1) and (2)

omit each mention of

an Interdependency (Migrant) (Class BI)

insert

a Subclass 110

[10] Schedule 2, clause 110.311

omit

an Interdependency (Migrant) (Class BI)

insert

a Subclass 110

[11] Schedule 2, clause 135.311

omit

subdivision 135.21

insert

Subdivision 135.21

[12] Schedule 2, clause 200.221

omit

specified

[13] Schedule 2, clause 201.221

omit

specified

[14] Schedule 2, clause 309.311

omit

subdivision 309.21

insert

Subdivision 309.21

[15] Schedule 2, clause 310.311

omit

subdivision 310.21

insert

Subdivision 310.21

[16] Schedule 2, paragraph 411.324 (a)

omit

4001 to 4005,

insert

4001, 4002, 4003, 4004, 4005,

[17] Schedule 2, clause 415.223

omit

(1)

[18] Schedule 2, subclause 422.227 (3)

after

(Temporary)

insert

(Class TU)

[19] Schedule 2, sub-subparagraph 430.211 (a) (i) (l)

omit

Dependent

insert

Dependant

[20] Schedule 2, clause 800.221

omit

specified

[21] Schedule 2, paragraph 832.221 (4) (a)

omit

satisfies

insert

meets

[22] Schedule 2, clause 834.221

omit

satisfy

insert

meet

[23] Schedule 2, clause 841.221

omit

specified

Notes

1. These regulations amend (in Schedules 1 and 5) Statutory Rules 1994 No. 268, as amended by 1994 Nos. 280, 322, 376 and 452; 1995 Nos. 3, 38, 117, 134, 268, 302 and 411; 1996 Nos. 12, 75 (regulations 7 and 8 were disallowed by the Senate on 11 September 1996), 76, 108, 121, 135, 198, 211 (regulations 4, 10, 11, 13.3, 14-37, 47-49, 51, 53-55, 74, 77.16, 77.19, 78, 85, 119 and 114 were disallowed by the Senate on 7 November 1996) and 276; 1997 Nos. 17, 64, 91, 92, 109, 137, 184, 185, 216, 263, 279, 288, 301 and 354; 1998 Nos. 36, 37, 104 (regulation 15 was disallowed by the Senate on 2 July 1998), 139, 210, 214, 284, 285 (disallowed by the Senate on 31 March 1999), 304, 305, 306 and 322; 1999 Nos. 8, 58, 64, 68 (as amended by 1999 No. 81), 76 (as amended by 1999 No. 81), 81 and 82.

These regulations also amend (in Schedule 2) Statutory Rules 1999 No. 68.

These regulations also amend (in Schedule 3) Statutory Rules 1999 No. 76.

These regulations also amend (in Schedule 4) Statutory Rules 1999 No. 81.

2. Made by the Governor-General on ^h 1999, and notified in the *Commonwealth of Australia Gazette* on ^h 1999.

29 June |
30 June |