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Migration Legislation (Fees) Amendment Regulations 2004 (No. 1)¹

Statutory Rules 2004 No. \surd ²

192

I, PHILIP MICHAEL JEFFERY, 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*, *Immigration (Education) Act 1971* and the *Migration Agents Registration Application Charge Act 1997*.

Dated 24 JUN 2004 2004

PM Jeffery
Governor-General

By His Excellency's Command

AMANDA VANSTONE
Minister for Immigration and Multicultural and Indigenous
Affairs

		Page
Contents		
1	Name of Regulations	2
2	Commencement	2
3	Amendment of <i>Migration Regulations 1994</i>	2
4	Amendment of <i>Immigration (Education) Regulations 1992</i>	2
5	Amendment of <i>Migration Agents Registration Application Charge Regulations 1998</i>	2
Schedule 1	Amendments of <i>Migration Regulations 1994</i>	3
Schedule 2	Amendment of <i>Immigration (Education) Regulations 1992</i>	30
Schedule 3	Amendments of <i>Migration Agents Registration Application Charge Regulations 1998</i>	31

1 Name of Regulations

These Regulations are the *Migration Legislation (Fees) Amendment Regulations 2004 (No. 1)*.

2 Commencement

These Regulations commence on 1 July 2004.

3 Amendment of *Migration Regulations 1994*

Schedule 1 amends the *Migration Regulations 1994*, as amended by the *Migration Amendment Regulations 2004 (No. 2)* and the *Migration Amendment Regulations 2004 (No. 3)*.

4 Amendment of *Immigration (Education) Regulations 1992*

Schedule 2 amends the *Immigration (Education) Regulations 1992*.

5 Amendment of *Migration Agents Registration Application Charge Regulations 1998*

Schedule 3 amends the *Migration Agents Registration Application Charge Regulations 1998*.

Schedule 1 **Amendments of *Migration Regulations 1994***

(regulation 3)

[1] Subregulation 1.20C (3)

omit

\$250.

insert

\$255.

[2] Paragraph 1.20G (5) (b)

omit

\$240;

insert

\$245;

[3] Paragraph 1.20G (5) (c)

omit

\$240;

insert

\$245;

[4] Subregulation 1.20GA (4)

omit

\$240.

insert

\$245.

- [5] Subregulation 1.20N (5)**
omit
\$1 000.
insert
\$1 030.
- [6] Subregulation 5.37 (1)**
omit
\$325
insert
\$335
- [7] Paragraph 5.38 (2) (a)**
omit
\$240
insert
\$245
- [8] Paragraph 5.38 (2) (b)**
omit
\$2 400.
insert
\$2 450.
- [9] Schedule 1, paragraph 1104AA (2) (a)**
omit
\$3 385
insert
\$3 585

[10] Schedule 1, sub-subparagraph 1104AA (2) (b) (i) (C)

omit

\$4 980

insert

\$5 270

[11] Schedule 1, sub-subparagraph 1104AA (2) (b) (ii) (C)

omit

\$2 485

insert

\$2 555

[12] Schedule 1, paragraph 1104A (2) (a)

omit

\$3 485

insert

\$3 585

[13] Schedule 1, sub-subparagraph 1104A (2) (b) (i) (C)

omit

\$4 980

insert

\$5 270

[14] Schedule 1, sub-subparagraph 1104A (2) (b) (ii) (C)

omit

\$2 485

insert

\$2 555

[15] Schedule 1, subparagraph 1104B (2) (a) (i)

omit

\$165.

insert

\$170.

[16] Schedule 1, subparagraph 1104B (2) (a) (ii)

omit

\$1 000.

insert

\$1 030.

[17] Schedule 1, sub-subparagraph 1104B (2) (b) (i) (E)

omit

\$2 485

insert

\$2 555

[18] Schedule 1, subparagraph 1108 (2) (a) (ii)

omit

\$740

insert

\$760

[19] Schedule 1, subparagraph 1108 (2) (a) (iii)

omit

\$1 210

insert

\$1 245

[20] Schedule 1, subparagraph 1108A (2) (a) (ii)

omit

\$740

insert

\$760

[21] Schedule 1, subparagraph 1108A (2) (a) (iv)

omit

\$1 795

insert

\$1 845

[22] Schedule 1, subparagraph 1111 (2) (a) (i)

omit

\$140

insert

\$145

[23] Schedule 1, paragraph 1112 (2) (a)

omit

\$1 210

insert

\$1 245

[24] Schedule 1, subparagraph 1112 (2) (b) (i)

omit

\$2 560

insert

\$2 630

[25] Schedule 1, paragraph 1113 (2) (a)

omit

\$1 795.

insert

\$1 845.

[26] Schedule 1, subparagraph 1113 (2) (b) (i)

omit

\$2 560

insert

\$2 630

[27] Schedule 1, subparagraph 1114 (2) (a) (ii)

omit

\$1 210

insert

\$1 245

[28] Schedule 1, sub-subparagraph 1114 (2) (b) (i) (C)

omit

\$5 130

insert

\$5 270

[29] Schedule 1, sub-subparagraph 1114 (2) (b) (ii) (C)

omit

\$2 560

insert

\$2 630

-
- [30] Schedule 1, subparagraph 1114 (2) (b) (iv)**
omit
\$1 210.
insert
\$1 245.
- [31] Schedule 1, subparagraph 1114A (2) (a) (ii)**
omit
\$165.
insert
\$170.
- [32] Schedule 1, subparagraph 1114A (2) (a) (iii)**
omit
\$1 795.
insert
\$1 845.
- [33] Schedule 1, sub-subparagraph 1114A (2) (b) (i) (C)**
omit
\$5 130
insert
\$5 270
- [34] Schedule 1, sub-subparagraph 1114A (2) (b) (ii) (C)**
omit
\$2 560
insert
\$2 630

[35] Schedule 1, subparagraph 1115 (2) (a) (i)*omit*

\$210

insert

\$215

[36] Schedule 1, sub-subparagraph 1115 (2) (a) (vi) (C)*omit*

\$740

insert

\$760

[37] Schedule 1, subparagraph 1115 (2) (a) (vii)*omit*

\$1 795

insert

\$1 845

[38] Schedule 1, sub-subparagraph 1115 (2) (b) (i) (C)*omit*

\$2 560

insert

\$2 630

[39] Schedule 1, paragraph 1118 (2) (a)*omit*

\$1 210

insert

\$1 245

-
- [40] Schedule 1, paragraph 1118 (2) (b) (i)**
omit
\$2 560
insert
\$2 630
- [41] Schedule 1, sub-subparagraph 1121 (2) (a) (ii)**
omit
\$1 210
insert
\$1 245
- [42] Schedule 1, sub-subparagraph 1121 (2) (b) (i) (C)**
omit
\$5 130
insert
\$5 270
- [43] Schedule 1, sub-subparagraph 1121 (2) (b) (ii) (C)**
omit
\$2 560
insert
\$2 630
- [44] Schedule 1, subparagraph 1121 (2) (b) (v)**
omit
\$1 210
insert
\$1 245

[45] Schedule 1, paragraph 1121A (2) (a)*omit*

\$1 795.

insert

\$1 845.

[46] Schedule 1, sub-subparagraph 1121A (2) (b) (i) (C)*omit*

\$5 130

insert

\$5 270

[47] Schedule 1, sub-subparagraph 1121A (2) (b) (ii) (C)*omit*

\$2 560

insert

\$2 630

[48] Schedule 1, subparagraph 1123A (2) (a) (i)*omit*

\$740

insert

\$760

[49] Schedule 1, subparagraph 1123A (2) (a) (ii)*omit*

\$1 210

insert

\$1 245

[50] Schedule 1, subparagraph 1123A (2) (b) (ii)

omit

\$1 080.

insert

\$1 110.

[51] Schedule 1, subparagraph 1123B (2) (a) (i)

omit

\$740

insert

\$760

[52] Schedule 1, subparagraph 1123B (2) (a) (ii)

omit

\$1 795.

insert

\$1 845.

[53] Schedule 1, subparagraph 1123B (2) (b) (ii)

omit

\$1 080.

insert

\$1 110.

[54] Schedule 1, paragraph 1124 (2) (a)

omit

\$1 210

insert

\$1 245

[55] Schedule 1, paragraph 1124 (2) (b)

omit

\$1 080

insert

\$1 110

[56] Schedule 1, paragraph 1124A (2) (a)

omit

\$1 795

insert

\$1 845

[57] Schedule 1, paragraph 1124A (2) (b)

omit

\$1 080.

insert

\$1 110.

[58] Schedule 1, subparagraph 1124B (2) (a) (ii)

omit

\$210

insert

\$215

[59] Schedule 1, sub-subparagraph 1124B (2) (a) (iii) (D)

omit

\$740

insert

\$760

[60] Schedule 1, sub-subparagraph 1124B (2) (a) (iv) (C)

omit

\$740

insert

\$760

[61] Schedule 1, sub-subparagraph 1124B (2) (a) (v) (C)

omit

\$585

insert

\$600

[62] Schedule 1, sub-subparagraph 1124B (2) (a) (vi) (D)

omit

\$740

insert

\$760

[63] Schedule 1, subparagraph 1124B (2) (a) (vii)

omit

\$1 795

insert

\$1 845

[64] Schedule 1, subparagraph 1128AA (2) (b) (i)

omit

\$1 795;

insert

\$1 845;

[65] Schedule 1, subparagraph 1128AA (2) (b) (ii)*omit*

\$2 560.

insert

\$2 630.

[66] Schedule 1, paragraph 1128A (2) (a)*omit*

\$1,060

insert

\$1 090

[67] Schedule 1, subparagraph 1128A (2) (b) (i)*omit*

\$2,275

insert

\$2 340

[68] Schedule 1, subparagraph 1128B (2) (a) (ii)*omit*

\$1 795.

insert

\$1 845.

[69] Schedule 1, subparagraph 1128B (2) (b) (i)*omit*

\$2 560.

insert

\$2 630.

-
- [70] Schedule 1, paragraph 1128BA (2) (a)**
omit
\$1 795
insert
\$1 845
- [71] Schedule 1, subparagraph 1128BA (2) (b) (i)**
omit
\$2 560
insert
\$2 630
- [72] Schedule 1, subparagraph 1128C (2) (a) (ii)**
omit
\$165.
insert
\$170.
- [73] Schedule 1, subparagraph 1128C (2) (a) (iii)**
omit
\$1 795.
insert
\$1 845.
- [74] Schedule 1, subparagraph 1128C (2) (b) (i)**
omit
\$2 560.
insert
\$2 630.

[75] Schedule 1, paragraph 1128CA (2) (a)

omit

\$1 795

insert

\$1 845

[76] Schedule 1, subparagraph 1128CA (2) (b) (i)

omit

\$2 560

insert

\$2 630

[77] Schedule 1, paragraph 1128D (2) (a)

omit

\$1 795

insert

\$1 845

[78] Schedule 1, subparagraph 1128D (2) (b) (i)

omit

\$2 560

insert

\$2 630

[79] Schedule 1, subparagraph 1129 (2) (a) (ii)

omit

\$1 210

insert

\$1 245

[80] Schedule 1, subparagraph 1130 (2) (a) (i)

omit

\$165

insert

\$170

[81] Schedule 1, subparagraph 1130 (2) (a) (iii)

omit

\$1 210

insert

\$1 245

[82] Schedule 1, subparagraph 1130 (2) (b) (i)

omit

\$10 000

insert

\$10 590

[83] Schedule 1, sub-subparagraph 1130 (2) (b) (iii) (B)

omit

\$1 080

insert

\$1 145

[84] Schedule 1, subparagraph 1130 (2) (b) (iv)

omit

\$25 000.

insert

\$26 475.

- [85] Schedule 1, subparagraph 1130A (2) (a) (ii)**
omit
\$165
insert
\$170
- [86] Schedule 1, subparagraph 1130A (2) (a) (iii)**
omit
\$1 795
insert
\$1 845
- [87] Schedule 1, subparagraph 1130A (2) (b) (i)**
omit
\$10 000
insert
\$10 590
- [88] Schedule 1, sub-subparagraph 1130A (2) (b) (iii) (B)**
omit
\$1 080
insert
\$1 145
- [89] Schedule 1, subparagraph 1130A (2) (b) (iv)**
omit
\$25 000.
insert
\$26 475.

[90] Schedule 1, paragraph 1202A (2) (a)

omit

\$2 385

insert

\$2 450

[91] Schedule 1, sub-subparagraph 1202A (2) (b) (i) (C)

omit

\$4 980

insert

\$5 270

[92] Schedule 1, sub-subparagraph 1202A (2) (b) (ii) (C)

omit

\$2 485

insert

\$2 555

[93] Schedule 1, subparagraph 1205 (2) (a) (iv)

omit

\$1 650

insert

\$1 700

[94] Schedule 1, subparagraph 1205 (2) (a) (iva)

omit

\$1 650

insert

\$1 700

[95] Schedule 1, subparagraph 1205 (2) (a) (v)

omit

\$165

insert

\$170

[96] Schedule 1, paragraph 1207 (2) (a)

omit

\$165

insert

\$170

[97] Schedule 1, subparagraph 1208 (2) (a) (ii)

omit

\$165

insert

\$170

[98] Schedule 1, paragraph 1210 (2) (a)

omit

\$165

insert

\$170

[99] Schedule 1, subparagraph 1211 (2) (a) (ii)

omit

\$130

insert

\$135

[100] Schedule 1, paragraph 1212 (2) (a)

omit

\$165

insert

\$170

[101] Schedule 1, paragraph 1212A (2) (a)

omit

\$165

insert

\$170

[102] Schedule 1, subparagraph 1214 (2) (a) (ii)

omit

\$195

insert

\$200

[103] Schedule 1, paragraph 1214AA (2) (a)

omit

\$165

insert

\$170

[104] Schedule 1, subparagraph 1214A (2) (a) (ii)

omit

\$165

insert

\$170

[105] Schedule 1, paragraph 1214BA (2) (a)*omit*

\$165

insert

\$170

[106] Schedule 1, paragraph 1215 (2) (a)*omit*

\$1 210

insert

\$1 245

[107] Schedule 1, subparagraph 1216A (2) (a) (ii)*omit*

\$2 060

insert

\$2 115

[108] Schedule 1, sub-subparagraph 1216A (2) (b) (i) (D)*omit*

\$4 675

insert

\$4 805

[109] Schedule 1, sub-subparagraph 1216A (2) (b) (ii) (D)*omit*

\$2 345

insert

\$2 410

[110] Schedule 1, sub-subparagraph 1216A (2) (b) (iii) (C)

omit

\$2 345

insert

\$2 410

[111] Schedule 1, subparagraph 1217 (2) (a) (ii)

omit

\$165.

insert

\$170.

[112] Schedule 1, subparagraph 1218 (2) (a) (ii)

omit

\$165

insert

\$170

[113] Schedule 1, subparagraph 1218A (2) (a) (i)

omit

\$165

insert

\$170

[114] Schedule 1, subparagraph 1218A (2) (a) (ii)

omit

\$165

insert

\$170

[115] Schedule 1, subparagraph 1218A (2) (a) (iii)*omit*

\$1 795.

insert

\$1 845.

[116] Schedule 1, sub-subparagraph 1218A (2) (b) (i) (D)*omit*

\$2 560

insert

\$2 630

[117] Schedule 1, sub-subparagraph 1218A (2) (b) (ii) (C)*omit*

\$2 560

insert

\$2 630

[118] Schedule 1, paragraph 1220B (2) (a)*omit*

\$165

insert

\$170

[119] Schedule 1, subparagraph 1221 (2) (a) (iii)*omit*

\$1 210.

insert

\$1 245.

[120] Schedule 1, sub-subparagraph 1221 (2) (b) (i) (B)

omit

\$1 080

insert

\$1 145

[121] Schedule 1, subparagraph 1221 (2) (b) (iii)

omit

\$15 000.

insert

\$15 885.

[122] Schedule 1, subparagraph 1221A (2) (a) (iii)

omit

\$1 795.

insert

\$1 845.

[123] Schedule 1, sub-subparagraph 1221A (2) (b) (i) (B)

omit

\$1 080

insert

\$1 145

[124] Schedule 1, subparagraph 1221A (2) (b) (iii)

omit

\$15 000.

insert

\$15 885.

[125] Schedule 1, sub-subparagraph 1222 (2) (a) (iii) (C)

omit

\$135

insert

\$140

[126] Schedule 1, subparagraph 1222 (2) (a) (iv)

omit

\$400

insert

\$410

[127] Schedule 1, paragraph 1223 (2) (a)

omit

\$165

insert

\$170

[128] Schedule 1, subparagraph 1223A (2) (a) (iii)

omit

\$165

insert

\$170

[129] Schedule 1, paragraph 1224A (2) (a)

omit

\$160

insert

\$165

[130] Schedule 1, subparagraph 1225 (2) (b) (i)*omit*

\$165

insert

\$170

Schedule 3 **Amendments of Migration
Agents Registration
Application Charge
Regulations 1998**
(regulation 5)

[1] Paragraph 4 (2) (a)

omit

\$1 760;

insert

\$1 810;

[2] Paragraph 4 (2) (b)

omit

\$1 050.

insert

\$1 080.

[3] Paragraph 5 (2) (a)

omit

\$160;

insert

\$165;

[4] Paragraph 5 (2) (b)*omit*

\$105.

insert

\$110.

Notes

1. These Regulations amend (in Schedule 1) 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 Nos. 81 and 132), 76 (as amended by 1999 Nos. 81 and 132), 81 (as amended by 1999 No. 132), 82, 132, 155, 198, 220 (as amended by 1999 Nos. 259 and 321), 243, 259 (as amended by 2000 No. 259 and 2002 No. 213), 260 (as amended by 1999 No. 321), 321 and 325; 2000 Nos. 52, 62, 108, 192, 259 (as amended by 2000 No. 284) (item [4108] of Schedule 4 was disallowed by the Senate on 1 November 2000), 284 and 335; 2001 Nos. 27, 47, 86, 142, 162, 206, 239, 246, 283, 284, 285 and 291; Act No. 128, 2001; Statutory Rules 2001 No. 344; 2002 Nos. 10, 86, 121, 129 (disallowed by the Senate on 19 June 2002), 213, 230, 299, 323, 347, 348 and 354; Act No. 5, 2003; Statutory Rules 2003 Nos. 57, 94, 106, 122, 154, 224 (disallowed by the Senate on 9 October 2003), 239, 283 (disallowed by the Senate on 24 November 2003), 296 (as amended by 2003 No. 363), 362 and 363; 2004 Nos. 21, 93 ~~and 131~~ , *and 191*

These Regulations also amend (in Schedule 2) Statutory Rules 1992 No. 432, as amended by 1993 Nos. 31 and 54; 1994 No. 142; 1995 No. 303; 1997 Nos. 136, 280 and 405; 1999 No. 90; 2001 No. 46; 2002 No. 120; 2003 No. 91.

These Regulations also amend (in Schedule 3) Statutory Rules 1998 No. 34, as amended by 1998 No. 282; 1999 No. 89; 2000 No. 65; 2001 No. 144; 2003 No. 93; 2004 No. 130.

2. Notified in the *Commonwealth of Australia Gazette* on *1* 2004. *1 July*