

**EXPLANATORY STATEMENT**

*Immigration (Education) Act 1971*

**ENGLISH COURSES AND CITIZENSHIP COURSES  
(SUBPARAGRAPHS 4(b)(ii) AND 4(c)(ii))**

1. This Instrument is made under subparagraphs 4(b)(ii) and 4(c)(ii) of the *Immigration (Education) Act 1971* ('the Act').
2. Subsection 56(1) of the *Legislative Instruments Act 2003* provides that in particular circumstances a requirement that an Instrument is published in the *Gazette* is satisfied if the Instrument is registered on the Federal Register of Legislative Instruments.
3. Subparagraph 4(b)(ii) of the Act provides that the Minister may arrange for English courses and citizenship courses to be provided in Australia for persons who hold a temporary visa of a class specified by the Minister by notice published in the *Gazette*.
4. Subparagraph 4(c)(ii) of the Act provides that the Minister may arrange for English courses and citizenship courses to be provided in the Territory of Cocos (Keeling) Islands or in the Territory of Christmas Island for persons in the Territory concerned who hold a temporary visa of a class specified by the Minister by notice published in the *Gazette*.
5. The purpose of the Instrument is to specify classes of temporary visas, the holders of which will be able to access English courses and citizenship courses.
6. The Instrument operates to provide access to English language tuition for holders of the Skilled (Provisional) Classes VF (subclass 475) and VC (subclass 487) visas, in addition to those visa classes already listed in the current Instrument. Dependents of the primary visa holder who do not have functional English will have access to 510 hours of English language tuition.
7. Pursuant to section 18 of the *Legislative Instruments Act 2003* consultation was not necessary. The Instrument is of a minor or machinery nature and does not substantially alter existing arrangements.
8. This Instrument, IMMI 07/061, commences on 1 September 2007.