

EXPLANATORY STATEMENT

Migration Act 1958

REVOCATION OF IMMI 13/156 ‘GRANTING OF PROTECTION CLASS XA VISAS IN 2013/2014 FINANCIAL YEAR’

(Section 85)

1. Section 85 of the Act provides that the Minister may determine by instrument in writing the maximum number of the visas of a specified class or the visas of specified classes that may be granted in a specified financial year.
2. This Instrument revokes Instrument number IMMI 13/156 signed on 2 December 2013. The purpose of IMMI 13/156 was to determine the maximum number of visas that may be granted in the financial year 1 July 2013 to 30 June 2014 for Protection (Class XA) visas.
3. Under section 44 of the *Legislative Instruments Act 2003* the Instrument is exempt from disallowance and therefore a Human Rights Statement of Compatibility is not required.
4. The Office of Best Practice Regulation has been consulted and has advised that a Regulatory Impact Statement is not required (2013/16275).
5. Consultation about the size and composition of the Protection, Humanitarian and Refugee Program is undertaken each year by the Department of Immigration and Border Protection.
6. The Instrument, IMMI 13/159, commences on the day after registration on the Federal Register of Legislative Instruments.