



## **Migration (IMMI 17/051: Arrangements for Protection, Humanitarian and Refugee Visas) Instrument 2017**

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I, Luke Mansfield, Delegate of the Minister for Immigration and Border Protection, make the following Instrument.

Dated 23 June 2017

Luke Mansfield

LUKE MANSFIELD

First Assistant Secretary of the Refugee and Humanitarian Visa Management Division  
and Delegate of the Minister for Immigration and Border Protection

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## Part 1 – Preliminary

### 1 Name

This instrument is the *Migration (IMMI 17/051: Arrangements for Protection, Humanitarian and Refugee Visas) Instrument 2017*. It may be cited as IMMI 17/051.

### 2 Commencement

This instrument commences on 1 July 2017.

### 3 Authority

This instrument is made under subregulation 2.07(5) of the Regulations.

### 4 Definitions

Note: A number of expressions used in this instrument are defined in the definitions section of the Act, including the following:

- (a) approved form
- (b) visa

In this instrument:

**Regulations** means *Migration Regulations 1994*.

### 5 Schedules

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

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## **Part 2 – Arrangements for Protection, Humanitarian and Refugee Visas**

### **6 Form, place and manner for making an application**

- (1) For subitems 1401(1), 1402(1), 1403(1) and 1404(1) of Schedule 1 to the Regulations, the approved forms for making an application for a visa are listed in Column 3 of the table in Schedule 1 to this instrument, for the corresponding visa class in Column 1 and the corresponding class of person in Column 2.
- (2) For paragraphs 1401(3)(a), 1402(3)(a), 1403(3)(a) and 1404(3)(a) of Schedule 1 to the Regulations, the required place and required manner for making an application for a visa is listed in Column 4 of the table in Schedule 1 to this Instrument, for the corresponding visa class in Column 1 and the corresponding class of person in Column 2.

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## Schedule 1 – Form, place and manner for making an application

	<b>COLUMN 1 Item and Visa</b>	<b>COLUMN 2 Class of person</b>	<b>COLUMN 3 Form</b>	<b>COLUMN 4 Place and Manner</b>
<b>1</b>	<b>Item 1401 Protection (Class XA)</b>	All applicants	866 (Internet); or  866	a) Internet application  b) If paper form used, applications must be lodged by post to:  Onshore Protection New South Wales Department of Immigration and Border Protection GPO Box 9984 Sydney NSW 2001; or  Onshore Protection Victoria Department of Immigration and Border Protection GPO Box 241 Melbourne VIC 3001

	<b>COLUMN 1 Item and Visa</b>	<b>COLUMN 2 Class of person</b>	<b>COLUMN 3 Form</b>	<b>COLUMN 4 Place and Manner</b>
<b>2</b>	<b>Item 1402</b> Refugee and Humanitarian (Class XB)	Applicants whose entry to Australia has been proposed in accordance with approved forms 681 or 1417 and who are outside Australia.	842	Applications must be lodged:  a) By post, with the correct prepaid postage to:  Special Humanitarian Processing Centre Department of Immigration and Border Protection GPO Box 241 MELBOURNE VIC 3001; or  Special Humanitarian Processing Centre Department of Immigration and Border Protection GPO Box 9984 SYDNEY NSW 2001;  or  b) By courier service delivery to:  Special Humanitarian Processing Centre Department of Immigration and Border Protection 2 Lonsdale Street MELBOURNE VIC 3000; or  Special Humanitarian Processing Centre Department of Immigration and Border Protection Level 3 26 Lee Street SYDNEY NSW 2001
		All other applicants		Applications must be lodged at a diplomatic, consular, or migration office maintained by or on behalf of the Commonwealth outside Australia.



	<b>COLUMN 1 Item and Visa</b>	<b>COLUMN 2 Class of person</b>	<b>COLUMN 3 Form</b>	<b>COLUMN 4 Place and Manner</b>
<b>3</b>	<b>Item 1403</b> Temporary Protection (Class XD)	Applicants who do not hold and have never held a Temporary Protection (Class XD) visa or Safe Haven Enterprise (Class XE) visa.	866 (Internet); or  866	a) Internet application  b) If paper form used, applications must be lodged by post to:  IMA Protection Support Department of Immigration and Border Protection GPO Box 9984 Sydney NSW 2001
		Applicants who hold or have held a Temporary Protection (Class XD) visa or Safe Haven Enterprise (Class XE) visa.	1505 (Internet); or  1505	
<b>4</b>	<b>Item 1404</b> Safe Haven Enterprise (Class XE)	Applicants who do not hold and have never held a Temporary Protection (Class XD) visa or Safe Haven Enterprise (Class XE) visa.	866 (Internet); or  866 with design date including and subsequent to 07/17; or  790	a) Internet application.  b) If paper form used, applications must be lodged by post to:  IMA Protection Support Department of Immigration and Border Protection GPO Box 9984 Sydney NSW 2001
		Applicants who hold or have held a Temporary Protection (Class XD) visa or Safe Haven Enterprise (Class XE) visa	1505 (Internet); or  1505	

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## **Schedule 2 – Repeals**

### ***Arrangements for Protection, Humanitarian and Refugee Visas 2016/024 (F2016L00577)***

#### **1 The whole of the instrument**

Repeal the instrument.