



# **Migration (LIN 19/210: Pool and Pass Marks for General Skilled Migration Visas) Instrument 2019**

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I, David Coleman, Minister for Immigration, Citizenship, Migrant Services and Multicultural Affairs, make the following instrument.

Dated 29 October 2019

David Coleman  
Minister for Immigration, Citizenship, Migrant Services and Multicultural Affairs

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<i>Migration (IMMI 18/067: Pool and Pass Marks for General Skilled Migration Visas)</i> <i>Instrument 2018</i>		4



## 1 Name

- (1) This instrument is the *Migration (LIN 19/210: Pool and Pass Marks for General Skilled Migration Visas) Instrument 2019*.
- (2) This instrument may be cited as LIN 19/210.

## 2 Commencement

- (1) Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

Commencement information		
Column 1	Column 2	Column 3
Provisions	Commencement	Date/Details
1. The whole of this instrument	At the same time as Schedule 1 to the <i>Migration Amendment (New Skilled Regional Visas) Regulations 2019</i> commences.	16 November 2019

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

- (2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

## 3 Authority

This instrument is made under subsections 96(1) and (2) of the *Migration Act 1958*.

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Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

## 5 Definitions

In this instrument:

*Act* means the *Migration Act 1958*.

*invitation*, in relation to an application for a class of visa, means an invitation by the Minister to apply for that class of visa.

## 6 Pool and pass marks—applications made on or after 16 November 2019

- (1) This section applies in relation to a class of visas to which both of the following paragraphs apply:

## Section 7

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- (a) the visas are of any of the following subclasses:
    - (i) Subclass 189 (Skilled—Independent) visa;
    - (ii) Subclass 190 (Skilled—Nominated) visa;
    - (iii) Subclass 491 (Skilled Work Regional (Provisional)) visa;
  - (b) the applications for the visas are made on or after 16 November 2019.
- (2) For the purposes of the Act and the regulations:
- (a) the pool mark in relation to the class of visas; and
  - (b) the pass mark in relation to the applications;
- is 65 points.

### 7 Pool and pass marks—applications made before 16 November 2019

- (1) This section applies in relation to a class of visas to which all of the following paragraphs apply:
- (a) the visas are of a subclass mentioned in column 1 of an item of the table in subsection (3);
  - (b) the requirements specified in column 2 of the item are met;
  - (c) the applications for the visas were made before 16 November 2019.
- (2) For the purposes of the Act and the regulations:
- (a) the pool mark in relation to the class of visas; and
  - (b) the pass mark in relation to the applications;
- is the mark specified in column 3 of the item.
- (3) The following is the table:

<b>Pool and pass marks</b>			
<b>Item</b>	<b>Column 1 Visas</b>	<b>Column 2 Requirements</b>	<b>Column 3 Pool and pass marks</b>
1	(a) Subclass 189 (Skilled—Independent) visa; or (b) Subclass 190 (Skilled—Nominated) visa; or (c) Subclass 489 (Skilled—Regional (Provisional)) visa	the applications for the visas were made: (a) on or after 1 July 2018; and (b) in response to invitations given by the Minister on or after 1 July 2018	65 points
2	(a) Subclass 189 (Skilled—Independent) visa; or (b) Subclass 190 (Skilled—Nominated) visa; or (c) Subclass 489 (Skilled—Regional (Provisional)) visa	the applications for the visas were made in response to invitations given by the Minister before 1 July 2018	60 points
3	(a) Subclass 175 (Skilled—Independent) visa; or (b) Subclass 176 (Skilled—Sponsored) visa; or (c) Subclass 475 (Skilled—Regional	regulation 2.26AB of the <i>Migration Regulations 1994</i> , as in force immediately before 1 July 2013, applied to the applicants for the visas	65 points

<b>Pool and pass marks</b>			
<b>Item</b>	<b>Column 1 Visas</b>	<b>Column 2 Requirements</b>	<b>Column 3 Pool and pass marks</b>
	Sponsored) visa; or (d) Subclass 487 (Skilled—Regional Sponsored) visa; or (e) Subclass 885 (Skilled—Independent) visa; or (f) Subclass 886 (Skilled—Sponsored) visa		
4	(a) Subclass 175 (Skilled—Independent) visa; or (b) Subclass 885 (Skilled—Independent) visa	regulation 2.26AA of the <i>Migration Regulations 1994</i> , as in force immediately before 1 July 2013, applied to the applicants for the visas	120 points
5	(a) Subclass 176 (Skilled—Sponsored) visa; or (b) Subclass 475 (Skilled—Regional Sponsored) visa; or (c) Subclass 487 (Skilled—Regional Sponsored) visa; or (d) Subclass 886 (Skilled—Sponsored) visa	regulation 2.26AA of the <i>Migration Regulations 1994</i> , as in force immediately before 1 July 2013, applied to the applicants for the visas	100 points

## **Schedule 1—Repeals**

### ***Migration (IMMI 18/067: Pool and Pass Marks for General Skilled Migration Visas) Instrument 2018***

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

Repeal the instrument.