Australian Government

Department of Home Affairs

LIN 21/005

Migration (Specified courses and exams for registration as a migration agent) Amendment Instrument (LIN 21/005) 2021

I, Jason Wood, Assistant Minister for Customs, Community Safety and Multicultural Affairs, make this instrument under subregulation 5(4) of the *Migration Agents Regulations 1998*.

Dated 15 March 2021

Jason Wood

Assistant Minister for Customs, Community Safety and Multicultural Affairs

1   Name

This instrument is the *Migration (Specified courses and exams for registration as a migration agent) Amendment Instrument (LIN 21/005) 2021*.

2   Commencement

This instrument commences on the later of:

(a) immediately after the commencement of Parts 1 and 2 of Schedule 1 to the *Migration Agents Amendment (Regulation of Migration Agents) Regulations 2020*; and

(b) the day after registration.

3   Amendment

Schedule 1 amends the *Migration (IMMI 18/003: Specified courses and exams for registration as a migration agent) Instrument 2018* (F2017L01708).

Schedule 1 Amendment
(s.3)

[1] Section 3

substitute

This instrument is made under subregulation 5(4) of the Regulations.

[2] Subsections 6(1) and (2)

omit

subregulation 5(1)

insert

subregulation 5(2)

[3] Subsections 7(1) and (2)

omit

subregulation 5(2)

insert

paragraph 5(3)(a)

[4] Paragraph 7(1)(a)

substitute

(a) the Capstone Assessment if passed before 1 January 2021;

[5] Subsection 7(3)

substitute

(3) For paragraph 5(3)(a) of the Regulations, if a person is not in a class of persons specified in subsection (2), a prescribed examination is the combination of:

(a) any of the following exams:

(i) the Capstone Assessment if passed before 1 January 2021;
(ii) the common assessment items relating to registration if passed before 1 January 2018; and

(b) any of the following exams in English language proficiency:

(i) IELTS Academic test;
(ii) TOEFL iBT test.

[6] Subsection 7(4)

omit

[7] Subsection 8(1)

omit

subsection 5(4)

insert

paragraph 5(3)(b)

[8]   Subsection 9(1)

omit

subregulation 5(5)

insert

paragraph 5(3)(c)

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