



Higher Education Support (Visa Specification for Eligible Former Permanent Humanitarian Visa Holders) Determination 2021

I, Alan Tudge, Minister for Education and Youth, make the following Determination.

Dated 28 September 2021

Alan Tudge
Minister for Education and Youth

Contents

1 Name.....	1
2 Commencement	1
3 Authority.....	1
4 Definition.....	1
5 Specification of visas	2

1 Name

This instrument is the *Higher Education Support (Visa Specification for Eligible Former Permanent Humanitarian Visa Holders) Determination 2021*.

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	The later of: (a) the start of the day after this instrument is registered; and (b) immediately after the commencement of Part 1 of Schedule 1 to the <i>Education Legislation Amendment (2021 Measures No.2) Act 2021</i> .	

Note: This table relates only to the provisions of this instrument as originally made.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 subclause 1(1A) of Schedule 1 to the Act.

4 Definition

In this instrument:

Act means the *Higher Education Support Act 2003*.

5 Specification of visas

For the purposes of paragraph (c) of the definition of *eligible former permanent humanitarian visa holder* in subclause 1(1) of Schedule 1 to the Act, the following classes or subclasses of visas provided for by the *Migration Act 1958* or regulations made under that Act are specified:

- (a) subclass 155—Five Year Resident Return, of Return (Residence) (Class BB), as referred to in item 1128 of Schedule 1 and clauses 155.1 to 155.6 of Schedule 2 to the *Migration Regulations 1994*; and
- (b) subclass 157—Three Month Resident Return, of Return (Residence) (Class BB), as referred to in item 1128 of Schedule 1 and clauses 157.1 to 157.6 of Schedule 2 to the *Migration Regulations 1994*.