

LIN 21/079

Migration (Arrangements for Protection, Refugee and Humanitarian visas) Amendment Instrument (LIN 21/079) 2021

I, Andrew Kiley, delegate of the Minister, make this instrument under subregulation 2.07(5) and item 1402 of Schedule 1 to the *Migration Regulations 1994* (the Regulations)*.*

Dated 15 November 2021

Andrew Kiley

Assistant Secretary

Refugee, Humanitarian and Settlement Division

Department of Home Affairs

1 Name

This instrument is the Migration (Arrangements for Protection, Refugee and Humanitarian visas) Amendment Instrument (LIN 21/*079*)*2021*.

2 Commencement

This instrument commences on the day after registration.

3 Amendment

Schedule 1 amends Migration (Arrangements for Protection, Refugee and Humanitarian Visas) Instrument (LIN 20/169) 2020 (F2020L01420).

Schedule 1 Amendment

(section 3)

[1] Section 4, after *Regulations*

insert

***written notice*** means a notice in writing from the Department notifying a person they can make a visa application, including instructions about how to return the form to the Department.

[2] Section 7, paragraph (b)

omit

paper form 866 and posted with correct pre-paid postage amount

insert

form 866 and posted with sufficient prepaid postage

[3] Section 8, table

substitute

| Item  No | Column 1  Applicant | Column 2  Form | Column 3  Place and manner |
| --- | --- | --- | --- |
| 1 | Applicant whose entry to Australia has been proposed in accordance with form 681 or form 1417 | 1. 842 and 681; or 2. 842 and 1417 | Application must be:  (a) posted with sufficient prepaid postage, to:  Special Humanitarian Processing Centre  Department of Home Affairs  GPO Box 9984  SYDNEY NSW 2001; or  (b) delivered by courier service to:  Special Humanitarian Processing Centre  Department of Home Affairs  Level 3, 26 Lee Street  SYDNEY NSW 2001; or  (c) made via the online portal at the following address: <https://www.homeaffairs.gov.au/humvisaapplication> |
| 2 | Applicant who is covered by subitem 1402(3B) of Schedule 1 to the Regulations and who has received written notice | 842 | Application must be made in accordance with the instructions in the written notice |
| 3 | Any other applicant | 842 | Application must be made at a diplomatic, consular or migration office maintained by or for the Commonwealth and located outside Australia |

[4] Section 9, table

omit each occurrence of

paper

[5] Section 9, table

omit

correct pre-paid postage amount

insert

sufficient prepaid postage

[6] Section 10, table

omit each occurrence of

paper

[7] Section 10, table

omit

correct pre-paid postage amount

insert

sufficient prepaid postage