



Migration (Assessing Authorities for Subclass 494 Visas) Amendment Instrument (LIN 22/054) 2022

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

Dated 7 April 2022

Alex Hawke
Minister for Immigration, Citizenship, Migrant Services and Multicultural Affairs

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1 Name

This instrument is the *Migration (Assessing Authorities for Subclass 494 Visas) Amendment Instrument (LIN 22/054) 2022*.

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 day after this instrument is registered.	6 May 2022

Note: This table relates only to the provisions of this instrument as originally made.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 494.224(6) of Schedule 2 to the *Migration Regulations 1994*.

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Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

Schedule 1—Amendments

Migration (LIN 19/260: Assessing Authorities for Subclass 494 Visas) Instrument 2019

1 Subsection 6(1) (table items 1 and 2, column 2)

Omit “AIM”, substitute “IML”.

2 Subsection 6(1) (table item 4, column 2, paragraph (b))

Omit “AIM”, substitute “IML”.

3 Subsection 6(1) (table item 10, column 2)

Omit “ACWA”, substitute “ACS”.

4 Subsection 7(1) (table items 24, 25, 26, 29, 39 and 40, column 2)

Omit “AIM”, substitute “IML”.

5 Subsection 7(1) (table item 141, column 2)

Omit “VETASSESS”, substitute “the assessing authority for the occupation under subsection (3)”.

6 At the end of section 7

Add:

- (3) For the purposes of item 141 of the table in subsection (1), the assessing authority is:
- (a) for an information and organisation professional (nec) other than a data scientist—VETASSESS; and
 - (b) for an information and organisation professional (nec) that is a data scientist—ACS.

Note: For the meaning of VETASSESS and ACS, see section 9.

7 Section 9 (table item 8)

Repeal the item.

8 Section 9 (table item 9, column 2)

Omit “Australian Institute of Medical Scientists”, substitute “Australian Institute of Medical and Clinical Scientists”.

9 Section 9 (after table item 28)

Insert:

28A IML Institute of Managers and Leaders Limited

10 At the end of the instrument

Add:

Part 3—Application and savings provisions

10 Amendments made by the *Migration (Assessing Authorities for Subclass 494 Visas) Amendment Instrument (LIN 22/054) 2022*

New assessing authorities specified for visa applications made on or after commencement regardless of when application for assessment is made

- (1) The amendments of this instrument made by Schedule 1 to the *Migration (Assessing Authorities for Subclass 494 Visas) Amendment Instrument (LIN 22/054) 2022* (the **amending instrument**) apply in relation to an application for a Subclass 494 (Skilled Employer Sponsored Regional (Provisional)) visa:
- if the application is made on or after the day the amending instrument commences; and
 - regardless of whether the application for the skills assessment for the purposes of paragraph 1242(5)(a) of Schedule 1 or paragraph 494.224(2)(a) or subparagraph (4)(a)(iii) of Schedule 2 to the Regulations was made before, on or after that day.

Previous assessing authorities also specified for visa applications made on or after commencement if application for assessment is made before commencement

- (2) For the purposes of subsection 494.224(6) of Schedule 2 to the Regulations, a person or body listed in column 2 of an item of the following table is also specified as the assessing authority for the occupation listed in column 1 of the item in relation to an application for a Subclass 494 (Skilled Employer Sponsored Regional (Provisional)) visa if:
- the application for the visa is made on or after the day the amending instrument commences; and
 - the application for the skills assessment for the purposes of paragraph 1242(5)(a) of Schedule 1 or paragraph 494.224(2)(a) or subparagraph (4)(a)(iii) of Schedule 2 to the Regulations was made before the day the amending instrument commences.

Assessing authorities		
Item	Column 1 Occupation	Column 2 Assessing authority
1	chief executive or managing director	Australian Institute of Management
2	corporate general manager	Australian Institute of Management
3	engineering manager	Australian Institute of Management
4	medical laboratory scientist	Australian Institute of Medical Scientists
5	sales and marketing manager	Australian Institute of Management
6	advertising manager	Australian Institute of Management
7	public relations manager	Australian Institute of Management
8	human resource manager	Australian Institute of Management
9	supply and distribution manager	Australian Institute of Management

Schedule 1 Amendments

Assessing authorities		
	Column 1	Column 2
Item	Occupation	Assessing authority
10	procurement manager	Australian Institute of Management
11	information and organisation professionals (nec)	VETASSESS
12	medical laboratory technician	Australian Institute of Medical Scientists
13	pathology collector (Aus) / phlebotomist (NZ)	Australian Institute of Medical Scientists
