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# **Migration (IMMI 18/103: Arrangements for Partner and Prospective Marriage Visa Applications) Amendment (No. 1) Instrument 2024**

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I, Aza Ozmanian, delegate of the Minister, make the following instrument.

Dated                    20 December 2024

Aza Ozmanian  
Acting Assistant Secretary / Senior Executive Service Band 1  
Family Visas Branch  
Immigration Programs Division  
Department of Home Affairs

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## **1 Name**

This instrument is the *Migration (IMMI 18/103: Arrangements for Partner and Prospective Marriage Visa Applications) Amendment (No. 1) Instrument 2024*.

## **2 Commencement**

This instrument commences on the day after it is registered.

## **3 Authority**

This instrument is made under subregulation 2.07(5) of 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Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

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## Schedule 1—Amendments

### *Migration (IMMI 18/103: Arrangements for Partner and Prospective Marriage Visa Applications) Instrument 2018*

#### 1 Section 4

Insert:

***ImmiAccount*** means the interactive portal for online services available through the Department’s website at <https://immi.homeaffairs.gov.au>.

***online portal*** means the online services portal *Partner processing enquiry form* available through the Department’s website at <https://immi.homeaffairs.gov.au/help-support/departmental-forms/online-forms/partner-processing-enquiry-form>.

#### 2 After subsection 6(1)

Insert:

- (2) For the purposes of subparagraph 1124B(3)(e)(ii) of Schedule 1 to the Regulations, Form 40SP and Form 40SP (Internet) are specified as approved forms.

#### 3 Schedule 1 (table)

Repeal the table, substitute:

Item	Column A: Item and visa	Column B: Kind of applicant	Column C: Approved form	Column D: Place and manner
1.	<b>Item 1124B</b>  Partner (Residence) (Class BS): Subclass 801 (Partner)	If the applicant is the holder of a Subclass 445 (Dependent Child) visa	1002	Application must be made in Australia but not in immigration clearance, through any one of the following: <ul style="list-style-type: none"> <li>(a) posting the application to the office that is processing the parent's permanent Partner visa application;</li> <li>(b) uploading the application onto ImmiAccount; or</li> <li>(c) providing the application to the Department using the online portal.</li> </ul>
		In any other case	47SP (Internet) or If authorised by the Department: 47SP	Application must be made: <ul style="list-style-type: none"> <li>(a) as an internet application; or</li> <li>(b) if authorised in writing to use Form 47SP, in accordance with directions from the Department, by the date specified.</li> </ul>
2.	<b>Item 1129</b>  Partner (Migrant) (Class BC): Subclass 100 (Partner)	If the applicant is the holder of a Subclass 445 (Dependent Child) visa	1002	Application must be made in or outside Australia but not in immigration clearance, through any one of the following: <ul style="list-style-type: none"> <li>(a) posting the application to the office that is processing the parent's permanent Partner visa application;</li> <li>(b) uploading the application onto ImmiAccount; or</li> <li>(c) providing the application to the Department using the online portal.</li> </ul>

Item	Column A: Item and visa	Column B: Kind of applicant	Column C: Approved form	Column D: Place and manner
		In any other case	47SP (Internet); or If authorised by the Department: 47SP	Application must be made: (a) as an internet application; or (b) if authorised in writing to use form 47SP, in accordance with directions from the Department, by a date specified.
3.	<b>Item 1214C</b>  Partner (Temporary) (Class UK): Subclass 820 Partner	All applicants	47SP (Internet) or If authorised by the Department: 47SP	Application must be made: (a) as an internet application; or (b) if authorised in writing to use form 47SP, in accordance with directions from the Department, by a date specified.
4.	<b>Item 1215</b>  Prospective Marriage (Temporary) Class TO: Subclass 300 (Prospective Marriage)	All applicants	47SP (Internet) or If authorised by the Department: 47SP	Application must be made: (a) as an internet application; or (b) if authorised in writing to use form 47SP, in accordance with directions from the Department, by a date specified.
5.	<b>Item 1220A</b>  Partner (Provisional) (Class UF): Subclass 309 Partner (Provisional)	All applicants	47SP (Internet) or If authorised by the Department: 47SP	Application must be made: (a) as an internet application; or (b) if authorised in writing to use form 47SP, in accordance with directions from the Department, by a date specified.