



# Migration (LIN 19/212: Specification of Exempt Occupations) Instrument 2019

made under subregulations 2.72(13) and 2.72C(14) of the  
*Migration Regulations 1994*

## Compilation No. 1

**Compilation date:** 7 December 2024

**Includes amendments up to:** *Migration Amendment (Skills in Demand Visa and Related Matters) Instrument 2024 (F2024L01621)*

Prepared by the Department of Home Affairs

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## About this compilation

### This compilation

This is a compilation of the *Migration (LIN 19/212: Specification of Exempt Occupations) Instrument 2019* that shows the text of the law as amended and in force on 7 December 2024 (the *compilation date*).

The notes at the end of this compilation (the *endnotes*) include information about amending laws and the amendment history of provisions of the compiled law.

### Uncommenced amendments

The effect of uncommenced amendments is not shown in the text of the compiled law. Any uncommenced amendments affecting the law are accessible on the Register ([www.legislation.gov.au](http://www.legislation.gov.au)). The details of amendments made up to, but not commenced at, the compilation date are underlined in the endnotes. For more information on any uncommenced amendments, see the Register for the compiled law.

### Application, saving and transitional provisions for provisions and amendments

If the operation of a provision or amendment of the compiled law is affected by an application, saving or transitional provision that is not included in this compilation, details are included in the endnotes.

### Modifications

If the compiled law is modified by another law, the compiled law operates as modified but the modification does not amend the text of the law. Accordingly, this compilation does not show the text of the compiled law as modified. For more information on any modifications, see the Register for the compiled law.

### Self-repealing provisions

If a provision of the compiled law has been repealed in accordance with a provision of the law, details are included in the endnotes.

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## Part 1—Preliminary

### 1 Name

- (1) This instrument is the *Migration (LIN 19/212: Specification of Exempt Occupations) Instrument 2019*.
- (2) This instrument may be cited as LIN 19/212.

### 2 Authority

This instrument is made under subregulations 2.72(13) and 2.72C(14) of the Regulations.

### 3 Definitions

In this instrument:

**ANZSCO** means:

- (a) for paragraphs 6(1)(a), (b), (c) and (f) and a corresponding reference in subsection 6(3)—the Australian and New Zealand Standard Classification of Occupations published by the Australian Bureau of Statistics, as in force on 23 November 2022;
- (b) for paragraphs 6(1)(d), (g) and (h) and a corresponding reference in subsection 6(3):
  - (i) the Australian and New Zealand Standard Classification of Occupations published by the Australian Bureau of Statistics, as in force on 27 June 2013, for an application for a Subclass 482 (Skills in Demand) visa associated with a nomination lodged before 7 December 2024;
  - (ii) the Australian and New Zealand Standard Classification of Occupations published by the Australian Bureau of Statistics, as in force on 23 November 2022, for all other applications;
- (c) for paragraph 6(1)(e) and a corresponding reference in subsection 6(3):
  - (i) the Australian and New Zealand Standard Classification of Occupations published by the Australian Bureau of Statistics, as in force on 27 June 2013, for a nomination relating to the Subclass 187 (Regional Sponsored Migration Scheme) visa in the Temporary Residence Transition stream;
  - (ii) the Australian and New Zealand Standard Classification of Occupations published by the Australian Bureau of Statistics, as in force on 23 November 2022, for a nomination relating to the Subclass 186 (Employer Nomination Scheme) visa in the Temporary Residence Transition stream;
- (d) for paragraph 6(1)(i) and a corresponding reference in subsection 6(3)—the Australian and New Zealand Standard Classification of Occupations

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published by the Australian Bureau of Statistics, as in force on 27 June 2013;

- (e) for subsection 6(2) and a corresponding reference in subsection 6(3)—the Australian and New Zealand Standard Classification of Occupations published by the Australian Bureau of Statistics, as in force on 27 June 2013.

*nec* is short for ‘not elsewhere classified’.

**Regulations** means the *Migration Regulations 1994*.

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## Part 2—Exempt occupations

### 4 Specified occupations

- (1) For the purposes of subregulation 2.72(13) of the Regulations, an occupation listed in column 1 of an item of the table in subsection (3) (for which an ANZSCO code is listed in column 2 of the item) is specified for the purposes of the following provisions of the Regulations:
- (a) paragraphs 2.72(11)(c) and 2.72(12)(c);
  - (b) subregulation 2.73(13);
  - (c) paragraphs 2.73(14)(c) and 2.73(14A)(c);
  - (d) paragraph 2.86(2A)(b) and subregulation 2.86(2AA);
  - (e) subregulation 5.19(7);
  - (f) subclause 186.227(2) of Schedule 2 to the Regulations;
  - (g) clauses 482.223 and 482.233 of Schedule 2 to the Regulations;
  - (h) paragraph 8607(3)(a) of Schedule 8 to the Regulations;
  - (i) paragraph 5.19(5A)(f).
- (2) For the purposes of subregulation 2.72C(14) of the Regulations, an occupation listed in column 1 of an item of the table in subsection (3) (for which an ANZSCO code is listed in column 2 of the item) is specified for the purposes of the following provisions of the Regulations:
- (a) paragraph 2.72C(13)(b);
  - (b) subregulation 2.73B(11);
  - (c) paragraphs 2.73B(12)(c), 2.86(2B)(b) and 2.86(2BA)(b);
  - (d) clause 494.222 of Schedule 2;
  - (e) paragraph 8608(3)(a) of Schedule 8.
- (3) For the purposes of subsections (1) and (2), the following is the table:

<b>Specified occupations</b>		
<b>Item</b>	<b>Column 1 Occupation</b>	<b>Column 2 ANZSCO Code</b>
1	chief executive or managing director	111111
2	corporate general manager	111211
3	general practitioner	253111
4	resident medical officer	253112
5	anaesthetist	253211
6	specialist physician (general medicine)	253311
7	cardiologist	253312
8	clinical haematologist	253313

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<b>Specified occupations</b>		
<b>Item</b>	<b>Column 1 Occupation</b>	<b>Column 2 ANZSCO Code</b>
9	medical oncologist	253314
10	endocrinologist	253315
11	gastroenterologist	253316
12	intensive care specialist	253317
13	neurologist	253318
14	paediatrician	253321
15	renal medicine specialist	253322
16	rheumatologist	253323
17	thoracic medicine specialist	253324
18	specialist physician (nec)	253399
19	psychiatrist	253411
20	surgeon (general)	253511
21	cardiothoracic surgeon	253512
22	neurosurgeon	253513
23	orthopaedic surgeon	253514
24	otorhinolaryngologist	253515
25	paediatric surgeon	253516
26	plastic and reconstructive surgeon	253517
27	urologist	253518
28	vascular surgeon	253521
29	dermatologist	253911
30	emergency medicine specialist	253912
31	obstetrician and gynaecologist	253913
32	ophthalmologist	253914
33	pathologist	253915
34	diagnostic and interventional radiologist	253917
35	radiation oncologist	253918
36	medical practitioners (nec)	253999

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## Endnotes

### Endnote 1—About the endnotes

The endnotes provide information about this compilation and the compiled law.

The following endnotes are included in every compilation:

Endnote 1—About the endnotes

Endnote 2—Abbreviation key

Endnote 3—Legislation history

Endnote 4—Amendment history

### Abbreviation key—Endnote 2

The abbreviation key sets out abbreviations that may be used in the endnotes.

### Legislation history and amendment history—Endnotes 3 and 4

Amending laws are annotated in the legislation history and amendment history.

The legislation history in endnote 3 provides information about each law that has amended (or will amend) the compiled law. The information includes commencement details for amending laws and details of any application, saving or transitional provisions that are not included in this compilation.

The amendment history in endnote 4 provides information about amendments at the provision (generally section or equivalent) level. It also includes information about any provision of the compiled law that has been repealed in accordance with a provision of the law.

### Misdescribed amendments

A misdescribed amendment is an amendment that does not accurately describe how an amendment is to be made. If, despite the misdescription, the amendment can be given effect as intended, then the misdescribed amendment can be incorporated through an editorial change made under section 15V of the *Legislation Act 2003*.

If a misdescribed amendment cannot be given effect as intended, the amendment is not incorporated and “(md not incorp)” is added to the amendment history.

## Endnotes

### Endnote 2—Abbreviation key

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#### Endnote 2—Abbreviation key

ad = added or inserted	orig = original
am = amended	par = paragraph(s)/subparagraph(s) /sub-subparagraph(s)
amdt = amendment	pres = present
c = clause(s)	prev = previous
C[x] = Compilation No. x	(prev...) = previously
Ch = Chapter(s)	Pt = Part(s)
def = definition(s)	r = regulation(s)/rule(s)
Dict = Dictionary	reloc = relocated
disallowed = disallowed by Parliament	renum = renumbered
Div = Division(s)	rep = repealed
exp = expires/expired or ceases/ceased to have effect	rs = repealed and substituted
F = Federal Register of Legislation	s = section(s)/subsection(s)
gaz = gazette	Sch = Schedule(s)
LA = <i>Legislation Act 2003</i>	Sdiv = Subdivision(s)
LIA = <i>Legislative Instruments Act 2003</i>	SLI = Select Legislative Instrument
(md not incorp) = misdescribed amendment cannot be given effect	SR = Statutory Rules
mod = modified/modification	Sub-Ch = Sub-Chapter(s)
No. = Number(s)	SubPt = Subpart(s)
o = order(s)	<u>underlining</u> = whole or part not commenced or to be commenced
Ord = Ordinance	

## Endnote 3—Legislation history

## Endnote 3—Legislation history

Name	Registration	Commencement	Application, saving and transitional provisions
<i>Migration Amendment (Skills in Demand Visa and Related Matters) Instrument 2024</i>	6 December 2024 F2024L01621	7 December 2024 (s 2)	-

## Endnotes

### Endnote 4—Amendment history

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#### Endnote 4—Amendment history

<b>Provision affected</b>	<b>How affected</b>
s 2	rep LA s 48D
s 4	am F2024L01621
s 5	rep LA s 48C
s 6(1)	rs F2024L01621
s 6(3) (cell at table item 3, column 1)	am F2024L01621
Sch 1	rep LA s 48C

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