



Commonwealth of Australia

Migration Regulations 1994

REGIONAL CERTIFYING BODIES AND REGIONAL POSTCODES

(PARAGRAPH 5.19(4)(e), SUBREGULATION 5.19(5), PARAGRAPH 2.43(1)(la))

I, *CHRIS BOWEN*, Minister for Immigration and Citizenship, acting under subregulation 5.19(5), paragraphs 5.19(4)(e) and 2.43(1)(la) of the *Migration Regulations 1994* ('the Regulations'):

1. REVOKE Instrument Number IMMI 10/051, signed on 15 November 2010, specifying bodies for the purposes of paragraph 5.19(4)(e) of the Regulations, specifying a part of Australia for the purposes of subregulation 5.19(5), and specifying an area of Australia for the purposes of paragraph 2.43(1)(la) of the Regulations; AND
2. SPECIFY each of the bodies listed in Schedule A to this Instrument as bodies for the purposes of paragraph 5.19(4)(e) of the Regulations; AND
3. SPECIFY the part of Australia, to **which the postcodes listed** in Schedule B to this Instrument are applicable, as a part of Australia for the purposes of subregulation 5.19(5) of the Regulations; AND
4. SPECIFY the whole area of Australia, except for those areas to which the postcodes listed in Schedule B to this Instrument are applicable, as the area of Australia for the purposes of paragraph 2.43(1)(la) of the Regulations.

This Instrument, IMMI 11/058, commences on **12 September 2011.**

Dated 29 August 2011

CHRIS BOWEN

Minister for Immigration and Citizenship

- [NOTE 1: Paragraph 5.19(4)(e) provides that only a body that has been specified by Gazette Notice for the purposes of the paragraph may certify that an employer nomination meets the requirements of paragraphs 5.19(4)(a), (b) and (c).]
- NOTE 2: Subregulation 5.19(5) provides that *regional Australia* means a part of Australia specified by Gazette Notice for the definition.
- NOTE 3: Paragraph 2.43(1)(la) sets out a prescribed ground for cancelling a visa under section 116 of the *Migration Act 1958* and relevantly provides that in the case of the holder of a Subclass 457 (Business (Long Stay)) visa who was granted the visa on the basis of a nomination of an activity under regulation 1.20GA, as in force immediately before 14 September 2009, that the visa holder is living or working within an area specified by the Minister in an instrument in writing for the paragraph.]

SCHEDULE A

Australian Capital Territory

ACT Economic Development Directorate

New South Wales

Industry and Investment NSW

Central NSW

Regional Development Australia, Central West Inc

Regional Development Australia, Orana Inc

Northern NSW

Regional Development Australia, Hunter Inc

Regional Development Australia, Northern Inland Inc

Regional Development Australia, Northern Rivers Inc

Regional Development Australia, Mid North Coast Inc

Eastern NSW

Regional Development Australia, Central Coast Inc

Southern NSW

Regional Development Australia, Southern Inland Inc

Regional Development Australia, Illawarra Inc

Regional Development Australia, Murray Inc

Regional Development Australia, Riverina Inc

Western NSW

Regional Development Australia, Far West Inc

Northern Territory

Department of Business and Employment

Queensland

Chamber of Commerce and Industry Queensland (Brisbane)

South East QLD

Chamber of Commerce and Industry Queensland (Gold Coast)

Chamber of Commerce and Industry Queensland (Sunshine Coast)

South West QLD

Maranoa Regional Council

Chamber of Commerce and Industry Queensland (Toowoomba)

SCHEDULE A [cont]

Central QLD

Central Western Queensland Remote Area Planning and Development Board Inc
Chamber of Commerce and Industry Queensland (Rockhampton and Central Qld)
Mount Isa Chamber of Commerce Inc
Winton Shire Council
Gladstone Area Promotion and Development Limited
Regional Development Australia Central Queensland

North QLD

Cairns Chamber of Commerce Inc
Cape York Peninsula Development Association Inc
Chamber of Commerce and Industry Queensland (Cairns and Far North Qld)
Chamber of Commerce and Industry Queensland (Mackay)
Chamber of Commerce and Industry Queensland (Townsville and North Qld)
Gulf Savannah Development Inc
Townsville Enterprise Limited

South Australia

SA Department of Trade and Economic Development – Immigration SA

Tasmania

Department of Economic Development, Tourism and the Arts

Victoria

Department of Innovation, Industry and Regional Development
Regional Development Victoria (Ballarat)
Regional Development Victoria (Bendigo)
Regional Development Victoria (Geelong)
Regional Development Victoria (Mildura)
Regional Development Victoria (Shepparton)
Regional Development Victoria (Traralgon)
Regional Development Victoria (Wangaratta)
Regional Development Victoria (Wodonga)
Swan Hill Rural City Council
Warrnambool City Council
Wimmera Development Association Inc.

Western Australia

Gascoyne Development Commission
Great Southern Development Commission
Kimberley Development Commission
Mid West Development Commission
Peel Development Commission
Pilbara Development Commission
Skilled Migration Western Australia
South West Development Commission
RDA Goldfields Esperance

SCHEDULE B

REGION	POSTCODES
Australian Capital Territory	Entire Territory
New South Wales (Except Sydney, Newcastle and Wollongong)	2250 to 2251 – (Central Coast) 2256 to 2263 – (Central Coast) 2311 to 2312 2328 to 2411 2420 to 2490 2536 to 2551 2575 to 2594 2618 to 2739 2787 to 2898
Northern Territory	Entire Territory
Queensland (Except the greater Brisbane area and the Gold Coast)	4124 to 4125 4133 4211 4270 to 4272 4275 4280 4285 4287 4307 to 4499 4515 4517 to 4519 4522 to 4899
South Australia	Entire State
Tasmania	Entire State

SCHEDULE B [cont]

Victoria (Except Melbourne metropolitan area)	3211 to 3334
	3340 to 3424
	3430 to 3649
	3658 to 3749
	3753
	3756
	3758
	3762
	3764
	3778 to 3781
	3783
	3797
	3799
	3816 to 3909
	3921 to 3925
	3945 to 3974
	3979
3981 to 3996	

Western Australia

Entire State

EXPLANATORY STATEMENT

Migration Regulations 1994

REGIONAL CERTIFYING BODIES AND REGIONAL POSTCODES

(PARAGRAPH 5.19(4)(e), SUBREGULATION 5.19(5), PARAGRAPH 2.43(1)(1a))

1. This Instrument is made under subregulation 5.19(5) and paragraphs 5.19(4)(e) and 2.43(1)(1a) of the *Migration Regulations 1994* ('the Regulations').
2. Paragraph 5.19(4)(e) of the Regulations provides that only a body that has been specified for the purposes of that paragraph may certify that an employer nomination meets the requirements of paragraphs 5.19(4)(a), (b) and (c).
3. Subregulation 5.19(5) of the Regulations provides that **regional Australia means a part of Australia specified by an instrument in writing.**
4. Paragraph 2.43(1)(1a) of the Regulations provides that in the case of the holder of s Subclass 457 (Business (Long Stay) visa who was granted the visa on the basis of a nomination of an activity under regulation 1.20GA as in force immediately before 14 September 2007, that the holder is living or working within an area specified by the Minister in an instrument in writing for this paragraph.
5. The purpose of this Instrument is to specify the Regional Certifying Bodies that are approved to certify certain nominations made under the Regional Sponsored Migration Scheme.
6. This Instrument **also** specifies the postcodes which define regional Australia for the purpose of subregulation 5.19(5) for the **Regional Sponsored Migration Scheme.**

7. The Instrument has been updated to:
 - include Regional Development Australia Goldfields Esperance as a Regional Certifying Body for the Goldfields Esperance region; and
 - replace the ACT Chief Minister's Department with the ACT Economic Development Directorate; and
 - include 'Entire State' of Western Australia at Schedule B which replaces certain postcodes.

8. Consultation was undertaken before the Instrument was made as follows:
 - Regional Development Australia Goldfields Esperance; and
 - the ACT Economic Development Directorate.

10. The Office of Best Practice was consulted and has advised that there was no compliance cost on business or impact on competition in relation to this instrument (OBPR Reference 12883).

11. The Instrument, IMMI 11/058, commences on **12 September 2011.**