



Commonwealth of Australia

Migration Regulations 1994

CLASSES OF PERSONS

(Subparagraphs 1236(1)(a)(ii), 1236(1)(b)(ii) and 1236(1)(c)(ii))

I, *SOPHIE MONTGOMERY*, Delegate of the Minister for Immigration, Multicultural Affairs and Citizenship, acting under subparagraphs 1236(1)(a)(ii), 1236(1)(b)(ii) and 1236(1)(c)(ii) of Schedule 1 to the *Migration Regulations 1994* ('the Regulations'):

1. REVOKE Instrument IMMI 13/100, signed on 24 July 2013, specifying classes of persons for the purposes of subparagraphs 1236(1)(a)(ii), 1236(1)(b)(ii) and 1236(1)(c)(ii); AND
2. SPECIFY the following classes of persons for the purposes of subparagraphs 1236(1)(a)(ii) and 1236(1)(c)(ii) of the Regulations:
 - (a) Persons specified in Schedule 1 to this Instrument, who apply outside Australia for a Subclass 600 (Visitor) visa in the Tourist or Business Visitor stream and hold a passport issued by a country specified in column 2 of Schedule 1 to this Instrument and subject to the conditions (if any) specified in column 3 of Schedule 1 to this Instrument; and
3. SPECIFY the following classes of persons for the purposes of subparagraph 1236(1)(a)(ii) of the Regulations:
 - (a) Persons specified in Schedule 2 to this Instrument, who apply in Australia for a Subclass 600 (Visitor) visa in the Tourist stream and hold a visa of a kind specified in column 2 of Schedule 2 to this Instrument; and
4. SPECIFY the following classes of persons for the purposes of subparagraphs 1236(1)(a)(ii), 1236(1)(b)(ii) and 1236(1)(c)(ii) of the Regulations:
 - (a) Persons, specified in Schedule 3 to this Instrument, who apply outside Australia for a Subclass 600 (Visitor) visa in the Tourist, Sponsored Family or Business Visitor stream and hold a passport issued by a country specified in column 2 of Schedule 3 to this Instrument and subject to the conditions (if any) specified in column 3 of Schedule 3 to this Instrument; and
 - (b) Persons, specified in Schedule 4 to this Instrument, who apply outside Australia for a Subclass 600 (Visitor) visa in the Tourist, Sponsored Family or Business Visitor stream and hold a passport issued by a country specified in column 2 of Schedule 4 to this Instrument and subject to conditions (if any) specified in column 3 of Schedule 4 to this Instrument; and

- (c) Persons, specified in Schedule 5 to this Instrument, who apply outside Australia for a Subclass 600 (Visitor) visa in the Tourist, Sponsored Family or Business Visitor stream and hold a passport issued by a country specified in column 2 of Schedule 5 to this Instrument and subject to the conditions (if any) specified in column 3 of Schedule 5 to this Instrument; and
- (d) Persons specified in Schedule 6 to this Instrument, who apply outside Australia for a Subclass 600 (Visitor) visa in the Tourist, Sponsored Family or Business Visitor stream and hold a passport issued by a country specified in column 2 of Schedule 6 to this Instrument and subject to the conditions (if any) specified in column 3 of Schedule 6 to this Instrument; and
- (e) Persons specified in Schedule 7 to this Instrument, who apply outside Australia for a Subclass 600 (Visitor) visa in the Tourist, Sponsored Family or Business Visitor stream and hold a passport issued by a country specified in column 2 of Schedule 7 to this Instrument and subject to the conditions (if any) specified in column 3 of Schedule 7 to this Instrument.

This Instrument, IMMI 13/103, commences on 20 September 2013.

Dated 16 September 2013

S Montgomery
Delegate of the Minister for Immigration, Multicultural Affairs and Citizenship

SCHEDULE 1

Column 1	Column 2	Column 3
Item	Country	Conditions
1	Papua New Guinea	Passport must indicate that the applicant is a national of Papua New Guinea

SCHEDULE 2

Column 1	Column 2
Item	Kind of visa
1	Any substantive visa

SCHEDULE 3

Column 1	Column 2	Column 3
Item	Country	Conditions
1	Andorra	Passport must indicate that the applicant is a national of Andorra
2	Argentina	Passport must indicate that the applicant is a national of Argentina
3	Austria	Passport must indicate that the applicant is a national of Austria
4	Bahrain	Passport must indicate that the applicant is a national of Bahrain
5	Belgium	Passport must indicate that the applicant is a national of Belgium
6	Brazil	Passport must indicate that the applicant is a national of Brazil
7	Brunei	Passport must indicate that the applicant is a national of Brunei
8	Bulgaria	Passport must indicate that the applicant is a national of Bulgaria
9	Canada	Passport must indicate that the applicant is a national of Canada
10	Chile	Passport must indicate that the applicant is a national of Chile
11	Republic of Croatia	Passport must indicate that the applicant is a national of the Republic of Croatia
12	Republic of Cyprus	Passport must indicate that the applicant is a national of the Republic of Cyprus
13	Czech Republic	Passport must indicate that the applicant is a national of the Czech Republic
14	Denmark	Passport must indicate that the applicant is a national of Denmark
15	Estonia	Passport must indicate that the applicant is a national of Estonia

16	Finland	Passport must indicate that the applicant is a national of Finland
17	France	Passport must indicate that the applicant is a national of France
18	Germany	Passport must indicate that the applicant is a national of Germany
19	Greece	Passport must indicate that the applicant is a national of Greece
20	Hong Kong Special Administrative Region, People's Republic of China	Nil
21	Hungary	Passport must indicate that the applicant is a national of Hungary
22	Iceland	Passport must indicate that the applicant is a national of Iceland
23	Republic of Ireland	Passport must indicate that the applicant is a national of the Republic of Ireland
24	Italy	Passport must indicate that the applicant is a national of Italy
25	Japan	Passport must indicate that the applicant is a national of Japan
26	Republic of Korea	Passport must indicate that the applicant is a national of the Republic of Korea
27	Kuwait	Passport must indicate that the applicant is a national of Kuwait
28	Latvia	Passport must indicate that the applicant is a national of Latvia
29	Liechtenstein	Passport must indicate that the applicant is a national of Liechtenstein
30	Lithuania	Passport must indicate that the applicant is a national of Lithuania
31	Luxembourg	Passport must indicate that the applicant is a national of Luxembourg
32	Malaysia	Passport must indicate that the applicant is a national of Malaysia
33	Republic of Maldives	Passport must indicate that the applicant is a national of the Republic of the Maldives
34	Malta	Passport must indicate that the applicant is a national of Malta
35	Federated States of Micronesia	Passport must indicate that the applicant is a national of the Federated States of Micronesia
36	Monaco	Passport must indicate that the applicant is a national of Monaco
37	The Netherlands	Passport must indicate that the applicant is a national of the Netherlands
38	Norway	Passport must indicate that the applicant is a national of Norway

39	Oman	Passport must indicate that the applicant is a national of Oman
40	Papua New Guinea	Passport must indicate that the applicant is a national of Papua New Guinea
41	Poland	Passport must indicate that the applicant is a national of Poland
42	Portugal	Passport must indicate that the applicant is a national of Portugal
43	Qatar	Passport must indicate that the applicant is a national of Qatar
44	Romania	Passport must indicate that the applicant is a national of Romania
45	Republic of San Marino	Passport must indicate that the applicant is a national of the Republic of San Marino
46	Kingdom of Saudi Arabia	Passport must indicate that the applicant is a national of the Kingdom of Saudi Arabia
47	Singapore	Passport must indicate that the applicant is a national of Singapore
48	Slovakia	Passport must indicate that the applicant is a national of Slovak Republic
49	Slovenia	Passport must indicate that the applicant is a national of Slovenia
50	Spain	Passport must indicate that the applicant is a national of Spain
51	Sweden	Passport must indicate that the applicant is a national of Sweden
52	Switzerland	Passport must indicate that the applicant is a national of Switzerland
53	Taiwan	Passport must not purport to be an official or diplomatic passport
54	Turkey	Passport must indicate that the applicant is a national of Turkey
55	United Arab Emirates	Passport must indicate that the applicant is a national of the United Arab Emirates
56	United Kingdom of Great Britain and Northern Ireland	Passport must indicate that the applicant's nationality is British Citizen
57	United States of America	Passport must indicate that the applicant is a national of the United States of America
58	Vatican City	Passport must indicate that the applicant is a national of the Vatican City

SCHEDULE 4

Column 1	Column 2	Column 3
Item	Country	Conditions
1	Former Yugoslav Republic of Macedonia	Passport must indicate that the applicant is a national of the Former Yugoslav Republic of Macedonia
2	Montenegro	Passport must indicate that the applicant is a national of Montenegro
3	Republic of Serbia	Passport must indicate that the applicant is a national of the Republic of Serbia

SCHEDULE 5

Column 1	Column 2	Column 3
Item	Country	Conditions
1	Belarus	Passport must indicate that the applicant is a national of Belarus
2	Kazakhstan	Passport must indicate that the applicant is a national of Kazakhstan
3	Moldova	Passport must indicate that the applicant is a national of Moldova
4	Ukraine	Passport must indicate that the applicant is a national of the Ukraine

SCHEDULE 6

Column 1	Column 2	Column 3
Item	Country	Conditions
1	Arab Republic of Egypt	Passport must indicate that the applicant is a national of the Arab Republic of Egypt
2	The People's Democratic Republic of Algeria	Passport must indicate that the applicant is a national of the People's Democratic Republic of Algeria
3	State of Libya	Passport must indicate that the applicant is a national of Libya
4	Kingdom of Morocco	Passport must indicate that the applicant is a national of the Kingdom of Morocco
5	Republic of Sudan	Passport must indicate that the applicant is a national of the Republic of Sudan
6	Republic of Tunisia	Passport must indicate that the applicant is a national of the Republic of Tunisia

SCHEDULE 7

Column 1	Column 2	Column 3
Item	Country	Conditions
1	Nauru	Passport must indicate that the applicant is a national of Nauru

EXPLANATORY STATEMENT

Migration Regulations 1994

CLASSES OF PERSONS

(Subparagraphs 1236(1)(a)(ii), 1236(1)(b)(ii) and 1236(1)(c)(ii))

1. This Instrument is made under subparagraphs 1236(1)(a)(ii), 1236(1)(b)(ii) and 1236(1)(c)(ii) of the *Migration Regulations 1994* ('the Regulations').
2. Subparagraph 1236(1)(a)(ii) of the Regulations provides that, if internet applications are made for a subclass 600 (Visitor) visa in the Tourist stream, the applicant must be in a class of persons specified in an instrument in writing for the purposes of this subparagraph.
3. Subparagraph 1236(1)(b)(ii) of the Regulations provides that if internet applications are made for a subclass 600 (Visitor) visa in the Sponsored Family stream, the applicant must be in a class of persons specified in an instrument in writing for the purposes of this subparagraph.
4. Subparagraph 1236(1)(c)(ii) of the Regulations provides that if internet applications are made for a subclass 600 (Visitor) visa in the Business Visitor stream, the applicant must be in a class of persons specified in an instrument in writing for the purposes of this subparagraph.
5. The purpose of the Instrument is to allow the Minister to specify which classes of people are eligible to make an application via the internet for a subclass 600 (Visitor) visa in the Tourist, Sponsored Family or Business visitor stream.
6. The Instrument operates by specifying classes of persons who are eligible to make an application for a subclass 600 (Visitor) visa via the internet on form 1419 (Internet). Schedule 7 to this Instrument provides online access to passport holders of Nauru who apply outside Australia for a Subclass 600 (Visitor) visa in the Tourist, Sponsored Family or Business Visitor stream.
7. Persons who do not fall into a class specified in the Instrument are not able to lodge a valid application for a subclass 600 (Visitor) visa on form 1419 (Internet).
8. Pursuant to subsection 18(1) of the *Legislative Instruments Act 2003* consultation was not necessary. The Instrument is of a minor or machinery nature and does not substantially alter existing arrangements.
9. The Office of Best Practice Regulation has advised that a Regulatory Impact Statement is not required (OBPR Reference 15258).
10. Under section 44 of the *Legislative Instruments Act 2003* the Instrument is exempt from disallowance and therefore a Human Rights Statement of Compatibility is not required.
11. This Instrument, IMMI 13/103, commences on 20 September 2013.