

2019-2020

The Parliament of the
Commonwealth of Australia

HOUSE OF REPRESENTATIVES

Presented and read a first time

**Migration Amendment (Common Sense
Partner Visa) Bill 2020**

No. , 2020

(Mr Hill)

**A Bill for an Act to amend the *Migration Act 1958*,
and for related purposes**

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A Bill for an Act to amend the *Migration Act 1958*, and for related purposes

The Parliament of Australia enacts:

1 Short title

This Act is the *Migration Amendment (Common Sense Partner Visa) Act 2020*.

2 Commencement

- (1) Each provision of this Act 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 Act	The day after this Act receives the Royal Assent.	

Note: This table relates only to the provisions of this Act as originally enacted. It will not be amended to deal with any later amendments of this Act.

- (2) Any information in column 3 of the table is not part of this Act. Information may be inserted in this column, or information in it may be edited, in any published version of this Act.

3 Schedules

Legislation that is specified in a Schedule to this Act is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this Act has effect according to its terms.

Schedule 1—Amendments

Migration Act 1958

1 At the end of section 40

Add:

- (4) Despite any provision of the regulations, an application for a visa referred to in the regulations as a Subclass 309 (Partner (Provisional)) visa may be granted whether the applicant is inside or outside Australia.
- (5) Subsection (4) applies in relation to a visa granted during the period beginning the day this subsection commences and ending on 31 December 2021, whether or not the application for the visa was made before or after the commencement of this subsection.