



Migration (IMMI 18/067: Pool and Pass Marks for General Skilled Migration Visas) Instrument 2018

I, Peter Dutton, Minister for Home Affairs and Minister for Immigration and Border Protection, make the following instrument.

Dated 25 June 2018

Peter Dutton
Minister for Home Affairs
Minister for Immigration and Border Protection

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Part 1—Preliminary

1 Name

- (1) This instrument is the *Migration (IMMI 18/067: Pool and Pass Marks for General Skilled Migration Visas) Instrument 2018*.
- (2) This instrument may be cited as IMMI 18/067.

2 Commencement

- (1) Each provision of this instrument 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 instrument	1 July 2018.	1 July 2018

Note: This table relates only to the provisions of this instrument as originally made.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

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

3 Authority

This instrument is made under subsections 96(1) and (2) of the *Migration Act 1958*.

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Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

5 Definitions

In this instrument:

Act means the *Migration Act 1958*.

former general skilled migration visa means each of the following:

- (a) a Subclass 175 (Skilled—Independent) visa;
- (b) a Subclass 176 (Skilled—Sponsored) visa;
- (c) a Subclass 475 (Skilled—Regional Sponsored) visa;

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- (d) a Subclass 487 (Skilled—Regional Sponsored) visa;
- (e) a Subclass 885 (Skilled—Independent) visa;
- (f) a Subclass 886 (Skilled—Sponsored) visa.

general skilled migration visa means each of the following:

- (a) a Skilled—Independent (Permanent) (Class SI) visa;
- (b) a Skilled—Nominated (Permanent) (Class SN) visa;
- (c) a Skilled—Regional Sponsored (Provisional) (Class SP) visa.

Regulations means the *Migration Regulations 1994*.

Part 2—Pool and pass marks in relation to general skilled migration visas

6 Pool and pass marks—post-1 July 2018 invitations to apply

- (1) For the purposes of the Act and Regulations, the pool mark in relation to a general skilled migration visa is 65 points.
- (2) For the purposes of the Act and Regulations, the pass mark in relation to applications for a general skilled migration visa is 65 points.

7 Pool and pass marks—pre-1 July 2018 invitations to apply

- (1) For the purposes of the Act and Regulations, the pool mark in relation to a general skilled migration visa is 60 points.
- (2) For the purposes of the Act and Regulations, the pass mark in relation to applications for a general skilled migration visa is 60 points.

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Part 3—Pool and pass marks in relation to former general skilled migration visas

8 Pool and pass marks—certain pre-1 July 2011 visa applications

- (1) For the purposes of the Act and Regulations, the pool mark in relation to a former general skilled migration visa is:
 - (a) for a Subclass 175 (Skilled—Independent) visa and a Subclass 885 (Skilled—Independent) visa—120 points; or
 - (b) otherwise—100 points.
- (2) For the purposes of the Act and Regulations, the pass mark in relation to applications for a former general skilled migration visa is:
 - (a) for a Subclass 175 (Skilled—Independent) visa and a Subclass 885 (Skilled—Independent) visa—120 points; or
 - (b) otherwise—100 points.

9 Pool and pass marks—certain post-1 July 2011 visa applications

- (1) For the purposes of the Act and Regulations, the pool mark in relation to a former general skilled migration visa is 65 points.
- (2) For the purposes of the Act and Regulations, the pass mark in relation to applications for a former general skilled migration visa is 65 points.

Part 4—Application provisions

10 Application provision—general skilled migration visas

- (1) Section 6 applies in relation to an application for a general skilled migration visa made on or after 1 July 2018 in response to an invitation given by the Minister on or after that day.
- (2) Section 7 applies in relation to an application for a general skilled migration visa made before, on or after 1 July 2018 in response to an invitation given by the Minister before that day.

11 Application provision—former general skilled migration visas

- (1) Section 8 applies in relation to an application for a former general skilled migration visa if repealed regulation 2.26AA of the Regulations, as in force immediately before 1 July 2013, applies to the applicant.
- (2) Section 9 applies in relation to an application for a former general skilled migration visa if repealed regulation 2.26AB of the Regulations, as in force immediately before 1 July 2013, applies to the applicant.

Schedule 1—Repeals

IMMI 12/017 (F2012L01317)

1 The whole of the instrument

Repeal the instrument.