

EXPLANATORY STATEMENT

Migration Regulations 1994

ARRANGEMENTS FOR WORK AND HOLIDAY VISA APPLICANTS FROM ARGENTINA, BANGLADESH, CHILE, INDONESIA, IRAN, MALAYSIA, POLAND, PORTUGAL, SPAIN, THAILAND, TURKEY, UNITED STATES OF AMERICA AND URUGUAY

(Paragraphs 1224A(3)(a), 1224A(3)(aa), 1224A(3)(ab) and 462.221(c))

1. This Instrument is made under paragraphs 1224A(3)(a), 1224A(3)(aa), 1224A(3)(ab) and 462.221(c) of the *Migration Regulations 1994* (the Regulations).
2. The Instrument revokes Instrument IMMI 14/025 (F2014L01064).
3. The purpose of the Instrument is to specify the various countries with which Australia has a reciprocal Work and Holiday (Subclass 462) visa arrangement.
4. The Instrument operates to specify the following for applicants applying for a Work and Holiday (Subclass 462) visa:
 - the passport an applicant must hold to make a valid application;
 - those applying on form 1208, and who hold a specified passport must make their application at the specified address;
 - those applying on form 1208, who may make their application in any foreign country; and
 - educational qualifications applicable to each country.
5. The Instrument has been amended to include Spain and Portugal as countries that have a Work and Holiday visa arrangement with Australia.
6. Consultation is unnecessary as, under section 18(1) of the *Legislative Instruments Act 2003*, the Instrument is of a minor or machinery nature and does not substantially alter existing arrangements.

7. Under section 44 of the *Legislative Instruments Act 2003* the Instrument is exempt from disallowance and therefore a Statement of Compatibility with Human Rights is not required.
8. The Office of Best Practice Regulation has advised that a Regulatory Impact Statement is not required (OBPR References. 17326 and 17652).
9. The Instrument, IMMI 14/098, commences on 23 November 2014.