



Social Security (Class of Visas – Qualification for Special Benefit) Determination 2015 (No. 2)

Social Security Act 1991

I, CHRISTIAN PORTER, Minister for Social Services, acting under subparagraph 729(2)(f)(v) of the *Social Security Act 1991*, make this Determination.

Dated: 25 September 2015

CHRISTIAN PORTER

Minister for Social Services

1 Name of determination

This Determination is the *Social Security (Class of Visas – Qualification for Special Benefit) Determination 2015 (No. 2)*.

2 Commencement

This Determination commences on 1 October 2015.

3 Revocation

The following determinations are revoked:

- (a) *Social Security (Class of Visas – Qualification for Special Benefit) Determination 2004*;
- (b) *Social Security (Class of Visas – Qualification for Special Benefit) Determination 2004 (No. 2)*;
- (c) *Social Security (Class of Visas – Qualification for Special Benefit) Determination 2009*;
- (d) *Social Security (Class of Visas – Qualification for Special Benefit) Determination 2014*; and
- (e) *Social Security (Class of Visas – Qualification for Special Benefit) Determination 2015*.

4 Class of visas

(1) For the purposes of subparagraph 729(2)(f)(v) of the *Social Security Act 1991*, classes of visas are:

- (a) Subclass 070 (Bridging (Removal Pending));
- (b) Subclass 309 (Partner (Provisional));
- (c) Subclass 449 (Humanitarian Stay (Temporary));
- (d) Subclass 785 (Temporary Protection);
- (e) Subclass 786 (Temporary (Humanitarian Concern));
- (f) Subclass 790 (Safe Haven Enterprise);
- (g) Subclass 820 (Partner); and
- (h) if the circumstances in subsection (2) are met, a criminal justice stay visa granted under subsection 155(2) of the *Migration Act 1958*.

(2) For paragraph (1)(h), the circumstances are that the criminal justice stay visa was granted for the purpose of assisting in the administration of criminal justice in relation to an offence of:

- (a) trafficking in persons;
- (b) slavery; or
- (c) slavery-like practices.