



Commonwealth of Australia

Migration Regulations 1994

ARRANGEMENTS FOR CHILD VISA APPLICATIONS 2016/051

(Subregulation 2.07(5), Items 1108, 1108A and 1211)

I, *ALEX HAWKE*, Assistant Minister for Immigration and Border Protection, acting under subregulation 2.07(5) of the *Migration Regulations 1994* (the Regulations) for items 1108 Child (Migrant)(Class AH) , 1108A Child (Residence) (Class BT) and 1211 Extended Eligibility (Temporary) (Class TK) of Schedule 1 to the Regulations:

1. REVOKE Instrument IMMI 15/136 (F2015L01963), Arrangements for Child Visa Applications 2015, signed on 10 December 2015; and
2. SPECIFY that an application for a Child (Migrant)(Class AH) visa is not a valid visa application if the applicant seeks to meet the requirements in subclause 102.211(2) of Schedule 2 to the Regulations and by claiming to have been adopted in an overseas country at a particular time; and
 - a. for the purposes of subparagraph 1108(3)(c)(ii) of Schedule 1 to the Regulations, the country listed in Column A of the table in the Schedule to this Instrument; and
 - b. for the purposes of subparagraph 1108(3)(c)(iii) of Schedule 1 to the Regulations, the period specified in Column B of this Instrument in relation to the country, is the time referred to in paragraph 2 of the Instrument.
3. SPECIFY that an application for a Child (Residence)(Class BT) visa is not a valid visa application if the applicant seeks to meet the requirements in subclause 802.213(5) of Schedule 2 to the Regulations and by claiming to have been adopted in an overseas country at a particular time; and
 - a. for the purposes of subparagraph 1108A(3)(f)(ii) of Schedule 1 to the Regulations, the country listed in Column A of the table in the Schedule to this Instrument; and
 - b. for the purposes of subparagraph 1108A(3)(f)(iii) of Schedule 1 to the Regulations, the period specified in Column B of this Instrument in relation to the country, is the time referred to in paragraph 3 of the Instrument.
4. SPECIFY, under subregulation 2.07(5) of the Regulations, for the purposes of:
 - a. subitems 1108(1) and 1108A(1) of Schedule 1 to the Regulations, the approved form listed in following table; and
 - b. paragraphs 1108(3)(a) and 1108A(3)(a) of Schedule 1 to the Regulations, the

place and the manner in which an application must be made listed in the following table:

Item and Visa	Form	Place and Manner
Item 1108 <i>Child (Migrant) (Class AH)</i> Subclass 101 (Child) Subclass 102 (Adoption) Subclass 117 (Orphan Relative)	47CH	Application must be made outside Australia in accordance with the requirements set out in subregulation 2.10(2) of Part 2 of the Regulations.
Item 1108A <i>Child (Residence) (Class BT)</i> Subclass 802 (Child) Subclass 837 (Orphan Relative)	47CH	a) Application must be made in Australia but not in immigration clearance: b) Application must be made by: <ul style="list-style-type: none"> i) posting the application (with correct pre-paid postage) to: Department of Immigration and Border Protection Locked Bag 7 NORTHBRIDGE WA 6865 AUSTRALIA; or ii) having the application delivered by courier service to: Department of Immigration and Border Protection Wellington Central 836 Wellington Street WEST PERTH WA 6005 AUSTRALIA.

5. SPECIFY, under subregulation 2.07(5) of the Regulations, for the purposes of:
 - a. subitem 1211(1) of Schedule 1 to the Regulations, the approved form listed in following table; and
 - b. paragraph 1211(3)(a) of Schedule 1 to the Regulations, the place and the manner in which an application must be made listed in the following table:

Item and Visa	Form	Place and Manner
<p>Item 1211 <i>Extended Eligibility</i> <i>(Temporary)</i> <i>(Class TK)</i></p> <p>Subclass 445 (Dependent Child)</p>	918	<p>a) Application by the dependent child of a holder of a visa of Subclass 309, 310, 445, 820, or 826 in Australia must be made by:</p> <p>i) posting the application (with correct pre-paid postage) to:</p> <p style="padding-left: 40px;">Department of Immigration and Border Protection Locked Bag 7 NORTHBRIDGE WA 6865 AUSTRALIA; or</p> <p>ii) having the application delivered by courier service to:</p> <p style="padding-left: 40px;">Department of Immigration and Border Protection Wellington Central 836 Wellington Street WEST PERTH WA 6005 AUSTRALIA.</p> <p>b) Application by the dependent child of a holder of a visa of Subclass 309, 310, 445, 820 or 826 outside Australia must be made outside Australia.</p>

This Instrument, Arrangements for Child Visa Applications 2016/051, IMMI 16/051, commences the day after it is registered on the Federal Register of Legislation

Dated: 1 September 2016

Alex Hawke

THE HON ALEX HAWKE MP
 Assistant Minister for Immigration and Border Protection

SCHEDULE

Column A COUNTRY	Column B SPECIFIED PERIOD
Pakistan	No limitation on time period