

**EXPLANATORY STATEMENT**

*Migration Regulations 1994*

**CLASS OF PERSONS FOR TEMPORARY WORK (INTERNATIONAL RELATIONS) (CLASS GD) VISA 2016/110**

*(subparagraph 1234(2)(a)(i))*

1. Instrument IMMI 16/110 is made under subregulation 2.07(5) of the *Migration Regulations 1994* (the Regulations) for the purposes of subparagraph 1234(2)(a)(i) of Schedule 1 to the Regulations.
2. The Instrument revokes IMMI 16/032 (F2016L00576) in accordance with subsection 33(3) of the *Acts Interpretation Act 1901*, which states where an Act confers a power to make, grant or issue any instrument of a legislative or administrative character, the power shall be construed as including a power exercisable in the like manner and subject to the like conditions (if any) to repeal, rescind, revoke, amend, or vary any such instrument.
3. The Instrument relates to the requirements for making an application for a Temporary Work (International Relations) (Class GD) visa, contained in Item 1234 of Schedule 1 to the Regulations, have been amended by the *Migration Amendment (Temporary Activity Visas) Regulation 2016*. The purpose of the Instrument is to specify matters for the making of an application for a Temporary Work (International Relations) (Class GD) visa for the amended Regulations.
4. The operation of the Instrument is for the Minister to specify the first instalment of the visa application charge for the specified class of persons.
5. Extensive consultation was undertaken for the development of the new visa framework for temporary activity visas that is given effect by the *Migration Amendment (Temporary Activity Visas) Regulation 2016*.
6. The Department of Immigration and Border Protection (the Department) consulted extensively in developing the new visa framework. In September 2014, the Department

issued a discussion paper and received 68 submissions. The submissions were considered in the formulation of a proposed framework that was released for consultation in December 2014. Responses were received from 71 industry stakeholders. In April 2015, the Department again sought stakeholder views by conducting a survey and received 1177 responses. The responses were considered by the Department in formulating the final framework.

7. Adjacent to this review, the Department and the Ministry for the Arts undertook a joint review of the Entertainment (subclass 420) visa and released a discussion paper on 12 January 2015, which provided an overview of a range of deregulation opportunities and proposed changes to longstanding VAC concessions. Sixty-three key stakeholders, including unions, entertainment bodies, current sponsors, relevant government agencies and migration agents were advised of the review. The department met with a number of stakeholders to discuss their comments about the range of deregulation opportunities raised in the paper. Most recently, public information sessions on the temporary activity visas were conducted in Perth, Melbourne, Brisbane and Sydney from 23 to 30 September 2016.
8. Under section 10 of the *Legislation (Exemptions and Other Matters) Regulation 2015*, the Instrument is exempt from disallowance and therefore a Statement of Compatibility with Human Rights is not required.
9. The Instrument commences immediately after the commencement of the *Migration Amendment (Temporary Activity Visas) Regulation 2016*.