

EXPLANATORY STATEMENT

Migration Regulations 1994

MIGRATION (IMMI 17/072: SPECIFICATION OF OCCUPATIONS AND ASSESSING AUTHORITIES) INSTRUMENT 2017

(regulation 1.03; subregulation 1.15I(1); subregulation 2.26B(1); subitem 1137(4C) of Schedule 1; item 4 of the table in subitem 1138(4) of Schedule 1; paragraph 1229(3)(k) of Schedule 1; and item 4 of the table in subitem 1230(4) of Schedule 1)

1. Instrument IMMI 17/072 is made under regulation 1.03; subregulation 1.15I(1); subregulation 2.26B(1); subitem 1137(4C) of Schedule 1; item 4 of the table in subitem 1138(4) of Schedule 1; paragraph 1229(3)(k) of Schedule 1; and item 4 of the table in subitem 1230(4) of Schedule 1 to the *Migration Regulations 1994* (the Regulations).
2. The instrument IMMI 17/072 operates to:
 - a. specify skilled occupations applicable for the class for the purposes of subregulation 1.15I(1);
 - b. specify skilled occupations for the purposes of item 4 of the table in subitem 1137(4B), item 4 of the table in subitem 1230(4), paragraph 1229(3)(k), item 4 of the table in subitem 1138(4), and item 4 of the table in subitem 1230(4), of Schedule 1 to the Regulations in regard to the specification of occupations, where relevant, on the Medium and Long-term Strategic Skills List (MLTSSL) or the Short-term Skilled Occupation List (STSOL). Those occupations were previously specified in IMMI 16/059; and
 - c. specify persons and bodies as relevant assessing authorities for the purposes of subregulation 2.26B(1).
3. The instrument 17/072 specifies matters previously included in instrument IMMI 16/059 (F2016C01004) which is repealed by instrument IMMI 17/081.

4. The occupations that have been added to and removed from the MLTSSL and STSOL from the previous relevant instrument IMMI 16/059 are based on the first regular review of occupations eligible for skilled visas. The changes made are a result of advice from Government departments and extensive consultation with industry. The amended occupation lists ensure that the entry of skilled foreign workers to Australia remains carefully calibrated to Australia's needs.
5. The instrument IMMI 17/072 also specifies the meaning of Australian and New Zealand Standard Classification of Occupations (ANZSCO) for the purpose of regulation 1.03. This list can be found at the Australian Bureau of Statistics website.
6. Consultation was undertaken with the Department of Education and Training, the Department of Employment, the Department of Foreign Affairs and Trade, the Department of Industry, Innovation and Science, the Department of Health, the Department of Communications and the Arts, the Department of Infrastructure and Regional Development, the Department of Agriculture and Water Resources, the Australian Research Council and Austrade.
7. The Office of Best Practice Regulation (OBPR) has advised that a Regulatory Impact Statement is not required (OBPR Reference: 22495).
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 on 1 July 2017.