



LIN 19/049

Migration (LIN 19/049: Specification of Occupations and Assessing Authorities – Subclass 186 Visa) Instrument 2019

made under the *Migration Regulations 1994*

Compilation no. 4

Compilation date 25 November 2023

This compilation was prepared by the Office of Parliamentary Counsel on 5 January 2024 taking into account amendments up to *Migration Legislation Amendment (Expanding Access to Temporary Residence Transition Stream) Instrument (LIN 23/078) 2023*.

About this compilation

This compilation

This is a compilation of the *Migration (LIN 19/049: Specification of Occupations – Subclass 186 Visa) Instrument 2019* that shows the text of the law as amended and in force on 25/11/2023 (the **compilation date**).

The notes at the end of this compilation (the **endnotes**) include information about amending laws and the amendment history of provisions of the compiled law.

Uncommenced amendments

The effect of uncommenced amendments is not shown in the text of the compiled law. Any uncommenced amendments affecting the law are accessible on the Register (www.legislation.gov.au). The details of amendments made up to, but not commenced at, the compilation date are underlined in the endnotes. For more information on any uncommenced amendments, see the Register for the compiled law.

Application, saving and transitional provisions for provisions and amendments

If the operation of a provision or amendment of the compiled law is affected by an application, saving or transitional provision that is not included in this compilation, details are included in the endnotes.

Modifications

If the compiled law is modified by another law, the compiled law operates as modified but the modification does not amend the text of the law. Accordingly, this compilation does not show the text of the compiled law as modified. For more information on any modifications, see the Register for the compiled law.

Self-repealing provisions

If a provision of the compiled law has been repealed in accordance with a provision of the law, details are included in the endnotes.

Contents

Part 1	Introduction	4
1	Name.....	4
3	Authority.....	4
4	Definitions	4
Part 2	Specification of occupations and assessing authorities	4
6	Specification of occupations and assessing authorities	4
7	Medium and Long-term Strategic Skills List	5
8	Determining whether certain occupations apply to an identified person.....	13
9	Assessing authorities	14
Part 3	Application and savings provisions	17
10	Application of this instrument	17
11	Continued application of IMMI 18/049	17
12	Amendments made by LIN 20/273.....	17
13	Amendments made by LIN 21/009.....	17
14	Amendments made by LIN 23/065.....	18
15	Amendments made by LIN 23/078.....	18

Part 1 Introduction

1 Name

- (1) This instrument is the *Migration (LIN 19/049: Specification of Occupations and Assessing Authorities—Subclass 186 Visa) Instrument 2019*.
- (2) This instrument may also be cited as LIN 19/049.

3 Authority

This instrument is made under the following:

- (b) subregulation 5.19(11) of the *Migration Regulations 1994*;
- (c) paragraph 186.234(2)(a) of Schedule 2 to the *Migration Regulations 1994*.

4 Definitions

Note: A number of expressions used in this instrument are defined in the Regulations, including the following:

- (a) ANZSCO;
- (b) AUD.

In this instrument:

identified person has the meaning given by paragraph 5.19(2)(c) of the Regulations.

international trade obligation means an obligation of Australia under international law that relates to international trade, including such an obligation that arises under any agreement between Australia and another country or other countries.

limited service restaurant includes the following:

- (a) a fast food or takeaway food service;
- (b) a fast casual restaurant;
- (c) a drinking establishment that offers only a limited food service;
- (d) a limited service cafe, including a coffee shop or mall cafe;
- (e) a limited service pizza restaurant.

Medium and Long-term Strategic Skills List: see subsection 7(1).

nec is short for not elsewhere classified.

Regulations means the Migration Regulations 1994.

university lecturer includes the following:

- (a) a research associate in a university;
- (b) a research fellow in a university.

Part 2 Specification of occupations and assessing authorities

6 Specification of occupations and assessing authorities

Occupations—Direct Entry stream

- (2) For the purposes of subregulation 5.19(11) of the Regulations:
 - (a) an occupation listed in column 1 of an item of the Medium and Long-term Strategic Skills List is specified for the purposes of subregulation 5.19(10) of the Regulations; and
 - (b) subject to subsection (3), the occupation applies to an identified person if the tasks of the occupation that are to be performed by the identified person

Migration (LIN 19/049: Specification of Occupations and Assessing Authorities – Subclass 186 Visa) Instrument 2019

LIN 19/049 Compilation no. 4, Compilation date 25 November 2023

correspond to the tasks set out in the ANZSCO code specified for the occupation in column 2 of the item.

Exceptions

- (3) However, if:
- (a) a number is listed in column 4 of an item of the Medium and Long-term Strategic Skills List; and
 - (b) the circumstances set out in column 1 of the table in section 8 of this instrument corresponding to the number so listed apply to the position in which the identified person is to work;
- the occupation listed in column 1 of the item of the Medium and Long-term Strategic Skills List does not apply to the identified person.

Assessing authorities—Direct Entry stream

- (4) For the purposes of paragraph 186.234(2)(a) of Schedule 2 to the Regulations, an assessing authority listed in column 3 of an item of the Medium and Long-term Strategic Skills List is the assessing authority for the occupation listed in column 1 of the item.

Note: Clause 186.234 of Schedule 2 to the Regulations sets out criteria that apply only in relation to the Direct Entry stream for the Subclass 186 visa.

7 Medium and Long-term Strategic Skills List

- (1) The occupations set out in the following table are the Medium and Long-term Strategic Skills List.

Medium and Long-term Strategic Skills List

Item	Column 1 Occupation	Column 2 ANZSCO code	Column 3 Assessing authority	Column 4 Applicable circumstances (see section 8)
1	chief executive or managing director	111111	IML	5
2	corporate general manager	111211	IML	5
3	construction project manager	133111	VETASSESS	
4	engineering manager	133211	(a) Engineers Australia; or (b) IML	
5	child care centre manager	134111	ACECQA	
6	nursing clinical director	134212	ANMAC	
7	primary health organisation manager	134213	VETASSESS	
8	welfare centre manager	134214	ACWA	
9	faculty head	134411	VETASSESS	
10	chief information officer	135111	ACS	
11	arts administrator or manager	139911	VETASSESS	
12	environmental manager	139912	VETASSESS	

Migration (LIN 19/049: Specification of Occupations and Assessing Authorities – Subclass 186 Visa) Instrument 2019

LIN 19/049 Compilation no. 4, Compilation date 25 November 2023

Medium and Long-term Strategic Skills List

Item	Column 1 Occupation	Column 2 ANZSCO code	Column 3 Assessing authority	Column 4 Applicable circumstances (see section 8)
13	dancer or choreographer	211112	VETASSESS	
14	music director	211212	VETASSESS	
15	musician (instrumental)	211213	VETASSESS	
16	artistic director	212111	VETASSESS	
17	accountant (general)	221111	(a) CPAA; or (b) IPA; or (c) CAANZ	6, 19, 21
18	management accountant	221112	(a) CPAA; or (b) IPA; or (c) CAANZ	6, 19, 21
19	taxation accountant	221113	(a) CPAA; or (b) IPA; or (c) CAANZ	6, 19, 21
20	external auditor	221213	(a) CPAA; or (b) IPA; or (c) CAANZ	
21	internal auditor	221214	VETASSESS	
22	actuary	224111	VETASSESS	
23	statistician	224113	VETASSESS	
24	economist	224311	VETASSESS	
25	land economist	224511	VETASSESS	
26	valuer	224512	VETASSESS	
27	management consultant	224711	VETASSESS	19, 21, 23
28	architect	232111	AACA	
29	landscape architect	232112	VETASSESS	
30	surveyor	232212	SSSI	
31	cartographer	232213	VETASSESS	
32	other spatial scientist	232214	VETASSESS	
33	chemical engineer	233111	Engineers Australia	
34	materials engineer	233112	Engineers Australia	
35	civil engineer	233211	Engineers Australia	
36	geotechnical engineer	233212	Engineers Australia	
37	quantity surveyor	233213	AIQS	
38	structural engineer	233214	Engineers Australia	
39	transport engineer	233215	Engineers Australia	

Migration (LIN 19/049: Specification of Occupations and Assessing Authorities – Subclass 186 Visa) Instrument 2019

LIN 19/049 Compilation no. 4, Compilation date 25 November 2023

Medium and Long-term Strategic Skills List

Item	Column 1 Occupation	Column 2 ANZSCO code	Column 3 Assessing authority	Column 4 Applicable circumstances (see section 8)
40	electrical engineer	233311	Engineers Australia	
41	electronics engineer	233411	Engineers Australia	
42	industrial engineer	233511	Engineers Australia	
43	mechanical engineer	233512	Engineers Australia	
44	production or plant engineer	233513	Engineers Australia	
45	mining engineer (excluding petroleum)	233611	Engineers Australia	
46	petroleum engineer	233612	Engineers Australia	
47	aeronautical engineer	233911	Engineers Australia	
48	agricultural engineer	233912	Engineers Australia	
49	biomedical engineer	233913	Engineers Australia	
50	engineering technologist	233914	Engineers Australia	
51	environmental engineer	233915	Engineers Australia	
52	naval architect	233916	Engineers Australia	
53	engineering professionals (nec)	233999	Engineers Australia	
54	agricultural consultant	234111	VETASSESS	
55	agricultural scientist	234112	VETASSESS	
56	forester	234113	VETASSESS	
57	chemist	234211	VETASSESS	
58	food technologist	234212	VETASSESS	
59	environmental consultant	234312	VETASSESS	
60	environmental research scientist	234313	VETASSESS	
61	environmental scientists (nec)	234399	VETASSESS	
62	geophysicist	234412	VETASSESS	
63	hydrogeologist	234413	VETASSESS	
64	life scientist (general)	234511	VETASSESS	
65	biochemist	234513	VETASSESS	
66	biotechnologist	234514	VETASSESS	
67	botanist	234515	VETASSESS	
68	marine biologist	234516	VETASSESS	
69	microbiologist	234517	VETASSESS	
70	zoologist	234518	VETASSESS	
71	life scientists (nec)	234599	VETASSESS	

Migration (LIN 19/049: Specification of Occupations and Assessing Authorities – Subclass 186 Visa) Instrument 2019

LIN 19/049 Compilation no. 4, Compilation date 25 November 2023

Medium and Long-term Strategic Skills List

Item	Column 1 Occupation	Column 2 ANZSCO code	Column 3 Assessing authority	Column 4 Applicable circumstances (see section 8)
72	medical laboratory scientist	234611	AIMS	
73	veterinarian	234711	AVBC	
74	conservator	234911	VETASSESS	
75	metallurgist	234912	VETASSESS	
76	meteorologist	234913	VETASSESS	
77	physicist	234914	see subsection (2)	
78	natural and physical science professionals (nec)	234999	VETASSESS	
79	early childhood (pre-primary school) teacher	241111	AITSL	
80	secondary school teacher	241411	AITSL	
81	special needs teacher	241511	AITSL	
82	teacher of the hearing impaired	241512	AITSL	
83	teacher of the sight impaired	241513	AITSL	
84	special education teachers (nec)	241599	AITSL	
85	university lecturer	242111	VETASSESS	
86	medical diagnostic radiographer	251211	ASMIRT	
87	medical radiation therapist	251212	ASMIRT	
88	nuclear medicine technologist	251213	ANZSNM	
89	sonographer	251214	ASMIRT	
90	optometrist	251411	OCANZ	
91	orthotist or prosthetist	251912	AOPA	
92	chiropractor	252111	CCEA	
93	osteopath	252112	AOAC	
94	occupational therapist	252411	OTC	
95	physiotherapist	252511	APC	
96	podiatrist	252611	PodBA	
97	audiologist	252711	VETASSESS	
98	speech pathologist	252712	SPA	
99	general practitioner	253111	MedBA	
100	specialist physician (general medicine)	253311	MedBA	
101	cardiologist	253312	MedBA	
102	clinical haematologist	253313	MedBA	

Migration (LIN 19/049: Specification of Occupations and Assessing Authorities – Subclass 186 Visa) Instrument 2019

LIN 19/049 Compilation no. 4, Compilation date 25 November 2023

Medium and Long-term Strategic Skills List

Item	Column 1 Occupation	Column 2 ANZSCO code	Column 3 Assessing authority	Column 4 Applicable circumstances (see section 8)
103	medical oncologist	253314	MedBA	
104	endocrinologist	253315	MedBA	
105	gastroenterologist	253316	MedBA	
106	intensive care specialist	253317	MedBA	
107	neurologist	253318	MedBA	
108	paediatrician	253321	MedBA	
109	renal medicine specialist	253322	MedBA	
110	rheumatologist	253323	MedBA	
111	thoracic medicine specialist	253324	MedBA	
112	specialist physicians (nec)	253399	MedBA	
113	psychiatrist	253411	MedBA	
114	surgeon (general)	253511	MedBA	
115	cardiothoracic surgeon	253512	MedBA	
116	neurosurgeon	253513	MedBA	
117	orthopaedic surgeon	253514	MedBA	
118	otorhinolaryngologist	253515	MedBA	
119	paediatric surgeon	253516	MedBA	
120	plastic and reconstructive surgeon	253517	MedBA	
121	urologist	253518	MedBA	
122	vascular surgeon	253521	MedBA	
123	dermatologist	253911	MedBA	
124	emergency medicine specialist	253912	MedBA	
125	obstetrician and gynaecologist	253913	MedBA	
126	ophthalmologist	253914	MedBA	
127	pathologist	253915	MedBA	
128	diagnostic and interventional radiologist	253917	MedBA	
129	radiation oncologist	253918	MedBA	
130	medical practitioners (nec)	253999	MedBA	
131	midwife	254111	ANMAC	
132	nurse practitioner	254411	ANMAC	
133	registered nurse (aged care)	254412	ANMAC	
134	registered nurse (child and	254413	ANMAC	

Migration (LIN 19/049: Specification of Occupations and Assessing Authorities – Subclass 186 Visa) Instrument 2019

LIN 19/049 Compilation no. 4, Compilation date 25 November 2023

Medium and Long-term Strategic Skills List

Item	Column 1 Occupation	Column 2 ANZSCO code	Column 3 Assessing authority	Column 4 Applicable circumstances (see section 8)
	family health)			
135	registered nurse (community health)	254414	ANMAC	
136	registered nurse (critical care and emergency)	254415	ANMAC	
137	registered nurse (developmental disability)	254416	ANMAC	
138	registered nurse (disability and rehabilitation)	254417	ANMAC	
139	registered nurse (medical)	254418	ANMAC	
140	registered nurse (medical practice)	254421	ANMAC	
141	registered nurse (mental health)	254422	ANMAC	
142	registered nurse (perioperative)	254423	ANMAC	
143	registered nurse (surgical)	254424	ANMAC	
144	registered nurse (paediatrics)	254425	ANMAC	
145	registered nurses (nec)	254499	ANMAC	
146	ICT business analyst	261111	ACS	
147	systems analyst	261112	ACS	
148	multimedia specialist	261211	ACS	
149	analyst programmer	261311	ACS	
150	developer programmer	261312	ACS	
151	software engineer	261313	ACS	
152	software and applications programmers (nec)	261399	ACS	
153	ICT security specialist	262112	ACS	
154	computer network and systems engineer	263111	ACS	
155	telecommunications engineer	263311	Engineers Australia	
156	telecommunications network engineer	263312	Engineers Australia	
157	barrister	271111	A legal admissions authority of a State or Territory	
158	solicitor	271311	A legal admissions authority of a State or Territory	
159	clinical psychologist	272311	APS	

Migration (LIN 19/049: Specification of Occupations and Assessing Authorities – Subclass 186 Visa) Instrument 2019

LIN 19/049 Compilation no. 4, Compilation date 25 November 2023

Medium and Long-term Strategic Skills List

Item	Column 1 Occupation	Column 2 ANZSCO code	Column 3 Assessing authority	Column 4 Applicable circumstances (see section 8)
160	educational psychologist	272312	APS	
161	organisational psychologist	272313	APS	
162	psychologists (nec)	272399	APS	
163	social worker	272511	AASW	
164	civil engineering draftsman	312211	(a) Engineers Australia; or (b) VETASSESS	
165	civil engineering technician	312212	VETASSESS	
166	electrical engineering draftsman	312311	Engineers Australia	
167	electrical engineering technician	312312	TRA	
168	radiocommunications technician	313211	TRA	
169	telecommunications field engineer	313212	Engineers Australia	
170	telecommunications network planner	313213	Engineers Australia	
171	telecommunications technical officer or technologist	313214	Engineers Australia	
172	automotive electrician	321111	TRA	
173	motor mechanic (general)	321211	TRA	
174	diesel motor mechanic	321212	TRA	
175	motorcycle mechanic	321213	TRA	
176	small engine mechanic	321214	TRA	
177	sheetmetal trades worker	322211	TRA	
178	metal fabricator	322311	TRA	
179	pressure welder	322312	TRA	
180	welder (first class)	322313	TRA	
181	fitter (general)	323211	TRA	
182	fitter and turner	323212	TRA	
183	fitter-welder	323213	TRA	
184	metal machinist (first class)	323214	TRA	
185	locksmith	323313	TRA	
186	panelbeater	324111	TRA	
187	bricklayer	331111	TRA	
188	stonemason	331112	TRA	

Migration (LIN 19/049: Specification of Occupations and Assessing Authorities – Subclass 186 Visa) Instrument 2019

LIN 19/049 Compilation no. 4, Compilation date 25 November 2023

Medium and Long-term Strategic Skills List

Item	Column 1 Occupation	Column 2 ANZSCO code	Column 3 Assessing authority	Column 4 Applicable circumstances (see section 8)
189	carpenter and joiner	331211	TRA	
190	carpenter	331212	TRA	
191	joiner	331213	TRA	
192	painting trades worker	332211	TRA	
193	glazier	333111	TRA	
194	fibrous plasterer	333211	TRA	
195	solid plasterer	333212	TRA	
196	wall and floor tiler	333411	TRA	
197	plumber (general)	334111	TRA	
198	airconditioning and mechanical services plumber	334112	TRA	
199	drainer	334113	TRA	
200	gasfitter	334114	TRA	
201	roof plumber	334115	TRA	
202	electrician (general)	341111	TRA	
203	electrician (special class)	341112	TRA	
204	lift mechanic	341113	TRA	
205	airconditioning and refrigeration mechanic	342111	TRA	
206	technical cable jointer	342212	TRA	
207	electronic equipment trades worker	342313	TRA	
208	electronic instrument trades worker (general)	342314	TRA	
209	electronic instrument trades worker (special class)	342315	TRA	
210	chef	351311	TRA	7, 8
211	horse trainer	361112	TRA	
212	cabinetmaker	394111	TRA	
213	boat builder and repairer	399111	TRA	
214	shipwright	399112	TRA	
215	tennis coach	452316	VETASSESS	
216	footballer	452411	VETASSESS	25

Note: For the meaning of the expressions in column 3, see section 9.

(2) The assessing authority for:

Migration (LIN 19/049: Specification of Occupations and Assessing Authorities – Subclass 186 Visa) Instrument 2019

LIN 19/049 Compilation no. 4, Compilation date 25 November 2023

- (a) a physicist (other than a medical physicist) is VETASSESS; and
- (b) a medical physicist is ACPSEM.

8 Determining whether certain occupations apply to an identified person

- (1) For the purposes of subregulation 5.19(11) of the Regulations, the following table sets out the circumstances for determining whether certain occupations listed in column 1 of an item of the Medium and Long-term Strategic Skills List apply to an identified person.

Applicable circumstances

Item	Column 1 Circumstance
1	The position does not require a minimum of 2 years' relevant work experience.
2	The position has nominated annual earnings of less than AUD65,000.
3	(a) The position has nominated annual earnings of less than AUD65,000; and (b) if the identified person is to be transferred to fill the position—the transfer is not an intra-corporate transfer to which an international trade obligation applies.
4	(a) The position has nominated annual earnings of less than AUD80,000; and (b) if the identified person is to be transferred to fill the position—the transfer is not an intra-corporate transfer to which an international trade obligation applies.
5	(a) The position has nominated annual earnings of less than AUD180,001; and (b) if the identified person is to be transferred to fill the position—the transfer is not an intra-corporate transfer to which an international trade obligation applies.
6	The position is a clerical, bookkeeper or accounting clerk position.
7	The position is involved in mass production in a factory setting.
8	The position is in a limited service restaurant.
9	The position predominantly involves responsibility for low-skilled tasks. Example 1: Rostering, maintaining records, reception duties and allocating duties to housekeepers, porters or doorpersons. Example 2: Fruit picking or packing or feeding of livestock or animals. Example 3: Truck driving.
10	The position is not located in regional Australia (within the meaning of subregulation 5.19(16) of the Regulations).
11	The position: (a) is based in a front-line retail setting; or (b) predominantly involves direct client transactional interaction on a regular basis.
12	The position: (a) is not a full-time position; or (b) is not based in a therapeutic setting; or (c) involves the provision of non-medical relaxation massage; or (d) is in a retail setting.
13	The position predominantly involves hairdressing or beauty therapy related non-managerial tasks.
14	The position: (a) is not located in a commercial building or shopping centre environment; or

Migration (LIN 19/049: Specification of Occupations and Assessing Authorities – Subclass 186 Visa) Instrument 2019

LIN 19/049 Compilation no. 4, Compilation date 25 November 2023

Applicable circumstances

Item Column 1

Circumstance

	(b) predominantly involves managing the provision of only one particular service to a facility or managing one particular relationship. Example: Managing the cleaning contract for a facility but not other contracts relevant to the facility.
15	The position: (a) is based in a front-line retail setting; or (b) is based in a call centre and does not require a significant technical knowledge of products; or (c) predominantly involves selling educational courses to individual students.
16	The position relates to mobile phone repairs.
17	The position relates to mass or standardised production (as opposed to specialist production), including the following: (a) a position based in a franchise or factory; (b) a position that: (i) involves full or partial production of food product for distribution to another location; or (ii) predominantly involves the use of pre-prepared food product from another location.
18	The position relates to animal husbandry, including caring for livestock on a farm.
19	The position is in a business that has an annual turnover of less than AUD1,000,000.
20	(a) The position is in a business that has an annual turnover of less than AUD1,000,000; and (b) if the identified person is to be transferred to fill the position—the transfer is not an intra-corporate transfer to which an international trade obligation applies.
21	The position is in a business that has fewer than 5 employees.
22	(a) the position is in a business that has fewer than 5 employees; and (b) if the identified person is to be transferred to fill the position—the transfer is not an intra-corporate transfer to which an international trade obligation applies.
23	The position has nominated annual earnings of less than AUD90,000.
25	The position has nominated annual earnings of less than AUD120,000.

9 Assessing authorities

For the purposes of column 3 of the Medium and Long-term Strategic Skills List, an expression mentioned in column 1 of an item of the following table is short for the expression mentioned in column 2 of that item.

Assessing authorities

Item	Column 1 This expression...	Column 2 is short for ...
1	AACA	Architects Accreditation Council of Australia
2	AASW	Australian Association of Social Workers Limited

Assessing authorities

Item	Column 1 This expression...	Column 2 is short for ...
2A	ACECQA	Australian Children's Education and Care Quality Authority
3	ACPSEM	Australasian College of Physical Scientists and Engineers in Medicine
4	ACS	Australian Computer Society Incorporated
5	ACWA	Australian Community Workers Association Inc
6	ADC	Australian Dental Council Limited
8	AIMS	Australian Institute of Medical and Clinical Scientists
9	AIQS	The Australian Institute of Quantity Surveyors
10	AITSL	Australian Institute for Teaching and School Leadership Limited
11	AMSA	Australian Maritime Safety Authority
12	ANMAC	Australian Nursing & Midwifery Accreditation Council Limited
14	ANZSNM	Australian and New Zealand Society of Nuclear Medicine
15	AOAC	Australasian Osteopathic Accreditation Council Limited
16	AOPA	The Australian Orthotic Prosthetic Association Limited
17	APC	Australian Physiotherapy Council Limited
18	APharmC	Australian Pharmacy Council Ltd
19	APS	The Australian Psychological Society Limited
20	ASMIRT	Australian Society of Medical Imaging and Radiation Therapy
21	AVBC	Australasian Veterinary Boards Council Incorporated
22	CAANZ	Chartered Accountants Australia and New Zealand
23	CASA	Civil Aviation Safety Authority
24	CCEA	Council on Chiropractic Education Australasia Limited
25	CPAA	CPA Australia Ltd
26	DAA	Dietitians Association of Australia
27	Engineers Australia	The Institution of Engineers Australia
27A	IML	Institute of Managers and Leaders Limited
28	IPA	Institute of Public Accountants Ltd
29	MedBA	Medical Board of Australia
30	OCANZ	Optometry Council of Australia and New Zealand Limited
31	OTC	Occupational Therapy Council of Australia Ltd
31A	PodBA	Podiatry Board of Australia
32	SPA	The Speech Pathology Association of Australia Limited

Migration (LIN 19/049: Specification of Occupations and Assessing Authorities – Subclass 186 Visa) Instrument 2019

LIN 19/049 Compilation no. 4, Compilation date 25 November 2023

Assessing authorities

Item	Column 1 This expression...	Column 2 is short for ...
33	SSSI	Surveying and Spatial Sciences Institute Limited
34	TRA	Trades Recognition Australia
35	VETASSESS	Vocational Education and Training Assessment Services

Part 3 Application and savings provisions

10 Application of this instrument

This instrument applies in relation to the following:

- (a) an application for approval of a nomination that is made on or after the day this instrument commences;
- (b) an application for a Subclass 186 (Employer Nomination Scheme) visa in the Direct Entry stream if:
 - (i) the application for the visa is made on or after the day this instrument commences; and
 - (ii) the related application for approval of a nomination is made on or after the that day.

11 Continued application of IMMI 18/049

Despite the repeal of the *Migration (IMMI 18/049: Specification of Occupations and Assessing Authorities—Subclass 186 Visa) Instrument 2018* by this instrument, that instrument, as in force immediately before the day this instrument commences, continues to apply in relation to the following:

- (a) an application for approval of a nomination that is made before the day this instrument commences;
- (b) an application for a Subclass 186 (Employer Nomination Scheme) visa in the Direct Entry stream made before, on or after the commencement of this instrument, if the related application for approval of a nomination was made:
 - (i) on or after 18 March 2018; but
 - (ii) before the day this instrument commences.

12 Amendments made by LIN 20/273

The amendments of this instrument made by Schedule 1 to the *Migration Legislation Amendment (Health Workforce Certificates Measures No. 1) Instrument (LIN 20/273) 2020* apply in relation to an application for approval of a nomination that is made on or after the commencement of that Schedule.

13 Amendments made by LIN 21/009

- (1) The amendments of this instrument made by Schedule 1 to the *Migration (Specification of Occupations and Assessing Authorities—Subclass 186 Visa) Amendment Instrument (LIN 21/009) 2021* (the **amending instrument**) apply in relation to an application for a Subclass 186 (Employer Nomination Scheme) visa in the Direct Entry stream if the application is made on or after the day the amending instrument commences, whether the assessment for the purposes of paragraph 186.234(2)(a) of Schedule 2 to the Regulations occurs before, on or after that day.
- (2) For the purposes of paragraph 186.234(2)(a) of Schedule 2 to the Regulations, an assessing authority listed in column 2 of an item of the following table `is also specified as an assessing authority for the occupation listed in column 1 of the item in relation to an application covered by subsection (1) if the assessment for the purposes of that paragraph occurred before the day the amending instrument commences.

Assessing authorities

Item	Column 1 Occupation	Column 2 Assessing authority
1	chief executive or managing director	Australian Institute of Management
2	corporate general manager	Australian Institute of Management
3	engineering manager	Australian Institute of Management
4	child care centre manager	Trades Recognition Australia
5	medical laboratory scientist	Australian Institute of Medical Scientists
6	podiatrist	Australian and New Zealand Podiatry Accreditation Council Limited

14 Amendments made by LIN 23/065

Despite section 12, the amendments to this instrument made by Schedule 1 to the *Migration (Removal of health workforce certificate requirements) Amendment Instrument (LIN 23/065) 2023* apply in relation to a nomination made, but not yet finally determined, upon commencement of that Schedule.

15 Amendments made by LIN 23/078

The amendments of this instrument made by Schedule 1 to the *Migration Legislation Amendment (Expanding Access to Temporary Residence Transition Stream) Instrument (LIN 23/078) 2023* apply in relation to the following:

- (a) an application for approval of a nomination that is made on or after 18 March 2018, but is not yet finally determined, upon commencement of that Schedule;
- (b) an application for approval of a nomination that is made on or after the commencement of that Schedule.

Notes

This compilation comprises *Migration (LIN 19/049: Specification of Occupations and Assessing Authorities—Subclass 186 Visa) Instrument 2019* amended as indicated in the following tables.

Table of instruments

Name	Registration	Number	Commencement	Application, saving or transitional provisions
<i>Migration (LIN 19/049: Specification of Occupations and Assessing Authorities—Subclass 186 Visa) Instrument 2019</i>	10 March 2019	F2019L00275	11 Mar 2019 (s2(1) item 1)	—

Name	Registration	Number	Commencement	Application, saving or transitional provisions
<i>Migration Legislation Amendment (Health Workforce Certificates Measures No. 1) Instrument (LIN 20/273) 2020</i>	8 December 2020	F2020L01544	16 December 2020 (s2(1) item 1)	—
<i>Migration (Specification of Occupations and Assessing Authorities—Subclass 186 Visa) Amendment Instrument (LIN 21/009) 2021</i>	23 March 2021	F2021L00294	24 March 2021 (s2(1) item 1)	—
<i>Migration (Removal of health workforce certificate requirements) Amendment Instrument (LIN 23/065) 2023</i> <i>Migration (Removal of health workforce certificate requirements) Amendment Instrument (LIN 23/065) 2023</i>	15 September 2023	F2023L01250	16 September 2023	—
<i>Migration Legislation Amendment (Expanding Access to Temporary Residence Transition Stream) Instrument (LIN 23/078) 2023</i>	21 November 2023	F2023L01531	25 November 2023	—

Table of amendments

ad. = added or inserted am. = amended C[x] = Compilation No. x ed = editorial change
prev = previous rep. = repealed rs. = repealed and substituted

Provision affected	How affected
Part 1	
s 2.....	rep. <i>Legislation Act 2003</i> , s 48D
s 3.....	am. F2023L01531
s 4.....	am. F2020L01544 am. F2023L01250
s 5.....	rep. <i>Legislation Act 2003</i> , s 48C
Part 2	
s 6.....	am. F2023L01531
s 7.....	am. F2021L00294 am. F2023L01250
s 8.....	am. F2020L01544 am. F2021L00294 am. F2023L01250 am. F2023L01531
s 9.....	am. F2021L00294
Part 3	
s 12.....	ad. F2020L01544
s 13.....	ad. F2021L00294

Migration (LIN 19/049: Specification of Occupations and Assessing Authorities – Subclass 186 Visa) Instrument 2019

LIN 19/049 Compilation no. 4, Compilation date 25 November 2023

s 14 (first occurring).....	ad F2023L01531 renum ed C4
s 14 (second occurring)..	ad F2023L01250
s 15 (prev s 14 first occurring)	
Schedule 1.....	rep LA s 48C

Editorial changes

The *Legislation Act 2003* authorises First Parliamentary Counsel to make editorial and presentational changes to a compiled law in preparing a compilation of the law for registration. The changes must not change the effect of the law. Editorial changes take effect from the compilation registration date.

If the compilation includes editorial changes, the notes will include a brief outline of the changes in general terms. Full details of any changes can be obtained from the Office of Parliamentary Counsel.

The editorial change amendments can be given effect as intended and incorporated into the compiled law and the abbreviation “ed” will be added to the details of the amendment in the Table of amendments.

In preparing this compilation for registration, the following kinds of editorial change(s) were made under the *Legislation Act 2003*.

Section 14 (first occurring)

Kind of editorial change

Numbering or renumbering of provisions and reordering of provisions

Details of editorial change

Schedule 1 item 17 of the *Migration Legislation Amendment (Expanding Access to Temporary Residence Transition Stream) Instrument (LIN 23/078) 2023* instructs to insert section 14 after section 13. However, a section 14 already appears.

This compilation was editorially changed by renumbering the newly inserted, first occurring section 14 as section 15 and to move section 15 into the correct numerical order.