



Migration (LIN 19/058: Arrangements for special category visa applications) Instrument 2019

I, Drew Layton, Delegate of the Minister for Immigration, Citizenship and Multicultural Affairs, make the following instrument.

Dated: 15 March 2019

Drew Layton

Drew Layton
Acting Senior Executive Service, Band One
Visa Delivery Transformation Division
Delegate of the Minister for Immigration, Citizenship and Multicultural Affairs

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<i>ARRANGEMENTS FOR SPECIAL CATEGORY VISA APPLICATIONS 2015 (IMMI</i>	
<i>15/039) (F2015L00560)</i>	<i>4</i>

Part 1—Preliminary

1 Name

- (1) This instrument is the *Migration (LIN 19/058: Arrangements for special category visa applications) Instrument 2019*.
- (2) This instrument may be cited as LIN 19/058.

2 Commencement

This instrument commences on the day after the instrument is registered on the Federal Register of Legislation.

3 Authority

This instrument is made under subregulation 2.07(5) of the Regulations.

4 Schedules

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

5 Definitions

Note: A number of expressions used in this instrument are defined in subsection 5(1) of the Act, including the following:

- (a) *approved form*;
- (b) *authorised system*;
- (c) *in immigration clearance*;
- (d) *visa*;
- (e) *visa applicant*.

In this instrument:

Act means the *Migration Act 1958*.

Regulations means the *Migration Regulations 1994*.

SPV means special purpose visa.

Part 2 — Arrangements for special category visa applications

6 Approved form

- (1) For the purposes of subitem 1219(1) of Schedule 1 to the Regulations, the approved form, Form 15 (electronic or paper), is specified, subject to subsection (2).
- (2) If the application is made using an authorised system, a form is not required.

7 Place and manner an application must be made

For the purposes of paragraph 1219(3)(a) of Schedule 1 to the Regulations, an application by an applicant specified in Column A, must be made at the place specified in Column B for the relevant subparagraph, and in the manner specified in Column C of an item in the table.

Item	Column A Applicant	Column B Place	Column C Manner
1	Where the applicant holds a Special Purpose Visa	As specified in subparagraphs 1219(3)(aa)(i) or 1219(3)(aa)(ii) of the Regulations.	Applications must be made on: (a) Paper Form 15; or (b) an authorised system.
2	Where the applicant holds a Special Purpose Visa	As specified in subparagraph 1219(3)(aa)(iii) of the Regulations.	Applications must be made on: (a) Electronic Form 15; or (b) Paper Form 15.
3	Where the applicant does not hold a valid visa	As specified in subparagraphs 1219(3)(aa)(i) or 1219(3)(aa)(ii) of the Regulations.	Applications must be made on: (a) Paper Form 15; or (b) an authorised system.
4	Where the applicant does not hold a valid visa	As specified in subparagraph 1219(3)(aa)(iii) of the Regulations.	Applications must be made on: (a) Electronic Form 15; or (b) Paper Form 15.
5	Where the applicant holds a valid temporary visa (other than SPV)	As specified in subparagraph 1219(3)(ab)(i) of the Regulations.	Applications must be made on: (a) Paper Form 15; or (b) an authorised system.

Item	Column A Applicant	Column B Place	Column C Manner
6	Where the applicant holds a valid temporary visa (other than SPV)	As specified in subparagraph 1219(3)(ab)(ii) of the Regulations.	Applications must be made on: (a) Electronic Form 15; or (b) Paper Form 15.

Schedule 1—Repeals

ARRANGEMENTS FOR SPECIAL CATEGORY VISA APPLICATIONS 2015 (IMMI 15/039) (F2015L00560)

1. The whole of the instrument

Repeal the instrument.