



LIN 21/013

**Immigration (Education) (Specification of temporary visas) Instrument
(LIN 21/013) 2021**

I, Alex Hawke, Minister for Immigration, Citizenship, Migrant Services and Multicultural Affairs, make this instrument under subsections 4(2) and 4A(2) of the *Immigration (Education) Act 1971* (the *Act*).

Dated 19 April 2021

Alex Hawke

Minister for Immigration, Citizenship, Migrant Services and Multicultural Affairs

1 Name

This instrument is the *Immigration (Education) (Specification of temporary visas) Instrument (LIN 21/013) 2021*.

2 Commencement

This instrument commences on the later of:

- (a) the day after registration; and
- (b) immediately after the commencement of Schedule 1 of the *Immigration (Education) Amendment (Expanding Access to English Tuition) Act 2020*.

3 Definitions

In this instrument:

class, in relation to a visa, has the meaning given by regulation 2.01 of the Migration Regulations.

Migration Regulations means the *Migration Regulations 1994*.

temporary visa has the meaning given by subsection 30(2) of the *Migration Act 1958*.

subclass, in relation to a visa, has the meaning given by regulation 2.02 of the Migration Regulations.

4 Repeal

Immigration (Education) (LIN 19/218: Temporary visa classes for eligibility for English Courses) Instrument 2019 is repealed.

5 Temporary visa classes

For subparagraphs 4(1)(b)(ii) and 4A(1)(a)(ii) of the Act, a subclass of visa in an item in column 2 of the table, of the class of temporary visa in column 1 of the table for that item, is specified.

Item	Column 1 Class of temporary visa	Column 2 Subclass
1	Business Skills (Provisional) (Class UR)	160 Business Owner (Provisional) 161 Senior Executive (Provisional) 162 Investor (Provisional) 163 State/Territory Sponsored Business Owner (Provisional) 164 State/Territory Sponsored Senior Executive (Provisional) 165 State/Territory Sponsored Investor (Provisional)
2	Business Skills (Provisional) (Class EB)	188 Business Innovation and Investment (Provisional)
3	Dependent Child (Class TK)	445 Dependent Child
4	Partner (Temporary) (Class UK)	820 Partner

Item	Column 1 Class of temporary visa	Column 2 Subclass
5	Partner (Provisional) (Class UF)	309 Partner (Provisional)
6	Temporary (Humanitarian Concern) (Class UO)	786 Temporary (Humanitarian Concern)
7	Skilled–Regional Sponsored (Provisional) (Class SP)	489 Skilled Regional (Provisional)
8	Skilled Work Regional (Provisional) (Class PS)	491 Skilled Work Regional (Provisional)
9	Skilled Employer Sponsored Regional (Provisional) (Class PE)	494 Skilled Employer Sponsored Regional (Provisional)
10	Bridging F (Class WF)	060 Bridging F
11	Temporary Protection (Class XD)	785 Temporary Protection
12	Safe Haven Enterprise (Class XE)	790 Safe Haven Enterprise

6 Repealed classes of visas

- (1) This section applies to a subclass of visa specified in column 2 of the table, of a class of visa specified in column 1 for that item, despite the repeal of the subclass of visa from the Migration Regulations.
- (2) For subparagraphs 4(1)(b)(ii) and 4A(1)(a)(ii) of the Act, each subclass of visa is specified for visas that were granted before the commencement of this instrument.

Item	Column 1 Class of visa	Column 2 Subclass
1	Interdependency (Provisional) (Class UG)	310 Interdependency (Provisional)
2	Skilled–Regional Sponsored (Class VF)	475 Skilled Regional Sponsored
3	Skilled Regional Sponsored (Class VC)	487 Skilled Regional Sponsored
4	Skilled–Independent Regional (Provisional) (Class UX)	495 Skilled Independent Regional (Provisional)

	Column 1	Column 2
Item	Class of visa	Subclass
5	Resolution of Status (Temporary) (Class UH)	850 Resolution of Status
