



Migration Amendment (Merits Review) Regulations 2021

I, General the Honourable David Hurley AC DSC (Retd), Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulations.

Dated 24 June 2021

David Hurley
Governor-General

By His Excellency's Command

Alex Hawke
Minister for Immigration, Citizenship, Migrant Services and Multicultural Affairs

Contents

1	Name.....	1
2	Commencement	1
3	Authority.....	1
4	Schedules.....	1
	Schedule 1—Amendments	2
	<i>Migration Regulations 1994</i>	2

1 Name

This instrument is the *Migration Amendment (Merits Review) Regulations 2021*.

2 Commencement

- (1) Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

Commencement information		
Column 1	Column 2	Column 3
Provisions	Commencement	Date/Details
1. The whole of this instrument	The day after this instrument is registered.	26 June 2021

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

- (2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

3 Authority

This instrument is made under the *Migration Act 1958*.

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Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

Schedule 1—Amendments

Migration Regulations 1994

1 Subregulation 4.13(1)

Omit “\$1,764”, substitute “\$3,000”.

2 Regulation 4.13A

Before “Despite”, insert “(1)”.

3 At the end of regulation 4.13A

Add:

- (2) However, that fee is not to be increased on 1 July 2021 in accordance with regulation 4.13B.
- (3) For the purposes of working out the increase in that fee on 1 July 2022 in accordance with regulation 4.13B, the amount of that fee for the purposes of the formula in subregulation 4.13B(1) is taken to be \$3,000.

4 In the appropriate position in Schedule 13

Insert:

Part 100—Amendments made by the Migration Amendment (Merits Review) Regulations 2021

10001 Operation of Schedule 1

The amendment made by item 1 of Schedule 1 to the *Migration Amendment (Merits Review) Regulations 2021* applies in relation to an application for review made on or after 1 July 2021.