



Australian Government
Department of Home Affairs

LIN 22/019

**Migration (Arrangements for Resident Return visa applications)
Instrument (LIN 22/019) 2022**

I, Andrea Carroll, delegate of the Minister, make this instrument under subregulation 2.07(5) of the *Migration Regulations 1994* (the **Regulations**).

Dated 1 April 2022

Andrea Carroll
Acting Senior Executive Service Band 1
Immigration Programs Division
Department of Home Affairs

1 Name

This instrument is the *Migration (Arrangements for Resident Return visa applications) Instrument (LIN 22/019) 2022*.

2 Commencement

This instrument commences on the day after it is registered.

3 Definitions

In this instrument:

ImmiAccount means the interactive portal for online services available through the Department's website at <https://immi.homeaffairs.gov.au>.

written notice means an email from the Department inviting a person to make an application using a form and in a manner other than an Internet form through ImmiAccount.

4 Making an application for a Special Eligibility (Class CB) visa

For subitem 1118A(1) and paragraph 1118A(3)(a) of Schedule 1 to the Regulations an application for a Special Eligibility (Class CB) visa must be made using form 47SV and be posted with sufficient prepaid postage to:

Department of Home Affairs

Locked Bag 7

Northbridge WA 6865

Australia.

5 Making an application for a Return (Residence) (Class BB) visa

- (1) For subitem 1128(1) and paragraph 1128(3)(a) of Schedule 1 to the Regulations an application for a Return (Residence) (Class BB) visa must be made using form 1085E through ImmiAccount.
- (2) If the application cannot be made in accordance with subsection (1), it may be made using form 1085 by sending it to residentsreturn@homeaffairs.gov.au if:
 - (a) the Department has given a written notice inviting the person to make the visa application using form 1085; and
 - (b) the written notice is attached to the application; and
 - (c) the application is received by the Department by 11:59pm (AEST or AEDST as applicable in the place where the email is received), two calendar days after the Department sends the written notice.

6 Making an application for a Resident Return (Temporary) (Class TP) visa

- (1) For subitem 1216(1) and paragraph 1216(3)(a) of Schedule 1 to the Regulations, an application for a Resident Return (Temporary) (Class TP) visa must be made:
 - (a) using form 1085; and
 - (b) at a diplomatic, consular or immigration office maintained by or on behalf of the Commonwealth of Australia.
- (2) For subitem 1216(1) and paragraph 1216(3B)(a) of Schedule 1 to the Regulations, an application for a Resident Return (Temporary) (Class TP) visa must be made using form 1085 and be posted with sufficient prepaid postage to:
Resident Return Visa Application

Department of Home Affairs
GPO Box 9984
Sydney NSW 2001.

7 Repeal

Migration (IMMI 17/031 Arrangements for Resident Return Visa Applications) Instrument 2017 (F2017L00324) is repealed.
