

EXPLANATORY STATEMENT

Issued by a delegate of the Minister

Migration (Class of Persons for Nil VAC—2025 Virtus World Athletics Championships) Instrument 2025

The instrument, *Migration (Class of Persons for Nil VAC—2025 Virtus World Athletics Championships) Instrument 2025* (LIN 25/092), is made under subparagraph 1236(2)(a)(iv) and subregulation 2.07(5) for subparagraph 1237(2)(a)(i) of Schedule 1 of the *Migration Regulations 1994* (Migration Regulations).

Subsection 33(3) of the *Acts Interpretation Act 1901* provides that where an Act confers a power to make, grant or issue any instrument of a legislative or administrative character, the power shall be construed as including a power exercisable in the like manner and subject to the like conditions (if any) to repeal, rescind, revoke, amend, or vary any such instrument.

The instrument specifies that certain applicants for Visitor (Class FA) visas and Temporary Activity (Class GG) visas who provide evidence of being invited to participate in the 2025 Virtus World Athletics Championships (the Virtus Championships), have a visa application charge (VAC) of nil.

The Virtus Championships run from 8–15 October 2025. After the Virtus Championships conclude, the instrument self-repeals on 16 October 2025.

This instrument is covered by the exemption from disallowance provided by table item 20 of regulation 10 of the *Legislation (Exemptions and Other Matters) Regulations 2015*. A statement of compatibility with human rights is therefore not required.

The Office of Impact Analysis (OIA) has been consulted in relation to the amendments, advising that detailed analysis is not required under the Australian Government's Policy Impact Analysis Framework. The OIA consultation reference number is **OIA25-09799**.

The Department of Home Affairs has consulted with the Commonwealth Office for Sport and they support this measure.

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

Further details of the instrument are set out in [Attachment A](#).

The Migration Regulations specify no conditions that need to be satisfied before the power to make the instrument may be exercised.

Details of the Migration (Class of Persons for Nil VAC—2025 Virtus World Athletics Championships) Instrument 2025

Section 1 – Name of instrument

This section provides that the title of the instrument is the *Migration (Class of Persons for Nil VAC—2025 Virtus World Athletics Championships) Instrument 2025* (LIN 25/092).

Section 2 – Commencement

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

Section 3 – Authority

This section provides that the instrument is made under subparagraph 1236(2)(a)(iv) of Schedule 1 and subregulation 2.07(5) for subparagraph 1237(2)(a)(i) of Schedule 1 of the *Migration Regulations 1994* (Migration Regulations).

Section 4 – Definitions

This section sets out definitions for this Instrument.

Section 5 – Visitor (Class FA) Visa

This section specifies the class of persons for which there is visa application charge (VAC) of nil (nil VAC) for the purposes of subparagraph 1236(2)(a)(iv) of Schedule 1 to the Migration Regulations. These persons are intended participants in the 2025 Virtus World Athletics Championships who are applicants for the Visitor (Class FA) Visa and fall within the criteria specified in the section.

Section 6 – Temporary Activity (Class GG) Visa

This section specifies the class of persons for which there is a nil visa application charge for the purposes of subparagraph 1237(2)(a)(i) of Schedule 1 to the Migration Regulations. These persons are intended participants in the 2025 Virtus World Athletics Championships who are applicants for the Temporary Activity (Class GG) Visa and fall within the criteria specified in the section.

Section 7 – Repeals

This section provides that the Instrument LIN 25/092 is repealed on 16 October 2025, the day after the 2025 Virtus World Athletics Championships ends.