



**Minister – Delegations and Authorisations  
Instrument No. 4 of 2018 (Immigration and  
Citizenship Services Group) (MHA No. 4 of  
2018)**

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I, PETER DUTTON, Minister for Home Affairs and Minister for Immigration and Border Protection, make the following instrument of delegation and authorisation.

Dated *10 April* 2018

THE HON PETER DUTTON MP  
Minister for Home Affairs  
Minister for Immigration and Border Protection

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## Part 1 – Preliminary

### 1 Name

This instrument is the *Minister – Delegations and Authorisations Instrument No. 4 of 2018 (Immigration and Citizenship Services Group)*. It may be cited as MHA No. 4 of 2018.

### 2 Commencement

This instrument commences on 16 April 2018.

### 3 Authority

This instrument is made under the *Acts Interpretation Act 1901*, the *Australian Citizenship Act 2007*, the *Australian Citizenship Regulation 2016*, the *Migration Act 1958*, and the *Migration Regulations 1994*.

### 4 Definitions

Note 1: A number of expressions used in this instrument are defined in legislation, including those listed below:

- (a) *authorised officer* is defined in subsection 5(1) of the Migration Act and regulation 1.03 of the Migration Regulations; and
- (b) *clearance officer* is defined in section 165 of the Migration Act.

Note 2: Section 2B and paragraph 46(1)(a) of the *Acts Interpretation Act 1901* incorporate into this instrument the definitions of APS employee and SES employee from the *Public Service Act 1999*.

In this instrument:

***Acts Interpretation Act*** means the *Acts Interpretation Act 1901*.

***APS 1*** means an APS Level 1 classification under the Classification Rules.

***APS 2*** means an APS Level 2 classification under the Classification Rules.

***APS 3*** means an APS Level 3 classification under the Classification Rules.

***APS 4*** means an APS Level 4 classification under the Classification Rules.

***APS 5*** means an APS Level 5 classification under the Classification Rules.

***APS 6*** means an APS Level 6 classification under the Classification Rules.

***Classification Rules*** means the *Public Service Classification Rules 2000*.

***Citizenship Act*** means the *Australian Citizenship Act 2007*.

***Citizenship Regulation*** means the *Australian Citizenship Regulation 2016*.

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**Department** means the Department of Home Affairs.

**EL1** means an Executive Level 1 classification under the Classification Rules.

**EL2** means an Executive Level 2 classification under the Classification Rules.

**Immigration and Citizenship Services Group** means the Immigration and Citizenship Services Group in the Department of Home Affairs.

**Migration Act** means the *Migration Act 1958*.

**Migration Regulations** means the *Migration Regulations 1994*.

**Regulatory Powers Act** means the *Regulatory Powers (Standard Provisions) Act 2014*.

**SES1** means a Senior Executive Band 1 classification under the Classification Rules.

**SES2** means a Senior Executive Band 2 classification under the Classification Rules.

**SES3** means a Senior Executive Band 3 classification under the Classification Rules.

## **5 References to section or regulation**

- (1) Unless a contrary intention appears, a reference to a section (or subordinate part of a section) in an item in the Schedules is a reference to the section (or subordinate part of a section) in the Act referred to in the heading immediately preceding that item.
- (2) Unless a contrary intention appears, a reference to a provision (or a subordinate part of a provision) in an item in the Schedules is a reference to the provision of the regulation (or subordinate part of a provision of a regulation) in the legislative instrument referred to in the heading immediately preceding that item.

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## Part 2 – Delegations and Authorisations for Immigration and Citizenship Services Group

### 6 Citizenship delegations

Under subsection 53(1) of the Citizenship Act, the powers and functions in the provision specified in an item in column 1 of the table in Schedule 1 to this instrument are delegated to persons from time to time holding, occupying, or performing the duties of a position in the Immigration and Citizenship Services Group at the classification level identified by “X” in column 3 of the table for that item.

### 7 Migration delegations

- (1) Under subsection 496(1) of the Migration Act, the powers in the provision specified in an item in column 1 of the table in Schedule 2 to this instrument are delegated, except any power that is to be exercised by making an instrument that is expressly referred to in the empowering provision as a ‘legislative instrument’ or an ‘instrument in writing’<sup>1</sup>, to persons from time to time holding, occupying, or performing the duties of a position in the Immigration and Citizenship Services Group at the classification level identified by “X” in column 3 of the table for that item.
- (2) Under section 143 of the Migration Act, the powers in the provision specified in an item in column 1 of the table in Schedule 2 to this instrument are delegated except any power that is to be exercised by making an instrument that is expressly referred to in the empowering provision as a ‘legislative instrument’ or an ‘instrument in writing’<sup>2</sup>, to persons from time to time holding, occupying, or performing the duties of a position in Immigration and Citizenship Services Group at the classification level identified by “X” in column 3 of the table for that item.
- (3) Under subsection 496(1) of the Migration Act and section 112(3) of the Regulatory Powers Act, the powers under section 140RA of the Migration Act in column 1 of the table in Schedule 2 to this instrument are delegated to persons from time to time holding, occupying, or performing the duties of a position in Immigration and Citizenship Services Group at the classification level identified by “X” in column 3 of the table for that item.
- (4) Under subregulation 1.16(1) of the Migration Regulations, the powers in the provision specified in an item in column 1 of the table in Schedule 2 to this instrument are delegated, except any power that is to be exercised by making an instrument that is expressly referred to in the empowering provision as a

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<sup>1</sup> Note that under this instrument, the powers under the Migration Act that are exercised by making a legislative instrument are not delegated.

<sup>2</sup> See footnote 1 above.

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‘legislative instrument’ or an ‘instrument in writing’<sup>3</sup>, to officers from time to time holding, occupying, or performing the duties of a position in the Immigration and Citizenship Services Group at the classification level identified by “X” in column 3 of the table for that item.

## **8 Migration authorisations**

- (1) Under the definition of “authorised officer” in subsection 5(1) of the Migration Act, the officers from time to time holding, occupying, or performing the duties of a position in the Immigration and Citizenship Services Group at the classification level identified by “AO” in column 3 for an item of the table in Schedule 2 to this instrument are authorised for the purposes of the provision specified in column 1 of the table for that item.
- (2) Under the definition of “clearance officer” in section 165 of the Migration Act, persons from time to time holding, occupying, or performing the duties of a position in the Immigration and Citizenship Services Group at the classification level identified by “CO” in column 3 for an item of the table in Schedule 2 to this instrument are authorised to perform the duties of a “clearance officer” for the purposes of Division 5 of Part 2 of the Migration Act and in relation to the provision identified in column 1 of the table for that item.

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<sup>3</sup> See footnote 1 above.

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## Part 3 – Revocation

### 9 Revocation of instruments

- (1) The instruments listed in subsection 9(2) are revoked insofar as the instruments:
- a) delegate powers or functions to persons from time to time holding, occupying or performing the duties of an onshore position that is, on commencement of this instrument, in the Immigration and Citizenship Services Group; or
  - b) authorise or appoint persons from time to time holding, occupying or performing the duties of an onshore position that is, on commencement of this instrument, in the Immigration and Citizenship Services Group to exercise the powers or perform the functions of an authorised officer or a clearance officer.
- (2) For the purpose of subsection 9(1) the following instruments are listed:
- a) *Instrument of Delegation 2015* (DEL 15/077) signed on 9 November 2017;
  - b) *Instrument of Delegation 2015* (DEL 15/167) signed on 20 October 2015;
  - c) *Instrument of Delegation 2016/036* (DEL 16/036) signed on 9 November 2016;
  - d) *Migration (Minister) (Written Notices Regarding Cessation of Removal Pending Bridging Visas) Delegation 2017* (DEL 17/073) signed on 9 November 2017;
  - e) *Migration (Minister) (Australian Citizenship Legislation) Delegation 2017* (DEL 17/085) signed on 12 December 2017;
  - f) *Migration (Minister) (Examination, Search and Detention) Delegation and Authorisation 2017* (DEL 17/088) signed on 12 December 2017;
  - g) *Migration (Minister) (Special Purpose Visa) Delegation 2017* (DEL 17/089) signed on 12 December 2017;
  - h) *Migration (Minister) (Condition 8559) Delegation 2017* (DEL 17/091) signed on 12 December 2017;
  - i) *Migration (Minister) (GIDAM 4 – Community Protection) Delegation and Authorisation 2017 (No. 2)* (GIDAM 4) signed on 20 June 2017;
  - j) *Migration (Minister) (Visa and Citizenship Management Division) Delegation and Authorisation 2017* (GIDAM 5) signed on 12 December 2017;
  - k) *Migration (Minister) (Refugee and Humanitarian Visa Management Division) Delegation and Authorisation 2018* (GIDAM 6) signed on 30 January 2018;
  - l) *Instrument of Delegation and Authorisation 2017/037* (DEL 17/037) signed on 24 May 2017;
  - m) *Migration (Minister) (Visa Delivery Transformation Division) Delegation and Authorisation 2017* (GIDAM 7) signed on 9 November 2017; and
  - n) *Minister for Home Affairs Statutory Powers Delegation 2017* (DEL 17/092) signed on 21 December 2017.

## Schedule 1 – Delegations and Authorisations under the Citizenship Act and Citizenship Regulations

| Item No.                               | COLUMN 1   | COLUMN 2  | COLUMN 3 |      |      |      |      |      |     |     |      |      |      |
|--|------------|---|----------|------|------|------|------|------|-----|-----|------|------|------|
|  | PROVISION  | SECTION HEADING/<br>Description (for information only)  | APS1     | APS2 | APS3 | APS4 | APS5 | APS6 | EL1 | EL2 | SES1 | SES2 | SES3 |
| <b>Australian Citizenship Act 2007</b> |            |   |          |      |      |      |      |      |     |     |      |      |      |
| 1.                                     | s16(2)(C)  | Application and eligibility for citizenship   |          |      |      | X    | X    | X    | X   | X   | X    | X    | X    |
| 2.                                     | s16(3)(C)  | Application and eligibility for citizenship   |          |      |      | X    | X    | X    | X   | X   | X    | X    | X    |
| 3.                                     | s17        | Minister's decision to approve or refuse a person's citizenship                                   |          |      |      | X    | X    | X    | X   | X   | X    | X    | X    |
| 4.                                     | s18        | Registration of citizenship   | X        | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 5.                                     | s19C(2)(g) | Application and eligibility for citizenship   |          |      |      | X    | X    | X    | X   | X   | X    | X    | X    |
| 6.                                     | s19D       | Minister's decision to approve or refuse a person's application under section 19C for citizenship |          |      |      | X    | X    | X    | X   | X   | X    | X    | X    |
| 7.                                     | s19E       | Registration of person's citizenship  |          |      |      | X    | X    | X    | X   | X   | X    | X    | X    |
| 8.                                     | s21        | Application and eligibility for citizenship   |          |      |      | X    | X    | X    | X   | X   | X    | X    | X    |
| 9.                                     | s22        | General residence requirement   |          |      |      | X    | X    | X    | X   | X   | X    | X    | X    |

Minister – Delegations and Authorisations Instrument No. 4 of 2018 (Immigration and Citizenship Services Group) (MHA No.4 of 2018)

For persons holding, occupying or performing the duties of a position at the level/classification indicated in column 3:

'X' means the power indicated above is delegated.

'AO' means the person is an authorised officer for the power indicated.

'CO' means the person is a clearance officer for the power indicated.



| Item No. | <u>COLUMN 1</u> | <u>COLUMN 2</u>  | <u>COLUMN 3</u> |      |      |      |      |      |     |     |      |      |      |
|----------|-----------------|--|-----------------|------|------|------|------|------|-----|-----|------|------|------|
|          | PROVISION       | SECTION HEADING/<br>Description (for information only)   | APS1            | APS2 | APS3 | APS4 | APS5 | APS6 | EL1 | EL2 | SES1 | SES2 | SES3 |
| 10.      | s22A            | Special residence requirement - persons engaging in activities that are of benefit to Australia                        |                 |      |      | X    | X    | X    | X   | X   | X    | X    | X    |
| 11.      | s22B            | Special residence requirement - persons engaged in particular kinds of work requiring regular travel outside Australia |                 |      |      | X    | X    | X    | X   | X   | X    | X    | X    |
| 12.      | s24             | Minister's decision to approve or refuse a person's citizenship under section 21                                       |                 |      |      | X    | X    | X    | X   | X   | X    | X    | X    |
| 13.      | s25             | Minister may cancel approval given to a person under section 24  |                 |      |      | X    | X    | X    | X   | X   | X    | X    | X    |
| 14.      | s26             | Pledge of commitment must be made  |                 |      |      | X    | X    | X    | X   | X   | X    | X    | X    |
| 15.      | s29             | Application and eligibility for resuming citizenship   | X               | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 16.      | s30             | Minister's decision regarding application and eligibility for resuming citizenship                                     |                 |      |      | X    | X    | X    | X   | X   | X    | X    | X    |
| 17.      | s31             | Registration of person resuming Australian citizenship   |                 |      |      | X    | X    | X    | X   | X   | X    | X    | X    |
| 18.      | s33             | Renunciation by application  |                 |      |      | X    | X    | X    | X   | X   | X    | X    | X    |
| 19.      | s37             | Evidence of Australian Citizenship   |                 |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |

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| Item No.                                      | <u>COLUMN 1</u> | <u>COLUMN 2</u>   | <u>COLUMN 3</u> |      |      |      |      |      |     |     |      |      |      |
|---|-----------------|---|-----------------|------|------|------|------|------|-----|-----|------|------|------|
|   | PROVISION       | SECTION HEADING/<br>Description (for information only)        | APS1            | APS2 | APS3 | APS4 | APS5 | APS6 | EL1 | EL2 | SES1 | SES2 | SES3 |
| 20.   | s38(1)          | Surrender of evidentiary notice:<br>Request for surrender     |                 |      |      |      |      |      | X   | X   | X    | X    | X    |
| 21.   | s38(2)          | Surrender of evidentiary notice:<br>Request for surrender     |                 |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 22.   | s45B            | Seizure of bogus documents                                    |                 |      |      | X    | X    | X    | X   | X   | X    | X    | X    |
| 23.   | s45D            | Dealing with a document after it is<br>condemned as forfeited |                 |      |      |      |      | X    | X   | X   | X    | X    | X    |
| 24.   | s46(2)          | Application requirements: Approval<br>of forms                |                 |      |      |      |      |      |     |     | X    | X    | X    |
| 25.   | s47             | Notification of decisions                                     |                 |      |      | X    | X    | X    | X   | X   | X    | X    | X    |
| 26.   | s48(1)          | Computerised decision-making                                  |                 |      |      |      |      |      |     |     | X    | X    | X    |
| 27.   | s48(3)          | Computerised decision-making                                  |                 |      |      | X    | X    | X    | X   | X   | X    | X    | X    |
| <b>Australian Citizenship Regulation 2016</b> |                 |   |                 |      |      |      |      |      |     |     |      |      |      |
| 28.   | r17             | Refund of fees under subsection<br>46(3) of the Act           |                 |      |      |      |      | X    | X   | X   | X    | X    | X    |

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## Schedule 2 – Delegations and Authorisations under the Migration Act and Migration Regulations

| Item No.                  | COLUMN 1                                     | COLUMN 2  | COLUMN 3 |      |      |      |      |      |     |     |      |      |      |
|---------------------------|--|---|----------|------|------|------|------|------|-----|-----|------|------|------|
|                           | PROVISION                                    | SECTION HEADING/<br>Description (for information only)                | APS1     | APS2 | APS3 | APS4 | APS5 | APS6 | EL1 | EL2 | SES1 | SES2 | SES3 |
| <b>Migration Act 1958</b> |  |   |          |      |      |      |      |      |     |     |      |      |      |
| 1.                        | s5(1) 'bogus document'                       | Interpretation – definition of "bogus document"                       | X        | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 2.                        | s5(1) 'excluded fast track review applicant' | Interpretation – definition of "excluded fast track review applicant" |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 3.                        | s5(1) 'immigration detention'                | Interpretation – definition of "immigration detention"                |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 4.                        | s16  | Removal of immigration rights of inhabitant of Protected Zone         |          |      |      |      |      | X    | X   | X   | X    | X    | X    |
| 5.                        | s17(1)&(2)                                   | Pre-cleared flights by Minister                                       |          |      |      |      | X    | X    | X   | X   | X    | X    | X    |
| 6.                        | s17(3)                                       | Pre-cleared flights   |          |      |      |      | AO   | AO   | AO  | AO  | AO   | AO   | AO   |
| 7.                        | s18  | Power to obtain information and documents about unlawful non-citizens | X        | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 8.                        | s25  | Copies of documents   | X        | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 9.                        | s26  | Minister may retain documents   | X        | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 10.                       | s29  | Visas   | X        | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 11.                       | s36  | Protection Visas  |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 12.                       | s41(2A)                                      | Conditions on visas   | X        | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |

Minister – Delegations and Authorisations Instrument No. 4 of 2018 (Immigration and Citizenship Services Group) (MHA No.4 of 2018)

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| Item No. | COLUMN 1<br>PROVISION | COLUMN 2<br>SECTION HEADING/<br>Description (for information only)                                 | COLUMN 3 |      |      |      |      |      |     |     |      |      |      |
|----------|-----------------------|--|----------|------|------|------|------|------|-----|-----|------|------|------|
|          |                       |  | APS1     | APS2 | APS3 | APS4 | APS5 | APS6 | EL1 | EL2 | SES1 | SES2 | SES3 |
| 13.      | s41(3)                | Conditions on visas: Power to specify conditions on visas  | X        | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 14.      | s43(1)(d)             | Visa holders must usually enter at a port: in a way authorised in writing by an authorised officer | AO       | AO   | AO   | AO   | AO   | AO   | AO  | AO  | AO   | AO   | AO   |
| 15.      | s46(2A)(aa)           | Visa applications by unauthorised maritime arrivals  | X        | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 16.      | s47                   | Consideration of valid visa application  | X        | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 17.      | s50                   | Only new information to be considered in later protection visa applications                        |          |      |      |      | X    | X    | X   | X   | X    | X    | X    |
| 18.      | s51                   | Order of consideration for visa applications   | X        | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 19.      | s54                   | Minister must have regard to all information in application  |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 20.      | s55                   | Further information may be given   |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 21.      | s56                   | Further information may be sought  | X        | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 22.      | s57                   | Certain information must be given to applicant   | X        | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 23.      | s58                   | Invitation to give further information or comments   | X        | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |

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| Item No. | <u>COLUMN 1</u> | <u>COLUMN 2</u>  | <u>COLUMN 3</u> |      |      |      |      |      |     |     |      |      |      |
|----------|-----------------|--|-----------------|------|------|------|------|------|-----|-----|------|------|------|
|          | PROVISION       | SECTION HEADING/<br>Description (for information only)   | APS1            | APS2 | APS3 | APS4 | APS5 | APS6 | EL1 | EL2 | SES1 | SES2 | SES3 |
| 24.      | s59             | Interviews   | X               | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 25.      | s60             | Medical examination  | X               | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 26.      | s62             | Failure to receive information does not require action   | X               | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 27.      | s63             | When decision about visa may be made   | X               | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 28.      | s64             | Notice that visa application charge is payable   | X               | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 29.      | s65             | Decision to grant or refuse to grant visa  | X               | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 30.      | s66             | Notification of decision   | X               | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 31.      | s67             | Grant and refusal of visa—how and when   |                 |      |      |      |      |      |     |     | X    | X    | X    |
| 32.      | s72             | Interpretation   |                 |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 33.      | s73             | Bridging visas   | X               | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 34.      | s75(2)          | When eligible non-citizen in immigration detention granted visa  |                 |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 35.      | s87A            | Limit does not prevent the grant of visas to certain people who are unable to meet health or character requirements before the limit applies because of circumstances beyond their control |                 |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |

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| Item No. | <u>COLUMN 1</u> | <u>COLUMN 2</u>  | <u>COLUMN 3</u> |      |      |      |      |      |     |     |      |      |      |
|----------|-----------------|--|-----------------|------|------|------|------|------|-----|-----|------|------|------|
|          | PROVISION       | SECTION HEADING/<br>Description (for information only)     | APS1            | APS2 | APS3 | APS4 | APS5 | APS6 | EL1 | EL2 | SES1 | SES2 | SES3 |
| 36.      | s91             | Order of dealing with visas                                |                 |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 37.      | s91W(2)         | Evidence of identity and bogus documents                   |                 |      |      |      |      | X    | X   | X   | X    | X    | X    |
| 38.      | s91WA           | Providing bogus documents or destroying identity documents |                 |      |      |      |      | X    | X   | X   | X    | X    | X    |
| 39.      | s93             | Determination of applicant's score                         |                 |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 40.      | s94             | Initial application of "points" system                     |                 |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 41.      | s95             | Applications in pool                                       |                 |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 42.      | s107            | Notice of incorrect applications                           |                 |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 43.      | s108            | Decision about non-compliance                              |                 |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 44.      | s109            | Cancellation of visa if information incorrect              |                 |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 45.      | s116            | Power to cancel  | X               | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 46.      | s119            | Notice of proposed cancellation                            | X               | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 47.      | s120            | Certain information must be given to visa holder           | X               | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 48.      | s121            | Invitation to give comments etc.                           | X               | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 49.      | s123            | Failure to accept invitation not require action            | X               | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 50.      | s124            | When decision about visa cancellation may be made          | X               | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 51.      | s127            | Notification of decision                                   | X               | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |

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|----------|-----------------------|---|----------|------|------|------|------|------|-----|-----|------|------|------|
|          |                       |   | APS1     | APS2 | APS3 | APS4 | APS5 | APS6 | EL1 | EL2 | SES1 | SES2 | SES3 |
| 52.      | s128                  | Cancellation of visas of people outside Australia   | X        | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 53.      | s129                  | Notice of cancellation  | X        | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 54.      | s131                  | Decision about revocation of cancellation   | X        | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 55.      | s132                  | Notification of decision about revocation of cancellation   | X        | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 56.      | s133(2)               | Effect of revocation of cancellation  | X        | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 57.      | s133E                 | Cancellation under subsection 133A(1) or 133C(1)—notice of cancellation: Minister to give written notice of cancellation decision |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 58.      | s133F                 | Cancellation under subsection 133A(3) or 133C(3)—Minister may revoke cancellation in certain circumstances                        |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 59.      | s134B                 | Emergency cancellation on security grounds  |          |      |      |      | X    | X    | X   | X   | X    | X    | X    |
| 60.      | s134C                 | Decision about revocation of emergency cancellation   |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 61.      | s134D                 | Effect of revocation of cancellation  |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 62.      | s134E                 | Notice of cancellation  |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 63.      | s134F                 | Effect of cancellation on other visas   |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |

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|----------|------------|--|----------|------|------|------|------|------|-----|-----|------|------|------|
|          | PROVISION  | SECTION HEADING/<br>Description (for information only)                   | APS1     | APS2 | APS3 | APS4 | APS5 | APS6 | EL1 | EL2 | SES1 | SES2 | SES3 |
| 64.      | s134       | Cancellation of business visas   |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 65.      | s135       | Representations concerning cancellation of business visa                 |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 66.      | s137J      | Non-complying students may have their visas automatically cancelled      |          |      |      |      |      |      |     |     | X    | X    | X    |
| 67.      | s137L      | Dealing with the application – Minister’s power to revoke a cancellation | X        | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 68.      | s137M      | Notification of decision   | X        | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 69.      | s137Q      | Cancellation of regional sponsored employment visas                      |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 70.      | s137R      | Representations concerning cancellation etc                              |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 71.      | s137S      | Notice of cancellation   |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 72.      | s138       | Cancellation and revocation of cancellation of visas - how and when      | X        | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 73.      | s140(2)    | Cancellation of visa results in other cancellation                       | X        | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 74.      | s140E      | Minister to approve sponsor  |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 75.      | s140GA     | Variation of terms of approval as a sponsor                              |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 76.      | s140GB     | Minister to approve nominations  |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 77.      | s140GBA(3) | Labour market testing—condition  |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |

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|----------|-----------------------|---|----------|------|------|------|------|------|-----|-----|------|------|------|
|          |                       |   | APS1     | APS2 | APS3 | APS4 | APS5 | APS6 | EL1 | EL2 | SES1 | SES2 | SES3 |
| 78.      | s140K                 | Sanctions for failing to satisfy sponsorship obligations  |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 79.      | s140M                 | Cancelling approval as a sponsor or barring a sponsor   |          |      |      |      |      |      |     | X   | X    | X    | X    |
| 80.      | s140O                 | Waiving a bar   |          |      |      |      |      |      |     | X   | X    | X    | X    |
| 81.      | s140RA                | Enforceable undertakings  |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 82.      | s140T                 | Notice regarding amount of debt or other amount   |          |      |      |      |      |      |     | X   | X    | X    | X    |
| 83.      | s140V                 | Inspectors  |          |      |      |      |      |      |     |     | X    | X    | X    |
| 84.      | s140W                 | Identity cards  |          |      |      |      |      |      | X   | X   | X    | X    | X    |
| 85.      | s140ZH                | Disclosure of personal information by Minister  | X        | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 86.      | s140ZI                | Disclosure of personal information to Minister  | X        | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 87.      | s143(4)               | Revoke a criminal justice stay certificate issued by a person exercising a power delegated under subsection 143 (2)       |          |      |      |      |      |      |     |     | X    | X    | X    |
| 88.      | s145(1)               | Give a certificate that the presence of a non-citizen in Australia is required for the administration of criminal justice |          |      |      |      |      |      |     |     | X    | X    | X    |
| 89.      | s146(2)               | Endorse a certificate, given by an authorised official for a State under  |          |      |      |      |      |      |     |     | X    | X    | X    |

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|----------|-----------------------|--|----------|------|------|------|------|------|-----|-----|------|------|------|
|          |                       |  | APS1     | APS2 | APS3 | APS4 | APS5 | APS6 | EL1 | EL2 | SES1 | SES2 | SES3 |
|          |                       | subsection 146 (1), with a statement that the certificate is to be a criminal justice certificate for the purpose of Division 4  |          |      |      |      |      |      |     |     |      |      |      |
| 90.      | s147(1)               | Give a certificate that the stay of a non-citizen's removal or deportation is required for the administration of criminal justice  |          |      |      |      |      |      |     |     | X    | X    | X    |
| 91.      | s162(1)(a) and 162(2) | Cancel a criminal justice certificate issued under section 145 or 147. Before cancelling, tell the Secretary:<br>(a) when the certificate is to be cancelled; and<br>(b) the expected whereabouts of the non-citizen when the certificate is cancelled; and<br>(c) the arrangements for the non-citizen's departure from Australia |          |      |      |      |      |      |     |     | X    | X    | X    |
| 92.      | s158                  | Criteria for criminal justice visas  |          |      |      |      |      | X    | X   | X   | X    | X    | X    |
| 93.      | s159                  | Procedure for obtaining criminal justice visa  |          |      |      |      |      | X    | X   | X   | X    | X    | X    |

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|----------|-----------------------------------|--|----------|------|------|------|------|------|-----|-----|------|------|------|
|          |                                   |  | APS1     | APS2 | APS3 | APS4 | APS5 | APS6 | EL1 | EL2 | SES1 | SES2 | SES3 |
| 94.      | s164                              | Effect of cancellation etc. on criminal justice visa               |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 95.      | Division 5 of Part 2 (s165-s175B) | Immigration clearance  |          |      |      | CO   | CO   | CO   | CO  | CO  | CO   | CO   | CO   |
| 96.      | s165                              | Interpretation – definition of “clearance authority”               | CO       | CO   | CO   | CO   | CO   | CO   | CO  | CO  | CO   | CO   | CO   |
| 97.      | s169                              | Section 166 usually to apply                                       |          |      |      | X    | X    | X    | X   | X   | X    | X    | X    |
| 98.      | s169(3)                           | Section 166 not usually to apply                                   |          |      |      |      |      |      |     |     | X    | X    | X    |
| 99.      | s191(1)                           | End of certain detention   |          |      | CO   | CO   | CO   | CO   | CO  | CO  | CO   | CO   | CO   |
| 100.     | s191(2)                           | End of certain detention   |          |      | AO   | AO   | AO   | AO   | AO  | AO  | AO   | AO   | AO   |
| 101.     | s200                              | Deportation of certain non-citizens                                |          |      |      |      | X    | X    | X   | X   | X    | X    | X    |
| 102.     | s205                              | Dependants of deportee   |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 103.     | s206                              | Deportation order to be executed                                   |          |      |      |      | X    | X    | X   | X   | X    | X    | X    |
| 104.     | s220                              | Waiver of requirement  |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 105.     | s231                              | Master of vessel to comply with certain requests                   | AO       | AO   | AO   | AO   | AO   | AO   | AO  | AO  | AO   | AO   | AO   |
| 106.     | s250                              | Detention of suspected offenders                                   |          |      | AO   | AO   | AO   | AO   | AO  | AO  | AO   | AO   | AO   |
| 107.     | s252                              | Searches of persons  |          |      | AO   | AO   | AO   | AO   | AO  | AO  | AO   | AO   | AO   |
| 108.     | s252AA                            | Power to conduct a screening procedure                             |          |      |      |      |      |      |     |     | AO   | AO   | AO   |
| 109.     | s252A                             | Power to conduct a strip search                                    |          |      |      |      |      |      |     |     | AO   | AO   | AO   |
| 110.     | s253(8)&(9)                       | Detention of deportee  |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |

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|----------|-----------------------|---|----------|------|------|------|------|------|-----|-----|------|------|------|
|          |                       |   | APS1     | APS2 | APS3 | APS4 | APS5 | APS6 | EL1 | EL2 | SES1 | SES2 | SES3 |
| 111.     | s257A                 | Person may be required to provide personal identifiers              | AO       | AO   | AO   | AO   | AO   | AO   | AO  | AO  | AO   | AO   | AO   |
| 112.     | s257A(1)              | Person may be required to provide personal identifiers              | X        | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 113.     | s258G                 | Authorised officer may get help to carry out identification tests   | AO       | AO   | AO   | AO   | AO   | AO   | AO  | AO  | AO   | AO   | AO   |
| 114.     | s261AA                | Immigration detainees must provide personal identifiers             |          |      | AO   | AO   | AO   | AO   | AO  | AO  | AO   | AO   | AO   |
| 115.     | s261AB                | Authorised officers must require and carry out identification tests |          |      | AO   | AO   | AO   | AO   | AO  | AO  | AO   | AO   | AO   |
| 116.     | s261AE                | Use of force in carrying out identification tests                   |          |      | AO   | AO   | AO   | AO   | AO  | AO  | AO   | AO   | AO   |
| 117.     | s261AG                | Authorised officer may get help to carry out identification tests   |          |      | AO   | AO   | AO   | AO   | AO  | AO  | AO   | AO   | AO   |
| 118.     | s261AJ                | Recording of identification tests                                   |          |      | AO   | AO   | AO   | AO   | AO  | AO  | AO   | AO   | AO   |
| 119.     | s261AK                | Retesting   |          |      | AO   | AO   | AO   | AO   | AO  | AO  | AO   | AO   | AO   |
| 120.     | s261AL                | Minors  | AO       | AO   | AO   | AO   | AO   | AO   | AO  | AO  | AO   | AO   | AO   |
| 121.     | s261AM                | Incapable persons   | AO       | AO   | AO   | AO   | AO   | AO   | AO  | AO  | AO   | AO   | AO   |
| 122.     | s261B                 | Seizure of things used in certain offences                          |          |      |      |      | AO   | AO   | AO  | AO  | AO   | AO   | AO   |
| 123.     | s261F(1)(b)           | Thing condemned if not claimed in time                              |          |      |      |      |      |      |     |     | X    | X    | X    |
| 124.     | s261G(1)(b)           | Dealing with claim for thing  |          |      |      |      |      |      |     |     | X    | X    | X    |
| 125.     | s269                  | Securities  |          |      | AO   | AO   | AO   | AO   | AO  | AO  | AO   | AO   | AO   |

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|----------|-----------------|--|-----------------|------|------|------|------|------|-----|-----|------|------|------|
|          | PROVISION       | SECTION HEADING/<br>Description (for information only)   | APS1            | APS2 | APS3 | APS4 | APS5 | APS6 | EL1 | EL2 | SES1 | SES2 | SES3 |
| 126.     | s272            | Migrant centres  |                 |      |      |      |      |      |     |     | X    | X    | X    |
| 127.     | s292A           | Applicant must not be registered if any barring period has not ended                                   |                 |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 128.     | s305B           | Providing disciplinary details to clients  |                 |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 129.     | s306AC          | Minister may refer registered migration agent to the Migration Agents Registration Authority           |                 |      |      |      |      |      |     |     | X    | X    | X    |
| 130.     | s306AE          | Registered migration agent may make submissions  |                 |      |      |      |      |      |     |     | X    | X    | X    |
| 131.     | s306AF          | Notice of referral decision under section 306AC  |                 |      |      |      |      |      |     |     | X    | X    | X    |
| 132.     | s306AG          | Migration Agents Registration Authority's decision after a referral under section 306AC                |                 |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 133.     | s306AGAA        | Minister may refer agent again if Migration Agents Registration Authority takes no disciplinary action |                 |      |      |      |      |      |     |     | X    | X    | X    |
| 134.     | s306AGAB        | Notice of referral decision under section 306AG  |                 |      |      |      |      |      |     |     | X    | X    | X    |
| 135.     | s311H           | Minister may refer former registered migration agent for disciplinary action                           |                 |      |      |      |      |      |     |     | X    | X    | X    |

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|----------|-----------------------|---|----------|------|------|------|------|------|-----|-----|------|------|------|
|          |                       |   | APS1     | APS2 | APS3 | APS4 | APS5 | APS6 | EL1 | EL2 | SES1 | SES2 | SES3 |
| 136.     | s311J                 | Former registered migration agent may make submissions  |          |      |      |      |      |      |     |     | X    | X    | X    |
| 137.     | s311K                 | Notice of referral decision   |          |      |      |      |      |      |     |     | X    | X    | X    |
| 138.     | s317                  | General powers of the Migration Agents Registration Authority                                       |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 139.     | s375                  | Restrictions on disclosure of certain information etc.  |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 140.     | s375A                 | Certain information only to be disclosed to Tribunal  |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 141.     | s376                  | Tribunal's discretion in relation to disclosure of certain information etc.                         |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 142.     | s473CA                | Referral of fast track reviewable decisions   |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 143.     | s473GA                | Restrictions on disclosure of certain information etc.  |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 144.     | s473GB                | Immigration Assessment Authority's discretion in relation to disclosure of certain information etc. |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 145.     | s486R                 | Civil penalty orders  |          |      |      |      |      |      |     |     | X    | X    | X    |
| 146.     | s488                  | Tampering with movement records   |          |      |      |      |      |      |     |     | AO   | AO   | AO   |
| 147.     | s494A                 | Giving documents by Minister where no requirement to do so by section 494B method                   | X        | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |

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|----------|-----------------------|---|----------|------|------|------|------|------|-----|-----|------|------|------|
|          |                       |   | APS1     | APS2 | APS3 | APS4 | APS5 | APS6 | EL1 | EL2 | SES1 | SES2 | SES3 |
| 148.     | s494B                 | Methods by which Minister gives documents to a person   | X        | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 149.     | s494B(2),(3)&(6)      | Methods by which Minister gives documents to a person (by way of authorised officer)  | AO       | AO   | AO   | AO   | AO   | AO   | AO  | AO  | AO   | AO   | AO   |
| 150.     | s494D                 | Authorised recipient  |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 151.     | s494D(5)(c)           | Authorised recipient: Circumstances in which Minister does not need to comply with conditions under subsection 494D(1)  | X        | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 152.     | s495                  | Minister may approve forms  |          |      |      |      |      |      |     | X   | X    | X    | X    |
| 153.     | s501(1),(2)&(3A)      | Refusal or cancellation of visa on character grounds: Minister's power to refuse to grant a visa if the Minister is not satisfied that the person passes the character test |          |      |      | X    | X    | X    | X   | X   | X    | X    | X    |
| 154.     | s501C                 | Refusal or cancellation of visa - revocation of decision under subsection 501(3) or 501A(3)   |          |      |      | X    | X    | X    | X   | X   | X    | X    | X    |
| 155.     | s501CA                | Cancellation of visa - revocation of decision under subsection 501(3A) (person serving sentence of imprisonment)  |          |      |      |      |      |      | X   | X   | X    | X    | X    |

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|----------------------------|-----------------------|--|----------|------|------|------|------|------|-----|-----|------|------|------|
|                            |                       |  | APS1     | APS2 | APS3 | APS4 | APS5 | APS6 | EL1 | EL2 | SES1 | SES2 | SES3 |
| 156.                       | s501G                 | Refusal of visa - notification of decision   |          |      |      | X    | X    | X    | X   | X   | X    | X    | X    |
| 157.                       | s501L                 | Disclosure of information to the Minister  |          |      |      |      |      |      |     |     | X    | X    | X    |
| 158.                       | s503A                 | Protection of information supplied by law enforcement agencies of intelligence agencies                  | X        | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| Migration Regulations 1994 |                       |  |          |      |      |      |      |      |     |     |      |      |      |
| 159.                       | r1.03                 | Definitions  | X        | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 160.                       | r1.04                 | Adoption   |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 161.                       | r1.08                 | Compelling need to work  | X        | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 162.                       | r1.15C                | Competent English  |          |      |      |      |      |      |     |     |      | X    | X    |
| 163.                       | r1.15D                | Proficient English   |          |      |      |      |      |      |     |     |      | X    | X    |
| 164.                       | r1.18                 | Approved forms   |          |      |      |      |      |      |     |     | X    | X    | X    |
| 165.                       | r1.20                 | Sponsorship undertakings   | X        | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 166.                       | r1.20J                | Limitation on approval of sponsorships - spouse, partner, prospective marriage and interdependency visas |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 167.                       | r1.20K                | Limitation on sponsorships—remaining relative visas  |          |      |      |      |      |      |     |     | X    | X    | X    |
| 168.                       | r1.20KA               | Limitation on approval of sponsorship—partner (provisional or  | X        | X    | X    | X    | X    | X    | X   | X   | X    | X    | X    |

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|----------|-----------------------|---|----------|------|------|------|------|------|-----|-----|------|------|------|
|          |                       |   | APS1     | APS2 | APS3 | APS4 | APS5 | APS6 | EL1 | EL2 | SES1 | SES2 | SES3 |
|          |                       | temporary) or prospective marriage (temporary) visas  |          |      |      |      |      |      |     |     |      |      |      |
| 169.     | r1.20KB               | Limitation on approval of sponsorship—child, partner and prospective marriage visas: Sponsor convicted of registrable offence   |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 170.     | r1.20L                | Limitation on approval of sponsorship—Subclass 600 (Visitor) visas  |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 171.     | r1.20LAA              | Limitation on sponsorships—parent, aged dependent relative, contributory parent, aged parent and contributory aged parent visas |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 172.     | r2.03AA               | Criteria applicable to character tests and security assessments   |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 173.     | r2.07AK               | Applications for Referred Stay (Permanent) (Class DH) visas   |          |      |      |      |      | X    | X   | X   | X    | X    | X    |
| 174.     | r2.08A                | Addition of certain applicants to certain applications for permanent visas  |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 175.     | r2.08B                | Addition of certain dependent children to certain applications for temporary visas  |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |

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|----------|-----------------------|---|----------|------|------|------|------|------|-----|-----|------|------|------|
|          |                       |   | APS1     | APS2 | APS3 | APS4 | APS5 | APS6 | EL1 | EL2 | SES1 | SES2 | SES3 |
| 176.     | r2.11                 | Special provisions for certain visa applications that are refused   |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 177.     | r2.12F                | Refund of first instalment of visa application charge   |          |      |      |      |      | X    | X   | X   | X    | X    | X    |
| 178.     | r2.12H                | Refund of second instalment of visa application charge  |          |      |      |      |      | X    | X   | X   | X    | X    | X    |
| 179.     | r2.13                 | Communication with Minister   |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 180.     | r2.14                 | Where written communication must be sent  |          |      |      |      |      |      |     |     | X    | X    | X    |
| 181.     | r2.15                 | Response to invitation to give additional information or comments—prescribed periods                      |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 182.     | r2.16                 | Notification of decision on visa application  |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 183.     | r2.20                 | Eligible non-citizen (Act, s 72)  |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 184.     | r2.21A                | Grant of Bridging A (Class WA) visas without application  |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 185.     | r2.21B                | Grant of Bridging A (Class WA), Bridging C (Class WC) and Bridging E (Class WE) visas without application |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 186.     | r2.25                 | Grant of Bridging E (Class WE) visas without application  |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |

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|----------|-----------------------|---|----------|------|------|------|------|------|-----|-----|------|------|------|
|          |                       |   | APS1     | APS2 | APS3 | APS4 | APS5 | APS6 | EL1 | EL2 | SES1 | SES2 | SES3 |
| 187.     | r2.25A                | Referral to Medical Officers of the Commonwealth  |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 188.     | r2.42                 | Notice of decision to cancel visa under s109  |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 189.     | r2.43                 | Grounds for cancellation of visa  |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 190.     | r2.55                 | Giving of documents relating to proposed cancellation, cancellation or revocation of cancellation |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 191.     | r2.61(4)              | Application for approval as a sponsor   |          |      |      |      |      |      |     | X   | X    | X    | X    |
| 192.     | r2.62                 | Notice of decision  |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 193.     | r2.69                 | Notice of decision  |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 194.     | r2.73AA               | Refund of nomination fee – subclass 457 visa and subclass 482 visa                                |          |      |      |      |      |      |     | X   | X    | X    | X    |
| 195.     | r2.74                 | Notice of decision  |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 196.     | r2.80                 | Obligation to pay travel costs to enable sponsored persons to leave Australia                     |          |      |      |      |      |      |     | X   | X    | X    | X    |
| 197.     | r2.81                 | Obligation to pay costs incurred by the Commonwealth to locate and remove unlawful non-citizen    |          |      |      |      |      |      |     |     | X    | X    | X    |
| 198.     | r2.83                 | Obligation to provide records and information to the Minister                                     |          |      |      |      |      |      |     | X   | X    | X    | X    |
| 199.     | r2.96                 | Notice of intention to take action  |          |      |      |      |      |      |     |     | X    | X    | X    |

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|----------|-----------------|---|-----------------|------|------|------|------|------|-----|-----|------|------|------|
|          | PROVISION       | SECTION HEADING/<br>Description (for information only)                | APS1            | APS2 | APS3 | APS4 | APS5 | APS6 | EL1 | EL2 | SES1 | SES2 | SES3 |
| 200.     | r2.98           | Notice of decision  |                 |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 201.     | r2.102          | Process to waive a bar  |                 |      |      |      |      |      |     |     | X    | X    | X    |
| 202.     | r2.103          | Disclosure of personal information by Minister                        |                 |      |      |      |      |      |     |     | X    | X    | X    |
| 203.     | r2.104          | Circumstances in which the Minister may disclose personal information |                 |      |      |      |      |      |     |     | X    | X    | X    |
| 204.     | r2.106          | Disclosure of personal information to Minister                        |                 |      |      |      |      |      |     |     | X    | X    | X    |
| 205.     | r3.10           | Use of information  |                 |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 206.     | r5.19           | Approval of nominated positions (employer nomination)                 |                 |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 207.     | r5.19E(3)(f)    | Complying entrepreneur activity                                       |                 |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 208.     | r5.34           | Application of Chapter 2 of the Criminal Code                         |                 |      |      |      |      |      |     | X   | X    | X    | X    |
| 209.     | r5.34F          | Disclosure of information to police and Australian Crime Commission   |                 |      |      |      |      |      |     | X   | X    | X    | X    |
| 210.     | r5.41A(5)(c)    | Credit card surcharge   |                 |      |      |      |      | X    | X   | X   | X    | X    | X    |
| 211.     | r5.41A(5)(d)    | Credit card surcharge   |                 |      |      |      |      | X    | X   | X   | X    | X    | X    |
| 212.     | r5.41B(5)(c)    | PayPal surcharge  |                 |      |      |      |      | X    | X   | X   | X    | X    | X    |
| 213.     | r5.41B(5)(d)    | PayPal surcharge  |                 |      |      |      |      | X    | X   | X   | X    | X    | X    |
| 214.     | cl070.511(c)    | Subclass 070 - Bridging (Removal Pending)                             |                 |      |      |      |      |      |     |     |      | X    |      |

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|----------|-----------------------|---|----------|------|------|------|------|------|-----|-----|------|------|------|
|          |                       |   | APS1     | APS2 | APS3 | APS4 | APS5 | APS6 | EL1 | EL2 | SES1 | SES2 | SES3 |
| 215.     | cl600.224             | Subclass 600 - Visitor: Power to require applicant to be sponsored and power to approve sponsorship |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 216.     | cl600.234             | Subclass 600 - Visitor  |          |      |      |      |      | X    | X   | X   | X    | X    | X    |
| 217.     | cl676.221             | Subclass 676 - Tourist  |          |      |      |      |      | X    | X   | X   | X    | X    | X    |
| 218.     | cl785.222             | Subclass 785 - Temporary Protection   |          |      |      |      |      |      |     |     | X    | X    | X    |
| 219.     | cl790.222             | Subclass 790 - Safe Haven Enterprise visa   |          |      |      |      |      |      |     |     | X    | X    | X    |
| 220.     | Visa Condition 8401   | Visa Conditions   |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 221.     | Visa Condition 8508   | Visa Conditions   |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 222.     | Visa Condition 8510   | Vis Conditions  |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 223.     | Visa Condition 8511   | Visa Conditions   |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 224.     | Visa Condition 8512   | Visa Conditions   |          |      | X    | X    | X    | X    | X   | X   | X    | X    | X    |
| 225.     | Visa Condition 8529   | Undergo a Medical   |          |      |      |      |      |      | X   | X   | X    | X    | X    |
| 226.     | Visa Condition 8550   | Change in Personal Details  |          |      |      |      |      |      |     |     | X    | X    | X    |

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|----------|---------------------|--|-----------------|------|------|------|------|------|-----|-----|------|------|------|
|          | PROVISION           | SECTION HEADING/<br>Description (for information only) | APS1            | APS2 | APS3 | APS4 | APS5 | APS6 | EL1 | EL2 | SES1 | SES2 | SES3 |
| 227.     | Visa Condition 8552 | Change in Employment Details                           |                 |      |      |      |      |      |     |     | X    | X    | X    |
| 228.     | Visa Condition 8559 | Visa Conditions  |                 |      |      |      |      | X    | X   | X   | X    | X    | X    |
| 229.     | Visa Condition 8561 | Must comply with direction to attend interview         |                 |      |      |      |      |      |     |     | X    | X    | X    |
| 230.     | Visa Condition 8570 | Visa Conditions  |                 |      |      | X    | X    | X    | X   | X   | X    | X    | X    |

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