

I am writing with regard to the Migration Amendment (Visa Capping) Bill 2010 which has been proposed.

I am totally against this Bill. Any applicants who are in the system have every right to be there.

They applied meeting the requirements which existed at the time. It is totally unfair for the Australian

Minister for Immigration to simply change the rules and 'erace' valid applications.

I am not sure if the DIAC, Immigration minister, Prime Minister or Australian general public are aware just

what is involved in the process of moving to Australia. There is no free ride, it costs a lot of money to

educate yourself to first of all get to be able to apply. Then there is the substantial costs involved in the

application process, medicals or use of an immigration lawyer (optional). All this before you even arrive in

Australia.

In my own case, I was wrongly advised by a migration lawyer in Sydney that my qualifications did not

allow me to apply for 175 visa, that I would not have enough points. I was at the time on a WHV and keen

to extend my stay. I came home and later found out by a MARA agent that I did indeed have enough points

to apply. So my application is in the system since April 2008. That is a very long time. I have basically put

my life on hold waiting for my time to come. I am saving hard to be able to give me a good start in Australia.

However, I am now coming to terms with the fact that I may have to just forget about moving to Australia.

The processing times at the moment tell me not to expect my visa until at least 2012.

This Migration Amendment Bill 2010 if enacted could completely spell the end for me by the end of 2010 if the

minister decides to slash all applications from a certain date.

I heard an ABC radio interview with Chris Evans last week (early June) and he said of the pre September 2007

applications that are subject to cap and cease that these people were never going to be able to apply for an

Australian visa. This does not make sense as these people have had their application in the system. They met

the strict criteria at the time so why can't they get their visa?

I have no problem with the minister or the Australian government implementing new rules which will affect new

applications but I really feel so let down by capping people already in the system. My application is Cat 7 but my

occupation is on the new SOL. How can it be that occupations which are not on the new SOL but are old CSL will

get their visa ahead of me? Also, people subject to cap and cese, will they get interest back on their application

fee? It is time to start processing applicants like me who are in the system so long.