



**THE HON DAVID COLEMAN MP
MINISTER FOR IMMIGRATION, CITIZENSHIP,
MIGRANT SERVICES AND MULTICULTURAL AFFAIRS**

Ref No: MS19-004003

Senator the Hon Concetta Fierravanti-Wells
Chair, Senate Standing Committee on Regulations and Ordinances
Suite S1.111
PARLIAMENT HOUSE
CANBERRA ACT 2600

Dear Chair

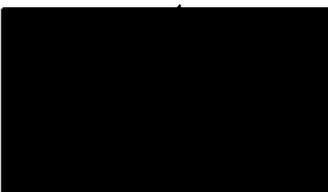
I am writing in relation to my letter of 14 August 2019 in relation to the *Migration Amendment (Temporary Sponsored Parent Visa and Other Measures) Regulations 2019*.

Further to that letter, it may be of interest to the Committee that Schedule 1 to the *Migration Amendment (Subclass 600 and 870 Visas) Regulations 2019* (the Amendment Regulations), which commences the day after registration, extends access to merits review to applicants for a Subclass 870 (Sponsored Parent (Temporary)) visa (Temporary Sponsored Parent visa) who were outside Australia at the time they applied for the visa, and who have a parent sponsor at the time their application for the visa was refused. Merits review is already available, under the *Migration Act 1958* and the *Migration Regulations 1994*, to applicants who were in Australia at the time they applied for the visa.

At the time Schedule 1 to the Amendment Regulations commences, no decisions to refuse to grant a Temporary Sponsored Parent visa will have been made. As a result, the effect of these amendments is that merits review is available in relation to all decisions to refuse an application for a Temporary Sponsored parent visa where the applicant has an approved sponsor at the time of the decision, regardless of whether the applicant applied for the visa in or outside Australia.

I trust this information is useful to the Committee.

Yours sincerely



David Coleman

12/11/2019



AUSTRALIAN
SENATE

Senate Standing Committee for the
Scrutiny of Delegated Legislation

Parliament House, Canberra ACT 2600
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13 February 2020

The Hon David Coleman MP
Minister for Immigration, Citizenship, Migration Services and Multicultural Affairs
Parliament House
Canberra ACT 2600

Via email: David.Coleman.MP@aph.gov.au

CC: dlo.immi@homeaffairs.gov.au


Dear Minister,

**Migration Amendment (Subclass 600 and 870 Visas) Regulations 2019
[F2019L01653]**

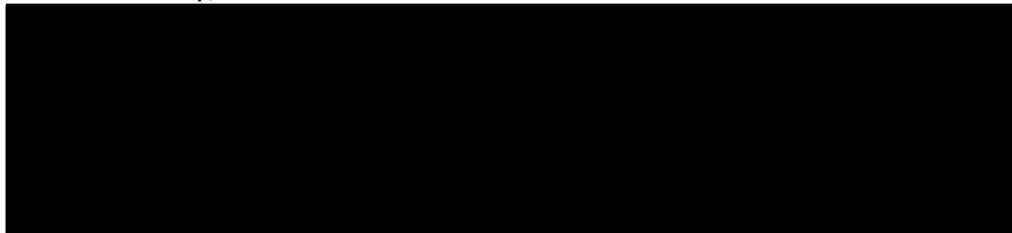
Thank you for your letter of 12 December 2019 to the Senate Standing Committee for the Scrutiny of Delegated Legislation, in relation to the above instrument. The committee considered your advice at its private meeting on 12 February 2020.

The committee welcomes your advice that the instrument extends access to merits review to applicants for a Subclass 870 (Sponsored Parent (Temporary)) visa who were outside Australia at the time they applied for the visa, and who have a parent sponsor at the time their application for the visa was refused. On the basis of your advice the committee has concluded its examination of the instrument.

Thank you for your proactive and constructive engagement with the committee regarding this matter.

In the interests of transparency, I note that this correspondence will be published on the committee's website and recorded in the *Delegated Legislation Monitor*.

Yours sincerely,



Senator the Hon Concetta Fierravanti-Wells
Chair
Senate Standing Committee for the Scrutiny of Delegated Legislation