Senate Legal & Constitutional Affairs Committee Budget Estimates 2008-2009 25-28 May 2009

Tabled Document No

By: Andrew Metcalfe, DIAC

Date: 28/5/09

Conditions on which entry permits may be

ed to imagrants ifter entry nto Australia inserted by No. 175, 1980,

- 6A. (1) An entry permit shall not be granted to an immigrant after his entry into Australia unless one or more of the following conditions is fulfilled in respect of him, that is to say—
 - (a) he has been granted, by instrument under the hand of a Minister, territorial asylum in Australia;
 - (b) he is the spouse, child or aged parent of an Australian citizen or of the holder of an entry permit;
 - (c) he is the holder of a temporary entry permit which is in force and the Minister has determined, by instrument in writing, that he has the status of refugee within the meaning of the Convention relating to the Status of Refugees that was done at Geneva on 28 July 1951 or of the Protocol relating to the Status of Refugees that was done at New York on 31 January 1967;
 - (d) he is the holder of a temporary entry permit which is in force, is authorized to work in Australia and is not a prescribed immigrant; or
 - (e) he is the holder of a temporary entry permit which is in force and there are strong compassionate or humanitarian grounds for the grant of an entry permit to him.
- (2) An entry permit shall not be granted to an immigrant in respect of whom the condition specified in paragraph (1) (a) is fulfilled (whether