

QUESTION TAKEN ON NOTICE

BUDGET ESTIMATES HEARING: 24 MAY 2011

IMMIGRATION AND CITIZENSHIP PORTFOLIO

(BE11/0317) Program 4.1: Visa Compliance and Status Resolution

Senator Cash (L&CA 13) asked:

Is the department aware, or have concerns been raised with you, about the use of condition 8112 on the subclass visa?

Answer:

In the Budget Estimates hearing of 24 May 2011, Deputy Secretary Southern advised the Committee that one incident of the inappropriate use of the subclass 456 visa has been referred to the department.

Subclass 456 visa applicants are assessed against a number of regulatory criteria, including that they do not intend to engage in activities that will have adverse consequences for employment or training opportunities, or conditions of employment, for Australian citizens or Australian permanent residents. This requirement is also reflected in Condition 8112.

As with all other visas, if a subclass 456 visa holder is found to have breached any condition of their visa, including condition 8112, then they may have their visa cancelled.