

G'day

Welcome to May's edition of our monthly visa news  
Here is a compilation of all the visa news that we have seen over  
the last month.

A Federal Election was won on the weekend by the Labor Party.  
So that means we will have a change in government for the next 3  
years as well as a new Immigration Minister. You can see one of  
the articles in this month's newsletter details of what the Labor  
party have as their general migration policy

You can receive this newsletter monthly free by subscribing to  
[newsletter@iscah.com](mailto:newsletter@iscah.com)

If you want backcopies they are available at [www.iscah.com](http://www.iscah.com)

On to this month's news ...



## Contents

- 1) Official 189/491 (family) invite results from April 21st
- 2) Media articles on migration issues over the last month
- 3) Tasmania Update
- 4) AAT (appeal tribunal) newsletter
- 5) Regional NSW 491 update
- 6) ACT/Canberra 190 sponsorship update
- 7) India joins Agriculture Visa system
- 8) Victorian State 190/491 update
- 9) WA State 190/491 update
- 10) Policy update about Federal Court appeals
- 11) Labor Party Migration Policy

# 1) Official 189/491 (family) invite results from April 21st

## Current round

### Invitations issued on 21 April 2022

The table below shows the number of invitations issued in the SkillSelect invitation round on 21 April 2022.

Visa subclass	Number
Skilled Independent visa (subclass 189)	1000
Skilled Work Regional (Provisional) visa (subclass 491) – Family Sponsored	500

### Invitation process and cut offs

The highest ranked clients by points score are invited to apply for the relevant visa. For clients who have equal points scores, the time at which they reached their points score for that subclass (referred to as the date of effect) determines their order of invitation. Expressions of Interest with earlier dates of effect are invited before later dates.

Visa subclass	Minimum points score	Latest date of effect month
Skilled Independent visa (subclass 189)	1000	1000
Skilled Work Regional (Provisional) visa (subclass 491) – Family Sponsored)	500	500

<https://immi.homeaffairs.gov.au/visas/working-in-australia/skillselect/invitation-rounds>

(Source: Home Affairs)

## 2) Media articles on migration issues over the last month

<https://overland.org.au/2022/04/time-to-scrap-ableist-migration-rules-down-under/>

<https://independentaustralia.net/politics/politics-display/with-migration-labors-nurses-plan-can-work,16285>

<https://www.abc.net.au/news/2022-04-26/skilled-migration-to-be-used-for-legitimate-skills/13854884>

<https://independentaustralia.net/politics/politics-display/home-affairs-losing-control-of-visa-system,16314>

<https://theconversation.com/australia-is-missing-500-000-migrants-but-we-dont-need-visa-changes-to-lure-them-back-182322>

<https://www.sbs.com.au/news/article/liberal-v-labor-where-the-major-parties-stand-on-migration/t06z0xzbs>

<https://independentaustralia.net/politics/politics-display/morrison-misleads-on-migration,16379>

<https://www.smh.com.au/politics/federal/why-no-one-is-talking-about-migration-during-the-election-campaign-20220519-p5amnm.html>

<https://johnmenadue.com/morrison-governments-high-risk-visa-switch-for-migrant-meatworkers/>

<https://www.watoday.com.au/business/companies/we-ve-got-a-crisis-we-need-workers-big-business-urges-election-winner-to-boost-migration-20220513-p5aky9.html>

## 3) Tasmania Update

Tasmanian update [https://www.migration.tas.gov.au/news/2021-2022\\_program\\_year\\_update](https://www.migration.tas.gov.au/news/2021-2022_program_year_update)

## 4) AAT (appeal tribunal) newsletter

AAT Appeal newsletter <https://www.aat.gov.au/AAT/media/AAT/Files/AAT%20Bulletins/8-22.pdf>

## 5) Regional NSW 491 update

Skilled Work Regional visa (subclass 491) RDA FSC is now accepting OFFSHORE applications for subclass 491. You must have an ROI to apply.

<https://www.rdafsc.com.au/skilled-work-regional-visa-subclass-491/>

<https://www.rdani.org.au/skilled-migration/skilled-work-regional-visa-subclass-491/occupation-list-for-the-northern-inland.php>

## 6) ACT/Canberra 190 sponsorship update

Closure of Australian border: if you were unable to return to Australia due to the closure of the Australian border, you may be eligible to claim Matrix points for ACT residency / ACT study while you were living overseas.

<https://www.act.gov.au/migration>

<https://www.act.gov.au/migration/resources/canberra-matrix-invitation-round>

## 7) India joins Agriculture Visa system

Quote from minister below "We are also pleased that India has been invited to become a participant in the new Agriculture Visa after Vietnam signed last week. The Nationals fought hard for the visa and farmers would welcome India's participation."

<https://minister.awe.gov.au/littleproud/media-releases/interim-australia-india-economic-cooperation-trade-agreement>

## 8) Victorian State 190/491 update

Victorian State update on numbers for 190/491 invites

<https://liveinmelbourne.vic.gov.au/migrate/program-review>

## 9) WA State 190/491 update

WA Invite results for 491/190 from 6 May 2022

<https://migration.wa.gov.au/services/skilled-migration-western-australia/invitation-rounds/current-invitation-round>

## 10) Policy update about Federal Court appeals

Requirement to provide a statement of reasons for applications for review

On 4 May 2022, the Federal Court published its judgment in the matter of Miller v Minister for Immigration, Citizenship, Migrant Services and Multicultural Affairs [2022] FCA 489. The case concerned a review of decision made under s 501CA of the Migration Act 1958 in the Tribunal's General Division. The form lodged by the applicant with the Tribunal did not include any reasons for the application and none were provided until after the time limit for applying for review had expired. The time to apply for review could not be extended for that type of decision. The Court held that the Tribunal had no jurisdiction to hear and determine the application.

Applicants and representatives are reminded to ensure that a statement of reasons is provided to the Tribunal within the time limit for applying for review for applications lodged in all divisions (except the Migration & Refugee Division).

Applications for a review of a character-related visa decision made under s 501 or 501CA of the Migration Act 1958, which are reviewed in the General Division, should be made using the following forms and applicants should ensure that the 'Reasons for the application' section is completed:

- Online General Division application - Apply Online - AAT Online Services; or
- Application for review of decision (individual)

## 11) Labor Party Migration Policy

There is a good chance that the ALP will win the upcoming Federal Election As such it is interesting to know their migration policy Much of this is detailed in their 2021 policy document here <https://iscah.com/alp-labor-party-migration-policy-if-they-win-government-on-21st-may-2022/>

There is a good chance that the ALP will win the upcoming Federal Election  
As such it is interesting to know their migration policy

Much of this is detailed in their 2021 policy document here

<https://alp.org.au/media/2594/2021-alp-national-platform-final-endorsed-platform.pdf>

Building a stronger nation through migration

80. Labor believes that migration plays an integral role in building prosperity for all Australians. Labor's post-war migration program brought millions of people together to build a stronger country. It is one of Labor's proudest achievements. A strong but fair migration policy offers education, jobs, prosperity and citizenship, combined with opportunity, safety, security, rights and responsibilities. It provides the perfect recipe for a better Australia.

81. Australia is one of the most successful multicultural nations on earth. Labor will ensure Australia's migration favours permanent over temporary migration, to create a nation of people with equal rights and a shared interest in our national success.

82. The size and composition of Australia's migration intake will take into account net overseas migration, its effects on employment and training opportunities for Australian residents, demographic trends and other factors, while responding to current and longer-term economic needs.

83. Labor's priority is to ensure that job opportunities are offered to local workers first and that temporary migration will never be used as a means to undercut local wages, conditions and training opportunities. Skilled temporary migrants can help Australian businesses to thrive but will only be used where a verifiable skill shortage exists.

84. Labor will restore public confidence in Australia's temporary migration program and ensure that temporary migration does not adversely affect the employment and training opportunities for Australians, particularly young people who suffer from higher rates of unemployment and underemployment.

85. Labor will reform the regional migration program and encourage skilled migrants to take up jobs in rural and regional locations only where skill gaps exist. Migration programs such as Australia's Pacific labour mobility arrangements can also play an important part in Australia's international relationships and development assistance policies. As part of our commitment to the Pacific, we will review the Pacific labour mobility scheme to ensure Pacific islanders are given fair wages and are protected from exploitation.

86. Too often, temporary migrants end up exploited or underpaid with some employers abusing the system for cheap and disposable labour. Labor will always ensure that measures are

implemented to protect all migrants from exploitation, including:

- a. requiring temporary migrants to be paid in accordance with Australian awards or enterprise agreements and to have their wages paid into an Australian bank account;
- b. ensuring temporary migrants are protected by Australian workplace law and are not exploited through sham contracting or unethical labour hire practices give them; and
- c. offering them 'whistle-blower' status if they are providing evidence of exploitation.

87. Labor will combat all forms of people smuggling, trafficking and exploitation—by boat, plane or other means—to ensure visa and work scams are not being used to gain access to Australia's labour market.

88. Labor will ensure that no migrant is 'permanently temporary'. We will align the permanent and temporary migration programs and ensure that, where appropriate, migrants have pathways to permanent visas and citizenship. We will encourage temporary visa holders to consider permanent residency where the visa holders are working under successful arrangements and have priority skills which are in shortage in Australia.



Ok folks,

That's all for this month, stay safe

See you all on Monday 16th May



Steven O'Neill (Iscah Manager - MARN 9687267)

 iscah.migration


 iscahmigration

 iscah.com

 Phone: 08 9353 3344

 Fax: 61-8-9353 3350

 E-mail: newsletter@iscah.com

 Iscah Migration  
Suite 14 (Kewdale Business Park)  
133 Kewdale Road, Kewdale  
Perth Western Australia, 6105  
PO Box 75 Welshpool BC 6986



Registered Migration Agent 9687267