



Migration Amendment (Public Interest Criteria 4005 and 4007) Regulations 2024

I, the Honourable Sam Mostyn AC, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulations.

Dated 10 October 2024

Sam Mostyn AC
Governor-General

By Her Excellency's Command

Tony Burke
Minister for Immigration and Multicultural Affairs

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1 Name

This instrument is the *Migration Amendment (Public Interest Criteria 4005 and 4007) Regulations 2024*.

2 Commencement

- (1) Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

Commencement information		
Column 1	Column 2	Column 3
Provisions	Commencement	Date/Details
1. The whole of this instrument	The day after this instrument is registered.	16 October 2024

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

- (2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

3 Authority

This instrument is made under the *Migration Act 1958*.

4 Schedules

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

Schedule 1—Amendments

Migration Regulations 1994

1 Paragraph 4005(1)(c) of Schedule 4

Before “free”, insert “, unless the applicant is a minor born in Australia and is ordinarily resident in Australia,”.

2 Paragraph 4007(1)(c) of Schedule 4

Before “free”, insert “, unless the applicant is a minor born in Australia and is ordinarily resident in Australia,”.

3 In the appropriate position in Schedule 13

Insert:

Part 140—Amendments made by the Migration Amendment (Public Interest Criteria 4005 and 4007) Regulations 2024

14001 Operation of amendments

The amendments of these Regulations made by Schedule 1 to the *Migration Amendment (Public Interest Criteria 4005 and 4007) Regulations 2024* apply in relation to an application for a visa:

- (a) made, but not finally determined, before the commencement of that Schedule; or
- (b) made on or after that commencement.

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