



Visa Workshop

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Working in Australia

What visa that I could apply? (Depending on eligibility)

- Further study / 500 Student Visa – Part time work
- 485 Temporary Graduate Visa – Fulltime work
- 189 Visa / 190 Visa / 491 Visa / 494 Visa – Fulltime work
- 408 Temporary Activity Visa AGEE (COVID-19 Pandemic Event) – Fulltime work normally
- 407 Training Visa – Fulltime work
- Partner Visa (Married or De-facto) – Fulltime Work



500 Student Visa

Common requirements:

- eCOE
- Waiver of application fee – if Covid-19 impacted and can get form 1545 signed by university
- OSHC
- English test result if required
- Genuine Temporary Entrant (GTE) requirement
- Have sufficient fund (evidence may be requested)



485 Temporary Graduate Visa

Common requirements:

- Age < 50 years old
- From 19 Sep 2020 - In Australia or outside Australia (during COVID-19 concession period)
- If applying in Australia, hold an eligible student visa or have held an eligible student visa anytime in the last 6 months
- Meet 2 years study in the last 6 months



485 Temporary Graduate Visa

Common requirements (must be done prior to application):

- **Meet threshold English or UK, USA, Canada. Ireland, New Zealand passports (Current policy to allow lodgment without English test but need English Result before grant)**
- **Evidence of AFP (Australian Federal Police) Check – Code 33**
- **Satisfactory health cover**

Specific requirements

- **Meet the specific requirements of the stream in which you are applying for this visa**



485 Temporary Graduate Visa– Post Study Work Stream

Specific requirements:

- Applied for, and was granted, your **FIRST** student visa to Australia on or after 5 November 2011
- Have completed an eligible qualification from an Australian educational institution bachelor degree, bachelor degree with honours, masters by coursework degree, masters (extended) degree, masters by research degree, doctoral degree.
- 2 (Bachelor), 3 (Master) or 4 (PhD) years duration



485 Temporary Graduate Visa – Graduate Work Stream

Normally for students who applied their first student visa before 5 November 2011 or completing other than bachelor degree, bachelor degree with honours, masters by coursework degree, masters (extended) degree, masters by research degree, doctoral degree.

Specific additional requirements:

- Nominate an occupation on MLTSSL (not applicable 1 July 2022 – 30 June 2023, unless extended)
- Evidence of Skill Assessment (not applicable 1 July 2022 – 30 June 2023, unless extended)
- Meet 2 years study in the last 6 months
- 2 years duration



Temporary Graduate Visa (485)

English Threshold

- IELTS min 6 overall AND min 5 in each component
- OET at least 'B' in each components
- TOEFL iBT min 64 total score, min 4 for listening and reading, min 14 for writing and speaking
- PTE Academic min 50 overall score with nothing below 36 in each component
- CAE min 169 overall score with nothing below 154 in each component - test taken on or after 1 January 2015.


Occupation Lists for 485(Graduate work Stream), 189 and 190 visa

<https://www.legislation.gov.au/Details/F2019L00278/Download>

- 189, 491 (sponsored by relative) Visa - have to be on MLTSSL
- State Sponsored 190– can be on MLTSSL and STSOL
- 491 (sponsored by state) Visa - have to be on can be on MLTSSL, STSOL or ROL
- 491 was previously known as 489 visa




Questions?



SkillSelect (189/190/491)

- Skilled Migrant Selection Register (SkillSelect) – From 1 July 2012
- To submit an EOI (Expression of Interest) and receive an invitation from Department of Home Affairs before making an application.
- Min Pool and Pass mark is 65 points
- EOIs will be ranked based on points



The Visas - SkillSelect

- Skilled Independent (subclass 189) visa
- Skilled - Nominated (subclass 190) visa
- Skilled – Skilled Work Regional (Provisional) (subclass 491) visa



Points Calculation

■ Age

- 18 -24 25 points
- 25-32 30 points
- 33-39 25 points
- 40-44 15 points

■ English Language

- Competent English 0 points
- Proficient English 10 points
- Superior English 20 points

Points Calculation– Cont'd

- Australian Work Experience in nominated occupation or a closely related occupation
 - 1 year within the past 10 years 5 points
 - 3 years within the past 10 years 10 points
 - 5 years within the past 10 years 15 points
 - 8 years within the past 10 years 20 points
- Overseas Work Experience in nominated occupation or a closely related occupation
 - 3 years within the past 10 years 5 points
 - 5 years within the past 10 years 10 points
 - 8 years within the past 10 years 15 points
- Maximum Points for combination of Australian and Overseas Work Experience is 20 points
- Qualifications (Australian or recognised Overseas)
 - Trade qualification or Diploma completed in Australia or qualification or award of recognised standard 10 points
 - Bachelor degree (including Bachelor degree with Honours or Masters) 15 points
 - PhD 20 points



Points Calculation– Cont'd

- Specialist Education Qualification 10 points

If the person satisfies the Minister that they have met the requirements for the award by an Australian educational institution of a masters degree by research or a doctoral degree where that degree included study for at least two academic years, and where the field of education is specified in legislative instrument (STEM)

Points Calculation– Cont'd

- Recognition of Australian Study (Min two years fulltime study/Australian Study Requirement) 5 points
- Designated Language- NAATI CCL 5 points
- Professional Year (Acctg, Eng, IT) 5 points
- Sponsorship by State/Territory Gov 5 points - **190**
- Sponsorship by family or State/Territory Gov to specified/designated area Australia 15 points - **491**
- Study in Regional Australia 5 points



Points Calculation– Cont'd

Single or with Partner Points

- Single / Have Australian Partner / Non Australian Partner with skills and competent English 10 points
- Non Australian Partner, no skills but with competent English 5 points
- Non Australian Partner, no skills and no competent English 0 points

Example

Nominated Occupation in MLTSSL, studied min 2 years fulltime in Australia

■ Age 18-24 Years	25 points
■ English Language (IELTS 8.0)	20 points
■ Australian Qualifications - Bachelor	15 points
■ Recognition of Australian Study	5 points
■ NAATI CCL	5 points
■ Professional Year	5 points
■ Australian Work Experience 1 Year	5 points
■ Single	10 points
Total	90 points

Additional Points

- Age, Work Experience, Regional Study, Specialist Education Qualification (STEM)



Questions?

491

Designated Regional Areas (491)

- <https://immi.homeaffairs.gov.au/visas/working-in-australia/skill-occupation-list/regional-postcodes>
- Regional visa holders may live in any designated regional area and can move between designated regional areas



491 Visa

Subclass 491 - Skilled Regional (Provisional)

Two streams

- **State/Territory sponsored**
- **Family member residing in designated area sponsored**

491 Visa

Subclass 491 - Skilled Regional (Provisional)

- **State/Territory sponsored stream**

- ***Family member sponsored stream***
 - **Must be sponsored by a family member who is over 18 and is an Australian Citizen, Australian permanent resident or eligible New Zealand citizen**
 - **Sponsor must be usually resident in a designated regional area**
 - **Sponsor must be related to the primary applicant or their spouse or defacto partner**
 - **Family member is defined as parent, child or step-child, brother, sister, adoptive brother, adoptive sister, step brother or step sister; or an aunt, uncle, adoptive aunt, adoptive uncle, step aunt or step uncle; or a nephew, niece, adoptive nephew, adoptive niece, step nephew or step niece; or a grandparent; or a first cousin.**



Restriction on 491 Visa

Restricted from applying for other visas

- **Holders of Subclass 491 and Subclass 494 visas or who last held these visas, are restricted from applying for the following visas, unless they have completed at least three years in a designated regional area, unless exceptional circumstances exist:**
 - **Subclass 124/858 - Distinguished Talent**
 - **Subclass 132 - Business Talent**
 - **Subclass 186 - Employer Nomination Scheme**
 - **Subclass 188 - Business Innovation and Investment**
 - **Subclass 189 - Skilled - Independent**
 - **Subclass 190 - Skilled - Nominated**
 - **Subclass 820 - Partner (Temporary)**



191 Visa – PR for 491 Visa Holders

Subclass 191 - Permanent Residence (Skilled Regional) visa

- **Only Subclasses 491 and 494 visa holders are eligible to apply for this visa**
- **Must have held the Subclass 491 or 494 for at least three years and substantially complied with the conditions of the visa and Condition 8579**
- **Must have met a minimum threshold taxable income level for at least three years while holding the Subclass 491 or 494 (*threshold to be specified by legislative instrument*)**



408 Temporary Activity Visa AGEE (COVID-19 Pandemic Event)

- Must be in Australia
- Current visa with work rights expires within 90 days or last substantive visa expired within last 28 days
- Not be s48 barred
- Must have evidence of employment or offer of employment

Budget 2022-2023

Skilled Stream Planning levels

Visa stream	2022-23	2021-22	
Employer sponsored	30,000	22,000	Up 36.36%
Skilled Independent	16,652	6,500	Up 156 %
State and Territory Nominated	20,000	11,200	Up 78.57%
Regional visas	25,000	11,200	Up 123%
Business and Innovation and Investment	9,500	13,500	
Global Talent	8,488	15,000	
Distinguished Talent	300	200	
Total	109,900	79,600	Up 38,06%



Jobs and Skills Summit

- Increase in the permanent migration program numbers for this financial year to:
 - 195,000 places in total (up 35,000)
 - 34,000 regional places (up 9,000)
 - 31,000 state and territory places

- Improving the visa processing timeframes (as announced today)
- A proposal for international graduates of Australian universities to be able work longer in Australia, post graduation
- Extending the COVID concessions on student visa holder work rights until 2023, when they will cease.



Questions?