

Immigration (Amendment No. 6) Regulations 2008

Table of Contents

Enacting Formula

- 1 Citation and commencement**
- 2 Amendment of regulation 4**
- 3 Amendment of regulation 6**
- 4 New regulation 6A**
- 5 Amendment of regulation 7**
- 6 Deletion of regulation 26**
- 7 Amendment of First Schedule**
- 8 Amendment of Third Schedule**

No. S 657

IMMIGRATION ACT (CHAPTER 133)

IMMIGRATION (AMENDMENT NO. 6) REGULATIONS 2008

In exercise of the powers conferred by section 55(1) of the Immigration Act, the Minister for Home Affairs hereby makes the following Regulations:

Citation and commencement

- 1. These Regulations may be cited as the Immigration (Amendment No. 6)**

Regulations 2008 and shall come into operation on 2nd January 2009.

Amendment of regulation 4

2. Regulation 4 of the Immigration Regulations (Rg 1) is amended —

- (a) by deleting the word “wife” wherever it appears in paragraphs (1), (3)(b) and (4) and substituting in each case the word “spouse”; and
- (b) by deleting paragraph (2) and substituting the following paragraph:

“(2) A person may apply on behalf of his spouse or child for an entry permit to be issued to the spouse or child.”.

Amendment of regulation 6

3. Regulation 6 of the Immigration Regulations is amended —

- (a) by deleting paragraphs (1) and (2) and substituting the following paragraphs:

“(1) Every application for a re-entry permit shall be made —

- (a) through the electronic service provided by the Controller for the making of such applications; or
- (b) in such form as the Controller may require.

“(2) A person may apply on behalf of his spouse or child for a re-entry permit to be issued to the spouse or child.”;

- (b) by deleting the words “wife and any child in respect of whom” in paragraph (3) and substituting the words “spouse or child on whose behalf”;

- (c) by inserting, immediately after paragraph (4), the following paragraph:

“(4A) Every application for a re-entry permit made under paragraph (2) shall be accompanied by satisfactory evidence that the person on whose behalf the application is made is in possession of a valid passport or other travel document.”;

- (d) by deleting the word “Every” in paragraph (5) and substituting the words “Subject to paragraphs (5A) and (6), every”; and

- (e) by inserting, immediately after paragraph (5), the following paragraph:

“(5A) Where a re-entry permit in Form 7 is issued through the electronic service referred to in paragraph (1)(a), it shall, instead of being signed, bear the following endorsement:

“This is a system-generated document. No signature is required.”.”.

New regulation 6A

4. The Immigration Regulations are amended by inserting, immediately after regulation 6, the following regulation:

“Replacement of re-entry permit

6A.—(1) Any person —

- (a) whose re-entry permit has been lost, stolen or destroyed; or
- (b) whose passport or other travel document has been lost, stolen or destroyed or has expired, and whose re-entry permit consists of an endorsement on that passport or travel document,

may apply to the Controller to replace the re-entry permit.

(2) Notwithstanding paragraph (1), a person may apply on behalf of his spouse or child to replace a re-entry permit issued to the spouse or child, if —

- (a) the re-entry permit has been lost, stolen or destroyed; or
- (b) the passport or other travel document held by the spouse or child has been lost, stolen or destroyed or has expired, and the re-entry permit consists of an endorsement on that passport or travel document.

(3) An application to replace a re-entry permit shall be made —

- (a) if required by the Controller, in such manner as the Controller may determine; or
- (b) subject to sub-paragraph (a) —
 - (i) through the electronic service provided by the Controller for the making of such applications; or
 - (ii) in such form as the Controller may require.

(4) An application to replace a re-entry permit that is made in accordance with paragraph (3)(a) or (b)(ii) shall, unless the Controller otherwise directs —

- (a) be supported by a statutory declaration as to the facts alleged by the applicant; and
- (b) be accompanied by 2 recent photographs of the applicant, one of