

VISA PAK ISSUE 454 — 27 NOVEMBER 2020

WD3.5.1 TRANSITIONAL REQUIREMENTS – AMENDMENT TO WORDING

Transitional Requirements for people studying (or had applied to study) on 8 August 2018

WD3.5.1 are post-study work visa transitional instructions which allow for applicants to be issued a two or three year open work visa (depending on whether they have previously held a WD visa) if they held or had applied for a student visa on 8 August 2018.

The wording of WD3.5.1(a) has been amended to clarify that the student visa that had been applied for or held on 8 August 2018 needs to be a qualification that would qualify under normal Post-Study work visa instructions (and not just any student visa). The amendments to WD3.5.1(a) instructions came into effective on 12 November 2020.

WD applications received before 12 November 2020:

The previous WD3.5.1 instructions can be applied. This means that applicants who held a student visa on 8 August 2018 for a non-eligible course are able to be granted a two or three year visa (as appropriate). For example, a student may have held a visa for an English language course on 8 August 2018, prior to undertaking their WD eligible course.

WD applications received on or after 12 November 2020:

The amended instructions at WD3.5.1 apply. This means the applicant must have applied for a visa allowing the holder to study an eligible course of study or have been studying an eligible course of study on 8 August 2018. An eligible course of study is one that meets the requirements listed at WD3.1.1(a).