

**HOME AFFAIRS PORTFOLIO  
DEPARTMENT OF HOME AFFAIRS**

**PARLIAMENTARY INQUIRY WRITTEN QUESTION ON NOTICE**

Senate Standing Committee on Education and Employment Legislation  
Education Services for Overseas Students Amendment (Quality and Integrity) Bill  
2024 [Provisions]

**2 October 2024**

**QoN Number: 19**

**Subject: Revocation of Ministerial Direction 107**

**Asked by:** Sarah Henderson

**Question:**

We are concerned the Minister for Education does not have the requisite power to revoke Ministerial Direction 107 as this is a matter solely for the Minister of Home Affairs. Please provide the evidence that the Minister for Home Affairs has agreed to revoke Ministerial Direction 107 including the relevant correspondence between him and the Minister for Education or their respective offices or departments.

**Answer:**

The power to revoke Ministerial Direction 107 (the Direction) rests with the Minister for Home Affairs.

The Department of Home Affairs, the Department of Education and the respective Ministers of both departments have discussed the future of the Direction, however, the Minister for Home Affairs has not made any formal decision in relation to the Direction.

To provide the information requested would represent an unreasonable diversion of resources, due to the high volume of correspondence on a wide range of operational matters that are regularly exchanged between the Department of Home Affairs and the Department of Education that would need to be identified and compiled.

The Minister is considering a proposal to align the removal or revocation of the Direction with the passage of the *Overseas Students Amendment (Quality and Integrity) Bill 2024*. Until the Minister makes a decision, the Direction remains in effect.

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Senate Standing Committee on Education and Employment Legislation

Education Services for Overseas Students Amendment (Quality and Integrity) Bill  
2024 [Provisions]

**2 October 2024**

**QoN Number: 22**

**Subject: Appeals to refusal or cancellation of student visas**

**Asked by:** Sarah Henderson

**Question:**

Please provide the number of current or former student visa holders who have lodged an appeal to a refusal or cancellation of a student visa for each month, for each of the calendar years 2019, 2022, 2023 and 2024

**Answer:**

**Table 1. Student Visa Refusal Lodgements for AAT review by calendar year and month\***

Calendar year	Month												
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total
2019	266	314	473	613	503	600	674	766	573	638	688	740	6,848
2020	493	578	666	144	19	8	12	17	7	21	22	15	2,002
2021	23	37	16	15	12	19	9	64	80	566	736	453	2,030
2022	206	335	307	232	202	234	272	292	113	32	50	100	2,375
2023	93	144	122	150	203	298	256	504	658	498	531	436	3,893
2024 <sup>a</sup>	257	402	850	1,128	2,178	3,441	2,593	2,154					13,003

**Table 2. Student Visa Cancellation Lodgements for AAT review by calendar year and month\***

Calendar year	Month												
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total
2019	60	30	68	53	34	30	31	61	52	42	92	46	599
2020	45	72	49	5	4	9	2	11	9	15	4	7	232
2021	5	7	6	6	6	3	9	6	3	0	9	11	71
2022	8	13	29	23	19	20	11	20	15	17	26	13	214
2023	10	12	16	14	22	13	5	16	19	36	147	119	429
2024 <sup>a</sup>	28	17	38	34	42	30	50	68					307

\* 2024 calendar year to 31 August 2024.

This data was produced and cleared by the Administrative Appeals Tribunal (AAT) Data, Performance & Insights in response to a request for student visa refusal & cancellation lodgement data from the Department of Home Affairs. Data current as at 23 September 2024. Figures may vary from published reports due to differences in run times.