

3 June 2010

Dear Senate Committee,

I am writing to express my **disagreement** with the ***Migration Amendment (Visa Capping) Bill 2010 (the "Bill")***, which will assign more authority to the Minister for Immigration and Citizenship (the "Minister") to freely terminate visa applications from one or more specified classes just based on the employment demand information collected at the time of the decision, without any concern from each individual applicant perspective, including those who will not know such change at the time when they submit their application, which is against the Australian Value, the spirit of egalitarianism.

First, the information here is asymmetric for both parties and therefore it is unfair. Each individual applicant can only make their application decision based on the information available till the time of the submission. But the government will be able to use information collected afterwards to change the agreement from the past unilaterally by the Bill.

Second, the consequence caused here is asymmetric for both parties and therefore it is unfair. Each individual applicant normally need plenty of preparation in terms of effort, money and time as well as the lose of many opportunity cost, such as a good relationship and a good career. For many of them, they come to Australia at their golden age and it is the most important decision in their whole life. The rest of their life could be heavily ruined by a new decision from the Minister by the Bill.

In contrast, the government have a lot of resource to get information and make adjustments accordingly in so many ways, such as taxing. Furthermore, the fear behind the adjustment is created by the mind of those decision makers. The information collected can be wrong and the decision makers' expectation can be wrong. For each individual applicant, however, the consequence is so real, they have to leave the country, they have to start a new life in another city from the very beginning, and they have to face all the lose physically and mentally in a long term.

In addition, the relationship between Australia and related countries can be affected in the future. Because many applicants who study here come from well-educated family and will more likely become leaders in their own area in the future. As they get older, their influence on their country is hard to be underestimated. With such an unhappy Australia experience, it is even harder to say that they will not make any negative contribution to the two-way relationship.

In conclusion, I understand that there is a huge demand for immigration policy change to enable Australia as a great country become greater, but the change should be made with great compassion to reflect the Australian Value, the spirit of egalitarianism. Applicants who meet the immigration requirements at the time they submit their application should not be affected in any way, including new priority processing arrangements, just by a market demand change or a decision made by the Minister in a future time.

Thank you for your time,

Chao He