

## Work and Holiday (Temporary) subclass 462 Visa (updated Nov 2019)

The Work and Holiday (Temporary) visa (subclass 462) is for young people who want to holiday and work in Australia for up to a year.

It is a temporary visa that encourages cultural exchange and closer ties between Australia and eligible countries by allowing young adults to have an extended holiday during which time they may engage in short term study or work for up to 12 months.

### **This visa allows the visa holder to:**

- stay in Australia for up to 12 months;
- work in Australia for up to 12 months with a single employer (provided the work is in plant and animal cultivation);
- study for up to four months;
- leave and re-enter Australia any number of times while the visa is valid.

### **Key Points**

- Age restriction – 18 to 30 years;
- Limited list of **eligible countries**;
- Higher education requirements

### **Eligibility Requirements**

The Applicant must:

- be aged between 18 and 30 years of age inclusive at the time of application;
- hold a valid passport issued by an **eligible country** (see below) preferably valid for at least 6 months;
- Have a **letter of support** from your government if you are from a specific country
- have at least functional English;(hold a passport issued by NZ, USA, UK, Canada or Republic of Ireland or have completed an English language test or assessment or undertaken relevant education)
- meet **education requirements** (see below);
- not be accompanied by dependent children;
- be outside Australia when application is made and when the visa is granted;
- not have previously entered Australia on a Work and Holiday (subclass 462) or Working Holiday

(subclass 417) visa;

- have sufficient funds (generally \$5,000 AUD);
- have funds for a return or onward ticket to depart Australia (or an actual ticket);
- have health insurance (recommended) covering the stay in Australia;
- meet Australia's **health requirements** (See below);
- meet Australia's **character requirement** (See below)
- sign the Australian values statement that confirms you will respect the Australian way of life and obey Australian laws

### **Eligible countries are as follows:**

Argentina, Austria, Chile, China, Czech Republic, Ecuador, Greece, Hungary, Indonesia, Israel, Luxembourg, Malaysia, Peru, Poland, Portugal, San Marino, Singapore, Slovak Republic, Slovenia, Spain, Thailand, Turkey, USA, Uruguay and Vietnam.

### **Letter of support**

A letter of support from the home government is required for all countries except Argentina, Austria, Israel, Chile, China, Singapore and the USA. Malaysian citizens need to provide a Malaysian Good Conduct Certificate. Czech citizens must provide a letter of introduction from their tertiary education institution.

### **Education Requirements**

The criteria for each country is different but generally tertiary qualifications or successful completion of at least 2 years of undergraduate study are required. For more detailed information about the requirements for a particular country, visit: <https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/work-holiday-462/first-work-holiday-462#Eligibility>

### **What are the health requirements?**

Applicants and dependent family members must meet certain health requirements. The health examinations required depend on personal circumstances, including the period of stay, country of citizenship, time spent in another country during the last five years and intended activities in Australia. The results of health examinations are generally valid for 12 months. This process can be undertaken before lodgment of the visa application. For further information on health requirements:

<https://immi.homeaffairs.gov.au/help-support/meeting-our-requirements/health>

### **What are the character requirements?**

Applicants must meet certain character requirements and provide a police certificate from each country they have lived in for 12 months or more during the past 10 years after they turned 16 years of age.

This also applies to all dependent family members in the application who are older than 18 years of age. For further information about character requirements, visit:

## Visa limits

There is an annual limit to the number of Work and Holiday visas issued to each country. No applications will be approved once this limit is reached.

## Second Work and Holiday Visa

Applicants who have completed **three months** of specified subclass 462 work in a '**specified**' field or industry in a **designated area or designated areas** of northern and regional Australia can apply for a second Work and Holiday Visa

The work must have been completed while on the first Work and Holiday visa and only work undertaken after 18 November 2016 can count towards the three months' specified subclass 462 work total.

### **Specified field or industry includes:**

- maintaining animals for the purpose of selling them or their bodily produce, including natural increase – (includes the dairy industry)

**Note:** Maintaining animals for tourism or recreational purposes is not eligible.

- immediate processing of animal products including shearing, butchery in an abattoir, packing and tanning;

**Note:** Secondary processing of animal products, such as small goods processing and retail butchery is not eligible;

- manufacturing dairy produce from raw material.

### **What does three months mean?**

'Three months' of specified work means a period equivalent to three 'calendar months', which is taken to be a minimum period of 88 calendar days, including weekends or equivalent rest days during the period of employment.

To meet the three months' specified work requirement the overseas worker must actually work for the same number of days that a full-time employee in that role and industry would normally work in a three month (88 calendar day) period.

You cannot count a long day of work as more than one day of specified work. For example, if the industry's standard day is five hours long, working a 10-hour day does not count as two days of specified work.

Public holidays and sick days are only counted if they are paid days off

This can be worked in a variety of ways, for example:

- working five days a week for a continuous period of three calendar months, including on a piecework rate agreement; or
- working less than five days a week over a period longer than three calendar months,

including on a piecework rate agreement;

- working multiple short periods of work in any combination of full time, part time or a piecework rate work, which add up to the equivalent of five days a week over three calendar months.

The three-month period does not have to be worked in one block or with one employer. The work can be spread over the period of the stay in Australia. The overseas worker can also work for longer than the required minimum of three months.

The specified subclass 462 work requirement cannot be worked in a total period of less than three calendar months.

What does “in that role and industry” mean in practice for the dairy industry?

One single day of work is considered to be the normal number of hours per day or shift that is considered standard practice in the industry and role in which you are employed.

In the dairy industry, there are a variety of roster situations which can be considered standard practice due to the 24/7 nature of the industry with early morning and late afternoon work.

**The following example is taken from the department of Home Affairs website:**

Example:

*Maria works on a dairy farm milking and other duties. Maria makes an agreement with her employer to work five days a week (Wednesday to Sunday) from 4am to 7am and 1pm to 4pm each working day (a total of six working hours per day) for 88 days or for six months. These hours are considered normal for this role and Maria is paid the correct legal wage. Maria can count every day of work towards the 88 day or six month specified work requirement, which she meets.*

**Designated areas of regional and Northern Australia are as follows:**

State	Post code
New South Wales	2311 to 2312
<b>(most areas except the greater Sydney area, Newcastle, the Central Coast and Wollongong)</b>	2328 to 2411
	2420 to 2490
	2536 to 2551
	2575 to 2594
	2618 to 2739
	2787 to 2898

Queensland	4124 to 4125
<b>(most areas except the greater Brisbane area and the Gold Coast)</b>	4133
	4211
	4270 to 4272
	4275
	4280
	4285
	4287
	4307 to 4471
	4472
	4474 to 4478
	4479
	4480
	4481 to 4482
	4486 to 4498
	4510
	4512

	4515 to 4519
	4550 to 4678
	4680
	4694 to 4695
	4697
	4699 to 4707
	4709 to 4714
	4715
	4716
	4717
	4718
	4719
	4720 to 4728
	4730 to 4733
	4735 to 4746
	4750 to 4751
	4753 to 4754
	4756 to 4757
	4798 to 4800
	4801 to 4812
	4814 to 4825
	4828 to 4830
	4849 to 4850
	4852
	4854 to 4856
	4858 to 4861
	4865
	4868 to 4888
	4890 to 4892
	4895

Victoria  <b>(most areas except the greater Melbourne area)</b>	3139  3211 to 3334  3340 to 3424
Western Australia  <b>(most areas except Perth and surrounding areas)</b>	3430 to 3649  3658 to 3749  3753, 3756, 3758, 3762, 3764  3778 to 3781  3783, 3797, 3799  3810 to 3909  3921 to 3925  3945 to 3974  3979  3981 to 3996
	6041 to 6044  6055 to 6056  6069  6076  6083 to 6084  6111  6121 to 6126  6207 to 6536  6556 to 6640  6731  6733
<b>South Australia</b>	<b>Entire State</b>
<b>Tasmania</b>	<b>Entire State</b>
<b>Northern Territory</b>	<b>Entire Territory</b>

### **Third Work and Holiday Visa**

As of 1 July 2019, Applicants who have previously held a Second Work and Holiday Visa can apply for a Third Work and Holiday Visa. This visa allows the Applicant to work for up to 12 months if the work is in plant and animal cultivation (includes dairy farming) if they have worked for **six months** in specified 462 work (see above **Specified field or industry**) while on the Second Work and Holiday Visa.

The visa also allows for up to 4 months' study.

### **Eligibility Requirements**

The Applicant must hold or have previously held a Second Work and Holiday Visa and have complied with all of the conditions of the Second Work and Holiday Visa.

The **Eligibility requirements** above continue to apply

### **What does six months mean?**

'Six months' of specified work is taken to mean a period equivalent to the six shortest 'calendar months' of the year, that is, a minimum period of 179 calendar days, *including* weekends or equivalent rest days during your period of employment.

To meet the six months' specified work requirement the overseas worker must complete the same number of normal workdays or shifts that a full-time employee in that role and industry would normally work in a six month (179 calendar day) period.

You cannot count a long day of work as more than one day of specified work. For example, if the industry's standard day is five hours long, working a 10-hour day does not count as two days of specified work.

This can be worked in a variety of ways, for example:

- working five days a week for a continuous period of six calendar months, including on a piecework rate agreement; or
- working less than five days a week over a period longer than six calendar months, including on a piecework rate agreement;
- working multiple short periods of work in any combination of full time, part time or on a piecework rate, which add up to the equivalent of five days a week over six calendar months.

The six months of specified work does not have to be completed all in one go, or all with one employer.

The work may be spread over the period of the stay in Australia.

The overseas worker can also undertake specified work for longer than the required minimum of six months.

The six months of specified work cannot be completed in less than six months.

What does "in that role and industry" mean in practice for the dairy industry?

One single day of work is considered to be the normal number of hours per day or shift that is considered standard practice in the industry and role in which you are employed.

In the dairy industry there are a variety of roster situations which can be considered standard practice due to



the 24/7 nature of the industry with early morning and late afternoon work.

**The following example is taken from the department of Home Affairs website:**

Example:

*Maria works on a dairy farm milking and other duties. Maria makes an agreement with her employer to work five days a week (Wednesday to Sunday) from 4am to 7am and 1pm to 4pm each working day (a total of six working hours per day) for 88 days or for six months. These hours are considered normal for this role and Maria is paid the correct legal wage. Maria can count every day of work towards the 88 day or six month specified work requirement, which she meets.*

**Further information and application form can be found at:**

<https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/work-holiday-462> and

<https://immi.homeaffairs.gov.au/form-listing/forms/1208.pdf>