



LIN 22/074

Australian Citizenship (Classes of Persons Who May Receive Pledge of Commitment) Authorisation (LIN 22/074) 2022

I, Andrew Giles, Minister for Immigration, Citizenship and Multicultural Affairs, make this instrument under subsection 27(5) of the *Australian Citizenship Act 2007* (the *Act*).

Dated

15 December 2022

The Hon. Andrew Giles MP

Minister for Immigration, Citizenship and Multicultural Affairs

1 Name

This instrument is the *Australian Citizenship (LIN 22/074: Classes of Persons Who May Receive a Pledge of Commitment) Authorisation 2022*.

2 Commencement

- (1) This instrument, other than section 3, is taken to have commenced on 8 September 2020.
- (2) Section 3 of this instrument commences when the instrument is registered.

3 Repeal

Citizenship (LIN 20/084: Class of Persons Who May Receive a Pledge of Commitment) Instrument 2020 is repealed.

4 Persons who may receive a pledge of commitment

- (1) For subsection 27(5) of the Act, each class of persons mentioned in Schedule 1 is authorised to receive a pledge of commitment to become an Australian citizen.
- (2) Despite subsection (1), a person who is a member of a class of persons mentioned in Schedule 1 is not authorised to receive a pledge of commitment to become an Australian citizen if:
 - (a) the Minister is satisfied that the person has received a pledge, or is likely to receive a pledge, in a way which is inconsistent with the character of a citizenship ceremony as non-commercial, apolitical, non-partisan and secular; and
 - (b) the Minister gives the person a notice to that effect.

5 Definitions

A term in Column 1 of the following table refers to an Australian Public Service employee classified under the *Public Service Classification Rules 2000* as an employee at the level mentioned in Column 2 for the term.

Table 1 – APS employee		
	Column 1	Column 2
Item	Term	Level
1	APS 4	APS Level 4
2	APS 5	APS Level 5
3	APS 6	APS Level 6
4	EL 1	Executive Level 1
5	EL 2	Executive Level 2
6	SES 1	Senior Executive Band 1
7	SES 2	Senior Executive Band 2
8	SES 3	Senior Executive Band 3

Schedule 1 Classes of authorised persons

- 1 Governor-General of the Commonwealth of Australia.
- 2 A person who is Governor of a State.
- 3 A Member of the House of Representatives.
- 4 A Member of the Senate.
- 5 An entrusted person who is:
 - (a) an Australian citizen; and
 - (b) holding, occupying or performing the duties of any of the following positions in the Department of Home Affairs:
 - (i) Secretary;
 - (ii) SES 3;
 - (iii) SES 2;
 - (iv) Regional Directors in State and Territory offices;
 - (v) in the Citizenship Program:
 - (A) SES 1;
 - (B) EL 2 or EL 1;
 - (C) APS 6, APS 5 or APS 4.
- 6 An entrusted person who:
 - (a) is based in an Australian diplomatic mission; and
 - (b) is an Australian citizen; and
 - (c) holding, occupying or performing the duties of any of the following positions in the Department of Home Affairs:
 - (i) SES 3, SES 2, SES 1;
 - (ii) EL 2 or EL 1;
 - (iii) APS 6.
- 7 An Australian citizen holding, occupying or performing the duties of any of the following positions at an Australian diplomatic mission:
 - (a) High Commissioner;
 - (b) Deputy High Commissioner;
 - (c) Ambassador;
 - (d) Consul General;
 - (e) Chargé d'Affaires;
 - (f) Chargé d'Affaires ad interim;
 - (g) Consul, at a post, serving as a Senior Australian Diplomatic Representative;
 - (h) Trade Commissioner at a post where there is no representative from the Department of Foreign Affairs and Trade or the Department of Home Affairs.
- 8 An Australian citizen who holding, occupying or performing the duties of any of the following positions:
 - (a) in New South Wales:
 - (i) Lord Mayor of a city;
 - (ii) Deputy Lord Mayor of a city;
 - (iii) Mayor of a local government council;
 - (iv) Deputy Mayor of a local government council;
 - (v) General Manager of a local government council;

- (vi) Chief Executive Officer of a local government council;
- (vii) Administrator of a local government council that has been placed under administration;
- (viii) Vice Chairman, Lord Howe Island Board;
- (b) in Victoria:
 - (i) Lord Mayor of a city;
 - (ii) Deputy Lord Mayor of a city;
 - (iii) Mayor of a local government council;
 - (iv) Deputy Mayor of a local government council;
 - (v) Chief Executive Officer of a local government council;
 - (vi) General Manager of a local government council;
 - (vii) Governor-in-Council appointed Administrator of a local government council;
 - (viii) Councillor, Robinvale Ward, Swan Hill, Rural City Council;
 - (ix) Administrator of a local government council, in cases where a local government council has been placed under administration;
- (c) in Queensland:
 - (i) Lord Mayor of a city;
 - (ii) Deputy Lord Mayor of a city;
 - (iii) Mayor of a local government council;
 - (iv) Deputy Mayor of a local government council;
 - (v) Chief Executive Officer of a local government council;
 - (vi) Councillor, Brisbane City Council;
 - (vii) Administrator of a local government council in cases where a local government council has been placed under administration;
 - (viii) Councillor, Torres Strait Island Regional Council;
 - (ix) Chair, Weipa Town Authority;
 - (x) Deputy Chair, Weipa Town Authority;
 - (xi) Superintendent, Weipa Town Authority;
- (d) in Western Australia:
 - (i) Lord Mayor of a city;
 - (ii) Deputy Lord Mayor of a city;
 - (iii) Mayor of a city, municipality or town;
 - (iv) Deputy Mayor of a city, municipality, shire or town;
 - (v) Deputy President of a city, municipality, shire or town;
 - (vi) Chief Executive Officer of a city, municipality, shire or town;
 - (vii) President of a shire council;
 - (viii) Chairman of Commissioners in cases where a local government council has been placed under administration;
 - (ix) Administrator of a local government council in cases where a local government council has been placed under administration;
 - (x) Councillor, Coastal Ward, Shire of Coorow;
 - (xi) Councillor, Shire of East Pilbara;
 - (xii) Councillor, Shire of Moora;
 - (xiii) Councillor, Leinster Ward, Shire of Leonora;
 - (xiv) Councillor, Town of Fitzroy Crossing, Shire of Derby/West Kimberley;
 - (xv) Councillor, Town of Kununurra, Shire of Wyndham/East Kimberley;
 - (xvii) Councillor, Shire of Ashburton;
- (e) in South Australia:
 - (i) Lord Mayor of a city;
 - (ii) Deputy Lord Mayor of a city;

- (iii) Mayor of a local government council;
 - (iv) Chairperson of a local government council;
 - (v) Deputy Mayor of a local government council;
 - (vi) Deputy Chairperson of a local government council;
 - (vii) Administrator of a Municipality, or a local government council in cases where a Municipality or a local government council has been placed under administration;
 - (viii) Chief Executive Officer of a local government council;
 - (ix) Secretary, Woomera Board;
 - (x) Chair, Outback Community Authority;
 - (f) in Tasmania:
 - (i) Lord Mayor of a city;
 - (ii) Deputy Lord Mayor of a city;
 - (iii) Mayor of a local government council;
 - (iv) Deputy Mayor of a local government council;
 - (v) General Manager of a local government council;
 - (vi) Administrator of a local government council in cases where a local government council has been placed under administration;
 - (g) in the Australian Capital Territory:
 - (i) Member of the Australian Capital Territory Legislative Assembly;
 - (ii) Executive Group Manager with responsibility for the citizenship ceremony function;
 - (h) in the Northern Territory:
 - (i) Administrator of the Northern Territory;
 - (ii) Lord Mayor of a city;
 - (iii) Deputy Lord Mayor of a city;
 - (iv) Principal member of a local government council;
 - (v) Deputy principal member of a local government council;
 - (vi) Chief Executive Officer of a local government council;
 - (vii) Administrator of a local government council in cases where a local government council has been placed under administration;
 - (viii) Chair, Nhulunbuy Town Board;
 - (i) in the external Territories:
 - (i) Administrator, Norfolk Island;
 - (ii) President, Shire of Christmas Island;
 - (iii) President, Shire of Cocos (Keeling) Islands;
 - (iv) Chief Executive Officer, Shire of Cocos (Keeling) Islands;
 - (v) Station Leader, Australian Antarctic Base, Casey;
 - (vi) Station Leader, Australian Antarctic Base, Davis;
 - (vii) Station Leader, Australian Antarctic Base, Mawson.
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