



Australian Government

Department of Immigration  
and Citizenship

## Sponsorship for a partner to migrate to Australia

Form  
**40SP**

**This form 40SP is to be completed by the sponsor of persons applying for a partner visa either outside Australia or in Australia.**

**If the partner you are sponsoring is applying outside Australia, your partner will be applying to migrate. If your partner is applying in Australia, your partner will be applying for permanent residence. In this form, the term 'migrate' covers both.**

For details on partner visa processing, see booklet 1, *Partner Migration*, which is available on the Department of Immigration and Citizenship (the department) website [www.immi.gov.au/allforms/](http://www.immi.gov.au/allforms/) or from any departmental office or Australian mission overseas. Further information on partner migration is available from [www.immi.gov.au/migrants/](http://www.immi.gov.au/migrants/) or the department's enquiry line (see information box on page 4).

### Who can sponsor

If you wish to sponsor a partner to enter or remain in Australia:

- you must be an Australian citizen, Australian permanent resident or eligible New Zealand citizen; and
- generally, you must be aged 18 years or over<sup>1</sup>; and
- for a Prospective Marriage visa, you must be known personally to your fiancé(e) and have met as adults and there must be no impediment to your marriage; or
- for a Spouse visa, you must be in a married or de facto spouse relationship with your partner; or
- for an Interdependency visa, you must be in an interdependent relationship with your partner (generally, a same-sex relationship).

### Limitations on sponsorship

You should note that certain sponsorship limitations apply.

These are:

- the number of approved sponsorships/nominations<sup>2</sup> you can make is limited to 2, a minimum of 5 years apart; and
- if you were originally sponsored or nominated to Australia as a spouse, fiancé(e) or interdependent partner, you cannot sponsor a new spouse, fiancé(e) or interdependent partner for a period of 5 years from when you were sponsored.

<sup>1</sup> If you are:

- aged 16 or 17 years;
- in Australia; and
- wish to sponsor your fiancé(e) or spouse who is aged 18 years or over, your parent or guardian must be your partner's sponsor. Your parent or guardian must be an Australian citizen, an Australian permanent resident or an eligible New Zealand citizen aged 18 years or over.

If your parent or guardian is undertaking this sponsorship, they should complete all information on the form about you on your behalf.

<sup>2</sup> Prior to 1 July 2002, persons who applied in Australia for migration to Australia as a partner, were 'nominated' by their partner. Those who applied outside Australia were 'sponsored'. Approved sponsorships or nominations are those which resulted in a visa being granted to the applicant.

There are some exceptions to these requirements in compelling circumstances. These include:

- if your previous spouse or partner has died;
- if your previous spouse or partner has abandoned the relationship, leaving young children; or
- if you have formed a new relationship that is long-standing.

### Protection of children

The department has concerns about Australian citizens and residents who have been convicted of or are facing charges for child sex offences and who are sponsoring partners and minor children for entry to Australia under family migration arrangements. While such cases are rare, it is essential that you as a sponsor disclose to the department any information relating to any conviction you have had or any charges currently awaiting legal action. It is also important that migration applicants, and any non-migrating persons with parental responsibility (as defined in section 61B of the *Family Law Act 1975*) for the applicant's migrating minor child or children, are informed when the sponsor falls into this category. Where the department is aware of any convictions or charges of this nature, through either:

- the answers you provide to Question 38 on this form; or
- liaison with relevant Commonwealth agencies

it will ensure that the migration applicant, and any non-migrating person with parental responsibility for the applicant's migrating minor child or children, is informed about the convictions or charges. Signing the sponsorship undertaking will be taken as your acknowledgement of this approach.

### How to sponsor

You must ensure that you:

- are eligible to sponsor your partner (for example, you may not be able to sponsor if you are the holder of a Refugee Woman at Risk (subclass 204) visa or you are subject to sponsorship limitations – you will need to discuss your individual circumstances with the nearest office of the department);
- complete and sign this form; and
- send this form to your partner before your partner lodges their application.

Your partner should:

- complete a form 47SP *Application for migration to Australia by a partner*; and
- if applicable, arrange for a form 47A *Details of child or other dependent family member aged 18 years or over* to be completed and signed by **each** dependent child and dependent relative of your partner who is aged 18 years or over (whether or not they are migrating with your partner).

Your partner should lodge these form(s), together with this sponsorship form, at the nearest office of the department if your partner is applying in Australia, or at the relevant Australian mission if your partner is applying outside Australia. (For the relevant office's contact details, see the department's website [www.immi.gov.au/contacts/](http://www.immi.gov.au/contacts/))

Continued on the next page ►

When you send this form to your partner, it is important that you tell them that the form 47SP, the form(s) 47A (if applicable), this sponsorship form, any supporting documentation and the visa application charge (or evidence that the charge has been paid) must be lodged together.

If your partner is applying outside Australia and you are able to demonstrate difficulty in forwarding mail to your partner, you should lodge this form at the nearest office of the department in Australia. That office will forward the sponsorship to the Australian mission nearest your partner.

**Note:** After your partner has lodged their partner visa application, and before a decision is made on their visa, providing location requirements can be met, your partner may be able to have added to their application a dependent child who was previously not included in the application as a person migrating to Australia with your partner. In addition to your partner having to notify the department in writing of this addition, you may have to complete a new form 40SP to include that dependent child with your partner and any other family members you are sponsoring to migrate to Australia.

## What documents do you need?

The department will need proof of your relationship with your partner.

It will help your partner's application if you send with this form any documents that confirm your relationship.

If you have changed your name since birth, you should also provide evidence of this.

You will also need to send evidence of your permanent resident status in Australia (for example, a certified copy of the relevant pages of your passport identifying the Australian permanent resident visa or Resident Return visa label) or proof that you are an eligible New Zealand citizen<sup>3</sup>. An Australian citizen will need to send a certified copy of their citizenship certificate or, if Australian-born, a certified copy of their full birth certificate. If you are unsure about the documents needed to do this, contact the nearest office of the department.

You will also need to demonstrate that you will be able to meet your sponsorship obligations as undertaken by you when you complete and sign this form (see '*Your sponsorship undertaking*' below). The information requested on this form, including documents relating to your employment and income, will assist the decision-maker in deciding whether you are able to meet these obligations.

If you are sending copies of documents, they will need to be certified as true copies of the original by a person authorised to witness statutory declarations (for a list of prescribed persons, see 'Statutory declarations' in booklet 1, *Partner Migration*).

It is in your interest to provide all the documents requested with the application. Failure to do so may result in processing of the application being delayed.

## Your sponsorship undertaking

As a sponsor for your partner's visa application to migrate to Australia, you sign a sponsorship undertaking at the end of this form.

If your partner applies for and is granted a Prospective Marriage visa, as sponsor you will be responsible for all financial obligations to the Commonwealth that your partner might incur during the period he/she is in Australia.

If your partner applies for and is granted a Spouse or Interdependency visa, as sponsor you agree to provide adequate accommodation and financial assistance as required to meet your partner's reasonable living needs. If your partner is applying outside Australia, this assistance would cover their first 2 years in Australia. If your partner is applying in Australia, this assistance would cover the 2 years following the grant of his/her partner visa. You are also required to provide financial and other support, such as childcare, that will enable your partner to attend appropriate English classes.

By signing the undertaking, you will also be agreeing to provide information and advice to help your partner settle in Australia. This information and advice should include telling your partner about employment in Australia.

It is important that your partner and their dependants understand that a good standard of spoken and written English is essential if they want to work in Australia. Without these skills, it will be very difficult for them to gain employment at a level commensurate with their job skills and qualifications. **They should therefore assess their own employment prospects in Australia, whether or not they intend to work immediately.**

## Assurance of Support

After your partner has lodged their partner visa application, the department may ask them to request another person to provide an Assurance of Support (AoS) on their behalf. This would be done if your partner is assessed as being a potentially high user of the Australian welfare system during their first 2 years in Australia, or the 2 years following grant of your partner's visa if your partner is applying in Australia. As well as your partner's circumstances, your ability to support your partner (and any other dependants included in the application) may be taken into account by the decision-maker in deciding whether to request an AoS. Some of the information given by you on this form may be used for this.

## What is an Assurance of Support?

An AoS is an undertaking to provide financial support to the person or persons applying to migrate so that the migrant will not have to rely on any government forms of support.

It is also a legal commitment by a person to repay to the Australian Government certain recoverable social security payments made by Centrelink to those covered by the assurance.

As sponsor, you are not required to act as the assurer if you are not in a financial position to qualify. Generally, a person who has received the full rate of any pension, benefit or allowance (other than family payments) from Centrelink during the last year will not qualify as an assurer. Another person who is an Australian citizen or permanent resident or eligible New Zealand citizen<sup>3</sup> who is usually resident in Australia and aged 18 years or over can act as the assurer.

Although it is the department that decides whether or not an AoS is required, Centrelink has responsibility for assessing all AoS applications. For more information about the AoS scheme, see Fact sheet 34 at [www.immi.gov.au/media/](http://www.immi.gov.au/media/)

<sup>3</sup> An eligible New Zealand citizen is one who held a Special Category Visa (SCV) on 26 February 2001; or held a SCV for at least 1 year in the 2 years preceding that date; or has a certificate, issued under the *Social Security Act 1991*, that states that the citizen was, for the purposes of that Act, residing in Australia on a particular date and who would have met certain health and character requirements on last entry to Australia.

If your partner needs to lodge an AoS, the proposed assurer will need to contact Centrelink about application procedures.

Centrelink

Telephone: 132 850 (if you are calling within Australia)

Telephone: 61 3 6222 3455  
(if you are calling from outside Australia)

## About the information you give to the department

The department is authorised to collect information relevant to an application for sponsorship under Part 2 of the *Migration Act 1958* 'Control of Arrival and Presence of Non-Citizens'. The information collected will be used for assessing your eligibility to meet the sponsorship requirements and any other migration requirements that you and/or the person you are sponsoring must meet as set down in the Migration Regulations.

Where sponsorship applications present potential child protection issues, the department will ensure that migration applicants, and any non-migrating persons with parental responsibility (as defined in section 61B of the *Family Law Act 1975*) for the applicant's migrating minor child or children, are made aware of the information collected which raises child protection concerns. The section titled *Protection of children* on page 1 of this form gives details of situations where the department may take such action.

The information collected might also be disclosed to agencies who are authorised to receive information relating to adoption, border control, business skills, citizenship, education, health assessment, health insurance, health services, law enforcement, payment of pensions and benefits, taxation, review of decisions and registration of migration agents.

The information collected, including the results of any tests for Human Immunodeficiency Virus (HIV), will be used to assess your eligibility as a New Zealand citizen to sponsor your partner. A positive HIV or other test result will not necessarily lead to your partner's visa application being refused. Your results may be disclosed to the relevant Commonwealth, State and Territory health agencies.

The department has authority under the *Migration Act 1958* to collect a range of personal identifiers from non-citizens, including visa applicants, in certain circumstances. For more detailed information, you should read information form 1243i *Your personal identifying information*, which is available from the department's website [www.immi.gov.au/allforms/](http://www.immi.gov.au/allforms/) or from any departmental office or Australian mission overseas.

The collection, access, storage, use and disclosure by the department of the information you provide in this form is governed by the *Privacy Act 1988* and, in particular, by the 11 Information Privacy Principles. The information form 993i *Safeguarding your personal information*, gives details of agencies to which your personal information might be disclosed. This form is available on the department's website [www.immi.gov.au/allforms/](http://www.immi.gov.au/allforms/) or from any departmental office or Australian mission overseas.

Form 1071i *Health requirement for permanent entry to Australia* provides additional information on Australia's visa health requirements. This form is available from the department's website [www.immi.gov.au/allforms/](http://www.immi.gov.au/allforms/) or from any departmental office or Australian mission overseas.

**Note:** Under section 234 of the *Migration Act 1958* (the Act), you may be prosecuted for deliberately providing false or misleading information to the department.

## Obtaining information about you from other agencies and organisations

Under section 56 of the Act, the department may seek information about you that is relevant to your sponsorship application from other agencies and organisations. The agencies/organisations may include:

- federal, state or territory government agencies;
- federal, state or territory law enforcement agencies;
- state or territory housing authorities (including private landlords);
- local government authorities;
- financial institutions;
- educational institutions;
- private businesses (including telecommunication and internet service providers, insurance companies); and
- any other relevant businesses or agencies.

## Options for receiving written communications

You may authorise another person to receive all communications, both written and electronic, about your application with the department. You will be taken to have received any documents sent to that person as if they had been sent to you.

To do this you will need to complete Part H *Options for receiving written communications* and form 956 *Appointment of a migration agent or exempt agent or other authorised recipient*. For an explanation of what a migration agent or exempt agent or authorised recipient can do please read the sections below.

To change or end the appointment of your migration agent or exempt agent or authorised recipient you must promptly advise the department in writing. You can do this by using form 956 *Appointment of a migration agent or exempt agent or other authorised recipient*.

## Authorised recipient information

An authorised recipient is someone you appoint to receive written communications about your application with the department.

All written communication about your application will be sent to your authorised recipient, unless you indicate that you wish to have health and/or character information sent directly to you.

The department will communicate with the most recently appointed authorised recipient as you may only appoint one authorised recipient at any time for a particular application.

Continued on the next page ►

## Migration agent information

A migration agent is someone who can:

- advise you on the visa that may best suit you;
- tell you the documents you need to submit with your application;
- help you fill in the application and submit it; and
- communicate with the department on your behalf.

If you appoint a migration agent, the department will assume that your migration agent will be your authorised recipient, unless you indicate otherwise.

Your migration agent will be the person with whom the department will discuss your application and from whom it will seek further information when required.

You are not required to use a migration agent. However, if you use a migration agent, the department encourages you to use a registered migration agent. Registered agents are bound by the Migration Agents Code of Conduct, which requires them to act professionally in their clients' lawful best interests.

### Immigration assistance

A person gives immigration assistance to you if he or she uses, or claims to use, his or her knowledge or experience in migration procedure to assist you with your visa application, request for ministerial intervention, cancellation review application, sponsorship or nomination.

In Australia a person may only lawfully give immigration assistance if he or she is a registered migration agent or is exempt from being registered. Only registered migration agents may receive a fee or reward for providing immigration assistance.

If an unregistered person in Australia, who is not exempt from registration, gives you immigration assistance they are committing a criminal offence and may be prosecuted.

### Migration agents in Australia

Migration agents in Australia must be registered with the Migration Agents Registration Authority (MARA) unless they are exempt from registration.

### Migration agents outside Australia

Migration agents who operate outside Australia do not have to be registered. The department may give some overseas agents an ID number. This number does not mean that they are registered.

**Note:** Some Australian registered migration agents operate overseas.

### Exempt agents

The following people do not have to be a registered migration agent in order to provide immigration assistance, but they must not charge a fee for their service:

- a close family member (spouse, child, adopted child, parent, brother or sister);
- a sponsor or nominator for this visa application;
- a member of parliament or their staff;
- an official whose duties include providing immigration assistance (eg. a Legal Aid provider);
- a member of a diplomatic mission, consular post or international organisation.

## Further information on migration agents

Information on migration agents, including a list of registered migration agents, is available on the Migration Agents Registration Authority (MARA) website [www.themara.com.au](http://www.themara.com.au)

You can also access information about migration agents on the department's website [www.immi.gov.au](http://www.immi.gov.au)

### Consent to communicate electronically

The department may use a range of means to communicate with you. However, electronic means such as fax or e-mail will only be used if you indicate your agreement to receiving communication in this way. The department may also contact people by mail, telephone or in person. However, if you have an e-mail address, this may speed up communication.

To process your application the department may need to communicate with you about sensitive information, for example, health, police checks, financial viability and personal relationships. Electronic communications, unless adequately encrypted, are not secure and may be viewed by others or interfered with. If you agree to the department communicating with you by electronic means, the details you provide will only be used by the department for the purpose for which you have provided them, unless there is a legal obligation or necessity to use them for another purpose, or you have consented to use for another purpose. They will not be added to any mailing list.

The Australian Government accepts no responsibility for the security or integrity of any information sent to the department over the internet or by other electronic means.

*Home page*

**[www.immi.gov.au](http://www.immi.gov.au)**

*General enquiry line*

Telephone **131 881** during business hours in Australia to speak to an operator (recorded information available outside these hours). If you are outside Australia, please contact your nearest Australian mission.

*Please keep these information pages for your reference*



## Part A – Application overview

**1** How many people are included in this sponsorship for migration?

Adults

Children

## Part B – Partner's details

**2** Partner's full name *(as shown in passport or travel document)*

Family name

Given names

**3** Partner's name in his/her own language or script *(if applicable)*

**4** Other ways your partner spells his/her name

Family name

Given names

**5** Sex Male  Female

**6** Date of birth

**7** Partner's residential address

POSTCODE

**8** Partner's current relationship status  
 Married   
 In a de facto spouse relationship   
 Engaged   
 In an interdependent relationship

## Part C – Relationship details

**Note:** You are requested to inform the department if your relationship ends before your partner's application to migrate is decided.

**9** When and where did you and your partner first meet?

Date

Place

**10** How long after you met did you and your partner begin a relationship?  
 (days, months or years)

**11** When did you and your partner make the decision that you both:  
 • wanted to commit to a long-term spouse or interdependent relationship; or  
 • intended to marry each other?

Date

**Note:** If your partner is applying for a Prospective Marriage visa (ie. as a fiancé(e)), go to Question 13.

**12** When and where did you begin a spouse or interdependent relationship with your partner?

A spouse or interdependent relationship is a relationship between a couple who have a mutual commitment to a shared life to the exclusion of any other spouse relationships or any other interdependent relationships.

The relationship between them is genuine and continuing and they live together; or do not live separately and apart on a permanent basis.

Date

Place

**13** Who are you sponsoring?

Spouse  Date of marriage

Place of marriage

De facto spouse  Date de facto spouse relationship commenced

Prospective spouse (fiancé(e))  Are you and your prospective spouse both free to marry?  
 No  Yes

Have you ever met your prospective spouse personally?  
 No  Yes

Date of intended marriage

Place of intended marriage

Interdependent partner  Date interdependent relationship commenced

**14** Are you legally married to a person other than the person you are sponsoring?

No

Yes  ▶ Date of marriage 

DAY	MONTH	YEAR
/	/	/

Place of marriage

**15** Do you and your partner intend to maintain a lasting relationship?

No  Yes

**16** Did you enter into this relationship solely to gain permanent residence in Australia for your partner?

No  Yes

**17** Have you previously sponsored/nominated a spouse (*including de facto*), prospective spouse (*fiancé(e)*) or interdependent partner?

No  Yes  ▶ How many times?

Give the following details for EACH time you have sponsored/nominated.

*If you do not have enough space, give details on an additional sheet of paper, sign and date it, and attach it to this form.*

1. Date of sponsorship/nomination 

DAY	MONTH	YEAR
/	/	/

Relationship to you (*spouse, de facto spouse, fiancé(e), interdependent partner*)

Name of overseas post/Australian office where sponsorship or nomination was lodged

Was a visa granted? No

Yes  ▶ Date visa was granted 

DAY	MONTH	YEAR
/	/	/

Date relationship ended 

DAY	MONTH	YEAR
/	/	/

How relationship ended (*eg. divorce, death*)

2. Date of sponsorship/nomination 

DAY	MONTH	YEAR
/	/	/

Relationship to you (*spouse, de facto spouse, fiancé(e), interdependent partner*)

Name of overseas post/Australian office where sponsorship or nomination was lodged

Was a visa granted? No

Yes  ▶ Date visa was granted 

DAY	MONTH	YEAR
/	/	/

Date relationship ended 

DAY	MONTH	YEAR
/	/	/

How relationship ended (*eg. divorce, death*)

**18** Give details of ALL your partner's dependent family members who are included in this sponsorship

1. Full name

Date of birth 

DAY	MONTH	YEAR
/	/	/

 Male  Female

Country of current residence

Citizenship

---

2. Full name

Date of birth 

DAY	MONTH	YEAR
/	/	/

 Male  Female

Country of current residence

Citizenship

---

3. Full name

Date of birth 

DAY	MONTH	YEAR
/	/	/

 Male  Female

Country of current residence

Citizenship

---

4. Full name

Date of birth 

DAY	MONTH	YEAR
/	/	/

 Male  Female

Country of current residence

Citizenship

---

5. Full name

Date of birth 

DAY	MONTH	YEAR
/	/	/

 Male  Female

Country of current residence

Citizenship

---

6. Full name

Date of birth 

DAY	MONTH	YEAR
/	/	/

 Male  Female

Country of current residence

Citizenship

---

7. Full name

Date of birth 

DAY	MONTH	YEAR
/	/	/

 Male  Female

Country of current residence

Citizenship

---

8. Full name

Date of birth 

DAY	MONTH	YEAR
/	/	/

 Male  Female

Country of current residence

Citizenship

## Part D – Your details

**19** Your full name (as shown in your passport or travel document)

Family name	
Given names	

**20** Name in your own language or script (if applicable)

**21** Other ways you spell your name

Family name	
Given names	

**22** Sex Male  Female

**23** Date of birth

DAY	MONTH	YEAR
/	/	

**24** Place of birth

Town/city	
Country	

**25** What is your citizenship/residence status in Australia?  
(Tick one box only)

Australian citizen by birth  Please attach proof

Australian citizen by grant  Date of arrival in Australia

DAY	MONTH	YEAR
/	/	

Attach proof of citizenship and length of residence

Permanent resident of Australia  Date of arrival in Australia

DAY	MONTH	YEAR
/	/	

Attach proof of length of residence

Which citizenships do you hold?

  


Eligible New Zealand citizen  Length of residence in Australia

Please attach proof

**26** Details from your passport

Passport number

Country of passport

Date of issue

DAY	MONTH	YEAR
/	/	

Date of expiry

DAY	MONTH	YEAR
/	/	

Issuing authority/ Place of issue as shown in your passport

  
  


**27** Were you sponsored/nominated to Australia as a spouse (including de facto), prospective spouse (fiancé(e)) or interdependent partner?

No

Yes  Give details

Date of sponsorship/nomination

DAY	MONTH	YEAR
/	/	

Name of overseas post/Australian office where sponsorship or nomination was lodged

Date relationship ended

DAY	MONTH	YEAR
/	/	

How relationship ended (eg. divorce, death)

**28** Your current residential address

  
  


POSTCODE

**Note:** If your residential address is not in Australia, please attach a statement at the end of this form outlining how you will meet your sponsorship obligations. See Part I – Sponsorship undertaking

**29** Address for correspondence (if different to your residential address)

  
  


POSTCODE

**30** Your telephone numbers

Office hours

COUNTRY CODE	AREA CODE	NUMBER
( )	( )	

After hours

COUNTRY CODE	AREA CODE	NUMBER
( )	( )	

**31** Do you agree to the department communicating with you by fax, e-mail or other electronic means?

No

Yes  Give details

Fax number

COUNTRY CODE	AREA CODE	NUMBER
( )	( )	

E-mail address

**32** Your current relationship status

Married

In a de facto spouse relationship

Engaged

In an interdependent relationship

**33** What is your current employment status?

In paid employment

Retired

Home duties

Receiving a pension

Seeking employment

Full-time student

Other  Specify

**34** Have you been in paid employment at any time during the last 2 years?

No

Yes  Give details of your employment history for the last 2 years

1. Your occupation

Employer

From 

DAY	MONTH	YEAR
/	/	

 to 

DAY	MONTH	YEAR
/	/	

2. Your occupation

Employer

From 

DAY	MONTH	YEAR
/	/	

 to 

DAY	MONTH	YEAR
/	/	

3. Your occupation

Employer

From 

DAY	MONTH	YEAR
/	/	

 to 

DAY	MONTH	YEAR
/	/	

You should provide certified photocopies of one of the following documents to show your employment during the last 2 years:

- Australian income and/or overseas tax assessment notices\*; OR
- a letter from your employer confirming length of employment and annual salary; OR
- payslips; OR
- business documents or a letter from your accountant if you are self-employed or self-funded from other sources.

\*The department does not require your Tax File Number (TFN). If your TFN is shown on your tax assessment notice, you may wish to remove or obscure it before you attach the copy of the assessment notice to this form.

**35** Have you received Newstart Allowance, Parenting Payment, Youth Allowance, Widow Allowance or Special Benefit during the last 2 years?

No

Yes  Give details

1. Type of payment

From 

DAY	MONTH	YEAR
/	/	

 to 

DAY	MONTH	YEAR
/	/	

2. Type of payment

From 

DAY	MONTH	YEAR
/	/	

 to 

DAY	MONTH	YEAR
/	/	

3. Type of payment

From 

DAY	MONTH	YEAR
/	/	

 to 

DAY	MONTH	YEAR
/	/	

**36** Are you currently receiving any other form of social security benefit, pension or allowance (including any benefits received from a country outside Australia)?

No

Yes  Give details


**37** Do you have any dependants?

No

Yes  Give details

Number of dependent children

Details of other dependants (eg. retired parents in Australia or overseas)


**38** Have you ever:

- specifically, been convicted of a crime or offence in any country (including any conviction which is now removed from official records), relating to persons under the age of 16, including but not limited to: child abuse, child sex, endangering a child, indecent dealings with a child, or possession of child pornography? No  Yes

- specifically, been charged with any offence that is currently awaiting legal action, in any country, relating to persons under the age of 16, including but not limited to: child abuse, child sex, endangering a child, indecent dealings with a child, or possession of child pornography? No  Yes

If you answered 'Yes' to either of the above questions, you should give ALL relevant details. If the matter relates to a criminal conviction, please give the nature of the offence, full details of sentence and dates of any period of imprisonment or other detention.


**39** Are you an eligible New Zealand citizen?

No  ► Go to Part E

Yes

**40** Have you ever:

- in addition to any crime or offence disclosed in response to Question 38, been convicted of a crime or offence in any country (including any conviction which is now removed from official records)? No  Yes
- in addition to any crime or offence disclosed in response to Question 38, been charged with any offence that is currently awaiting legal action? No  Yes
- been acquitted of any criminal offence or other offence on the grounds of mental illness, insanity or unsoundness of mind? No  Yes
- been removed or deported from any country (including Australia)? No  Yes
- left any country to avoid being removed or deported? No  Yes
- been excluded from or asked to leave any country (including Australia)? No  Yes
- committed, or been involved in the commission of war crimes or crimes against humanity or human rights? No  Yes
- been involved in any activities that would represent a risk to Australian national security? No  Yes
- had any outstanding debts to the Australian Government or any public authority in Australia? No  Yes
- been involved in any activity, or been convicted of any offence, relating to the illegal movement of people to any country (including Australia)? No  Yes
- served in a military force or state sponsored/private militia, undergone any military/paramilitary training, or been trained in weapons/explosives use (however described)? No  Yes

If you answered **'Yes'** to any of the above questions, you must give ALL relevant details. If the matter relates to a criminal conviction, please give the nature of the offence, full details of sentence and dates of any period of imprisonment or other detention.






# Part I – Sponsorship undertaking

## 55 Undertaking

**Warning:** Under the *Migration Act 1958*, there are penalties for deliberately giving false or misleading information.

Maximum penalty = 10 years imprisonment and/or AUD110,000.

*I agree:*

- to provide information and advice to help the person(s) I am sponsoring settle in Australia;
- to ensure that adequate accommodation is available to them on arrival in Australia or, if necessary, to provide accommodation for up to 2 years from arrival in Australia, or the 2 years following grant of your partner's visa if your partner is applying in Australia;
- to provide support as required to enable them to attend appropriate English language courses;
- to attend an interview (if requested by the department) in relation to my partner's application;

*I will inform the department in writing if I withdraw my support for my partner before their application is finalised.*

*I acknowledge that there are grounds under the Migration Regulations family violence and child custody and maintenance provisions (as explained in booklet 1, Partner Migration) for my spouse or partner to obtain permanent residence if our relationship breaks down before final decision.*

*I declare that the information I have supplied in this form is complete, correct and up-to-date in every detail.*

*I am aware that any person who provides false or misleading information or who deceives or misleads or who presents a forged document to an Australian Government official may be prosecuted.*

*I am aware that if false or incorrect information is given on this form, the application of the person(s) I am sponsoring may be refused, and/or any visa granted to that person may be liable to cancellation.*

*I authorise Centrelink to give information about me, relevant to my offer to provide this sponsorship, to the Department of Immigration and Citizenship.*

*I authorise the department to obtain information relevant to my offer to provide this sponsorship from other government agencies or organisations. The agencies/organisations may include:*

- federal, state or territory government agencies;
- federal, state or territory law enforcement agencies;
- state or territory housing authorities (including private landlords);
- local government authorities;
- financial institutions;
- educational institutions;
- private businesses (including telecommunication and internet service providers, insurance companies); and
- any other relevant businesses or agencies.

*I acknowledge the department will inform the migration applicant, and any non-migrating person with parental responsibility (as defined in section 61B of the Family Law Act 1975) for the applicant's migrating minor child or children, about any child sex convictions or charges it becomes aware of through either my response to Question 38 or liaison with relevant Commonwealth agencies.*

**Signature of sponsor**

Name

Date

DAY	MONTH	YEAR
/	/	