



**AUSTRALIAN EMBASSY, HANOI
AUSTRALIAN CONSULATE-GENERAL,
HO CHI MINH CITY**

VISA AND CITIZENSHIP SECTION

PARTNER MIGRATION

IMPORTANT CHANGE: POLICE CHECKING REQUIREMENT FOR SOME SPONSORS

From 16 September 2009 the sponsors of Partner and Prospective Marriage visa applications which include children under 18 years of age are required to provide an Australian National Police Check as part of the process of assessing the application.

The results of the Australian National Police Check will be used to assess whether or not the visa application satisfies public interest criteria relating to the best interests of children.

The Australian Government is toughening policies around the sponsorship of minors for visas to enter Australia because it considers that the safety of children is paramount. The Government wants to ensure that children seeking to enter Australia on Partner and Prospective Marriage visas are protected from being sponsored by people with convictions for child sex offences or other serious offences indicating that they would pose a significant risk to a child in their care.

Below is a link to a detailed Question and Answer Sheet about this procedure.

See: <http://www.immi.gov.au/migrants/family/protection-of-children.htm>

An Australian National Police Check may be obtained from the Australian Federal Police (AFP). Information on obtaining the check is available from the AFP web site.

See: http://www.afp.gov.au/business/national_police_checks

This information is provided to assist applicants in completing the visa application process in Vietnam. Applicants **must** also read the information regarding migrating to Australia on the Department of Immigration and Citizenship (DIAC) main website.

See: <http://www.immi.gov.au/migrants/index.htm>

This information is intended for applicants wishing to migrate to Australia as the spouse, prospective spouse (fiancé) or interdependent partner of an Australian citizen, Australian permanent resident or eligible New Zealand citizen. Applicants are encouraged to read Booklet 1, **Partner Migration**, which can be downloaded from DIAC website or purchased from the Australian Visa Application Centres.

See: <http://www.immi.gov.au/allforms/index.htm>

This information **must** be read in conjunction with the Vietnam General Information sheet which provides details on lodging a visa application in Vietnam.

See: <http://www.vietnam.embassy.gov.au/hnoi/VietGenInfo.html>

PROCESSING TIME: Please refer to the Vietnam General Information sheet for information regarding standard processing time.

See: <http://www.vietnam.embassy.gov.au/hnoi/VietGenInfo.html>

DOCUMENTS REQUIRED: The following is a list of documents that must be submitted in support of a Partner Migration visa application. This list specifies the minimum documentation only and is not exhaustive. It is open to applicants to submit any documentation they wish which they believe will assist in the assessment of their application.

Check box	Documentation or Other Evidence
	Completed Application forms:
	Form 47SP - Application for migration to Australia by a partner (signed and dated by the applicant)
	Form 40SP - Sponsorship for a partner to migrate to Australia (signed and dated by the sponsor, i.e. an Australian citizen, Australian permanent resident or eligible New Zealand citizen)
	The above forms can be downloaded free of charge from DIAC website. See: http://www.immi.gov.au/allforms/index.htm
	Consent to Obtain Personal Information - (signed and dated by the applicant) See: http://www.vietnam.embassy.gov.au/hnoi/files/consent.pdf
	Documents relating to the Applicant(s):
	04 passport size photographs (4cm x 6cm) of each applicant Photographs must not be more than 6 months old.
	Certified copies of each applicant's passport or travel documents, if any
	Certified copies of all pages of current Household Registration Book
	Certified copies of Birth Certificate(s) for each applicant
	Original Curriculum Vitae certified by the local People's Committee for each applicant aged 16 years or over (no more than 6 months old)
	Certified copy of Identity Card for each applicant aged 15 years or over
	If previously married, engaged or living in a de-facto relationship - a written statement which clearly states the name(s) and date(s) of birth of previous partner(s), the time period of the relationship and a list of any children born from the relationship(s)
	If previously married - certified copies of Divorce Certificate(s) or Death Certificate(s)
	Original police certificate of No Criminal Record issued by the local Service of Justice for each applicant (and non-migrating dependent child) aged 16 years or over. Applicants who have lived in any other country for 12 months or more in the last 10 years, must provide police certificates from those countries
	If applying for Subclass 309 - Spouse visa:
	Certified copy of Marriage Certificate, if married
	If applying for Subclass 300 - Prospective Marriage visa:
	A signed and dated letter (on letterhead) from the authorized marriage celebrant in Australia who will conduct the wedding ceremony which clearly states the date and place of the planned marriage ceremony and confirms that a Notice of Intended Marriage (NOIM) has been lodged with the celebrant
	An original Single Status Certificate which shows that the applicant is free to marry
	Documents relating to the Sponsor:
	If children under 18 years of age are included in the application, an Australian National Police Check See: http://www.afp.gov.au/business/national_police_checks
	02 passport size photographs (4cm x 6cm) of the sponsor Photographs must not be more than 6 months old
	Certified copy of the sponsor's Australian passport, Certificate of Australian citizenship or foreign passport containing evidence of permanent Australian residence
	If the sponsor was not born in Australia, a certified copy of the visa used for their initial entry to Australia
	Certified copy of the sponsor's Birth Certificate, or if unavailable, a statutory declaration showing the sponsor's full name, place and date of birth and full names of parents
	If the sponsor has changed name, a certified copy of the evidence of name change
	If previously engaged, married or living in a de-facto relationship - a written statement that clearly identifies the name(s) and date(s) of birth of previous partner(s) and the time period of

	the relationship and a list of any children born from the relationship(s)
	If previously married - certified copies of Divorce Certificate(s) or Death Certificate(s)
	If applying for Subclass 300 – A statutory declaration made by the sponsor, before a person authorised to witness a statutory declaration under the Statutory Declarations Act 1959, which clearly states that the sponsor is not married or living in a de-facto relationship with another person and there is no legal impediment to the proposed marriage
	Evidence of the sponsor’s capacity to support the applicant(s). This must include certified copies of the last two Notices of Assessment issued by the Australian Taxation Office, evidence of the sponsor’s current employment and income eg. two recent pay slips from their employer and any evidence of savings, investments or ownership of significant assets
	Evidence of relationship:
	Evidence of relationship MUST be provided at the time the application is lodged. Evidence of relationship includes but is not limited to the following (refer to Booklet 1 - Partner Migration for more information): See: http://www.immi.gov.au/allforms/index.htm
	Statements written by the applicant and sponsor detailing the history of their relationship
	Evidence of contact between the applicant and sponsor (eg. letters, telephone bills, emails arranged in date order)
	Photos of time spent together and important events e.g. engagements and weddings
	Evidence of cohabitation, if any (eg. the sponsor’s temporary residence in Vietnam)
	Evidence of joint financial undertakings, if any
	Documents relating to Children of the Applicant:
	Evidence of custody and access arrangements for all children under 18 years of age
	A written declaration by the non-migrating natural parent of any child under 18 years of age included in the application, allowing that child to migrate to Australia. The signature of the natural parent and the content of this declaration must be certified by the local authorities. The declaration must be accompanied by a certified copy of that parent’s ID Card and Household Registration Book
	Certified copies of Birth Certificates and 4 recent passport size photographs (4cm x 6cm) for each non-migrating child under 18 years
	Completed Form 47A - Details of child or other dependant family member aged 18 years or over for each dependent child 18 years or older (whether migrating or not) and evidence to support their claims of dependency. See: http://www.immi.gov.au/allforms/index.htm
	Original Single Status Certificates for each child 18 years or older included in the application
	Certified copies of the official Decision on Recognition of a Child Adoption (including a Record of Receipt and Handing-over a Child Adoption, for any adopted children included in the application

FOR MORE INFORMATION: Applicants should refer to Migrating to Australia on DIAC main website for further information about applying for Partner Migration visa.

See: <http://www.immi.gov.au/migrants/index.htm>