



Australian Government

Department of Home Affairs

No Further Stay waiver request

Form

1447

What is a No Further Stay condition?

A No Further Stay condition prevents the visa holder from applying for many temporary and permanent visas while they are in Australia. No Further Stay conditions include condition 8503, 8534 and 8535.

If a No Further Stay condition has been imposed on your visa, you can only apply for limited visas to extend your stay while you are in Australia (such as a protection visa or a bridging visa).

What visas are No Further Stay conditions imposed on?

A No Further Stay condition can be imposed on many temporary visas including Subclass 600 (Visitor) visas.

Note: If condition 8503 has been imposed on your Subclass 462 (Work and Holiday) visa, that condition cannot be waived and you must depart Australia before your visa expires.

How to check if a No Further Stay condition has been imposed on your visa

Your visa grant letter will provide you with details of the conditions imposed on your visa. You can check this information through Visa Entitlement Verification Online (VEVO) which is a free online service available on the Department of Home Affairs (the Department) website www.homeaffairs.gov.au/busi/visa

Eligibility for a No Further Stay waiver

Please ensure that you read the information about waiver requirements prior to completing this form. The information is available on Fact sheet 52b available at www.homeaffairs.gov.au/about/corporate/information/fact-sheets/52b-nfc

Processing times

Generally, processing times are up to 28 days to receive an outcome on a waiver request. It may take longer if you are invited to provide further information or undergo a medical examination.

If your visa will soon expire or has expired

Lodging a request for waiver of condition 8503, 8534 or 8535 does not automatically mean that you can lawfully remain in Australia while the request is being decided.

If your visa expires before the Department can decide your request you will become unlawful. This has serious consequences.

If your visa has already expired you need to visit an office of the Department as soon as possible to discuss your immigration status. If you are located by the Department you could be detained and removed from Australia.

For more information visit www.homeaffairs.gov.au/csrs or call **1300 853 773**.

What information to include with your request for a waiver

In addition to completing this form, you should provide:

- a certified copy of the personal particulars page of your passport.
- documentary evidence to support your claims for requesting waiver. This evidence can include medical reports.

Documents not in English must be accompanied by NAATI accredited English translations.

Providing as much information as you can to support your request will help to speed up the assessment process.

Note: There is no requirement to submit photographs as evidence to claims.

Important information about privacy

Your personal information is protected by law, including the *Privacy Act 1988*. Important information about the collection, use and disclosure (to other agencies and third parties, including overseas entities) of your personal information, including sensitive information, is contained in form 1442i *Privacy notice*. Form 1442i is available from the Department's website www.homeaffairs.gov.au/allforms/ or offices of the Department. You should ensure that you read and understand form 1442i before completing this form.

Decision cannot be reviewed

A decision not to waive condition 8503, 8534 or 8535 cannot be reviewed by the Administrative Appeals Tribunal nor by another Department office. The Minister for Home Affairs does not have any power to intervene if condition 8503, 8534 or 8535 is not waived.

It is possible to lodge a new request for waiver but there must be new and substantially different reasons from those stated on your previous request.

Where to send a request for a waiver

You should send your request for waiver to a No Further Stay Waiver Processing Centre by email (preferred) or post.

By email

Email to: NoFurtherStayWaiverRequest@homeaffairs.gov.au

Ensure that you have attached to the email, the completed waiver request form as well as scanned copies of any supporting documents.

Note: Please ensure that all scanned documents are clear and easily readable.

By post

Post to: Department of Home Affairs
Brisbane No Further Stay Waiver Request Processing Centre
GPO Box 9984
BRISBANE QLD 4001

Ensure that you include the completed waiver request form as well as any supporting documents.

Further information www.homeaffairs.gov.au

Please keep this information page for your reference



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IMPORTANT: Waiver request should be lodged prior to the expiry of your current visa.

Please open this form using Adobe Acrobat Reader.
Either type (in English) in the fields provided or print this form and complete it (in English) using a pen and BLOCK LETTERS.

Tick where applicable ☒

1 Your full name

Family name

Given names

2 Are you or have you been known by any other name?

(including name at birth, previous married names, aliases)

No ☐

Yes ☐ ► Give details

3 Date of birth

Day	Month	Year
/	/	

4 Details from your passport

Passport number

Country of passport

5 Visa details

Visa subclass

Date of arrival

Day	Month	Year
/	/	

Visa expiry

/	/	
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6 Current residential address

Note: A post office box address is not acceptable as a residential address.

Postcode

7 Address for correspondence

(if the same as your residential address, write 'AS ABOVE')

Postcode

8 Your telephone numbers

Office hours

(Area code)

Mobile/cell

9 Do you agree to the Department communicating with you by email?

No ☐

Yes ☐ ► Email address

Assistance with this form

10 Did you receive assistance in completing this form?

No ☐ ► **Go to Question 14**

Yes ☐ ► Please give details of the person who assisted you

Title: Mr ☐ Mrs ☐ Miss ☐ Ms ☐ Other

Family name

Given names

Address

Postcode

Telephone number or daytime contact

Country code Area code Number

Office hours

() ()

Mobile/cell

11 Is the person an agent registered with the Office of the Migration Agents Registration Authority (Office of the MARA)?

No ☐

Yes ☐ ► **Go to Question 14**

12 Is the person/agent in Australia?

No ☐ ► **Go to Question 14**

Yes ☐

13 Did you pay the person/agent and/or give a gift for this assistance?

No ☐

Yes ☐

- 14** All written communications about this request should be sent to:
(Tick one box only)

Myself ☐

OR

Authorised recipient ☐ ▶ You should complete form 956A *Appointment or withdrawal of an authorised recipient*

OR

Migration agent ☐ ▶ Your migration agent/exempt person should complete form 956 *Advice by a migration agent/exempt person of providing immigration assistance*

OR

Exempt person ☐

- 15** Reasons for waiver. Give details in **A**, **B** and **C** below:

Please ensure that you have checked the eligibility requirements for a waiver to be approved by checking the information available in Fact sheet 52b on the Department's website www.homeaffairs.gov.au/about/corporate/information/fact-sheets/52b-nfc

- A.** Give details of the major change in your circumstances that has developed since the grant of your visa.

If you need more space, attach a separate sheet with details.

- B.** Give reasons why you had no control over these circumstances.

If you need more space, attach a separate sheet with details.

- C.** Give details of why your circumstances are compassionate and compelling.

If you need more space, attach a separate sheet with details.

- 16** Visa subclass you intend to apply for if the No Further Stay waiver request is approved

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Checklist

- 17** You must attach documentary evidence to support your reasons for requesting this waiver (eg. medical evidence).

Certified copy of the identity page (showing photo and personal details) of your passport	<input type="checkbox"/>
Certified copies of supporting medical certificates or medical reports	<input type="checkbox"/>
Certified evidence of family relationship (eg. birth certificate)	<input type="checkbox"/>
Certified copies of supporting documentation (please specify below)	<input type="checkbox"/>
	<input type="checkbox"/>
	<input type="checkbox"/>
	<input type="checkbox"/>

Declaration

WARNING: Giving false or misleading information is a serious offence.

- 18** I declare that:

- the information supplied in this waiver request is complete, correct, and up-to-date, and any part that has been completed with the assistance of another person has been included with my full knowledge, consent and understanding.
- I will immediately advise the Department if I become aware that any information provided in this form is incorrect or if there is a change in my circumstances that is relevant to this waiver request at any time.
- I have attached all relevant documentary evidence as specified on the Department's website.

I understand that:

- it is my full responsibility to abide by visa conditions even though I have a waiver request under consideration.

Signature of applicant



Day Month Year
Date / /