



Request for approval to travel under visa condition 8570 (Restricted Travel)

Form
1454

About visa condition 8570

Visa condition 8570 applies to primary and secondary holders of Temporary Protection (subclass 785) and Safe Haven Enterprise (subclass 790) visas.

Visa condition 8570 provides the following:

The holder must not:

- (a) *enter a country by reference to which:*
 - (i) *the holder was found to be a person to whom Australia has protection obligations; or*
 - (ii) *for a member of the family unit of another holder – the other holder was found to be a person to whom Australia has protection obligations; or*
- (b) *enter any other country unless:*
 - (i) *the Minister is satisfied that there are compassionate or compelling circumstances justifying the entry; and*
 - (ii) *the Minister has approved the entry in writing.*

Information about which family members are considered to be a 'member of your family unit' for travel and migration purposes is available on the Department of Home Affairs (the Department) website www.homeaffairs.gov.au/protectionvisas

There are limited reasons for travelling outside Australia that may be considered compassionate or compelling. Some examples may include:

- to visit a close relative who you have not seen in over a year;
- to care for or visit a close relative who is seriously ill or dying;
- to attend the funeral of a close relative; or
- to attend the birth of your own child.

A 'close relative' includes your spouse or de facto partner, your child or step-child, your parents, your brother, sister, step-brother or step-sister.

Requests for reasons other than those listed will be considered on a case by case basis.

Requirements for approval to travel under condition 8570

For approval to travel you must:

- hold a Temporary Protection visa (TPV) or a Safe Haven Enterprise visa (SHEV);
- have a compassionate or compelling reason justifying your travel; and
- not travel to the country or countries of reference to which you, or the primary TPV or SHEV holder, were found to engage Australia's protection obligations (country of reference).

How to request approval to travel

Please answer all questions in English.

You should submit this form via email to travel.request@homeaffairs.gov.au

In this form, please explain in as much detail as possible why your circumstances are compassionate or compelling enough to justify entry to the country to which you wish to travel.

The Department generally requires at least 4 weeks to process a request for travel. If you lodge your request outside that timeframe, your request will not necessarily be expedited or given priority unless there is an emergency outside your control.

The Department will normally facilitate re-entry to Australia for persons holding valid travel documents issued by the Australian Passport Office, such as a Convention Travel Document. You need to be aware that if you travel overseas, with or without obtaining approval to travel, you do so at your own risk. Consular assistance is only available to Australian citizens, and only to permanent residents in crisis situations.

Documents and supporting evidence

If you have any documents to evidence your circumstances, please attach them. For example, a medical or death certificate may support a claim that your close relative is ill or has died, or evidence of your relationship with the relative you propose to visit, such as a marriage certificate. In addition to the documentary evidence of your reason(s) for travel, please provide evidence of permission to enter the country of intended travel, for example, a visa grant letter. Use the checklist on page 8 to ensure you have submitted the required information and evidence.

Failure to provide the required information and evidence may cause delays in processing your request.

Documents in a language other than English should be accompanied by an English translation completed by a NAATI accredited translator. For more information, see the NAATI website www.naati.com.au

You must provide the Department with genuine information. If you provide false information or fraudulent documents, you may not be given approval to travel.

You must provide the Department with your Convention Travel Document details before you depart Australia, so that it is linked to your visa to allow you to return to Australia. The travel document should be valid for at least the duration of your proposed travel. It is recommended that you do not travel on a document issued by your country of reference.

Travel outside Australia without approval

If you enter your country of reference, or travel to any other country without receiving written approval from the Department, you will breach visa condition 8570, which may result in cancellation of your visa and the visas of members of your family unit.

Advance purchase of airline tickets

We strongly suggest that you do not purchase airline tickets or finalise any travel arrangements before the request for approval to travel is decided. The Department cannot guarantee that it will process your request to travel before the intended date of travel. Having purchased an airline ticket is not itself evidence of compassionate or compelling circumstances.

What is immigration assistance?

A person gives immigration assistance if he or she uses, or purports to use, his or her knowledge or experience in migration procedure to assist a person with matters related under the *Migration Act 1958*.

Immigration assistance is often provided during visa application processes, visa cancellation processes or sponsorship processes (including monitoring or sanctions).

Note: Immigration assistance does not include simply filling in an application form, translating or interpreting or passing on information about an application without comment or explanation.

Registered migration agents

A registered migration agent is a person who is registered with the Office of the Migration Agents Registration Authority (OMARA) to provide immigration assistance.

If operating in Australia, migration agents must be registered with the OMARA.

Information on registered migration agents, including how to find one, is available on the OMARA website www.mara.gov.au

Legal practitioners

A legal practitioner is a lawyer who holds an Australian legal practising certificate (whether restricted or unrestricted) granted under a law of an Australian state or territory.

Legal practitioners can provide immigration assistance in connection with legal practice.

Information on legal practitioners, including how to find one, is available on the Law Council of Australia website.

Information on legal practitioners can also be sought from the relevant state or territory legal professional bodies.

Exempt persons

The following people do not have to be a registered migration agent or legal practitioner in order to provide immigration assistance:

- a close family member (spouse, child, adopted child, parent, brother or sister of a visa applicant)
- a sponsor or nominator for a visa applicant
- a member of parliament or their staff
- a member of a diplomatic mission, consular post or international organisation.

An exempt person **must not charge a fee** for their assistance. In Australia, if they do charge a fee, they are committing an offence and penalties of up to 10 years jail can apply.

Appointing a registered migration agent/legal practitioner/exempt person

Your registered migration agent/legal practitioner/exempt person should complete form 956 *Appointment of a registered migration agent, legal practitioner or exempt person*.

Form 956 is available from the Department's website

<https://immi.homeaffairs.gov.au/help-support/departamental-forms>

Options for receiving written communications

If you do not appoint a migration agent/legal practitioner/exempt person you may still authorise another person, in writing, to receive written communications on your behalf. This person is called the authorised recipient.

Authorised recipient information

All written communication about your request will be sent to your authorised recipient.

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 request.

You will be taken to have received any documents sent to that person as if they had been sent to you.

To appoint an authorised recipient you should complete:

- *Options for receiving written communications*; and
- form 956A *Appointment or withdrawal of an authorised recipient*.

Note: Migration agents/legal practitioners/exempt persons do not need to complete form 956A.

Form 956A is available from the Department's website

<https://immi.homeaffairs.gov.au/help-support/departamental-forms>

Consent to communicate electronically

The Department may use a range of means to communicate with you. However, electronic means such as email will only be used if you indicate your agreement to receiving communication in this way.

To process your request 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.

If you authorise another person to receive documents on your behalf and they wish to be contacted electronically, their signature is required on form 956 or 956A to indicate their consent to this form of communication.

Note: Electronic communication is the fastest means of communication available and the Department prefers to communicate electronically because this results in faster processing.

Important information

Despite any travel approved by the Department, please note that it is an offence to travel to a declared area under section 119.2 of the *Criminal Code Act 1995*, unless you do so for one of the specific purposes outlined in that Act. For up-to-date information on declared areas, see the Australian National Security website www.nationalsecurity.gov.au/whataustraliaisdoing/pages/declaredareaoffence.aspx

You may wish to seek independent legal advice before travelling to a country with a declared area.

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 <https://immi.homeaffairs.gov.au/help-support/departmental-forms> or offices of the Department. You should ensure that you read and understand form 1442i before completing this form.

Home page

General enquiry line

www.homeaffairs.gov.au

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.



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Form
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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 ☒

Your details

1 Your full name

Family name

Given names

2 Other names you are, or have been, known by
(including name at birth, previous married names, aliases)

3 Date of birth

Day	Month	Year
<input type="text"/>	<input type="text"/>	<input type="text"/>

4 Client ID (11 digit number on your visa grant notice)

5 Address for correspondence (in Australia)

<input type="text"/>
<input type="text"/>
<input type="text"/>
Postcode <input type="text"/>

6 Your telephone numbers

Office hours (Area code)

After hours (Area code)

7 Do you agree to the Department communicating with you by email or
other electronic means?

No ☐

Yes ☐ Give details

Email address

8 Details from your travel document

Attach a copy of your travel document (if available).

Travel document number

Country of travel document

Date of issue

Date of expiry

Issuing authority/place of issue as shown in your travel document

Family members

9 Give details of ALL members of the family unit who wish to travel with you
(as shown in their travel document)

Attach a copy of the travel document (if available) for each member of
the family unit.

1. Family name

Given names

Other names family member is, or has been, known by
(including name at birth, previous married names, aliases)

Date of birth

Travel document number

2. Family name

Given names

Other names family member is, or has been, known by
(including name at birth, previous married names, aliases)

Date of birth

Travel document number

If insufficient space, attach additional details

Travel details

10 Give details of ALL countries you intend to enter when you travel on this occasion (including transit countries)

Country	Address	Intended travel dates			Is this a country you or a member of your family unit claimed protection from?
		Day	Month	Year	
		From			No <input type="checkbox"/> Yes <input type="checkbox"/>
	To				
		From			No <input type="checkbox"/> Yes <input type="checkbox"/>
	To				
		From			No <input type="checkbox"/> Yes <input type="checkbox"/>
	To				
		From			No <input type="checkbox"/> Yes <input type="checkbox"/>
	To				
		From			No <input type="checkbox"/> Yes <input type="checkbox"/>
	To				
		From			No <input type="checkbox"/> Yes <input type="checkbox"/>
	To				
		From			No <input type="checkbox"/> Yes <input type="checkbox"/>
	To				
		From			No <input type="checkbox"/> Yes <input type="checkbox"/>
	To				

If insufficient space, attach additional details

11 Date of intended departure from Australia

If you do not have a specific departure date, state the month and year.

Day	Month	Year
<div></div>		

12 Date of intended return to Australia

If you do not have a specific return date, state the month and year.

Day	Month	Year
<div></div>		

Attach additional documents to this form if necessary.

[illegible]

14 Give details of all persons you intend to visit in the country of intended travel

Day Month Year

Day	Month	Year

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Postcode

Day Month Year

[illegible]

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Postcode

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Assistance with this form

15 Did you receive assistance in completing this form?

No ☐

▶ **Go to Question 19**

Yes ☐

▶ Please give details of the person who assisted you

Title: Mr ☐ Mrs ☐ Miss ☐ Ms ☐ Other

Family name

Given names

Relationship to you

Address

Postcode

Telephone number or daytime contact

Country code

Area code

Number

Office hours () ()

Mobile/cell

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

No ☐

Yes ☐ ▶ **Go to Question 19**

17 Is the person/agent in Australia?

No ☐ ▶ **Go to Question 19**

Yes ☐

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

No ☐

Yes ☐

Options for receiving written communications

19 All written communications about this application 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 ☐

OR

Legal practitioner ☐ ▶ Your migration agent/legal practitioner/exempt person should complete form 956 *Appointment of a registered migration agent, legal practitioner or exempt person*

OR

Exempt person ☐

Checklist

20 Use this checklist before you lodge this form.

Have you answered all questions?	<input type="checkbox"/>
Have you included evidence to support your reasons for travel?	<input type="checkbox"/>
Have you provided a copy of the travel document for each person intending to travel <i>(if available)</i> ?	<input type="checkbox"/>
Have you provided evidence of the urgency of your intended travel <i>(if any)</i> ?	<input type="checkbox"/>
Have you provided evidence of your travel booking/reservation to the country you intend to visit <i>(if available)</i> ?	<input type="checkbox"/>
Have you provided evidence of your relationship with the relative(s) you are intending to visit <i>(if available)</i> ?	<input type="checkbox"/>
Have you provided evidence that the relative(s) you are visiting are in the country you are seeking approval to enter?	<input type="checkbox"/>
Have you provided a copy of evidence of permission to enter the country of intended travel, for example, a visa grant letter?	<input type="checkbox"/>

Declaration

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

I declare that:

- the information I have supplied in this application is complete, correct and up-to-date in every detail.
- I have read the information contained in form 1442i *Privacy notice*.
- I understand the Department may collect, use and disclose my personal information (including biometric information and other sensitive information) as outlined in form 1442i *Privacy notice*.

Your signature

Day Month Year

Date

We strongly advise that you keep a copy of your request and all attachments for your records.