



Who is eligible for Australian citizenship by descent?

People born outside Australia **after** 26 January 1949 may be eligible for citizenship by descent, if:

- at least one parent was an Australian citizen at the time of the person's birth; and
- they are of good character.

If the Australian citizen parent is an Australian citizen by descent, that parent must have spent at least 2 years in Australia.

People born outside Australia or New Guinea **before** 26 January 1949 are eligible for citizenship by descent, if:

- at least one parent became an Australian citizen on 26 January 1949; and
- the parent was born in Australia or New Guinea or was naturalised in Australia before the person's birth; and
- they are of good character.

Citizenship commences on the date the application is approved.

Integrity of application

The Department of Immigration and Citizenship (the department) is committed to maintaining the integrity of the visa and citizenship programs. Please be aware that if you provide us with fraudulent documents or claims, this may result in processing delays and possibly your application being refused.

Who can apply?

Anyone can apply. However, as a matter of policy, applications for children under the age of 16 years must be made by a responsible parent.

A 'responsible parent' is:

- a parent, unless that parent has no parental responsibility because of orders made by the Family Court of Australia; or
- any person having responsibility over the child because of an order made by the Family Court; or
- any person who has guardianship or custody of the child under a law in force in a state or territory or a foreign country.

Important – Please read this information carefully before you complete your application. Once you have completed your application we strongly advise that you keep a copy for your records.

Good character

It is the responsibility of an applicant aged 18 years or over to show that they are of good character.

Applicants are required to disclose all convictions, including spent convictions. A 'spent conviction' is a conviction for a Commonwealth, territory, state or foreign offence that satisfies all of the following conditions:

- it is 10 years since the date of the conviction (or 5 years for juvenile offenders); AND
- the individual was either not sentenced to imprisonment or was not sentenced to imprisonment for more than 30 months; AND
- the individual has not re-offended during the 10 year (5 years for juvenile offenders) waiting period; AND
- a statutory or prescribed exclusion does not apply.

The department is exempted under Section 85ZZH (d) of the *Crimes Act 1914* (Commonwealth) from the provisions of the spent convictions legislation in Australia and overseas for making decisions under the *Australian Citizenship Act 2007*.

All convictions are counted in assessing whether or not applicants satisfy the good character requirement of the *Australian Citizenship Act 2007*.

Note: For further information on spent convictions see www.citizenship.gov.au

Proof of identity

Declaration

The proof of identity declaration at Question 18 must be completed by a person who:

- is an Australian citizen; and
- is not related by birth or marriage; and
- has known the applicant for at least 12 months; and
- currently belongs to one of the professions or occupations listed on page 2; and
- is easily contactable by telephone during normal working hours.

Continued on the next page ►

Photograph

Applicants must also provide a passport size photograph. The photograph must be endorsed on the back with these words, 'This is a true photograph of (applicant's name in full)'. The same signature must be used to sign the photograph and proof of identity declaration. The Australian citizen must have known the applicant for at least 12 months and belong to one of the professions or occupations listed on page 2.

The photograph must:

- be not more than 6 months old; and
- be a full front view of the applicant's head. If the applicant wears a head covering for religious reasons, we will accept a photograph which shows the applicant's facial features. If the applicant normally wears prescription glasses, glasses with untinted lenses should be worn in the photograph; and
- have a plain, light coloured background; and
- be of good quality and not laser printed.

Note: If the applicant is:

- overseas the proof of identity declaration and endorsed photograph can be completed by a citizen of the applicant's country of residence who has known the applicant for at least 12 months and belongs to one of the professions or occupations listed on page 2; or
- under 6 years of age the photograph may be endorsed and the declaration made by an Australian citizen who has known the applicant for less than 12 months and belongs to one of the professions or occupations listed on page 2.

If the child is overseas the photograph may be endorsed by a citizen of the child's country of residence who belongs to one of the professions or occupations listed on page 2.

People who can provide proof of identity

The list of people from professions or occupations who can complete the proof of identity declaration, endorse the photograph and certify copies of original documents.

1. Australian Consular Officer or Australian Diplomatic Officer (within the meaning of the *Consular Fees Act 1955*)
2. Bailiff
3. Bank officer with 5 or more years of continuous service
4. Building society officer with 5 or more years of continuous service
5. Chiropractor (licensed or registered)
6. Clerk of court
7. Commissioner for Affidavits
8. Commissioner for Declarations
9. Credit union officer with 5 or more years of continuous service
10. Dentist (licensed or registered)
11. Fellow of the National Tax Accountant's Association
12. Finance company officer with 5 or more years of continuous service
13. Judge of a court
14. Justice of the peace
15. Legal practitioner (licensed or registered)
16. Magistrate

17. Marriage celebrant licensed or registered under Subdivision C of Division 1 of Part IV of the *Marriage Act 1961*
18. Master of a court
19. Medical practitioner (licensed or registered)
20. Member of Chartered Secretaries Australia
21. Member of Engineers Australia, other than at the grade of student
22. Member of the Association of Taxation and Management Accountants
23. Member of the Australian Defence Force with 5 or more years of continuous service
24. Member of the Institute of Chartered Accountants in Australia, the Australian Society of Certified Practising Accountants or the National Institute of Accountants
25. Member of the Parliament of the Commonwealth, a state, a territory legislature, or a local government authority of a state or territory
26. Minister of religion licensed or registered under Subdivision A of Division 1 of Part IV of the *Marriage Act 1961*
27. Nurse (licensed or registered)
28. Optometrist (licensed or registered)
29. Permanent employee of Commonwealth, state or local government authority with at least 5 or more years of continuous service
30. Permanent employee of the Australian Postal Corporation with 5 or more years of continuous service
31. Pharmacist (licensed or registered)
32. Physiotherapist (licensed or registered)
33. Police officer
34. Psychologist (licensed or registered)
35. Registrar, or Deputy Registrar, of a court
36. Sheriff
37. Teacher employed on a full-time basis at a school or tertiary education institution
38. Veterinary surgeon (licensed or registered).

Documents required

The documents listed below are required to assess eligibility and should be provided with the application. ORIGINAL documents must be provided together with certified copies. The original documents will be returned. See page 2 for people from the list of professions and occupations that can certify copies of documents.

Note: If you are applying overseas you will need to provide originals and copies of identity documents to the nearest Australian mission overseas. The copies will be certified by an Australian consular officer or Australian Diplomatic officer. The original documents will be returned to you. The certified copies must be provided with the application.

- A full birth certificate of the applicant, showing details of parents.
- Evidence that at least one parent was an Australian citizen at the time of the applicant's birth, such as full birth certificate or certificate of Australian citizenship.
- Passport held, if any.

- Applicants will need to provide penal clearance certificates from overseas countries if, in the last 10 years:
 - they lived or travelled overseas since the age of 18 years or over; and
 - the total time spent overseas added up to 12 months or more; and
 - the time spent in any one country was more than 3 months; or
 - requested to do so by the department.

Note: If the applicant is applying outside Australia, Australia should be considered an overseas country.

Applicants who are required to provide an Australian penal clearance certificate must complete the *National Police Check (NPC) Application Form*, which is available from the Australian Federal Police website www.afp.gov.au

- Official Australian evidence of any name changes. This will usually be a change of name certificate issued by an Australian Registry of Births, Deaths and Marriages (RBDM), or a marriage certificate issued by an Australian RBDM. Overseas marriage certificates are not acceptable evidence of a change of name.
- If the Australian citizen parent is an Australian citizen by descent, evidence of that parent's 2 years residence in Australia (eg. passport showing entry to Australia, school or employment records, any documents issued by an Australian Government agency).
- If the applicant was born overseas before 26 January 1949, evidence that a parent became an Australian citizen on 26 January 1949, such as birth or naturalisation certificate or passport.

Translations

If documents are not in English, official translations need to be provided. In Australia translations should be done by translators accredited by the National Accreditation Authority of Translators and Interpreters (NAATI). See www.naati.com.au

People applying overseas should contact the Australian mission responsible for the country which issued the relevant documents for advice on acceptable translators. See www.citizenship.gov.au

Fees

For information on fees see form 1298i *Citizenship fees*. See www.citizenship.gov.au

Fees may be subject to adjustment at any time.

Note: The relevant fee must accompany the application and is generally not refunded if the application is refused.

Method of payment

In Australia

To make a payment, please pay by credit card, debit card, bank cheque or money order made payable to the Department of Immigration and Citizenship. Debit card and credit card are the preferred methods of payment.

Outside Australia

Before making a payment outside Australia, please check with the Australian Government office where you intend to lodge your application as to what methods of payment and currencies they can accept and to whom the payment should be made payable.

Where should the application be sent?

The application, endorsed passport size photograph, supporting documentation and the required fee should be sent to the closest office of the department listed on page 4 or the closest Australian mission. See www.citizenship.gov.au

Review rights

If the application is refused, an appeal to the Administrative Appeals Tribunal for a review of the decision can be made.

About the information you give

The department is authorised to collect personal information and personal identifiers provided in this form under the *Australian Citizenship Act 2007*.

The information provided will be used for assessing applications for Australian citizenship, which includes applying for evidence of Australian citizenship. The exchange of data will allow the department to verify with those issuing agencies the validity of documents presented by clients as proof of identity.

Information might be provided to:

- local governments and other organisations that conduct and host citizenship interviews and ceremonies;
- the Australian Electoral Commission for the purpose of administering the *Commonwealth Electoral Act 1918*;
- Department of Foreign Affairs and Trade for the purpose of administering the *Passport Act 2005*;
- Centrelink for the purpose of administering the *Social Security (Administration) Act 1999* and *Family Assistance (Administration) Act 1999*;
- Commonwealth, state and territory police and other agencies to help assess character requirements for citizenship;
- Commonwealth, state and territory Members of Parliament for the purpose of formally welcoming new citizens;
- NSW Registry of Births, Deaths and Marriages (BDM) operating the Certificate Validation Service (CVS) on behalf of the BDM Registries of Australasia (BDMAUS). This incorporates:
 - the Department for Victorian Communities, the Registry of Births, Deaths and Marriages;
 - the Department of Justice and Community Safety (ACT), the Registrar-General's Office;
- National Exchange of Vehicles and Driver Information System (NEVDIS) operating on behalf of AUSTROADS for the state and territory road traffic authorities.

The department's collection, access, storage, use and disclosure of your personal information is governed by the *Privacy Act 1988* and the 11 Information Privacy Principles. The information form 993i *Safeguarding your personal information*, available from offices of the department and on the department's website www.immi.gov.au/allforms/, gives further details of agencies to which personal information might be disclosed.

The *Australian Citizenship Act 2007* authorises the collection of personal identifiers, which includes signatures and photographs. There are strict statutory requirements that must be fulfilled before identifying information can be disclosed, even to other Commonwealth, state and territory government agencies. For more detailed information read information form 1243i *Your personal identifying information*, which is available from the department's website www.immi.gov.au/allforms/

Consent to communicate electronically

The department may use a range of means to communicate with you. 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, police checks. 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.

Department of Immigration and Citizenship offices and contact details

Australian Capital Territory

GPO Box 717
CANBERRA ACT 2601

New South Wales

GPO Box 9984
SYDNEY NSW 2001

Northern Territory

GPO Box 864
DARWIN NT 0801

Queensland

Queensland state office

GPO Box 9984
BRISBANE QLD 4001

Cairns office

PO Box 1269
CAIRNS QLD 4870

Gold Coast office

PO Box 2868
SOUTHPORT QLD 4215

Thursday Island office

PO Box 299
THURSDAY ISLAND QLD 4875

South Australia

GPO Box 2399
ADELAIDE SA 5001

Tasmania

GPO Box 794
HOBART TAS 7001

Victoria

Melbourne office

GPO Box 241
MELBOURNE VIC 3001

Dandenong office

Private Mail Bag 5001
DANDENONG VIC 3175

Western Australia

Locked Bag 7
NORTHBRIDGE WA 6865

Home page

www.citizenship.gov.au

*Citizenship
information line*

Telephone **131 880** 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



To be completed by an applicant aged 16 years or over or by a responsible parent on behalf of an applicant under 16 years of age.

Please use a pen, and write neatly in English using BLOCK LETTERS.

Tick where applicable

Part A – Main applicant

1 Preferred title Mr Mrs Miss Ms
Other

2 Your full name at present
Family name
Given names

3 Have you been known by any other names?
(including name at birth, previous married names, aliases)
No
Yes Give details
Family name
Given names

If known by other names, attach additional details

4 Sex Male Female

5 Date of birth
DAY MONTH YEAR
 / /

6 Place of birth
Town/city
Country

7 Were you adopted?
No
Yes

8 Current residential address
Note: You must tell the department if your address changes after you lodge this form.

 POSTCODE

9 Current postal address
(If the same as residential address, write 'AS ABOVE')
Note: You must tell the department if your address changes after you lodge this form.

 POSTCODE

10 Telephone numbers
COUNTRY CODE AREA CODE NUMBER
Work
Home
Mobile/cell

11 Do you agree to the department communicating with you by fax, e-mail or other electronic means?
No Yes Give details
COUNTRY CODE AREA CODE NUMBER
Fax number
E-mail address

Note: If this application is refused, you will be notified by mail

12 Present country(ies) of citizenship

13 Give the visa label number used by the applicant on their last entry to Australia *(if applicable)*
Visa label number
If granted a visa without a label, please provide the 13-digit visa grant number, as shown on the letter notifying the applicant of the grant of the visa
Visa grant number

ICSE
Client ID
Box File
Number

Continued on the next page ▶

Part B – Applicant's parents

Provide details of one parent at Question 14 and the other parent at Question 15

14 Parent

Sex Male Female

Parent's name

Family name

Given names

Has this parent been known by any other names?
(including name at birth, previous married names, aliases)

No

Yes Give details

Family name

Given names

If known by other names, attach additional details

Date of birth
DAY MONTH YEAR

Place of birth

Town/city

Country

Was this parent an Australian citizen at the time of the birth of the applicant?

No

Yes Method of acquisition (eg. birth, descent, naturalisation/conferral)

Does this parent hold the citizenship of any countries other than Australia, or if this parent is deceased, did they hold the citizenship of any countries other than Australia when they died?

No

Yes Give details

Country

Date acquired
DAY MONTH YEAR

Method of acquisition (eg. birth, descent, naturalisation/grant)

If insufficient space, attach additional details

Was this parent an Australian citizen by descent at the time of the applicant's birth?

Not applicable

No

Yes Give details of the period or periods totalling at least 2 years that this parent has been lawfully present in Australia

From to
DAY MONTH YEAR DAY MONTH YEAR

From to
DAY MONTH YEAR DAY MONTH YEAR

If insufficient space, attach additional details

To be answered ONLY if this parent was born outside Australia and registered or naturalised before 8 October 1951.

Was this parent absent from Australia for a continuous period of 7 years or more between 26 January 1949 and 8 October 1958?

No

Yes Show period absent

From to
DAY MONTH YEAR DAY MONTH YEAR

If the applicant is a child under 16 years of age, has this parent been excluded through a court of law from having custody or legal guardianship of the child?

No

Yes

15 Parent

Sex Male Female

Parent's name

Family name

Given names

Has this parent been known by any other names?
(including name at birth, previous married names, aliases)

No

Yes ► Give details

Family name

Given names

If known by other names, attach additional details

Date of birth
DAY MONTH YEAR
/ /

Place of birth

Town/city

Country

Was this parent an Australian citizen at the time of the birth of the applicant?

No

Yes ► Method of acquisition *(eg. birth, descent, naturalisation/conferral)*

Does this parent hold the citizenship of any countries other than Australia, or if this parent is deceased, did they hold the citizenship of any countries other than Australia when they died?

No

Yes ► Give details

Country

Date acquired
DAY MONTH YEAR
/ /

Method of acquisition *(eg. birth, descent, naturalisation/grant)*

If insufficient space, attach additional details

Was this parent an Australian citizen by descent at the time of the applicant's birth?

Not applicable

No

Yes ► Give details of the period or periods totalling at least 2 years that this parent has been lawfully present in Australia

From to
DAY MONTH YEAR DAY MONTH YEAR
/ / / /

From to
DAY MONTH YEAR DAY MONTH YEAR
/ / / /

If insufficient space, attach additional details

To be answered ONLY if this parent was born outside Australia and registered or naturalised before 8 October 1951.

Was this parent absent from Australia for a continuous period of 7 years or more between 26 January 1949 and 8 October 1958?

No

Yes ► Show period absent

From to
DAY MONTH YEAR DAY MONTH YEAR
/ / / /

If the applicant is a child under 16 years of age, has this parent been excluded through a court of law from having custody or legal guardianship of the child?

No

Yes

Continued on the next page ►

Part C – Character

16 In the last 10 years, have you lived or travelled overseas for periods that add up to 12 months or more?

No

Yes ► Penal clearance certificates from overseas countries are required for the last 10 years if:

- you have lived or travelled overseas since the age of 18 years or over; and
- the total time spent overseas added up to 12 months or more; and
- the time spent in any one country was more than 3 months; or
- requested to do so by the department.

If the applicant is applying outside Australia, Australia should be considered an overseas country.

Applicants who are required to provide an Australian penal clearance certificate must complete the *National Police Check (NPC) Application Form*, which is available from the Australian Federal Police website www.afp.gov.au

17 If the applicant is aged 18 years or over, please answer the following questions.

(a) Have you ever been convicted of, or found guilty of, ANY offences overseas or in Australia? (include all traffic offences which went to court, including offences declared in your permanent residence application, and any 'spent' convictions) No Yes

Note: 'Spent' convictions are convictions which are not, under legislation in certain countries, normally required to be disclosed, for example because of the time that has passed since the conviction, or because of a pardon for reasons other than wrongful conviction.

(b) Have you ever been confined in a prison or in a psychiatric institution by order of a court made in connection with criminal proceedings overseas or in Australia? No Yes

(c) Have you ever 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

(d) Have you ever committed, or been involved in the commission of war crimes or crimes against humanity or human rights overseas or in Australia? No Yes

(e) Are you presently under a probation order, good behaviour bond, on parole, released on licence or subject to periodic detention overseas or in Australia? No Yes

(f) Are you aware of any proceedings pending against you overseas or in Australia for an offence, including proceedings by way of appeal or review? No Yes

(g) Have you ever been charged with any offence overseas or in Australia that is currently awaiting legal action? No Yes

(h) Have you ever been associated with terrorist organisations or involved in acts of terrorism, overseas or in Australia? No Yes

If you answered '**Yes**' to any of the above questions, attach details of all occurrences.

Include the following where appropriate:

- the name of the court;
- the offence;
- the name of the terrorist organisation;
- the nature of the terrorist association;
- details of terrorist acts;
- the sentence received;
- relevant dates.

Part D – Proof of identity

18 The proof of identity declaration IS NOT TO BE COMPLETED BY THE APPLICANT, but by an Australian citizen who has known the applicant for at least 12 months and belongs to one of the professions or occupations listed on page 2.

The person who signs the proof of identity declaration must also endorse the back of the photograph with these words, 'This is a true photo of (applicant's name in full)'. The same signature must be used to sign the photograph and the proof of identity declaration.

Note: If the applicant is:

- overseas the proof of identity declaration and endorsed photograph can be completed by a citizen of the applicant's country of residence who has known the applicant for at least 12 months and belongs to one of the professions or occupations listed on page 2; or
- under 6 years of age the photograph may be endorsed and the declaration made by an Australian citizen who has known the applicant for less than 12 months and belongs to one of the professions or occupations listed on page 2.

If the child is overseas the photograph may be endorsed by a citizen of the child's country of residence who belongs to one of the professions or occupations listed on page 2.

Main applicant

I declare that I have known (full name of applicant)

Family name

Given names

For year(s) and vouch for his/her identity.

I have endorsed the back of his/her photograph.

Signature of person making this declaration

Date

Details of person making this declaration

Family name

Given names

Telephone numbers

Work

Home

Mobile/cell

Profession or occupation group number

Part E – Payment details

19 How will you pay your application fee?

If applying **in Australia**, debit card or credit card are the preferred methods of payment. Debit cards cannot be used for applications lodged by mail. If paying by bank cheque or money order please make payable to the Department of Immigration and Citizenship.

If applying **outside Australia**, please check with the Australian Government office where you intend to lodge your application as to what methods of payment and currencies they can accept and to whom the payment should be made payable.

Bank cheque

Money order

Debit card ► Cannot be used for applications lodged by mail

Credit card ► Give details below

Payment by (*tick one box*)

Australian Dollars

MasterCard <input type="checkbox"/> Diners Club <input type="checkbox"/> American Express <input type="checkbox"/> JCB <input type="checkbox"/> Visa <input type="checkbox"/>	<input type="text"/> AUD
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Credit card number

Expiry date /

Cardholder's name

Telephone number

Address

POSTCODE

Signature of cardholder

Credit card information will be used for charge paying purposes only.

Continued on the next page ►

Part F – Declaration

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

20 Complete this declaration if you are the main applicant and are aged 16 years or over.

- I declare that the information I have supplied in this form is complete, truthful and correct in every detail.
- I declare that this application constitutes an application for evidence of Australian citizenship.
- I authorise the Department of Immigration and Citizenship to make any enquiries necessary and to disclose relevant information necessary to determine my eligibility for registration of Australian citizenship by descent.

Signature of applicant

Date / /

A responsible parent is to complete the following declaration if the applicant is under 16 years of age.

- I declare that the information I have supplied in this form is complete, truthful and correct in every detail.
- I declare that I am a responsible parent of the applicant.
- I consent to the registration of Australian citizenship by descent for my child with my full acceptance of the consequences resulting from that citizenship status at law.
- I declare that this application constitutes an application for evidence of Australian citizenship.
- I authorise the Department of Immigration and Citizenship to make any enquiries necessary and to disclose relevant information necessary to determine the eligibility of the applicant for registration of Australian citizenship by descent.

Signature of responsible parent

Date / /

Full name of responsible parent

Telephone numbers

	COUNTRY CODE	AREA CODE	NUMBER
Work	()	()	
Home	()	()	
Mobile/cell			

Part G – Checklist

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Question	Document	Completed
	Application completed correctly, including attaching additional information on a separate sheet if required	<input type="checkbox"/>
18	A photograph of the applicant signed and endorsed	<input type="checkbox"/>
18	Proof of identity declaration completed and signed	<input type="checkbox"/>
19	Payment by bank cheque/money order/credit card is included with your application	<input type="checkbox"/>
20	Declaration signed and dated by the applicant if aged 16 years or over, or by a responsible parent if applicant is aged under 16 years	<input type="checkbox"/>

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

Office use only

Name of decision maker	<input type="text"/>
Signature of decision maker	<input type="text"/>
Date	<input type="text" value="DAY"/> / <input type="text" value="MONTH"/> / <input type="text" value="YEAR"/>
Approved <input type="checkbox"/>	Not approved <input type="checkbox"/>