



Australian Government

Department of Immigration
and Citizenship

Certification of immigration status

Form

1194

Purpose of this form

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

The Commonwealth has authorised certain persons who entered Australia on an eligible Temporary Resident visa, which has since expired or been cancelled, and who have departed Australia, to request payment of their superannuation benefits.

If you are an Australian Citizen, an Australian Permanent Resident, a New Zealand Citizen, or for some other reason have an option of retiring in Australia and have access to the age pension, then you will generally not be eligible for payment of your superannuation benefits until you have reached retirement age.

If the amount you have in any single superannuation fund is less than AUD5,000 you will not need to complete this form. Instead you should apply directly to your superannuation fund(s), providing them with:

- a copy of your visa, or evidence that you were a holder of an eligible Temporary Resident visa which has expired or been cancelled;
- a copy of your passport showing the departure stamp; and
- a completed *Request for Departing Superannuation Payment–Temporary Resident*, or an equivalent form issued by your superannuation fund.

If the amount you have in a superannuation fund is greater than AUD5,000 the *Request for Departing Superannuation Payment–Temporary Resident* form must be accompanied by evidence of your immigration status. This form 1194 *Certification of immigration status* allows superannuation fund members to obtain evidence of their immigration status.

When your immigration status has been verified, evidence in the form of certification will be posted either to you or your superannuation fund(s).

If you want the Department of Immigration and Citizenship (the department) to send the certification directly to your nominated superannuation fund(s), your request for *Certification of immigration status* must be accompanied by a completed *Request for Departing Superannuation Payment–Temporary Resident* form for each of the funds nominated. If you do not supply *Request for Departing Superannuation Payment–Temporary Resident* form(s) the certification will be returned to you.

Eligible Temporary Resident visa is defined in Schedule 1AB of the Superannuation Industry (Supervision) Regulations. The *Request for Departing Superannuation Payment–Temporary Resident* form and a list of eligible Temporary Resident visas are available from the Australian Taxation Office website

www.ato.gov.au/super

Or by writing to:

Australian Taxation Office
Superannuation Business Line
PO Box 277
WORLD TRADE CENTRE VIC 8005
AUSTRALIA

Charges

Payment must accompany your application and is generally not refunded if the application is unsuccessful.

Fees may be subject to adjustment at any time. Visa Application Charges may be subject to adjustment on 1 July each year. This may increase the cost of a visa.

To check the application charge, see form 990i *Charges* available from the department's website

www.immi.gov.au/allforms/990i.htm or check with the nearest office of the department.

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 make the payment as to what methods of payment and currencies they can accept and to whom the payment should be made payable.

Send this form, together with the receipt of payment, to:

Department of Immigration and Citizenship
GPO Box 1496
HOBART TAS 7001
AUSTRALIA

Integrity of application

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.

Continued on the next page ►

Consent to communicate electronically

The department may communicate with you in various ways. However, electronic means such as fax or e-mail will only be used if you indicate your agreement to receive communication in this way at Question 11.

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 without your consent.

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.

About the information you give

The storage, use and disclosure by the department of the information you provide in this form is governed by the *Privacy Act 1988*. If you want more information about this, you should see the information form 993i *Safeguarding your personal information*, available from www.immi.gov.au/allforms/ or the nearest office of the department.

Home page

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



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

Tick where applicable

Your details

1 Your full name

Family name

Given names

2 Your name as shown in your travel document on entry to Australia
(If the same as your present name, write 'AS ABOVE')

Family name

Given names

Reason for change:

Deed poll

Marriage

Other

Evidence of any name changes must be provided, eg. marriage certificate, deed poll evidence, etc. *(All documents MUST be certified copies)*

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

Reason for change:

Deed poll

Marriage

Other

If you have been known by any names other than these names, please provide documentary evidence. (All documents MUST be certified copies)

4 Sex Male Female

5 Date of birth

6 Country of birth

7 Country of citizenship

8 Have you departed Australia?

No

Yes Give details Your current overseas residential address

POSTCODE

9 Current address for correspondence
(If the same as your overseas residential address, write 'AS ABOVE')

POSTCODE

10 Telephone numbers

Office hours

COUNTRY CODE	AREA CODE	NUMBER
()	()	

After hours

COUNTRY CODE	AREA CODE	NUMBER
()	()	

11 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

12 Details of entry to Australia

Date of first arrival

DAY	MONTH	YEAR
/	/	

Place of arrival

Flight number/
name of ship *(if known)*

Passport number when you arrived in Australia

13 Details of departure from Australia

Date of last departure

DAY	MONTH	YEAR
/	/	

Place of departure

Flight number/
name of ship *(if known)*

Passport number when you departed Australia

Continued on the next page ►

- 14** If you arrived as a child (under 18) and no longer hold the passport or travel document you used on your first arrival, please give the following details

Parent's full name

Parent's former name
(if applicable)

Parent's date of birth

DAY	MONTH	YEAR
/	/	

Sex Male Female

Parent's full name

Parent's former name
(if applicable)

Parent's date of birth

DAY	MONTH	YEAR
/	/	

Sex Male Female

- 15** Provide details of your superannuation fund(s)
(Fund details must be provided as certificates will be made out to individual funds)

Fund name

Fund address

 POSTCODE

Fund name

Fund address

 POSTCODE

Fund name

Fund address

 POSTCODE

Fund name

Fund address

 POSTCODE

- 16** Do you wish to have your certification of immigration status sent to your:

Postal address

Superannuation fund(s)

Assistance with this form

- 17** Did you receive assistance in completing this form?

No ► Go to Question 21

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
()	()	

Mobile/cell

- 18** Is the person an agent registered with the Migration Agents Registration Authority (MARA)?

No

Yes ► Go to Question 21

- 19** Is the person/agent in Australia?

No ► Go to Question 21

Yes

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

No

Yes

Optional — Request for cancellation of an eligible Temporary Resident visa

If you currently hold a valid visa for travel to Australia you will not be eligible for refund of your superannuation funds until that visa expires or is cancelled. You may request to have your eligible Temporary Resident visa cancelled by completing this section.

Give details of all persons who hold a visa because they are a member of your family unit, or hold a visa only because you hold your visa. (This includes, but is not limited to, persons who were included in your visa application.)

Person 1

Family name

Given names

Date of birth / /

Passport number when they arrived in Australia

Person 2

Family name

Given names

Date of birth / /

Passport number when they arrived in Australia

Person 3

Family name

Given names

Date of birth / /

Passport number when they arrived in Australia

Person 4

Family name

Given names

Date of birth / /

Passport number when they arrived in Australia

If there are more than 4 people, attach a separate sheet.

Cancellation procedures

You should note that:

- requesting cancellation of a current eligible Temporary Resident visa is entirely optional;
- visa cancellation decisions will be made under Section 128 of the *Migration Act 1958*;
- visa cancellation under Section 128 of the *Migration Act 1958* is discretionary;
- if your visa is cancelled, the *Migration Act 1958* requires that you be sent a notice stating the grounds for cancellation;
- a request for visa cancellation made on this form will only be considered in respect of eligible Temporary Resident visas;
- visa cancellation can only be considered under Section 128 of the *Migration Act 1958* where the visa holder is outside Australia;
- there is no fee payable for visa cancellation.

Consequences of your visa cancellation for other persons

If your visa is cancelled:

- any visa(s) held by members of your family unit, that are held only because you hold your visa, will also be cancelled whether they are inside or outside Australia;
- any visa(s) held by persons, other than members of your family unit, that are held only because you hold your visa, may also be cancelled whether they are inside or outside Australia;
- if a person's visa is cancelled while that person is inside Australia, that person will become an unlawful non-citizen and liable to immigration detention and there will be restrictions on any further visa application they can make while in Australia.

Future travel to Australia

If your visa is cancelled:

- no further travel to Australia will be permitted until such time as a further visa has been granted;
- any future visa application you make will be considered on its merits at the time of application;
- the cancellation of your visa while you are outside Australia will not prevent you making any future visa applications outside Australia.

I have read and understood the information provided above with respect to requesting visa cancellation.

I, (Full name)

hereby request the Minister for Immigration and Citizenship to cancel my current eligible Temporary Resident visa.

Your signature

Date / /