



Statutory declaration

Skilled Work Regional (Provisional) (Subclass 491) visa – Sponsor declaration

Form
491FS

Australian Government

Department of Home Affairs

(To be used as evidence that a sponsor has undertaken their sponsorship obligations)

What this statutory declaration is about

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

Applicants for a Skilled Work Regional (Provisional) (Subclass 491) visa who are not nominated by a State or Territory government agency, must be sponsored.

The sponsor of an applicant for a Skilled Work Regional (Provisional) (Subclass 491) visa is a person who undertakes to:

- assist the applicant(s) to the extent necessary in relation to accommodation during the period of two years immediately following the grant of the visa if the applicants are in Australia, or during the period of two years immediately following their first entry into Australia under that visa, if the applicant(s) are outside Australia (this time period includes any period of participation by the applicant(s) in the Adult Migration English Program that falls within that period).
- assist the applicant(s) financially, to the extent necessary, during the period of two years immediately following the grant of the visa if the applicants are in Australia, or during the period of two years immediately following their first entry into Australia under that visa, if the applicant(s) are outside Australia (this time period includes any period of participation by the applicant(s) in the Adult Migration English Program that falls within that period).
- accept responsibility for all financial obligations to the Commonwealth incurred by the applicant(s) that arise out of their stay in Australia.
- accept responsibility for compliance by the applicant(s) with all relevant legislation and awards in relation to any employment entered into by the applicant(s) in Australia.
- accept responsibility for compliance by the applicant(s) with the conditions under which they are allowed to enter Australia (unless the Minister decides otherwise).

The sponsor undertakes these obligations by completing this statutory declaration.

Each member of the family unit of the applicant who is also an applicant for a Skilled Work Regional (Provisional) (Subclass 491) visa must be sponsored by the sponsor.

Who should use this statutory declaration?

Only people who wish to sponsor an applicant for a Skilled Work Regional (Provisional) (Subclass 491) visa should complete this statutory declaration.

A sponsor must be:

- 18 years old or older
- an Australian citizen, an Australian permanent resident, or an eligible New Zealand citizen
- usually resident in a designated regional area
- a parent
- a child or step-child
- a brother, sister, adoptive brother, adoptive sister, step-brother or step-sister
- an aunt, uncle, adoptive aunt, adoptive uncle, step-aunt or step-uncle
- a nephew, niece, adoptive nephew, adoptive niece, step-nephew or step-niece
- a grandparent, or
- a first cousin.

An eligible New Zealand citizen is a New Zealand citizen who is a protected special category visa (SCV) holder within the meaning of section 7 of the *Social Security Act 1991*.

Details regarding designated regional areas of Australia are available on the Department's website at

<https://immi.homeaffairs.gov.au/visas/working-in-australia/skill-occupation-list/regional-postcodes>

Details about how to complete the statutory declaration and what is acceptable judicial and non-judicial evidence are described on page 2 of this form.

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/about/corporate/information/forms** or offices of the Department. You should ensure that you read and understand form 1442i before completing this form.

This statutory declaration

This statutory declaration should be completed by the person who wishes to sponsor an applicant(s) for a Skilled Work Regional (Provisional) (Subclass 491) visa.

The person who wishes to sponsor an applicant(s) must complete Parts A, B and C of the statutory declaration and then sign Part D in front of a witness as described on page 1 and 2 of this form.

The completed statutory declaration should be given to the applicant to submit to the Department. The applicant can submit the statutory declaration to the Department via their ImmiAccount.

Who can witness the statutory declaration?

In Australia, statutory declarations must be witnessed by a person prescribed by the *Statutory Declarations Act 1959* and *Statutory Declarations Regulations 2018*. Any attachments to the Declaration must be certified by a prescribed person.

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Prescribed persons include those who are a:

- Justice of the Peace;
- medical practitioner;
- legal practitioner;
- marriage celebrant or registered minister of religion;
- dentist;
- nurse;
- optometrist;
- pharmacist;
- migration agent registered under Division 3 of Part 3 of the *Migration Act 1958*;
- teacher employed on a permanent full-time or part-time basis at a school or tertiary education institution;
- bank officer with 5 or more continuous years of service;
- permanent employee of the Australian Postal Corporation with 5 or more continuous years of service;
- police officer; or
- public servant with 5 or more continuous years of service.

A full list of prescribed persons can be found in the *Statutory Declarations Regulations 2018*, which is available through the Attorney General's Department website

www.ag.gov.au/publications/pages/statutorydeclarations.aspx

A blank statutory declaration form is also available from the same website.

Warning

Under the *Statutory Declarations Act 1959*, a person who intentionally makes a false statement in a statutory declaration can be liable for imprisonment for 4 years. In addition, the *Migration Act 1958* provides penalties for providing false or misleading statements of 12 months imprisonment or a fine of AUD12,000.

Home page **www.homeaffairs.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



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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

Before completing this declaration

Please ensure that you have read the explanatory notes that accompany this statutory declaration.

Details of person making the statutory declaration

I, family name

given names

of, residential address

 Postcode

occupation or qualification

telephone number or daytime contact
Area code Number

office hours ()

mobile/cell

make the following declaration under the *Statutory Declaration Act 1959*.

Office use only

File number

Part A – Eligibility to be a sponsor

1 Your eligibility

- I am an Australian citizen, an Australian permanent resident or an eligible New Zealand citizen who is aged 18 years or older.
- I am usually resident in a designated regional area at the address provided.
- I am related to the applicant(s) for a Skilled Work Regional (Provisional) (Subclass 491) visa listed in Part B as follows:
 - a parent;
 - a child or step-child;
 - a brother, sister, adoptive brother, adoptive sister, step-brother or step-sister;
 - an aunt, uncle, adoptive aunt, adoptive uncle, step-aunt or step-uncle;
 - a nephew, niece, adoptive nephew, adoptive niece, step-nephew or step-niece;
 - a grandparent, or
 - a first cousin.
- I agree to sponsor the applicant(s) for a Skilled Work Regional (Provisional) (Subclass 491) visa listed in Part B.

Part B – Visa applicant details

2 Give the following details about the person or people you are related to and that you are sponsoring.

1. Family name

Given names

Day Month Year

Date of birth

Your relationship to the visa applicant
(i.e. parent, child or step-child, brother, sister, adoptive brother, adoptive sister, step-brother or step-sister, aunt, uncle, adoptive aunt, adoptive uncle, step-aunt or step-uncle, nephew, niece, adoptive nephew, adoptive niece, step-nephew or step-niece, grandparent; or first cousin)

2. Family name

Given names

Day Month Year

Date of birth

Your relationship to the visa applicant

3. Family name

Given names

Day Month Year

Date of birth

Your relationship to the visa applicant

4. Family name

Given names

Day Month Year

Date of birth

Your relationship to the visa applicant

5. Family name

Given names

Day Month Year

Date of birth

Your relationship to the visa applicant

6. Family name

Given names

Day Month Year

Date of birth

Your relationship to the visa applicant

7. Family name

Given names

Day Month Year

Date of birth

Your relationship to the visa applicant

8. Family name

Given names

Day Month Year

Date of birth

Your relationship to the visa applicant

Part C – Sponsorship obligations

- 3** In respect of the applicant(s) for a Skilled Work Regional (Provisional) (Subclass 491) visa listed in Part B above, I undertake to do the following:
- assist the applicant(s) to the extent necessary in relation to accommodation during the period of two years immediately following the grant of the visa if the applicants are in Australia, or during the period of two years immediately following their first entry into Australia under that visa, if the applicant(s) are outside Australia (this time period includes any period of participation by the applicant(s) in the Adult Migration English Program that falls within that period).
 - assist the applicant(s) financially, to the extent necessary, during the period of two years immediately following the grant of the visa if the applicants are in Australia, or during the period of two years immediately following their first entry into Australia under that visa, if the applicant(s) are outside Australia (this time period includes any period of participation by the applicant(s) in the Adult Migration English Program that falls within that period).
 - accept responsibility for all financial obligations to the Commonwealth incurred by the applicant(s) that arise out of their stay in Australia.
 - accept responsibility for compliance by the applicant(s) with all relevant legislation and awards in relation to any employment entered into by the applicant(s) in Australia.
 - accept responsibility for compliance by the applicant(s) with the conditions under which they are allowed to enter Australia (unless the Minister decides otherwise).
- I acknowledge that, among other things, the Department must accept my sponsorship before the applicant(s) listed in Part C can be granted a Skilled Work Regional (Provisional) (Subclass 491) visa.

Part D – Declaration

- 4 I declare that:**
- I understand that a person who intentionally makes a false statement in a statutory declaration is guilty of an offence under section 11 of the *Statutory Declaration Act 1959*, and I believe that the statements in this declaration are true in every particular;
 - 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

Declared at

Day Month Year

on

Before me,

Signature of prescribed person

Day Month Year

on

- 5** Details of person before whom the declaration is made

Preferred title: Mr Mrs Miss Ms Other

Family name

Given names

Contact address

Postcode

Occupation or qualification

Telephone number

Office hours (Area code)

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