



About this form

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.

All application forms are available from the Department of Immigration and Border Protection (the department) website www.immi.gov.au/allforms/. Forms are available in PDF file format and can be filled in on screen, printed and mailed to the department.

Who completes this sponsorship application?

This form should be used by a person seeking approval as a sponsor to bring people to work in Australia as superyacht crew members on a Superyacht Crew (subclass 488) visa.

A sponsor may be approved for up to 3 years. There will not be a limit on the number of people you can sponsor while you are an approved sponsor. You can apply to vary (extend) your sponsorship.

It is important to ensure that visa applications are lodged well before the expiry of the sponsor approval as a visa can only be granted when the sponsor approval is valid. If your sponsorship approval period ceases you will need to reapply and be approved as a sponsor to sponsor further visa applicants.

Sponsorship obligations

Obligation to cooperate with inspectors

The sponsor must cooperate with inspectors appointed under the *Migration Act 1958* in determining whether:

- a sponsorship obligation is being, or has been, complied with; or
- circumstances, in which the department may take administrative action, exist or have existed (see below).

This obligation starts to apply on the day the sponsorship is approved.

This obligation ends 5 years after the day on which the sponsorship ceases.

Obligation to keep records

The sponsor must keep records of their compliance with the other obligations. All records must be reproducible and some must be capable of verification by an independent person. For a complete list of the records that must be kept, including the manner in which the records should be kept, see www.immi.gov.au/skilled/

This obligation starts to apply on the day the sponsorship is approved.

This obligation ends 2 years after the concurrence of the following 2 events:

- the approved sponsorship ceases; and
- there is no sponsored person in relation to the sponsorship.

However, no record need be kept for more than 5 years under this obligation.

Obligation to provide records and information

The sponsor must provide records or information relating to the administration of sponsorship requested by written notice if the sponsor is required to keep the records or information:

- under a law of the Commonwealth or a state or territory; or
- the obligation to keep records.

The records and information must be provided in the manner, and within the timeframe, requested in the written notice.

This obligation starts to apply on the day the sponsorship is approved.

This obligation ends 2 years after the concurrence of the following 2 events:

- the approved sponsorship ceases; and
- there are no sponsored persons in relation to the sponsorship.

Obligation to provide information to the department when certain events occur

The sponsor must provide certain information to the department when certain events occur. This information must be provided by registered post or email, to a specified address and within 10 working days of the event occurring. For a complete list of the information and events, see www.immi.gov.au/skilled/

This obligation starts to apply on the day the sponsorship is approved.

This obligation ends on the day after the concurrence of the following 2 events:

- the approved sponsorship ceases; and
- there are no sponsored persons in relation to the sponsorship.

Obligation not to recover certain costs from a sponsored person

The sponsor must not charge, transfer, recover, or seek to charge, transfer, recover, from the sponsored person, all or part of the costs (including migration agent costs):

- in relation to the recruitment of the primary sponsored person;
- in association with becoming or being a sponsor or former approved sponsor.

This obligation starts to apply on the day the sponsorship is approved.

This obligation ends on concurrence of the following 2 events:

- the approved sponsorship ceases; and
- there are no sponsored persons in relation to the sponsorship.

Obligation to pay costs incurred by the Commonwealth to locate and remove an unlawful non-citizen

The sponsor must pay costs incurred by the Commonwealth in locating and/or removing a sponsored person from Australia, if requested by written notice. The sponsor is liable to pay the Commonwealth the difference between the actual costs incurred by the Commonwealth (up to a maximum of AUD10,000) and any amount already paid under the obligation to pay travel costs to enable a sponsored person to leave Australia.

This obligation starts to apply on the day on which the sponsored person becomes an unlawful non-citizen.

This obligation ends 5 years after the sponsored person leaves Australia. However, the sponsor is only liable for costs up to the time the sponsored person leaves Australia.

Sanctions for failing to satisfy sponsorship obligations

If the sponsor fails to satisfy a sponsorship obligation, the Minister may take one or more of the following actions:

Administrative

- bar the sponsor, for a specified period, from sponsoring more people under the terms of one or more existing approvals as a sponsor for different kinds of visas;
- bar the sponsor, for a specified period, from making future applications for approval as a sponsor in relation to one or more classes of sponsor;
- cancelling one or all of the sponsor's existing approvals as a sponsor;

Civil

- apply to a Court for a civil penalty order of up to AUD33,000 for a corporation and AUD6,600 for an individual for each failure; or
- issue an infringement notice of up to AUD6,600 for a body corporate and AUD1,320 for an individual for each failure.

Other reasons why administrative action may be taken

There are a number of other circumstances (besides failure to satisfy a sponsorship obligation) in which the administrative actions described in the first 3 dot points above may be taken:

- provision of false or misleading information to the Department of Immigration and Border Protection or the Migration Review Tribunal;
- the sponsor no longer satisfies the criteria for approval as a sponsor or for variation of a term of that approval;
- the sponsor has been found by a court or competent authority to have contravened a Commonwealth, state or territory law;
- a primary sponsored person is found to have contravened a law relating to the licensing, registration or membership required in order to work in the nominated occupation;
- unapproved change to a special program; or
- failure to comply with certain terms of a special program agreement.

Monitoring

If you are approved as a sponsor you must comply with the sponsorship obligations (as outlined above). The department will monitor compliance with the sponsorship obligations and whether associated visa holders are abiding by their visa conditions.

Routine monitoring is conducted from time to time and monitoring may also be initiated based on information provided to the department. This may take place during the approved sponsorship period and for up to 5 years after the sponsorship ceases.

The department conducts monitoring in 3 main ways:

- exchanging information with other Commonwealth, state and territory government agencies, including the Department of Employment, the Fair Work Ombudsman and the Australian Taxation Office;
- written requests to the sponsor to provide information in accordance with the obligation to provide records and information;
- site visits, usually to the sponsored business premises, with or without notice.

Monitoring may include investigations being conducted by Commonwealth officers called inspectors. Inspectors have certain investigative powers under the *Migration Act 1958*. Failure to cooperate with inspectors is a breach of the sponsorship obligations and the department may take action against the sponsor. For details on the actions the department may take refer to *Sanctions for failing to satisfy sponsorship obligations* in this form.

All written communication about the department's monitoring requirements will be sent directly to you, unless you have authorised another person, including migration agents, to act and receive information on your behalf. The sponsorship obligations (including the obligations to cooperate and provide information to the department) will remain with you as the sponsor even if you have authorised another person to act and receive information on your behalf.

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, your application being refused and possibly imposition of one or more of the sanctions listed.

Lodging the sponsorship application

You should lodge this application at the office of the department in Brisbane for an application to be valid. Applications to be lodged at one of the following addresses:

By mail:

Maritime Global Processing Centre
Department of Immigration and Border Protection
GPO Box 9984
BRISBANE QLD 4001
AUSTRALIA

By courier:

Maritime Global Processing Centre
Department of Immigration and Border Protection
299 Adelaide Street
BRISBANE QLD 4001
AUSTRALIA

By fax:

(07) 3136 7474

If you want to change any of the information you provided after you lodge this application, or if you want to withdraw it, contact the Maritime Global Processing Centre

By email: superyacht@immi.gov.au

Charges

There is no application charge for approval as a Superyacht Crew sponsor.

What happens after you lodge the sponsorship application?

It is important that you lodge your application with all the documents necessary to assess your application. Lodging a complete application assists case officers in making a fair and complete assessment of your claims and results in faster processing times. You may be asked to provide additional information to enable a decision to be made.

You will be advised in writing whether or not your application has been approved. If your application has not been approved, you will be given a reason for the decision as well as information about your merit review rights.

If you are approved as a Superyacht Crew Sponsor, you should provide a copy of the approval letter to the person you intend to sponsor for a Superyacht Crew visa.

The primary person may lodge a visa application at the same time as, or subsequent to, the approval of your sponsorship arrangement. However, their visa will not be granted until the Superyacht Crew sponsorship is in place.

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.immi.gov.au/allforms/ or offices of the department. You should ensure that you read and understand form 1442i before completing this form.

Immigration assistance

A person gives immigration assistance to you if he or she uses, or claims to use, his or her knowledge or experience in migration procedure to assist you with your visa application, request for ministerial intervention, cancellation review application, sponsorship or nomination.

In Australia a person may only lawfully give immigration assistance if he or she is a registered migration agent or is exempt from being registered. Only registered migration agents may receive a fee or reward for providing immigration assistance.

If an unregistered person in Australia, who is not exempt from registration, gives you immigration assistance they are committing a criminal offence and may be prosecuted.

Migration agents in Australia

Migration agents in Australia must be registered with the Office of the Migration Agents Registration Authority (Office of the MARA) unless they are exempt from registration.

Migration agents outside Australia

Migration agents who operate outside Australia do not have to be registered. The department may give some overseas agents an ID number. This number does not mean that they are registered.

Note: Some Australian registered migration agents operate overseas.

Migration agent information

A migration agent is someone who can:

- advise you on the visa that may best suit you;
- tell you the documents you need to submit with your application;
- help you fill in the application and submit it; and
- communicate with the department on your behalf.

If you appoint a migration agent, the department will assume that your migration agent will be your authorised recipient, unless you indicate otherwise.

Your migration agent will be the person with whom the department will discuss your application and from whom it will seek further information when required.

You are not required to use a migration agent. However, if you use a migration agent, the department encourages you to use a registered migration agent. Registered agents are bound by the Migration Agents Code of Conduct, which requires them to act professionally in their clients' lawful best interests.

Information on migration agents, including a list of registered migration agents, is available on the Office of the MARA website www.mara.gov.au

You can also access information about migration agents on the department's website www.immi.gov.au

Exempt persons

The following people do not have to be a registered migration agent in order to provide immigration assistance, but they must not charge a fee for their service:

- a close family member (spouse, de facto partner, child, parent, brother or sister);
- a member of parliament or their staff;
- an official whose duties include providing immigration assistance (eg. a Legal Aid provider);
- a member of a diplomatic mission, consular post or international organisation.

Appointing a migration agent/exempt person

To appoint a migration agent/exempt person you should complete *Part D – Options for receiving written communications*.

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

Form 956 is available from the department's website www.immi.gov.au/allforms/

Options for receiving written communications

If you do not appoint a migration agent/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 application will be sent to your authorised recipient, unless you indicate that you wish to have health and/or character information sent directly to you.

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 application.

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:

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

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

Form 956A 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. However, electronic means such as fax or email will only be used if you indicate your agreement to receiving communication in this way.

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.

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.

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

Part A – Sponsorship applicant

1 Have you previously been, or are you currently approved as a class of sponsor?

No

Yes Sponsor class

Approval date

DAY MONTH YEAR

Sponsorship Application ID number

The Sponsorship Application ID number can be found on the approval letter from the department.

2 Are you seeking to vary your sponsorship? (ie. extend the validity of your sponsorship)

No

Yes

3 Have you previously been refused an application to have a sponsorship approved?

No

Yes Give details

4 Have you, or your organisation, or any principal of the organisation, in the last 3 years:

- been found guilty by a court of an offence under a Commonwealth, state or territory law (a law*);
- been found by a competent authority to have acted in contravention of a law;
- been the subject of administrative action (including being warned) by a competent authority for possible contravention of a law;
- been under investigation, subject to disciplinary action or legal proceedings in relation to an alleged contravention of a law;
- become insolvent?

** A law mentioned above refers to a law relating to the following only: discrimination, immigration, industrial relations, occupational health and safety, people smuggling and related offences, slavery, sexual servitude and deceptive recruitment, taxation, terrorism and trafficking in persons and debt bondage.*

No

Yes Give details

5 Is the organisation, or any principal of the organisation or individual, currently awaiting the outcome of any proceedings mentioned at Question 4?

No

Yes Give details

6 Is there any other adverse information relating to your suitability to sponsor overseas workers?

No

Yes Give details

7 Have you previously nominated or sponsored a visa applicant for a temporary visa whose application was refused?

No

Yes Give details

8 Have you taken any action, or sought to take any action, that would result in the **transfer** to another person, some or all of the costs associated with you becoming an approved sponsor or that relate to the recruitment of a person from overseas (including migration agent costs)?

No

Yes Give details

9 Have you taken any action, or sought to take any action, that would result in another person(s) **paying** some or all of the costs associated with you becoming an approved sponsor or that relate to the recruitment of a person from overseas (including migration agent costs)?

No

Yes Give details

10 Have you **recovered**, or sought to **recover**, from another person, some or all of the costs associated with you becoming an approved sponsor or that relate to the recruitment of a person from overseas (including migration agent costs)?

No

Yes Give details

Part B – Sponsor details

11 Name of the organisation or individual that is applying to be the sponsor

If the applicant is an individual, please provide date of birth

DAY	MONTH	YEAR

12 Name and registration details of the superyacht

Attach a certified copy of the registration for each superyacht and a certified copy of either the superyacht's survey or insurance papers

1. Superyacht name

Country of registration

2. Superyacht name

Country of registration

13 Street address of organisation or individual

Note: Cannot be care of a migration agent.

POSTCODE

14 Postal address of organisation or individual

(If same as street address, write 'AS ABOVE')

POSTCODE

15 Contact officer for enquiries

Name

Position in organisation

Office hours telephone

(AREA CODE)

16 Australian Business Number (ABN) (if applicable)

17 Australian Company Number (ACN) (if applicable)

18 Do you agree to the department communicating with you by fax, email or other electronic means?

No

Yes Give details

Fax number

(AREA CODE)

Email address

Part C – Assistance with this form

19 Did you receive assistance in completing this form?

No ► **Go to Part D**

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	(<input type="text"/>)	(<input type="text"/>)	<input type="text"/>
Mobile/cell	<input type="text"/>		

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

No

Yes ► **Go to Part D**

21 Is the person/agent in Australia?

No ► **Go to Part D**

Yes

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

No

Yes

Part D – Options for receiving written communications

23 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 ► Your migration agent/exempt person should complete form 956 *Advice by a migration agent/exempt person of providing immigration assistance*

OR

Exempt person

Part E – Document checklist

24 Attach the following documents to this application. You should provide 'certified copies' of original documentation. Documents not in English must be accompanied by accredited English translations.

Tick when completed

For each Superyacht:	<input type="checkbox"/>
<ul style="list-style-type: none"> • Registration papers; and • Superyacht survey; or • Insurance papers 	<input type="checkbox"/>
If a captain is applying to be the sponsor:	<input type="checkbox"/>
<ul style="list-style-type: none"> • proof of employment as a captain 	<input type="checkbox"/>

Part F – Sponsorship applicant's declaration

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

25 Have you read and understood your obligations, see *Sponsorship obligations* on pages 1 and 2?

No

Yes

26 I understand the sponsorship obligations and other sponsorship requirements and understand that I/the organisation is bound by the sponsorship obligations and other sponsorship requirements with respect to all primary persons that I/the organisation consents to sponsor in writing.

No

Yes

27 I declare that:

- the details provided on this form are correct.
- 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.

Signature of authorised officer

DAY MONTH YEAR

Date

Full name (*block letters*)

Position in the business

Office hours telephone

(AREA CODE)

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