



PARTNER VISA

This booklet is about the Australian Partner visa which allows the partner or spouse of an Australian citizen, Australian permanent resident or eligible New Zealand citizen to live in Australia.

A WARM WELCOME FROM AGAPE HENRY CRUX

Thank you for enquiring with Agape Henry Crux about your journey to Australia through the Partner Visa program.

The two founders at Agape Henry Crux are both Accredited Specialists in Immigration Law. Their greatest strength is kindness, reflecting in their patience and perseverance in the results they deliver. Both, Kris and Jason, are the very few who continue to process their own work; drafting submissions and even filling up application forms - similar to performing surgery. Kris and Jason treat each of their cases delicately to ensure the quality precedes their reputation.

Immigration to Australia is a dream for many people, and Agape Henry Crux shares your dreams and will guide you through the process, to ensure you get the best outcome for your specific situation.



OUR VALUES

Agape Henry Crux focuses to provide to all our clients outstanding assistance with all visa and migration issues. We do this through the three core values that we hold very close to heart.

TRANSPARENCY



Your Australian journey is special and we're honoured to be a part of it. We want you to enjoy what Australia has to offer while we work hard on your visa.

We offer full transparency to your application, you can check your visa application status through the online portal and see how it all comes together!

EFFICIENCY



Technology is leaping into the future and so are we! Adapting to the fast-changing world of technology and implementing the latest software allows us to prioritise and manage your matter with efficiency. It is not all about speed, we focus on the details with precision and accuracy, delivering the service you are looking for.

PROFICIENCY



Immigration law is one of the most complex areas of law in Australia. Through on-going training and learning, our legal team is able to provide you with outstanding advice and guidance throughout your application process. We pride ourselves on becoming the leaders in the industry, one step at a time.

OFFSHORE (*subclass 309/100*) & ONSHORE PARTNER VISA (*subclass 820/801*)

The Partner Visa is for you if you are in a married or in a de facto relationship with:

- An Australian citizen;
- Permanent resident; or
- Eligible New Zealand citizen.

It allows you to remain in Australia on the basis of your relationship.

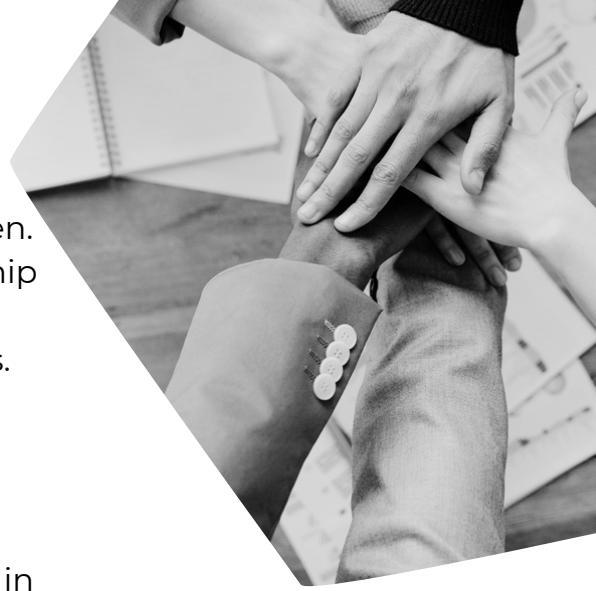
The Partner Visa is a two-stage process:

- The first stage is the provisional (sc. 820 / sc. 309) visa. On a temporary visa (the waiting period is usually approximately two years from the date you applied for the visa); then
- After two years, providing your relationship is still genuine and continuing, you can apply for the second stage, which is the Permanent (sc. 801 / sc. 100) Visa.



ELIGIBILITY

- Your partner is an Australian citizen, Australian permanent resident or an eligible New Zealand citizen.
- You are married or have been in a De facto relationship for at least 12 months.
- You and your dependents meet health requirements.
- You, your dependents and your sponsor meet character requirements.
- You do not have outstanding debts to the Australian government.
- You have never had a visa cancelled or refused while in Australia.



MARRIED COUPLE

Must provide the current and valid marriage certificate.

DE FACTO COUPLE

If de facto, you will need to prove that you have been in this relationship for at least 12 months immediately before lodging your application. If you have registered your relationship with an Australian State government or territory, you can waive the 12 month requirement.

You and your partner must show a mutual commitment to a shared life to the exclusion of all others that is genuine and continuing.

If you are living apart because of work, visa or other circumstances outside of your control, you must provide that:

- You have met in person previously;
- You and your partner communicate daily; and
- that this separation is not permanent



DID YOU KNOW?

- 1** **Onshore applicants (820 visa)** must be in Australia at the time of application and at the time of decision.
 - You can travel outside of Australia during the processing period.
 - If you are overseas when they are ready to make a decision (in most cases), they will advise you to come back to Australia
- 2** **Offshore applicants (309 visa)** must be outside Australia at the time of application and at the time of decision.
 - You can visit Australia during the processing period.
 - If you are onshore when DoHA is ready to make the decision, they will advise you to leave so they can grant the visa.
- 3** The sponsor must not have sponsored anybody else for other Partner Visas in the last five years, and a total of 2 sponsorship.
- 4** Applicant and sponsor must not be related by family:
 - Related by family includes relationships traced through an adoptive parent, and for this purpose, also includes any adoption that may have been declared void or has ceased to be in effect.
 - Be an ancestor or descendant of one another.
- 5** If the visa applicant was subject to domestic violence, or the death of Sponsor, you might be eligible to obtain your partner visa.
- 6** Form 888 is only valid for 6 weeks from the date of certification.
- 7** If you haven't lived together for at least 12 months, you can register your relationship under a law of a participating state or territory to waive the requirement.

THE FOUR PILLARS



FINANCIAL

- Any joint ownership of real estate or other major assets; and
- Any joint liabilities; and
- The extent of any pooling of financial resources, especially in relation to major financial commitments; and
- Whether one person in the relationship owes any legal obligation in respect of the other; and
- The basis of any sharing of day-to-day household expenses.



COMMITMENT

- The duration of the relationship; and
- The length of time during which the persons have lived together;
- The degree of companionship and emotional support that the persons draw from each other; and
- Whether the persons see the relationship as a long-term one.



COHABITATION

- Any joint responsibility for the care and support of children; and
- The living arrangements of the persons; and
- Any sharing of the responsibility for housework.



Social Aspects

- Whether the persons represent themselves to other people as being in a de facto relationship with each other; and
- The opinion of the person's friends and acquaintances about the nature of the relationship; and
- Any basis on which the persons plan and undertake joint social activities.

THE ULTIMATE PROCESS FOR ONSHORE PARTNER VISA

1 INITIAL CONSULTATION

Agape Henry Crux assesses your eligibility against the Partner visa criteria.

2 APPOINTING AGAPE HENRY CRUX

Client agreement is signed between Agape Henry Crux and yourself as our client.

3 PREPARATION BEGINS

Instruction and checklist are sent to you to collect documents and for us to prepare for your application lodgement.

Payment received and work begins.

4 FINALISATION

Preparation stage will depend on how fast you can provide us with the information & documents. Once we have a complete application, we will send it to you for a final check before lodgement.

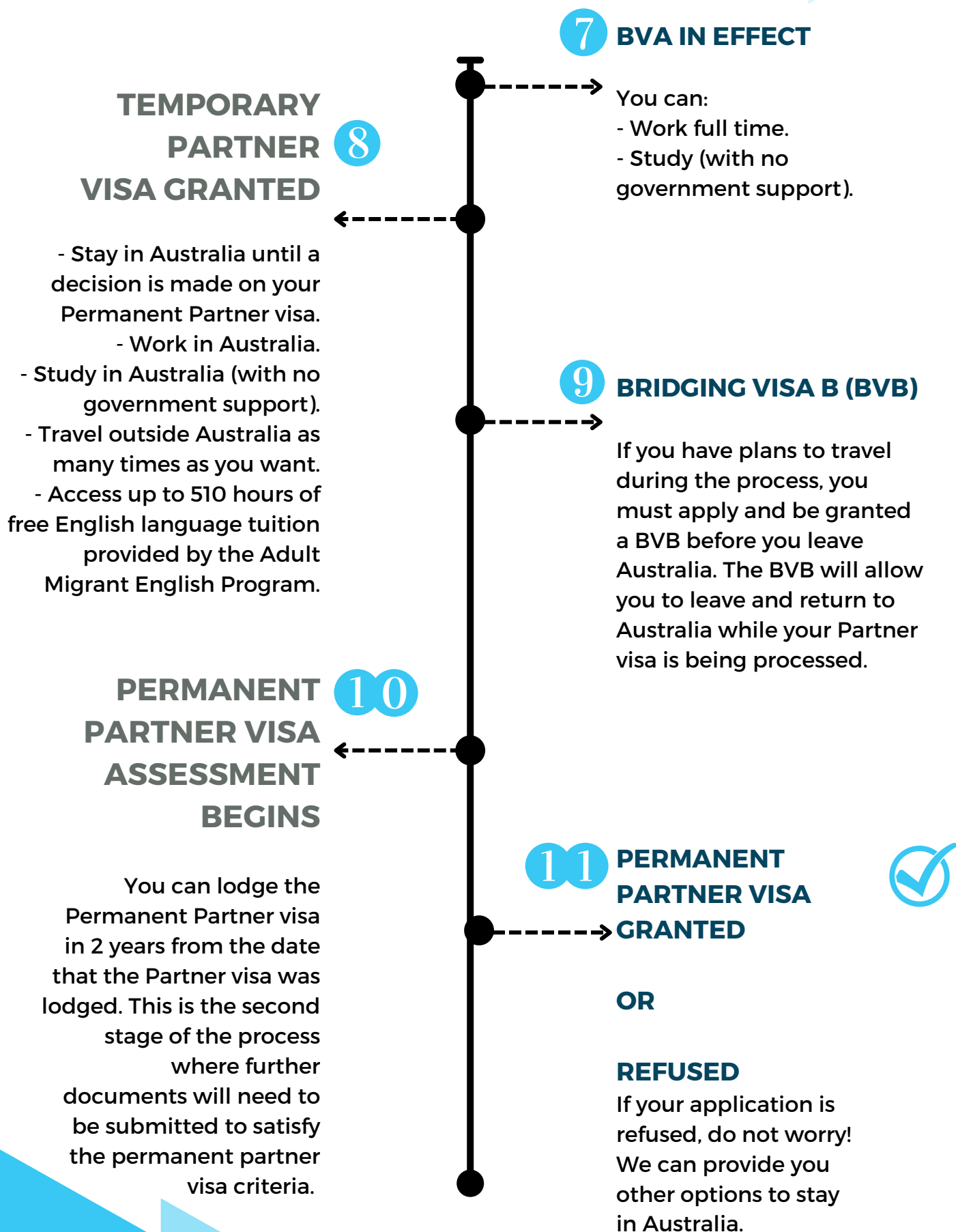
5 APPLICATION LODGE MENT

Once confirmation is received we will lodge your application. You will automatically be granted a Bridging Visa A (BVA). You can also apply for Medicare after lodgement providing you hold a substantive visa.

6 CURRENT VISA EXPIRES



THE ULTIMATE PROCESS FOR ONSHORE PARTNER VISA





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