

Resolution of Status visa and TPV/SHEV holders

On 14 February 2023, the Department of Home Affairs (Department) announced changes for people who hold a Temporary Protection (subclass 785) visa (TPV) or Safe Haven Enterprise (subclass 790) visa (SHEV). This factsheet sets out information if you hold a TPV or SHEV and your eligibility for a Resolution of Status (subclass 851) visa.

If you hold a TPV/SHEV and have already lodged a subsequent application

If you have already applied for your subsequent TPV/SHEV, you will not need to lodge another application. Your subsequent application for a TPV/SHEV will be converted to an application for a Resolution of Status visa.

If you hold a TPV/SHEV and have not lodged a subsequent application

If your visa is due to expire between 14 February 2023 and late March 2023, you will be invited to apply for the Resolution of Status visa by paper. If your visa is due to expire after late March 2023, you will be able to apply online.

You can apply for a Resolution of Status visa through Legal Aid ACT if you are residing in the ACT. Please contact Legal Aid ACT on 02 6243 3411 or migration@legalaidact.org.au.

If you are waiting for a decision on your first TPV/SHEV application

The Department will still continue to process your application and determine whether you meet the criteria. If you are found to meet the visa criteria, you will be granted a Resolution of Status visa.

If your TPV/SHEV has expired or been cancelled

If you did not lodge a subsequent TPV/SHEV application before your previous TPV/SHEV expired or your TPV/SHEV has been cancelled, please contact Legal Aid ACT on 02 6243 3411 or migration@legalaidact.org.au.

If your TPV/SHEV has been refused

If you have been refused a TPV/SHEV and are at the Immigration Assessment Authority, Administrative Appeals Tribunal or have sought judicial review through the courts, your application will need to be remitted to the Department before you can be considered for a Resolution of Status visa.

If your TPV/SHEV application was refused and you did not appeal the decision, please contact Legal Aid ACT on 02 6243 3411 or migration@legalaidact.org.au.

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Requirements for the Resolution of Status visa

You will be required to meet relevant health, character and security checks. The Department will not reassess your claims for protection.

Once you hold the Resolution of Status visa

You will be a permanent resident and have rights to work, study and access Medicare/Centrelink.

You may also be eligible for the Adult Migrant English Program through Navitas Skilled Futures in the ACT: [AMEP, EST, SEE, CTA & Foundation Skills \(navitas-skilled-futures.com.au\)](http://navitas-skilled-futures.com.au).

Travelling

You will be able to travel overseas however our advice is that you should not return to your country of origin. While it will not be a condition of your visa, travelling to your country of origin may impact your visa status.

You can apply for a Convention Travel Document or Titre de Voyage through the Australian Passport Office: [Non-citizen travel documents | Australian Passport Office \(passports.gov.au\)](http://passports.gov.au).

Sponsoring or proposing relatives

If you would like advice on sponsoring or proposing relatives, please contact Legal Aid ACT for advice through our Reunification Support Service. You may be eligible to sponsor or propose relatives under the Family or Humanitarian stream.

Legal Aid ACT is unable to provide lodgement assistance for Partner or Prospective Marriage visas, Carer visas, Parent visas or Visitor visas.

Citizenship

You may be eligible for Australian citizenship by conferral after one year of holding the Resolution of Status visa if you meet the 'general residence requirement'. We recommend you return to Legal Aid ACT for further advice once you are ready to apply by contacting on 02 6243 3411 or migration@legalaidact.org.au.

If you need an interpreter, Legal Aid ACT will be able to arrange an interpreter using the Translating and Interpreting Service when you need to talk to us.

Legal Aid ACT will be able to provide you with free advice if you hold a TPV or SHEV and are living in the ACT.