

Subclass 851, Resolution of Status (RoS) visa

A fact sheet on permanent visa pathways for Temporary Protection and/or Safe Haven Enterprise visa holders and applicants

The Government now allows Temporary Protection visa (TPV) (subclass 785) and Safe Haven Enterprise visa (SHEV) (subclass 790) holders eligible to apply for a permanent Resolution of Status (RoS) (subclass 851) visa, and to convert applications for TPV/SHEVs to applications for RoS visas.

If you have held or applied for a TPV or SHEV before 14 February 2023, you may be eligible for a permanent RoS visa.

RoS Visa Application Criteria

The RoS visa application is less detailed than a protection visa application. The form asks for basic information about you and any other applicants (including name, address, date of birth and contact details), as well as questions about character requirements and your travel history. The form also includes an Australian Values Statement and declaration that you will need to sign. Click here to see an example of the [Australian Values Statement](#).

If you have been charged with or convicted of any criminal offences, we recommend getting advice from a lawyer before submitting your Resolution of Status visa application. You may also be required to undergo a health examination. If this is required, the Department of Home Affairs will let you know.

You do not need to provide any information about your protection claims as part of the RoS visa application.

Do I need to be in Australia to apply for the RoS Visa?

We do not expect you will need to attend an interview. If you are required to submit a RoS visa application, you must be in Australia at the time that you submit your application (even if your application is submitted online via Immiaccount). You must also be in Australia at the time of your Resolution of Status visa grant.

There is no fee to apply for a RoS visa.

The Government expects the majority of eligible applicants who meet the requirements to be granted a RoS visa within 12 months of when:

- your TPV/SHEV visa application is converted to an RoS visa application, or
- when you submit your RoS application.

If your RoS visa application is refused, you will have the right to seek review before the Administrative Appeals Tribunal. It is important that you get legal advice about this review process.

Free Visa application assistance

The Government has committed \$9.4 million over two years for free visa application assistance for this process. Specialist community refugee and immigration legal service providers across Australia will help you with your application free of charge.

Whilst not mandatory, TPV/SHEV holders applying for a RoS visa can contact the legal service provider in their state or territory if they need assistance.

The Refugee Advice and Casework Service (RACS) is funded to assist people with the transition. For further information, go to <https://www.racs.org.au/tpv-shev-processing>

***Note:** It is not mandatory to seek support from specialist legal service providers. The Department of Home Affairs does not charge a fee to fast-track a visa. If you get offered this service, it is a scam.

Services and benefits for RoS visa holders

People granted a permanent RoS visa will have the same rights and benefits as all permanent residents.

This includes no waiting period and immediate eligibility for:

- [all social security payments](#)
- the [National Disability Insurance Scheme](#), and
- [higher education assistance](#).

RoS visa holders will be eligible to:

- ✓ become Australian citizens once they meet residency and other requirements
- ✓ sponsor family to come to Australia under the family visa stream of the Migration Program.

For more information, visit the [Department of Home Affairs' website](#).