



Papua New Guinea Immigration & Citizenship Service Authority

APPLICATION FOR REFUGEE DETERMINATION

INSTRUCTIONS: read this information carefully before you complete your application form

1. Please answer all questions in English.
2. It is important that you fill in the form completely and honestly.
3. There are 3 parts in this application form.
Part A – Client Details
Part B – Claims for Refugee Determination.
Part C – Declarations
4. The purpose of this form is to provide an opportunity to apply for Refugee Determination in Papua New Guinea since Papua New Guinea is a signatory to the *1951 United Nations Convention relating to the Status of Refugees*, and its *1967 Protocol (Refugees Convention)*.
5. Please provide your complete form to the Manus Island Regional Processing Centre.

FOR OFFICE USE ONLY

Arrival Date (Port Moresby):

Boat ID:

Other ID/file number:

Information about this form

This form is for non-citizens seeking Refugee Determination in Papua New Guinea pursuant to Section 14 of the Migration Regulation 1979 (the Regulation). For the purpose of Section 15A of the Migration Act 1978, Section 14(1) of the Regulation, provides that a non-citizen may be determined to be a refugee if the Minister is satisfied that -

- (a) The non-citizen has been transferred to Papua New Guinea under the Memorandum of Understanding between the Government of the Independent State of Papua New Guinea and the Government of Australia, Relating to the Transfer to and Assessment of Persons in Papua New Guinea and Related to Issues; and
- (b) The non-citizen holds a well-founded fear of being persecuted for reasons of race, religion, nationality, membership of a particular social group or political opinion; and
- (c) The non-citizen –
 - (i) Is outside of the country of his or her nationality and is unable or owing to such fear, is unwilling to avail himself or herself of the protection of that country; or
 - (ii) Does not have a nationality and being outside his or her country of former habitual residence is unable, or, owing to such fear, is unwilling to return to it.
- (d) The non-citizen is not excluded from recognition as a refugee in Papua New Guinea under subsection (2).

Under Section 14(2) of the Regulation, a non-citizen will be excluded from recognition if the Minister is satisfied that the non-citizen -

- (a) Has been recognised by the competent authorities of a country in which he or she has taken residence or held residence as having the rights and obligations which are attached to possession of the nationality of that country; or
- (b) Has committed a crime against peace, a war crime, or a crime against humanity, as defined in the international instruments drawn up to make provision in respect of such crimes; or
- (c) Has committed a serious non-political crime in another country; or
- (d) Has been found guilty of acts contrary to the purpose and principles of the United Nations; or
- (e) Is a threat to the national security or defence of Papua New Guinea if he or she remains in Papua New Guinea; or
- (f) Is a member of, or adheres to, any organisation or group of persons that has engaged in, or has claimed responsibility for, a terrorist act in or outside Papua New Guinea and the continued presence of that person in Papua New Guinea constitutes a threat to public safety; or
- (g) Has engaged in, or has claimed responsibility for, a terrorist act in or outside Papua New Guinea and the continued presence of that person in Papua New Guinea constitutes a threat to public safety; or
- (h) Has, during the period of his or her residency at the regional processing centre anywhere or within Papua New Guinea,

WARNING: The Migration Act 1978 lays down penalties for persons who deliver or otherwise furnish for official purposes of the government, documents containing information or statements that are false or misleading.
Persons who do not observe these requirements are liable to heavy penalties under Papua New Guinea immigration law.

PART A – CLIENT DETAILS

1. PERSONAL DETAILS

Family Name:

Given Name(s):

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Alias/Other Name(s):

Name in own Script:

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Date of Birth:

Day	Month	Year

Gender:

Male

Female

Please indicate your relationship status:

Married

Engaged

De facto

Separated

Divorced

Widowed

Never married or in a *de facto* relationship

Please indicate your religion:

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Please indicate your ethnicity:

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2. DEPENDANTS

Please provide details of all dependants to be included in this application. Dependants under Section 2 of the Migration Act 1978 means, in relation to a person, the spouse of that person, not living apart from that person under a decree of court or a deed of separation, and an unmarried child of that person under the age of 16 years.

Details to be provided are:

Relation	Name	Date of Birth	Place of Birth

(if required, please attach further details on an additional page)

3. FAMILY COMPOSITION

Please provide details of your family members not including the dependants listed above. This should include any other spouse/partner, child/ren, parents, siblings and any other relatives that have some kind of financial, physical or psychological dependency on you, located in or outside of Papua New Guinea.

Details to be provided are:

Relation	Name	Age	Location	Status in Country

(if required, please attach further details on an additional page)

4. CITIZENSHIP

Country of Birth:

Town/Province:

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Your current citizenship and date acquired (if different to above):

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5. IDENTIFICATION

Please provide details of any identification documents you have brought with you:

Description of document	ID Number	Country of Issue	Expiry Date

(if required, please attach further details on an additional page)

6. PREVIOUS ADDRESSES

Please provide details of all addresses OUTSIDE Papua New Guinea, where you have resided for 6 months or more in the past 10 years:

Country	Date Resided		Address (specify city/town/village/refugee camp/country)
	Month	Year	

(if required, please attach further details on an additional page)

7. CRIMINAL HISTORY

Have you ever been convicted of a criminal offence? Yes No

If yes, please provide details: date/nature of offence/place of conviction/penalty imposed:

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(if required, please attach further details on an additional page)

8. EDUCATION

Please provide details of your education:

Date	Name of the School/Institution	City/Village/Country	Level/Qualification
From:			
To:			
From:			
To:			
From:			
To:			

(if required, please attach further details on an additional page)

9. EMPLOYMENT HISTORY

Prior to leaving your country of origin, were you employed? Yes No

If yes, please provide details of your employment:

Occupation	Employer	Year started Work

Please provide details of your employment history:

Occupation	Location	Date

(if required, please attach further details on an additional page)

10. TRAVEL DOCUMENTATION

Please provide details of your current travel document (if any):

Type of Travel Document (including genuine or fraudulent)	Date of Issue	Expiry date	Issuing Authority

Have you been deported from, or refused entry to Papua New Guinea, or any other country?

Yes No

If yes, please provide details:

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(if required, please attach further details on an additional page)

Please provide details of country of former habitual residence or transit before your arrival in Papua New Guinea:

Country	Arrival Date	Departure Date	Status	Reason for leaving
	Day/Month/Year	Day/Month/Year		

(if required, please attach further details on an additional page)

Have you travelled outside your home country or country of residence for reasons other than seeking asylum?

Yes No

If yes, please provide details:

Country travelled to	Arrival Date	Departure Date	Status	Reason for Travel
	Day/Month/Year	Day/Month/Year		

(if required, please attach further details on an additional page)

PART B – CLAIMS FOR REFUGEE DETERMINATION

B1. I am seeking refugee determination in Papua New Guinea so that I do not have to return to _____

B2. Why did you leave that country?

(if required, please attach further details on an additional page)

B3. Have you experienced harm in that country? If so, what is the harm you have experienced?

(if required, please attach further details on an additional page)

B4. Who is the harm from?

(if required, please attach further details on an additional page)

B5. What do you fear may happen to you if you return to that country?

(if required, please attach further details on an additional page)

B6. Why do you think this will happen to you if you return?

(if required, please attach further details on an additional page)

B7. Are the authorities in your country able to provide protection?

(if required, please attach further details on an additional page)

B8. When did you leave your home country?

B9. At what airport, port or place of departure did you leave your home country?

B10. Did you leave your country with the permission of the Government?

Yes No

B11. Have you ever been registered with, or been assessed for refugee status by United Nations High Commissioner for Refugee (UNHCR)? Yes No

If yes, please provide details:

(if required, please attach further details on an additional page)

B12. Have you applied for asylum, or refugee status, in any country other than Papua New Guinea?

Yes No

If yes please provide details:

(if required, please attach further details on an additional page)

B13. Do you have any documentary evidence to support your claims (for example, including but not limited to membership cards, court documents, photographs, press articles)? Yes No

If yes please provide details:

(if required, please attach further details on an additional page)

B14. Have you taken or held residence in another country and have the rights and obligations which are attached to the nationality of that country? Yes No

If yes, please provide details:

(if required, please attach further details on an additional page)

B15. Have you committed, or been involved in the commission of, a crime against peace, war crimes, or crimes against humanity? Yes No

If yes, please provide details:

(if required, please attach further details on an additional page)

B16. Have you committed a serious non-political crime in another country?

Yes No

If yes, please provide details:

(if required, please attach further details on an additional page)

B17. Have you been a member of, or adhere to any organisation or group of persons who has engaged in, or claimed responsibility for, a terrorist act in or outside Papua New Guinea? Yes No

If yes, please provide details:

(if required, please attach further details on an additional page)

B18. Have you individually, engaged in, or claimed responsibility for, a terrorist act in or outside Papua New Guinea?

Yes No

If yes, please provide details:

(if required, please attach further details on an additional page)

B19. Have you been involved in an incident in the Regional Processing Centre since your arrival in Papua New Guinea? Yes No

If yes, please provide details:

(if required, please attach further details on an additional page)

PART C – DECLARATIONS

1. REPRESENTATIVE

Has someone assisted you in completing this form? Yes No

If yes, please provide name and contact details of the person assisting you:

2. INTERPRETER DECLARATION

If an interpreter was used in the preparation of this form, the interpreter must complete this declaration

I declare that:

I am competent in the English language and

(language)

I have faithfully interpreted all contents of this application form into the English language from the above language, including the applicants' declaration.

Signature of interpreter

Full Name:

Business Address:

Interpreter Number:

Interpreter Agency:

3. CLIENT DECLARATION

Client Name:

I solemnly declare:

- I have read and understood the information asked of me and provided by me in this application for Refugee Determination.
- Everything submitted in this form is true.
- I understand that penalties may be imposed if I have given false or misleading information and this could affect a determination as to whether I am a refugee.
- I consent to the release of information from this application and authorise consultation by the Papua New Guinea Government for the purposes of any review of the assessment of my claims for refugee determination, as well as consultation required with resettlement countries and international organisations such as UNHCR and IOM.

Signature of the applicant:

Date:

Attachment 7A

Client Name:

Boat ID:

ATTACHMENT TO APPLICATION FOR REFUGEE DETERMINATION

Qu: 2. DEPENDENTS

Please provide details of all dependents, who are with you in PNG and who are to be included in this application. A Dependent under Section 2 of the Migration Act 1978 means, **in relation to a person, the spouse of that person, not living apart from that person** under a decree of court or a deed of separation, **and an unmarried child of that person under the age of 16 years.**

Relation	Name	Date of Birth	Place of Birth
NONE			

Qu: 3. FAMILY COMPOSITION

Family members not including the dependents listed above who are part of your family unit. For example, exclude parents, siblings, adult children who are not a part of your family unit ie are not meeting the definition of dependency.

Relation	Name	Date of birth	Location	Status in Country

Client Name:

Boat ID:

Qu: 5. IDENTIFICATION & Qu: B13 DOCUMENTARY EVIDENCE TO SUPPORT YOUR CLAIM

Travel documents, ID documents.

Documentary evidence to support your claims (for example, including but not limited to membership cards, court documents, photographs, press articles).

Description of document	ID Number	Country of Issue	Expiry Date

Qu: 6. ADDRESSES & 10. COUNTRIES OF HABITUAL RESIDENCE OR TRANSIT

List all previous addresses OUTSIDE Papua New Guinea.

When listing countries of habitual residence or transit before arrival in Papua New Guinea, also list your Status in that country and reason for leaving.

Arrival Day/Month/Year	Departure Day/Month/Year	Address (specify city/town/refugee camp/country)	Status (if a country of habitual residence or transit before arrival in Papua New Guinea)	Reason for leaving (if a country of habitual residence or transit before arrival in Papua New Guinea)
		OPC, Manus Island, PNG	Asylum seeker	n/a
		Christmas Island	Asylum seeker	

Client Name:

Boat ID:

Qu: 8. EDUCATION

Education details (primary, secondary, tertiary).

From	To	Name of School/Institution	Village/District/Province/Country	Level/Qualification

Qu: 9. EMPLOYMENT HISTORY

Please provide details of your employment history.

Occupation	Employer and Location	Date (month/year) From - To
I was unemployed during any periods not listed above		

Qu: 10. DETAILS OF TRAVEL OUTSIDE YOUR HOME COUNTRY OR COUNTRY OF RESIDENCE FOR REASONS OTHER THAN SEEKING ASYLUM OR HABITUAL RESIDENCE.

Country travelled to:	Arrival Date	Departure Date	Status	Reason for Travel
	Day/Month/Year	Day/Month/Year		

Client Name:

Boat ID:

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DATES LISTED IN THE TABLES ABOVE ARE AS ACCURATE AS CAN BE ESTABLISHED BUT MAY BE APPROXIMATE. IF NOT LISTED, DATES ARE UNKNOWN.

Attachment 7B

Statement of [REDACTED]

Boat ID:

I, [REDACTED], unemployed, and currently being held at the Manus Island Regional Processing Centre, Papua New Guinea, make the following statement:

Summary of my claims

1. The following is only a summary of my claims for protection. It is not an exhaustive statement of the reasons why I cannot return to my country of origin. I will provide further information in relation to my protection claims during my interview with the Government of Papua New Guinea.

Transferee Interview (only if relevant)

2. Recently after arrival in PNG, I attended a Transferee Interview. I was not made aware at the Transferee Interview that the information I provided would be used for the purposes of assessing my claims for protection.
3. The following information was incorrectly recorded (due to ...eg interpreter error or difficulty understanding Interviewer or fatigue etc.)

Background

4. I am a citizen of [REDACTED]. I do not have a right to citizenship or a right to reside in any other country.
5. I am [Ethnicity] and a [Religion].
6. I was born on [REDACTED] in [REDACTED].
7. I have [REDACTED] brothers and [REDACTED] sisters, who (state info to support claim e.g. unable to relocate/siblings that have received protection already and/or reside outside country of reference.) Delete if not appropriate.

Why I left [REDACTED]?

Have I experienced harm in [REDACTED]? If so, what is the harm I have experienced and by whom?

8. [List experiences of past harm and by who].
9. [List names of agents of harm].

What I fear may happen to me, by who and why, if I return to [REDACTED]

10. I fear [list fears] by [list all agents of feared harm] if I return to [Country].
11. [Give reasons why fears harm from these agents].

Why I think the authorities of [REDACTED] cannot or will not protect me if I were to return to [REDACTED]

[Give reasons – eg country's insecurity/ lack of rule of law/ history of discrimination against client's group, etc].

Why I think relocation to another area in [REDACTED] is not a reasonable option

12. [Give reasons – unreasonable, irrelevant as per UNHCR guidelines]

NOTE: Consider any applicable international covenants – refer to RSD guidelines.

Signed.....

Name: **PRINT APPLICANTS NAME**

Date:

Statement witnessed by **PRINT CAPS NAME**

Signed.....

Date

INTERPRETER'S DECLARATION

I, **XXXXXX** being a competent/accredited interpreter in the **XXXXXX** language, have accurately and completely interpreted the contents of this declaration from the English Language to **XXXXXX** language to the person who signed the declaration above.

.....
Date:

Attachment 7C

INSTRUCTIONS

By accepting the assistance of Playfair Visa and Migration Services I agree to the following:

1. I ask Playfair Visa and Migration Services (Playfair) to provide me with advice on the prospects of receiving protection and to prepare an application or request to the Government of the Regional Processing Country to be recognised as someone who is entitled to protection.
2. I acknowledge that either:
 - a. a representative from Playfair has explained the contents of the documents titled “Transferee information leaflet” and “Instructions” to me with the assistance of an interpreter, or
 - b. if I decide not to use an interpreter, I have understood this leaflet.
3. Playfair may cease assisting me if I:
 - a. provide false information to a representative of Playfair;
 - b. fail to provide instructions to Playfair within a reasonable period;
 - c. fail to accept advice given by Playfair;
 - d. engage another representative to provide me with advice or assistance;
 - e. do anything that results in Playfair having a conflict of interest; or
 - f. otherwise indicate that Playfair do not have my confidence

After that Playfair will not provide me with any further assistance.

4. I can ask Playfair to stop helping me at any time and if I do Playfair will not provide me with any further assistance.
5. I understand that if Playfair ceases to assist me or I ask them to stop helping me I will be completely responsible for my application and it will be up to me to prove that I am entitled to protection.
6. I authorise Playfair to destroy any document of mine in their possession two years after they have ceased acting for me or as otherwise permitted by law.
7. I authorise Playfair to commence the second stage of the application process – the review stage - if I receive a negative decision when the first stage is completed. Playfair does not need to confirm these instructions again.
8. I understand that Playfair will not commence any Court proceedings arising from any negative decision even if I have the right to do this, and Playfair will not be providing me with any advice about this.

Name		BOAT ID
Signature		
Date		