



**Gold Medal Visa**  
Accredited Immigration Experts

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## No further Stay Condition

### Overview

A No Further Stay condition means you can't apply for most temporary and permanent visas while you are in Australia.

You will mostly likely need to apply for a waiver if you look to apply for another visa.

If you don't have a valid visa to remain in Australia and cannot apply for another visa in Australia, you may have to leave the country. Once you leave Australia you can apply for other visas to return to Australia if eligible.

### When you can request a waiver

You can apply to waive the No Further Stay condition if there is a major change in your situation.

This change must be out of your control - you could not have prevented or stopped it.

Examples of major changes that are reasons for waiver:

- unable to travel for medical reason
- death or serious illness of close family
- natural disaster in home country
- war or civil unrest in home country
- your school cannot provide your approved course

Examples of major changes that are not reasons for waiver:

- marriage or starting a de facto relationship with an Australian citizen or permanent resident
- failing your course
- pregnancy

Not knowing the condition was attached to your visa is not a reason for a waiver.

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## **After you request a waiver**

A waiver request does not waive the No Further Stay condition. The Immigration will process your request and notify you of its decision. It may ask you for more information. This may delay the processing time.

If your visa expires before we decide your request, you will become unlawful. It is your responsibility to ensure you have a valid visa for the whole of your stay in Australia.

## **If the condition is waived**

If the No Further Stay condition is waived, you can apply for another visa in Australia.

There is no guarantee that we will grant you another visa. We will decide your visa application on the information you give us.

## **If the condition is not waived**

If the No Further Stay condition is not waived, you will not be able to apply for another substantive visa.

You may apply for some specified visas depending on your visa conditions.

The Immigration's decision to approve or refuse a waiver is final. The decision can't be reviewed by the Administrative Appeals Tribunal.

If your circumstances change after your request for waiver is refused, you can lodge a new request. The new circumstances must be substantially different from your previous waiver request.

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