



CONSULATE GENERAL OF THE UNITED STATES

LEVEL 59 MLC CENTRE 19-29 MARTIN PLACE SYDNEY NSW 2000
61-2-9373-9200 <http://sydney.usconsulate.gov/sydney>

VISA INSTRUCTIONS FOR FIANCÉ(E) NONIMMIGRANT VISA APPLICANTS

We have received a petition entitling you to K-1 nonimmigrant visa classification as an alien proceeding to the United States to marry an American citizen. To prepare for your interview appointment with a consular officer, please read and follow carefully the instructions below.

1. Complete and return immediately to this office the enclosed form DS-230I, Immigrant Visa Application Part I, Biographic Data. **We cannot process your case until this form is received.**
2. Fill out two copies and sign forms DS-156, Nonimmigrant Visa Application. Please refer to the attachment regarding the Electronic Visa Application Form (EVAF). If your children will apply with you, two copies of forms DS-156 for each child must be completed in full, including photograph.

Form DS-156(K), Nonimmigrant Fiancé(e) Visa Application: All questions must be answered. **Please do not sign this form.** It is to be signed in front of the consular officer on the day of your interview.

3. Obtain the documents on this checklist which relate to you. Your original documents will be returned to you at the time of your final visa interview.
4. As soon as you have obtained all of the documents that apply in your case, carefully read the statement on Page 6, complete, sign, date it and return only Page 6 to this office together with all your applicable documents. After the form and documents have been received in this office, you will be scheduled for a visa interview at the earliest possible date. **You should send your forms DS-156 /156K with all of your documents together with form DSL-1076. Please mail all of the documents and forms in together to the address listed above.**

Document requirements

Please obtain *original documents* or *certified copies* from an appropriate authority, for yourself and all unmarried children under 21 years of age who will accompany you to the United States. All documents that relate to your petition are required, even if they were previously submitted to the USCIS (United States Citizenship & Immigration Services) or to this office with your petition.

Evidence of Relationship

You may be asked to submit proof of a valid fiancé/fiancée relationship with your petitioner. It is, therefore, useful to bring with you letters, photographs, or other evidence of your engagement and/or relationship.

Birth certificates

Obtain the original, or certified copy, of the birth record of each family member (yourself and all unmarried children under the age of 21) even if the children are not immigrating with you.

The certificate must contain:

- Person's date of birth
- Person's place of birth
- Names of both parents
- Annotation by the appropriate authority indicating that it is an extract from the official records

Information regarding the procedures for obtaining birth certificates is usually available by visiting the website:

<http://www.travel.state.gov/visa/reciprocity/index.htm>

Unobtainable birth certificates

Your birth record may not be obtainable. Some reasons are listed below.

- Your birth was never officially recorded.
- Your birth records have been destroyed.
- The appropriate government authority will not issue one.

Please obtain a certified statement from the appropriate government authority stating the reason your birth record is not available. With the certified statement you *must* obtain secondary evidence. For example:

- A baptismal certificate that contains the date and place of birth and both parent's names providing the baptism took place shortly after birth
- An adoption decree for an adopted child, or
- An affidavit from a close relative, preferably the applicant's mother, stating the date and place of birth, both parent's names, and the mother's maiden name.

Please note: An affidavit must be executed before an official authorized to take oaths or affirmations.

Child Custody Any minor child immigrating with a parent or who has been petitioned for on his or her own must submit custody information. This may include:

- A notarized statutory declaration from the child's other parent advising of his/her knowledge and consent for the child to live indefinitely in the United States. This must include a copy of a photo ID of that parent; or
- A certified death certificate of the other parent.

Passports A Passport must be valid for travel to the United States and must have at least eight months validity beyond the issuance date of the visa. Any child who is included in his or her parent's passport must obtain his or her own separate passport.

Deportation Applicants who have previously been deported or removed at government expense from the United States must obtain Form I-212, Permission to Reapply after Deportation, from the U.S. Citizenship & Immigration Service, or from a U.S. Embassy or Consulate, and follow the instructions included on that form.

Medical Examination Arrange for a medical examination with one of the physicians listed on the attached information sheet. You are responsible for the cost of the examination. A medical examination is also required for each child who will accompany you.

Court and Prison Records Persons who have been convicted of a crime must obtain a certified copy of each court record and any prison record, regardless of the fact that he or she may have subsequently benefited from an amnesty, pardon or other act of clemency.

Court records should include:

- Complete information regarding the circumstance surrounding the crime of which the applicant was convicted, and
- The disposition of the case, including sentence or other penalty or fine imposed.

Please note: Court & Prison records from certain countries are unavailable.

More specific information is available from the website:
<http://www.travel.state.gov/visa/reciprocity/index.htm>

Military records Persons who have served in the military forces of any country must obtain one copy of their military record.

Please note: Military records from certain countries are unavailable.

More specific information is available from the website:
<http://www.travel.state.gov/visa/reciprocity/index.htm>

Marriage certificates

If you were married previously, obtain an original or certified copy of your marriage certificate bearing the appropriate seal or stamp of the issuing authority.

Information on how you may obtain a certified copy of your prior marriage certificate is available from the website: <http://www.travel.state.gov/visa/reciprocity/index.htm>

Termination of prior marriages

Applicants who have been previously married must obtain evidence of the termination of each prior marriage. Evidence must be in the form of original documents issued by a competent authority, or certified copies bearing the appropriate seal or stamp of the issuing authority.

Acceptable evidence is a:

- Final divorce decree
- Death certificate, or
- Annulment.

Information on how you may obtain a certified copy of termination of any prior marriages is available from the website:
<http://www.travel.state.gov/visa/reciprocity/index.htm>

Translations

All documents not in English, or in the official language of the country in which application for a visa is being made, must be accompanied by certified English translations.

The translation must include a statement signed by the translator that states that the:

- Translation is accurate, and
- Translator is competent to translate.

Affidavit of Support

Evidence which will show that you and your children, if any, are not likely to become public charges in the United States. The enclosed information sheet, form DS-2000, lists evidence which may be presented to meet this requirement of law. Enclosed is an affidavit of support, form I-134, which you should send to your petitioning fiancé (e) to complete on your behalf and on behalf of any children if applicable. The I-134 must be submitted with supporting documentation from your fiancé (e) to prove his/her ability to support you upon your arrival into the U.S.

Photographs

Two photographs are required. They must be unmounted full-face photos, taken within the past 6 months; photos should measure 2 inches square (roughly 50mm square) with the head centered in the frame. The head measured from the top of the hair to the bottom of the chin should measure at 1 inch to 1 3/8 inches (25mm to 35mm) with the eye level at 1 1/8 inch to 1 3/8 inches (28mm and 35mm) from the bottom of the photo. Photos should be printed without borders. The photograph must be full-face view in which the visa applicant is directly facing the camera.

Police certificates

Police certificates are required for each visa applicant aged 16 years or older. The table below shows how many police certificates are required based on where each applicant lives and has lived previously. Present and former residents of the United States should NOT obtain any police certificates covering their residence in the U.S.

| IF the applicant... | AND... | THEN the applicant needs a police certificate from... |
|--|------------------------------------|--|
| is living in their country of nationality at their current residence for more than 6 months | is 16 years old or older | the police authorities of that locality. |
| lived in a different part of their country of nationality for more than 6 months | was 16 years or older at that time | the police authorities of that locality. |
| lived in a different country for more than 12 months | was 16 years or older at that time | the police authorities of that locality. |
| was arrested for any reason, regardless of how long they lived there | was any age at that time | the police authorities of that locality. |

The police certificate must:

- Cover the entire period of the applicant’s residence in that area, and
- State what the appropriate police authorities’ records show concerning each applicant, including all arrests, the reason for the arrest(s), and the disposition of each case of which there is a record.

Please note: Police certificates from certain countries are unavailable. More specific information is available from NVC or the nearest United States immigrant visa processing post.

YOU WILL NOT BE SCHEDULED FOR AN APPOINTMENT UNTIL YOU RETURN THIS COMPLETED PAGE
Documents required

You are required to furnish the original of each document PLUS one photocopy. This is your checklist & it must be returned to the consulate with form DSL-1076 and your documents as requested. Your original documents will be returned to you at the time of your final visa interview.

| Documents required by Consulate | Document attached Please tick below | Not applicable Please tick below | Consulate notes |
|---|--|---|---|
| | ORIGINAL PHOTOCOPY | | |
| Birth certificate & photocopy | | | |
| Unobtainable birth certificate & photocopy | | | |
| Australia police certificate & photocopy | | | |
| Other country(ies) police certificate & photocopy | | | List names of countries: |
| Photocopy of passport biographic page | only photocopy required | | |
| Deportation documents & photocopy | | | |
| Court & prison records & photocopy | | | |
| Military records & photocopy | | | |
| Marriage certificate & photocopy | | | |
| Evidence of prior marriage & photocopy | | | |
| Translations & photocopy | | | |
| Child custody documents – originals only | only original required | | |
| Original Form I-134 & supporting documents. (Required only for K/V & SB-1 applicants) | only originals required | | The I-134 may already be in your file, otherwise the form is attached |
| Medical records – originals only | only originals required | | |

Please note: you should not make any irrevocable arrangements, such as purchasing non-refundable tickets, selling your home, or leaving your job, until after your K or SB-1 visa is actually approved and issued to you.

COMPLETE AND RETURN WITH YOUR DOCUMENTS THE FORM DSL-1076 & THIS CHECKLIST.