Australian Victim of Terrorism Overseas Payment

Primary Victim
(for a child under 16 years)
April 2019 Sri Lanka attacks

Purpose of this form
The Australian Victim of Terrorism Overseas Payment provides financial assistance to Australian residents who have been harmed as a direct result of the April 2019 Sri Lanka terrorist act.

Who is eligible for assistance?
A primary victim under 16 years may be eligible for the Australian Victim of Terrorism Overseas Payment where:
- the child was an Australian resident (as defined in the Social Security Act 1991) at the time of the terrorist act; and living in Australia, and
- the child was in the place where the terrorist act occurred, and
- the child was harmed as a direct result of the terrorist act, and
- the child, and the child’s close family members, were not involved in the commission of the terrorist act.

How much will be paid?
Payment up to $75,000, depending on injuries, may be paid to the child who was injured.

What factors are taken into account when determining the Australian Victim of Terrorism Overseas Payment?
The following factors are taken into account when determining a primary victim claim:
- the nature of the injury or disease suffered as a direct result of the terrorist act, and
- the impact of the injury or disease on the person’s life, and
- whether the person was in the place where the terrorist act occurred, and
- whether the person has received financial assistance from a foreign country.

How long do I have to claim?
To receive the Australian Victim of Terrorism Overseas Payment, a legal guardian must lodge a claim on behalf of the child within 2 years of the date of the declaration of the payment.

For details of closing dates, go to servicesaustralia.gov.au/disaster

How will payments be made?
Payments for children under 16 years will be made to the Public Trustee and Guardian in the Australian Capital Territory. For more information, visit the Public Trustee and Guardian website ptg.act.gov.au
Australian Victim of Terrorism Overseas Payment Primary Victim – for a child under 16 years
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What else will I need to provide?
Before the child can get paid, you may need to provide identity documents on behalf of the child:
• one Commencement of identity document (e.g. an Australian passport, birth or citizenship certificate), or
• any other documents required to confirm the child’s identity.
For a list of acceptable documents, go to servicesaustralia.gov.au/identity
If you have any difficulty in obtaining or providing these documents, you should contact Services Australia on 1800 040 226 or if you are outside Australia, call (+61 3) 9250 5159, as soon as possible.
You may also be asked to provide other information, but this will be discussed with you as the child’s claim is assessed.

Change of circumstances
If there are any changes in your and/or the child’s circumstances, you should call us on 1800 040 226 or if you are outside Australia, call (+61 3) 9250 5159 within 14 days of the change(s) occurring.

Filling in this form
• Please use black or blue pen.
• Print in BLOCK LETTERS.
• Where you see a box like this  ▶ Go to 5 skip to the question number shown.
  You do not need to answer the questions in between.

Returning your form
Check that all required questions are answered and that the form is signed and dated.
Please make sure any accompanying documentation is also clearly identified with your name and the child’s name.
You can return this form and any supporting documents:
• online (excluding identity documents) using your Centrelink online account. For more information, go to servicesaustralia.gov.au/submitdocumentsonline
• by post
  within Australia by sending them to:
  Services Australia
  Australian Victim of Terrorism Overseas Payment
  Reply Paid 7830
  CANBERRA BC ACT 2610
  from outside of Australia by sending them to (costs apply):
  Services Australia
  Australian Victim of Terrorism Overseas Payment
  PO Box 7830
  CANBERRA BC ACT 2610
  Australia
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For more information
Go to servicesaustralia.gov.au/disaster or call us on 1800 040 226 or if you are outside Australia, call (+61 3) 9250 5159.
We can translate documents you need for your claim or payments for free.
To speak to us in other languages, call 131 202.

Note: Call charges may apply.
If you have a hearing or speech impairment, you can contact the TTY service on Freecall™ 1800 810 586. A TTY phone is required to use this service.

Family and Domestic Violence
If you are affected by family and domestic violence call us on 132 850 between 8.00 am and 5.00 pm (local time) Monday to Friday and ask to speak to a social worker or for more information go to servicesaustralia.gov.au/domesticviolence.
Call 000 if you are in immediate danger.

Definition of key terms

Close Family Member
The following are a person’s close family member:
• the person’s partner
• the person’s child
• the person’s parent (including legal guardian – see below for definition)
• the person’s sibling.

Legal Guardian
Section 4 of the Family Law Act 1975 provides:
– Guardian, includes a person who has been granted (whether alone or jointly with another person or persons) guardianship of the child under the law of the Commonwealth or of a state or territory.

Direct Result (Harmed)
For the purposes of the assessment of Australian Victim of Terrorism Overseas Payment claims, the following elements are to be considered when assessing that a person was harmed as a direct result – injuries and/or medical conditions which:
• were caused by the terrorist act, or
• would not have developed without the terrorist act, or
• were pre-existing and were aggravated as a result of the terrorist act, or
• on the balance of probability, have resulted from the terrorist act.

Financial Assistance
For the purposes of the Australian Victim of Terrorism Overseas Payment, financial assistance refers to the amount of any financial assistance received from a foreign country for an injury arising from the terrorist act (other than financial assistance for economic loss resulting from the injury).

Injuries or harmed
For the purposes of the Australian Victim of Terrorism Overseas Payment, injuries or harmed includes any physical or psychological injury suffered as a direct result of a declared overseas terrorist act.

Continued
In the place
For the purposes of this payment, ‘in the place where the declared overseas terrorist act occurred’ means:
• in close proximity to the place where the terrorist act occurred, and
• witnessed the terrorist act first hand.

A person is in close proximity to the place where the terrorist act occurred if they were close enough to be physically injured or killed by that act.

Witnessing the terrorist act first hand means being present, and personally seeing or perceiving the terrorist act direct from the original source.

People who went to the place where the terrorist act occurred immediately following the act to assist victims are considered to be ‘in the place’ for the purposes of Australian Victim of Terrorism Overseas Payment. This would include arriving at the scene of the act before the victim was moved to another location.

Being ‘in the place’ would not include witnessing or participating in events that might follow a declared overseas terrorist act, such as (but not limited to):
• travelling to the place to locate close family members or others, or
• seeing debris and property damage resulting from the terrorist act, or
• providing first response services in an official capacity, or
• dealing with the police, medical authorities or Australian Embassy or Consular officials.

Involved in the commission of the terrorist act
For the purposes of the Australian Victim of Terrorism Overseas Payment, a person was involved in the commission of the terrorist act if the person:
• aided, abetted, counselled or procured the terrorist act, or
• induced the terrorist act, whether through threats or promises, or otherwise, or
• was in any way (directly or indirectly) knowingly concerned in, or a party to, the terrorist act, or
• conspired with others to effect the terrorist act.

Primary carer
For the purpose of the Australian Victim of Terrorism Overseas Payment, a primary carer is the person who physically cares and meets the needs of the child on a daily basis. Only one person can be the primary carer at one time.

Terrorist Act
For the purposes of the Australian Victim of Terrorism Overseas Payment, the terrorist act refers to the overseas terrorist acts declared by the Prime Minister of Australia.
Australian Victim of Terrorism Overseas Payment
Primary Victim
(for a child under 16 years)
April 2019 Sri Lanka attacks

This claim form must be completed by the legal guardian on behalf of the child.

Payments for children under 16 years will be made to the Public Trustee and Guardian in the Australian Capital Territory. For more information, visit the Public Trustee and Guardian website ptg.act.gov.au

1 Do you need an interpreter when dealing with us?
This includes an interpreter for people who have a hearing or speech impairment.

No [ ] Go to 4
Yes [ ] Go to next question

2 What is your preferred spoken language?


3 What is your preferred written language?


4 Are you claiming on behalf of a child for the April 2019 Sri Lanka attacks –
The terrorist acts that occurred in Sri Lanka on 21 April 2019, in the following locations:
• St. Anthony’s Shrine in Colombo, at approximately 8:45 am (local time)
• Kingsbury Hotel in Colombo, at approximately 8:45 am (local time)
• Cinnamon Grand Hotel in Colombo, at approximately 8:50 am (local time)
• Shangri-La Hotel in Colombo, at approximately 8:57 am (local time)
• St. Sebastian’s Church in Negombo, at approximately 8:45 am (local time)
• Zion Church in Batticaloa, at approximately 9:05 am (local time)
• Tropical Inn in Dehiwala, at approximately 1:45 pm (local time), and
• a residential complex in Dematagoda, Colombo, at approximately 2:15 pm (local time)?

No [ ] You may not be eligible – go to servicesaustralia.gov.au/disaster for information on the terrorist acts for which you can claim payment.
Yes [ ] Go to next question

5 Was the child in the place of the terrorist act when it occurred?

No [ ] The child may not be eligible – Please see Definition of key terms – In the place in the Notes (page 4) about being in the place of the terrorist act.
Yes [ ] Give details below
Provide details of the child’s exact location at the time of the terrorist act – please be as descriptive as possible

If you need more space, please attach a separate sheet with details.

[ ] Go to next question

6 Was the child harmed as a direct result of the terrorist act?

No [ ] The child may not be eligible – Please see Definition of key terms – Direct Result (Harmed) in the Notes (page 3) about being harmed as a direct result of the terrorist act.
Yes [ ] Go to next question

7 Are you the child’s primary carer?

No [ ] Go to next question
Yes [ ] Go to 9

8 Provide the primary carer’s details
Name

Contact phone number
( )

9 Please read this before answering the following question.
A terrorist act can impact on you physically and/or emotionally. Our social workers may be able to provide support and/or referral(s) to assist you.

Would you like one of our social workers to contact you?

No [ ]
Yes [ ]
Legal guardian details

10 Do you have a Centrelink Reference Number?
   No  Go to next question
   Yes  Your Centrelink Reference Number (if known)

11 Your name
   Mr  Mrs  Miss  Ms  Other
   Family name
   First given name
   Second given name

12 Have you ever used or been known by any other name (e.g. name at birth, maiden name, previous married name, Aboriginal or tribal name, alias, adoptive name, foster name)?
   No  Go to next question
   Yes  Give details below
   Other name
   Type of name (e.g. name at birth)

If you have more than one other name, please attach a separate sheet with details.

13 Your gender
   Male  
   Female

14 Date of birth
   /  / 

15 How can we contact you?
   Residential address
   State/Territory  Postcode
   Country
   Postal address (if different to above)
   State/Territory  Postcode
   Country
   Phone number
   (  )

Please read this before answering the following questions.

To help us serve you better, please provide your mobile number.

Note: If you are lodging this claim from outside of Australia you will need to include the country and area code for the mobile number.

Mobile phone number

Email

Child’s details

16 Does the child have a Centrelink Reference Number?
   No  Go to next question
   Yes  Child’s Centrelink Reference Number (if known)

17 Child’s name
   Mr  Miss  Other
   Child’s family name
   Child’s first given name
   Child’s second given name
18 Has the child ever used or been known by any other name?
No  Go to next question
Yes  List the other names

If the child has more than one other name, please attach a separate sheet with details.

19 Child’s gender
Male ☐
Female ☐

20 Child’s date of birth

21 Does the child live at the same residential address as you?
No  Go to next question
Yes  Go to 23

22 The child’s residential address

23 What is the child’s country of birth?

24 Please read this before answering the following question.
‘Permanently’ means the child normally lives in Australia on a long-term basis. Holidays or short trips outside Australia would not affect this.

At the time of the terrorist act, was the child living in Australia permanently?
No ☐ The child may not be eligible – Please go to servicesaustralia.gov.au/disaster for more information on eligibility for this payment.
Yes ☐ What date did the child start living in Australia?

25 At the time of the terrorist act, what was the child’s country of citizenship?
Born in Australia  Go to 28
Australia  Date citizenship commenced

Other  Country of citizenship

26 At the time of the terrorist act, what type of Australian visa did the child hold?
Permanent  Go to next question
Temporary  Go to next question
New Zealand passport (Special Category visa)  Go to next question
Unknown (e.g. arrived on parent’s passport)  Go to 28

27 The child’s visa details
Visa sub class
Date visa granted

28 Is the child, or has the child ever been, a dual national?
No  Go to next question
Yes  Give details below

Countries the child is, or has been, a dual national

29 Provide details of all passports that have been issued in the child’s name

1 Passport number
Country of issue

2 Passport number
Country of issue

3 Passport number
Country of issue

If you need more space, please attach a separate sheet with details.
Following the terrorist attack, did you or the child have any contact with the Australian Embassy or Consulate Staff?

No [ ] Go to next question

Yes [ ] Give details below

Date of contact

/ / 

Name of contact

Was the child travelling with an individual or group?

No [ ] Go to next question

Yes [ ] Give details below

Name(s) or group (e.g. Joe Smith or name of sporting team or organisation)

When did the child leave Australia to start their travels?

/ / 

When did the child arrive in the place of the terrorist act?

Same as question 32 [ ]

Other [ ] Date arrived in the place

/ / 

List the injuries the child received as a direct result of the terrorist act

/ / 

If you need more space, please attach a separate sheet with details.

Please read this before answering the following question.

For the department to assess the child’s eligibility for the Australian Victim of Terrorism Overseas Payment, you will need to provide evidence confirming the child’s injuries were a direct result of the terrorist act. For example, Medical Certificate, Doctor or Specialist report/letter or other.

Do you have evidence to support the child’s claim?

No [ ]

Attach your evidence to this claim. [ ] Go to next question

Yes [ ]

You will need to complete and attach the Health Professional or Allied Health Professional Report – April 2019 Sri Lanka attacks form (AV045). If you do not have this form, go to servicesaustralia.gov.au/forms or call us on 1800 040 226 or if you are outside Australia, call (+61 3) 9250 5159.

[ ] Go to next question

List any health professionals or allied health professionals that you give permission for us to contact

/ / 

If you need more space, please attach a separate sheet with details.
37 Has the child, or any family member, received assistance from a foreign country for the injury the child received as a direct result of the terrorist act?

This does not include financial assistance for economic loss resulting from their injury.

No  Go to next question
Not sure  Go to next question
Yes  Give details below

<table>
<thead>
<tr>
<th>How much was paid</th>
<th>When was it paid</th>
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Who paid it

Name of payment / what it was paid for (e.g. funeral, flights)

38 Do you want another person or organisation to enquire or act on your behalf when dealing with us?

No  Go to next question
Yes  You will need to complete and attach an Authorising a person or organisation to enquire or act on your behalf form (SS313). If you do not have this form or want more information about nominee arrangements, go to servicesaustralia.gov.au/nominees  Go to next question

39 Checklist

Please tick what information has been provided with this claim. If verification documentation is not provided with this claim it will need to be provided within 14 days.

- All questions on this claim have been completed
- Identity documents for the child
- For a list of acceptable documents, go to servicesaustralia.gov.au/identity
- Health Professional or Allied Health Professional Report – April 2019 Sri Lanka attacks form (AV045) (if you answered No at question 35)
- Medical evidence of the child’s injuries confirming the injuries were the direct result of the terrorist act. (if you answered Yes at question 35)
- Authorising a person or organisation to enquire or act on your behalf form (SS313) (if you answered Yes at question 38)

Questions continue
Privacy notice

40 You need to read this

Privacy and your personal information
The privacy and security of your personal information is important to us, and is protected by law. We need to collect this information so we can process and manage your applications and payments, and provide services to you. We only share your information with other parties where you have agreed, or where the law allows or requires it. For more information, go to servicesaustralia.gov.au/privacy

41 Declaration

I declare that:
• I have read the privacy notice on this page.
• the child and any close family members were not involved in the commission of the terrorist act.
• the information I have provided in this form is complete and correct.

I understand that:
• Services Australia can make relevant enquiries to make sure the child receives the correct entitlement.
• information is likely to be collected from, and disclosed to, Australian Government agencies including the Department of Home Affairs, Department of Foreign Affairs and Trade, Australian Federal Police, Department of Health, Australian Taxation Office, other organisations that offer or coordinate assistance overseas and the child’s health professionals and allied health professionals.
• Services Australia may request evidence to support any claims made on this form.
• I must tell Services Australia of any changes to this information within 14 days.
• any overpayment will be recovered.
• giving false or misleading information is a serious offence.

Authorisation

I authorise:
• Services Australia to collect and use relevant information about the child, on whose behalf I am submitting this claim,
• Services Australia to use and disclose relevant information it currently holds about the child, in customer records,
• the other Australian Government agencies, organisations, and persons referred to above to disclose relevant information about the child to Services Australia,
• Services Australia to disclose relevant information about the child to the Australian Government agencies, organisation and persons referred to above, for the purposes of assessing their eligibility for the Australian Victim of Terrorism Overseas Payment.

Your signature

Date

Office Use only

| SO Logon ID |
| Identity type |
| Serial number |
| Issue date | Expiry date |
| State of issue | Country of issue |
| Original document sighted and returned |