

Subclass 888

Business Innovation and Investment (Permanent) visa

For entrepreneurs, investors and business owners to continue their activity in Australia.

Basic Eligibility

• hold a relevant stream of the subclass 188 visa or in relation to applications for a subclass 888 visa in the Business Innovation stream, hold a relevant stream of the subclass 188 visa, or a subclass 444 (Special Category) visa, or a subclass 457 (Business (Long Stay)) visa granted in certain circumstances.

Business Innovation and Investment (Permanent) visa (subclass 888)

Business Innovation stream

(https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/business-innovation-and-investment-888/business-innovation-stream)

This visa lets holders of a Business Innovation and Investment (Provisional) visa (subclass 188) in the Business Innovation stream or the Business Innovation Extension stream, or holders of a subclass 444 (Special Category) visa, or certain holders of a subclass 457 (Business (Long Stay) visa, stay permanently in Australia.

Stay

Permanently

Cost

From AUD3,310.00

Processing Time

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> <u>(/visas/getting-a-visa/visa-processing-times/global-visa-processing-times)</u>. This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

Ask a question

- you must apply online
- ✓ you must hold a subclass 188 in the business innovation stream, subclass 444 visa or certain holders of subclass 457 visa
- you must be able to show ongoing business involvement

Business Innovation and Investment (Permanent) visa (subclass 888)

Investor stream (https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/business-innovation-and-investment-888/investor-stream)

This visa lets you continue your investment activities in Australia permanently.

Stay

Permanently

Cost

From AUD3,310.00

Processing Time

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> <u>(/visas/getting-a-visa/visa-processing-times/global-visa-processing-times)</u>. This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

- you must apply online
- you must hold a subclass 188 in the investor stream

Business Innovation and Investment (Permanent) visa (subclass 888)

Significant Investor stream

(https://immi.homeaffairs.gov.au/visas/getting-a-visa/visalisting/business-innovation-and-investment-888/significant-investorstream)

This visa lets you continue your investment activities in Australia permanently.

Stay

This is a permanent visa.

Cost

From AUD3,310.00

Processing Time

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> (<u>/visas/getting-a-visa/visa-processing-times/global-visa-processing-times</u>). This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

- you must apply online
- ✓ you must hold a subclass 188 visa in the Significant Investor stream or Significant Investor Extension stream
- ✓ you must have held a complying investment of AUD 5 million for 4 years

Business Innovation and Investment (Permanent) visa (subclass 888)

Premium investor stream

(https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/business-innovation-and-investment-888/premium-investor)

This visa lets you continue your investment activities in Australia permanently.

Stay

Permanently

Cost

From AUD3,310.00

Processing Time

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> <u>(/visas/getting-a-visa/visa-processing-times/global-visa-processing-times)</u>. This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

- you must apply online
- you must have held a subclass 188 visa in the Premium Investor stream for 12 months

Business Innovation and Investment (Permanent) visa (subclass 888)

Entrepreneur stream

(https://immi.homeaffairs.gov.au/visas/getting-a-visa/visalisting/business-innovation-and-investment-888/entrepreneurstream)

This visa lets holders and, in some cases, people who have held a Business Innovation and Investment (Provisional) visa (subclass 188) in the Entrepreneur stream, stay permanently.

Stay

Permanently

Cost

From AUD3,310.00

Processing Time

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> (<u>/visas/getting-a-visa/visa-processing-times/global-visa-processing-times</u>). This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

- you must have held a subclass 188 visa in the Entrepreneur stream for 4 years
- have lived in Australia for at least 2 years while on the above visa
- you must demonstrate a successful record of entrepreneurial activity in Australia while you held your subclass 188 visa

Last updated: 1 July 2021



Subclass 188

Business Innovation and Investment (Provisional) visa

This visa allows you to own and manage a business in Australia, conduct business and investment activity in Australia or undertake an entrepreneurial activity in Australia

Basic Eligibility

- Submit expression of interest (EOI) in SkillSelect
- Nominated by a State or Territory government agency or Austrade
- · Invited to apply for the visa

Business Innovation and Investment (Provisional) visa (subclass 188)

Business Innovation stream

(https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/business-innovation-and-investment-188/business-innovation-stream)

This provisional visa is for people with business skills. It lets you operate a new or existing business in Australia.

Stay

Up to 5 years.

Cost

From AUD9,450.00

Processing Time

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> (<u>/visas/getting-a-visa/visa-processing-times/global-visa-processing-times</u>). This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

Ask a question

- ✓ You must operate a new or existing business in Australia.
- You must be nominated by an Australian State or Territory government agency.

Business Innovation and Investment (provisional) visa (subclass 188)

Investor stream (https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/business-innovation-and-investment-188/investor-stream)

This provisional visa requires you to invest at least AUD2.5 million in Australian investments that meet certain requirements and maintain business or investment activity in Australia.

Stay

Up to 5 years.

Cost

From AUD9,450.00

Processing Time

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> (<u>/visas/getting-a-visa/visa-processing-times/global-visa-processing-times</u>). This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

- ✓ You must invest AUD1.5 million in an Australian State or Territory.
- You must be nominated by an Australian State or Territory government agency.

Business Innovation and Investment (Provisional) visa (subclass 188)

Significant Investor stream

(https://immi.homeaffairs.gov.au/visas/getting-a-visa/visalisting/business-innovation-and-investment-188/significant-investorstream)

This provisional visa is for people who invest at least AUD5 million in Australian investments that meet certain requirements and maintain investment activity in Australia.

Stay

Up to 5 years

Cost

From AUD13,860.00

Processing Time

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> (/visas/getting-a-visa/visa-processing-times/global-visa-processing-times). This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

- You must invest at least AUD5 million in complying significant investments in Australia.
- ▼ You must be nominated by an Australian State or Territory government agency or Austrade.

Business Innovation and Investment (Provisional) visa (subclass 188)

Business Innovation Extension stream

(https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/business-innovation-and-investment-188/business-innovation-extension-stream)

This provisional visa lets holders of a Business Innovation and Investment (Provisional) visa (subclass 188) in the Business Innovation stream extend their stay in Australia.

Stay

Stay in Australia for up to 6, 7 or 8 years after the date of grant of the original Business Innovation and Investment (Provisional) visa (Subclass 188) in the Business Innovation stream.

Cost

From AUD1,135.00

Processing Time

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> <u>(/visas/getting-a-visa/visa-processing-times/global-visa-processing-times)</u>. This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

- Extend your stay for up to 2 more years. This means you can stay in Australia for a total of 6 years from the date of grant of your Subclass 188 visa in the Business Innovation stream.
- You can only have held 1 Business Innovation and Investment (Provisional) visa (subclass 188).
- ✓ You must hold a Subclass 188 visa in the Business Innovation stream.

- You must have held your Subclass 188 visa in the Business Innovation stream for at least 3 years.
- You must be nominated by an Australian State or Territory government agency.

Business Innovation and Investment (Provisional) visa (subclass 188)

Significant Investor Extension stream

(https://immi.homeaffairs.gov.au/visas/getting-a-visa/visalisting/business-innovation-and-investment-188/significant-investorextension-stream)

This provisional visa lets holders of a Business Innovation and Investment (Provisional) visa (subclass 188) Significant Investor stream holders extend their stay in Australia for up to 4 more years.

Stay

Extend stay for up to 4 years

Cost

From AUD1,135.00

Processing Time

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> <u>(/visas/getting-a-visa/visa-processing-times/global-visa-processing-times)</u>. This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

- Extend your stay for up to 4 more years. This means you can stay in Australia for a total of 8 years from the date of grant of your Subclass 188 visa in the Significant Investor stream.
- ✓ You must hold a Subclass 188 visa in the Significant Investor stream for at least 3 years, or a
 Subclass 188 visa in the Significant Investor Extension stream.
- ◆ You cannot have held more than 1 Subclass 188 visa in the Significant Investor Extension stream.
- You must be nominated by an Australian State or Territory government agency or Austrade.

Business Innovation and Investment (provisional) visa (subclass 188)

Premium Investor stream

(https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/business-innovation-and-investment-188/premium-investor)

This provisional visa is for people who are nominated by Austrade and who invest at least AUD15 million in Australian investments and/or philanthropic contributions.

Stay

4 years and 3 months

Cost

From AUD9,455.00

Processing Time

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> <u>(/visas/getting-a-visa/visa-processing-times/global-visa-processing-times)</u>. This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

- ✓ You must invest AUD15 million in Australian investments and/or philanthropic contributions that meet certain requirements.
- ✓ You must be nominated by Austrade.

Business Innovation and Investment (Provisional) visa (subclass 188)

Entrepreneur stream

(https://immi.homeaffairs.gov.au/visas/getting-a-visa/visalisting/business-innovation-and-investment-188/entrepreneurstream)

For startup and early stage entrepreneurs who have been endorsed to develop their concepts and been nominated by a State or Territory government agency.

Stay

Up to 5 years

Cost

From AUD6,395.00

Processing Time

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> (/visas/getting-a-visa/visa-processing-times/global-visa-processing-times). This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

- You must have a funding agreement with a third party to carry out entrepreneurial activities.
- You must first be nominated by an Australian State or Territory government agency.

Last updated: 1 July 2021



Subclass 186

Employer Nomination Scheme visa

This visa lets skilled workers, who are nominated by their employer, live and work in Australia permanently.

Basic Eligibility

- · You must have the necessary skills for the job
- · You must be nominated by an Australian employer
- · You must meet our health and character requirements

Employer Nomination Scheme visa (subclass 186)

Direct Entry stream

(https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/employer-nomination-scheme-186/direct-entry-stream)

This visa lets skilled workers, who are nominated by an employer, live and work in Australia permanently.

- you must be nominated by an Australian employer
- your occupation must be on the relevant list of eligible skilled occupations.
- you must have at least Competent English

Stay

Permanently

Cost

From AUD4,640.00

Processing Time

Ask a question

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> (/visas/getting-a-visa/visa-processing-times/global-visa-processing-times). This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

Employer Nomination Scheme (subclass 186)

Labour agreement stream

(https://immi.homeaffairs.gov.au/visas/getting-a-visa/visalisting/employer-nomination-scheme-186/labour-agreementstream)

This visa lets skilled workers who are nominated by their employer live and work in Australia permanently. The Labour Agreement stream might be for you if you currently work, or will work, for an employer who is party to a labour agreement.

The employer must have a labour agreement

Stay

Permanently

Cost

From AUD4,640.00

Processing Time

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> (<u>/visas/getting-a-visa/visa-processing-times/global-visa-processing-times</u>). This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

Employer Nomination Scheme (subclass 186)

Temporary Residence Transition stream

(https://immi.homeaffairs.gov.au/visas/getting-a-visa/visalisting/employer-nomination-scheme-186/temporary-residencetransition-stream)

This visa lets skilled workers, who are nominated by their employer, live and work in Australia permanently.

- You must hold a 457, TSS or related bridging visa A, B or C
- Usually, you must have worked for your employer full-time for at least two years
- You must be nominated by your employer

Stay

Permanent

Cost

From AUD4,640.00

Processing Time

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> (/_layouts/15/FIXUPREDIRECT.ASPX?WebId=1057a7be-45e1-4b08-af28-b81c4827a08c&TermSetId=a76074c9-979d-4db3-adcc-34af89495da2&TermId=8d21fa49-19a7-4d58-8bb0-31134b271c2b). This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

Last updated: 1 July 2021



Subclass 191

Permanent Residence (Skilled Regional) visa

This visa allows workers who hold an eligible visa and meet an income requirement to live and work in Australia permanently.

Basic Eligibility

See the relevant stream

Permanent Residence (Skilled Regional) visa (subclass 191)

Regional provisional stream

(https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/skilled-regional-191/regional-provisional)

This visa allows people who have lived and worked in designated regional areas of Australia on an eligible visa, live and work in Australia permanently. Applicants must have complied with the conditions of their eligible visa.

- You don't need a sponsor or nominator
- You must hold an eligible visa for at least 3 years, and complied with the conditions of that visa
- ✓ You must have had a taxable income at or above a specific income threshold for at least 3 years
 while holding your eligible visa

Stay

Permanently

Cost

From AUD475.00

Processing Time

Ask a question

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> <u>(/visas/getting-a-visa/visa-processing-times/global-visa-processing-times)</u>. This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

We assess applications on a case-by-case basis. Actual processing times can vary due to individual circumstances. These include:

- whether you have lodged a complete application, including all necessary supporting documents
- how quickly you respond to requests for more information
- how long it takes to perform required checks on the supporting information provided
- how long it takes to receive information from external agencies, particularly for health, character, and national security requirements
- how many places are available in the migration program.

Permanent Residence (Skilled Regional) visa (subclass 191)

Hong Kong stream

(https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/skilled-regional-191/hong-kong)

This visa lets eligible Hong Kong or British National (Overseas) passport holders who have demonstrated commitment to Australia, live and work in Australia permanently.

- You must hold a Hong Kong passport or a British National (Overseas) passport
- You don't need a sponsor or nominator
- You must meet certain visa requirements
- You must meet certain residence requirements

Stay

Permanently

Cost

From AUD4,640.00

Processing Time

For an indication of processing times for this visa, use the visa processing time guide tool

<u>(/visas/getting-a-visa/visa-processing-times/global-visa-processing-times)</u>. This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

We assess applications on a case-by-case basis. Actual processing times can vary due to individual circumstances. These include:

- · whether you have lodged a complete application, including all necessary supporting documents
- how quickly you respond to requests for more information
- · how long it takes to perform required checks on the supporting information provided

- how long it takes to receive information from external agencies, particularly for health, character, and national security requirements
- how many places are available in the migration program.

Last updated: 20 December 2022



Subclass 187

Regional Sponsored Migration Scheme visa

This visa allows skilled workers, who are nominated by their employer in regional Australia, live and work in Australia permanently.

Basic Eligibility

- be nominated by an approved Australian employer for a job in regional Australia
- be under 45 years of age
- · meet the skills, qualifications and English language requirements

Regional Sponsored Migration Scheme visa (subclass 187)

Direct entry stream

(https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/regional-sponsor-migration-scheme-187/direct-entry-stream)

This visa is closed to new applications.

Stay

Permanently

Cost

N/A

Processing Time

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> <u>(/visas/getting-a-visa/visa-processing-times/global-visa-processing-times)</u>. This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

Ask a question

Regional Sponsored Migration Scheme visa (subclass 187)

Temporary Residence Transition stream

(https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/regional-sponsor-migration-scheme-187/temporary-residence-transistion-stream)

This visa allows skilled workers, who are nominated by their employer in regional Australia, live and work in Australia permanently.

- ✓ You must be a transitional subclass 457 or subclass 482 worker
- Usually, you must have worked for your employer full-time for at least 2 years
- You must be nominated by your employer

Stay

Permanently

Cost

From AUD4,640.00

Processing Time

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> <u>(/visas/getting-a-visa/visa-processing-times/global-visa-processing-times)</u>. This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

Last updated: 1 July 2021



Subclass 494

Skilled Employer Sponsored Regional (Provisional) visa

This visa enables regional employers to address identified labour shortages within their region by sponsoring skilled workers where employers can't source an appropriately skilled Australian worker

Basic Eligibility

You must:

- be nominated by an approved work sponsor
- have an occupation on a relevant skilled occupation list (/visas/working-in-australia/skill-occupation-list)
- have a suitable skills assessment (/visas/working-in-australia/skills-assessment) for the occupation
- be under 45 years of age
- · meet minimum standards of English language proficiency

Skilled Employer Sponsored Regional (Provisional) visa (subclass 494)

Employer Sponsored stream

(https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/skilled-employer-sponsored-regional-494/employer-sponsored-stream)

This visa enables regional employers to address identified labour shortages within their region by sponsoring skilled workers where employers can't source an appropriately skilled Australian worker

- You can live, work and study only in designated regional areas of Australia
- You can apply for permanent residence after 3 years from the time your visa is granted

Stay

5 years

Cost

Ask a question

From AUD4,640.00

Processing Time

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> <u>(/visas/getting-a-visa/visa-processing-times/global-visa-processing-times)</u>. This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

Skilled Employer Sponsored Regional (Provisional) visa (subclass 494)

Labour Agreement stream

(https://immi.homeaffairs.gov.au/visas/getting-a-visa/visalisting/skilled-employer-sponsored-regional-494/labour-agreementstream)

This stream is for skilled workers nominated by employers who have a labour agreement. Labour agreements are developed between the Australian Government (represented by the Department) and employers.

Your employer has to have a labour agreement with the Australian government in effect

Stay

5 years

Cost

From AUD4,640.00

Processing Time

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> <u>(/visas/getting-a-visa/visa-processing-times/global-visa-processing-times)</u>. This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

Skilled Employer Sponsored Regional (Provisional) visa (subclass 494)

Subsequent entrant

(https://immi.homeaffairs.gov.au/visas/getting-a-visa/visalisting/skilled-employer-sponsored-regional-494/subsequententrant)

This visa is for members of the family unit of a Skilled Employer Sponsored Regional (SESR) (Provisional) visa (subclass 494) holder who are applying separately for their SESR visa and wish to join the primary SESR visa holder in Australia.

▼ This is for members of the family unit of SESR visa holders

Stay

Up to 5 years

Cost

From AUD4,640.00

Processing Time

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> <u>(/visas/getting-a-visa/visa-processing-times/global-visa-processing-times)</u>. This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

Last updated: 1 July 2021



(Subclass 189)

Skilled independent visa

This visa is for invited workers, eligible New Zealand citizens and eligible Hong Kong or British National (Overseas) passport holders with skills we need, to live and work permanently anywhere in Australia.

Basic Eligibility

See the relevant stream

Skilled Independent visa (subclass 189)

Points tested stream

(https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/skilled-independent-189/points-tested)

This visa lets invited workers with skills we need, to live and work permanently anywhere in Australia.

- You don't need a sponsor or nominator
- You must be invited to apply
- You must be under 45 to be invited

Stay

Permanently

Cost

From AUD4,640.00

Processing Time

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> <u>(/visas/getting-a-visa/visa-processing-times/global-visa-processing-times)</u>. This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

Skilled Independent visa (subclass 189)

New Zealand stream

(https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/skilled-independent-189/new-zealand)

This visa lets eligible New Zealand citizens who have demonstrated commitment and contribution to Australia, live and work in Australia permanently.

Stay

Permanently

Cost

N/A

Processing Time

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> (/visas/getting-a-visa/visa-processing-times/global-visa-processing-times). This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

Skilled Independent visa (subclass 189)

Hong Kong stream

(https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/skilled-independent-189/hong-kong)

This visa lets eligible Hong Kong or British National (Overseas) passport holders who have demonstrated commitment to Australia, live and work in Australia permanently.

- You must hold a Hong Kong passport or a British National (Overseas) passport
- You must meet certain visa requirements
- You must meet certain residence requirements

Stay

Permanently

Cost

From AUD4,640.00

Processing Time

For an indication of processing times for this visa, use the visa processing time guide tool (/visas/getting-a-visa/visa-processing-times/global-visa-processing-times). This will show the processing times for recently decided applications. It is a guide only and not specific to your application. We assess applications on a case-by-case basis, and actual processing times can vary due to individual circumstances including:

- whether you have lodged a complete application, including all necessary supporting documents
- how quickly you respond to any requests for additional information
- how long it takes to perform required checks on the supporting information provided
- how long it takes to receive additional information from external agencies, particularly in relation to health, character, and national security requirements
- how many places are available in the migration program

Last updated: 4 March 2022



Subclass 489

Skilled Regional (Provisional) visa

- For skilled workers who want to live and work in regional Australia
- You can bring your family
- If you are granted this visa, you might be able to apply for the Skilled Regional (Permanent) visa (subclass 887)

Basic Eligibility

See the relevant pathway

Skilled Regional (Provisional) visa (subclass 489)

Invited pathway (https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/skilled-regional-provisional-489/invited-pathway)

This is a temporary visa. It is for skilled workers who want to live and work in regional Australia.

This visa is closed to new applications. For more information see: Recent changes (/_layouts/15/FIXUPREDIRECT.ASPX?WebId=1057a7be-45e1-4b08-af28-b81c4827a08c&TermSetId=a76074c9-979d-4db3-adcc-34af89495da2&TermId=9ce6a23e-1a49-4c6c-9fde-184a42f06b67).

Stay

4 years

Cost

From AUD4,640.00

Processing Time

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> <u>(/visas/getting-a-visa/visa-processing-times/global-visa-processing-times)</u>. This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

Ask a question

Skilled Regional (Provisional) visa (subclass 489)

Extended stay pathway

(https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/skilled-regional-provisional-489/extended-stay-pathway)

This is a temporary visa. It is for skilled workers who want to live and work in regional Australia.

- You need to live, work and study in specified regional areas of Australia
- You must hold a subclass 475, 487, 495 or 496 visa

Stay

4 years from the date your current skilled visa was granted

Cost

From AUD415.00

Processing Time

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> <u>(/visas/getting-a-visa/visa-processing-times/global-visa-processing-times)</u>. This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

Skilled Regional (Provisional) visa (subclass 489)

Subsequent entry pathway

(https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/skilled-regional-provisional-489/subsequent-entry-pathway)

This visa is for a member of the family unit of someone who holds a Skilled Regional (Provisional) visa (subclass 489) or a subclass 475, 487, 495 or 496 visa.

- You need to live, work and study in specified regional areas of Australia
- You must be a member of the family unit of someone who holds a 475, 487, 489, 495 or 496

Stay

Until the visa that your family member holds ends.

Cost

From AUD4,640.00

Processing Time

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> <u>(/visas/getting-a-visa/visa-processing-times/global-visa-processing-times)</u>. This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

Last updated: 1 July 2022



Subclass 491

Skilled Work Regional (Provisional) visa

A visa for skilled people nominated by a state or territory government to live and work in regional Australia

Basic Eligibility

You must:

- be nominated to apply by a state or territory government agency, or an eligible relative must sponsor you
- have an occupation on a relevant skilled occupation list (/visas/working-in-australia/skill-occupation-list)
- have a suitable skills assessment (/visas/working-in-australia/skills-assessment) for the occupation
- · be invited to apply
- · satisfy the points test

Subclass 491

Skilled Work Regional (Provisional) visa - Main applicant (https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/skilled-work-regional-provisional-491/application)

This is a provisional visa. It is for skilled workers who want to live and work in regional Australia

- stay in Australia for 5 years
- ❷ live, work and study in a designated regional area of Australia
- travel to and from Australia as many times as you want, while the visa is valid
- apply for permanent residence after 3 years from the time your visa is granted

Stay

5 Years

Cost

From AUD4,640.00

Processing Time

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> <u>(/visas/getting-a-visa/visa-processing-times/global-visa-processing-times)</u>. This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

Subclass 491

Skilled Work Regional (Provisional) visa – Subsequent entrant

(https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/skilled-work-regional-provisional-491/subsequent-entrant)

This visa is for a member of the family unit of someone who holds a Skilled Work Regional (Provisional) visa (subclass 491)

be one of the members of the family unit, of a subclass 491 visa holder.

Stay

Until the visa that your family member holds ends.

Cost

From AUD4,640.00

Processing Time

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> <u>(/visas/getting-a-visa/visa-processing-times/global-visa-processing-times)</u>. This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

Last updated: 1 July 2021



Subclass 190

Skilled Nominated visa

This visa lets nominated skilled workers live and work in Australia as permanent residents.

Overview

Stay

Permanently

Cost

From AUD4,640.00

Processing times

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> (*/visas/getting-a-visa/visa-processing-times/global-visa-processing-times)*. This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

With this visa, you can

- work and study anywhere in Australia
- · sponsor eligible relatives for permanent residence
- if eligible, become an Australian citizen (/citizenship/become-a-citizen)

See all conditions (/visas/already-have-a-visa/check-visa-details-and-conditions/see-your-visa-conditions?product=190)

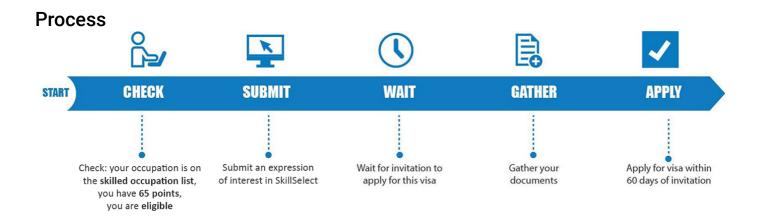
Check your eligibility (#Eligibility)

You must

- have an occupation on the relevant skilled list (/visas/working-in-australia/skill-occupation-list)
- have a suitable skills assessment (/visas/working-in-australia/skills-assessment) for the occupation
- be invited to apply for this visa
- satisfy the points test

Help with your visa

If you are getting help with your visa, before you pay someone, read information on Who can help with your visa application (/help-support/who-can-help-with-your-application/overview).



About this visa

- With this visa you can (#aboutVisa-index-0)
- How long you can stay (#aboutVisa-index-1)
- Include family (#aboutVisa-index-2)
- Cost (#aboutVisa-index-3)
- Apply from (#aboutVisa-index-4)
- Processing times (#aboutVisa-index-5)
- Travel (#aboutVisa-index-6)
- Visa label (#aboutVisa-index-7)

With this visa you can

- · stay in Australia permanently
- · work and study in Australia
- enrol in Australia's public health care scheme, Medicare (http://www.humanservices.gov.au/individuals/medicare)
- sponsor your relatives to come to Australia
- travel to and from Australia for 5 years
- if eligible, become an Australian citizen (/citizenship/become-a-citizen)

Newly arrived residents may have to <u>wait before they can access certain Australian Government payments and benefits</u> (https://www.humanservices.gov.au/individuals/enablers/newly-arrived-residents-waiting-period).

How long you can stay

This is a permanent visa. It lets you stay in Australia indefinitely. The visa has a travel component that expires 5 years after the date of visa grant.

You become a permanent resident on the day we grant the visa.

For citizenship purposes, your permanent residency starts on the day:

- we grant the visa, if you are in Australia
- · you enter Australia on this visa, if you are outside Australia

Include family

You can include members of the family unit in your application. You can:

- include them when you lodge your visa application
- add them after you lodge your application but before we decide on your visa.

Family members who apply for the visa must meet our health (/help-support/meeting-our-requirements/health) and character requirements. Family members not accompanying you to Australia might also need to meet our health (/help-support/meeting-our-requirements/health) and character (/help-support/meeting-our-requirements/health) and health (/help-support/meeting-our-requirements/health) and <a hr

If your partner or dependent children are not included in this application, to assist us in processing your visa please tell us the reason why.

Cost

The visa costs AUD4,640.00 for the main applicant.

There is also a charge for each family member who applies for the visa with you.

To work out what your visa will cost use the Visa Pricing Estimator (/visas/visa-pricing-estimator?visa=190).

You might have to pay an extra charge for any applicant 18 years old or older who has less than <u>functional English</u> (/help-support/meeting-our-requirements/english-language/functional-english). This charge is called the second instalment. Pay it only when we ask you to. We ask for the charge only if we are going to grant the visa.

The second instalment charge for family members is AUD4,885.

The Visa Pricing Estimator does not include the second instalment or other costs. You might also have to pay other costs for health checks, police certificates and biometrics.

Apply from

You can be in or outside Australia when you apply for the visa and when we decide your application but not in immigration clearance.

If you apply in Australia, you must hold a <u>substantive visa</u> or a Subclass 010 Bridging A visa, a Subclass 020 Bridging B visa or a Subclass 030 Bridging C visa, otherwise your application will not be valid.

Processing times

For an indication of processing times for this visa, use the visa processing time guide tool (/visas/getting-a-visa/visa-processing-times/global-visa-processing-times). This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

We assess applications on a case-by-case basis, and actual processing times can vary due to individual circumstances including:

- whether you have lodged a complete application, including all necessary supporting documents
- how quickly you respond to any requests for additional information
- how long it takes to perform required checks on the supporting information provided
- how long it takes to receive additional information from external agencies, particularly in relation to health, character, and national security requirements
- for permanent migration visa applications, how many places are available in the migration program

Travel

You can travel in and out of Australia as many times as you want for 5 years from the date we grant the visa. After 5 years you will need a Resident Return (RRV) visa (subclass 155 or 157) (/visas/getting-a-visa/visa-listing/resident-return-visa-155-157) to re-enter Australia as a permanent resident.

Visa label

We will digitally link your visa to your passport. You will not get a label in your passport.

Eligibility

Have this visa

If you are in Australia at the time you apply, you must hold one of the following:

- · a substantive visa
- Bridging visa A BVA (subclass 010) (https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/bridging-visa-a-010)
- Bridging visa B BVA (subclass 020) (https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/bridging-visa-b-020)
- Bridging visa C BVC (subclass 030) (https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/bridging-visa-c-030)

If you currently hold or your last substantive visa held was either:

- Skilled Work Regional (Provisional) (subclass 491); (https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/skilled-work-regional-provisional-491) or
- Skilled Employer Sponsored Regional (Provisional) (subclass 494) (https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/skilled-employer-sponsored-regional-494)

You must have held that visa for at least 3 years at the time you apply.

Be invited to apply

You can only apply for this visa if we invite you to. See <u>before you apply (/visas/getting-a-visa/visa-listing/skilled-nominated-190#HowTo)</u>.

Submit an expression of interest (EOI) (https://skillselect.gov.au/SKILLSELECT/ExpressionOfInterest/PreReg/Start) to let us know you would like to apply for the visa.

After you have submitted an EOI, you might be nominated for the visa by a state or territory government. We will only invite you to apply for this visa if you are nominated.

Be nominated

You must have been nominated for this visa by an Australian state or territory government agency.

Submit a completed expression of interest (EOI) (/visas/working-in-australia/skillselect) in SkillSelect (/visas/working-in-australia/skillselect). State and territory government agencies can see your completed EOI and might nominate you for the visa.

If you are nominated for the visa, we will invite you to apply.

All state and territory government agencies have their own criteria for deciding who they will nominate. Contact the state or territory agency directly to find out more about their nomination process and what they want from you.

- Australian Capital Territory (http://www.canberrayourfuture.com.au/)
- New South Wales (http://www.business.nsw.gov.au/)
- Northern Territory (http://www.nt.gov.au/)
- Queensland (https://www.migration.qld.gov.au/)
- South Australia (http://www.migration.sa.gov.au/)
- Tasmania (http://www.migration.tas.gov.au/)
- Victoria (http://www.liveinvictoria.vic.gov.au/)
- Western Australia (http://www.migration.wa.gov.au/)

If the state or territory agency that nominates you withdraws your nomination after you have applied, your application becomes invalid.

Have a suitable skills assessment

For your application to be valid, you must declare that you have a suitable <u>skills assessment</u> (/visas/working-in-australia/skills-assessment) at the time of invitation.

Delegates of the Minister will now accept a suitable skills assessment for an applicant's nominated skilled occupation which has been obtained within the 60 day invitation period.

This change of approach is made as a result of the decision of *Thapa v Minister for Immigration, Citizenship, Migrant Services and Multicultural Affairs* [2021] FCCA 686 (*Thapa*). The Minister will administer the Migration Regulations 1994 in accordance with the decision in *Thapa*, but the Minister reserves the right to make submissions in a Court that *Thapa* was wrongly decided.

You will need to provide a copy of this skills assessment with your application.

For medical and legal practitioners, we also accept the following as proof of a skills assessment:

full or unconditional or general medical registration with the Australian Health Practitioner Regulation Agency

- conditional specialist registration with the Australian Health Practitioner Regulation Agency. This only allows you to practise in your speciality. You need no further training or supervision
- admission to practice law in the relevant state or territory

Your skills assessment must have been obtained in the 3 years before the date of your invitation. If the assessment was for a shorter period, that period must not have passed.

If your skills were assessed on the basis of a qualification you got in Australia when you held a student visa, the qualification must be from studying a course registered on CRICOS.

Be this age

You must be aged under 45 when we invite you to apply for the visa.

You can still apply for the visa if you turn 45 after we invite you to apply.

If you turn 45 after you submit your EOI but before we invite you to apply, you will not be invited to apply.

Be able to score 65 points or more

The subclass 190 is a points-tested visa.

When you submit your EOI in SkillSelect you will be given an indicative points score based on the claims you have made. If you do not obtain a score of 65 points you will not be invited to apply for this visa.

If we do invite you to apply for the visa, your invitation will state the number of points that you must score when we assess your application for grant of the visa (this score may be higher than 65 points, depending on your claims in the EOI).

When you lodge your application you must provide evidence supporting your claims.

To check how points can be awarded refer to the <u>points calculator</u> (/help-support/departmental-forms/online-forms/points-calculator).

Have this level of English language

At the time of invitation, you must have at least <u>competent English</u> (/help-support/meeting-our-requirements/english-language/competent-english).

Meet the skills requirement

Your occupation must be on the relevant list of eligible skilled occupations (/visas/working-in-australia/skill-occupation-list) for the 190 Skilled Nominated visa

Meet our health requirement

You and any family who apply for the visa with you must meet our <u>health requirement</u> (/help-support/meeting-our-requirements/health).

If requested, family members not accompanying you to Australia might also need to meet our health requirement.

Meet our character requirement

You and family members aged 16 years and over who apply for the visa with you must meet our <u>character</u> requirement (/help-support/meeting-our-requirements/character).

Family members not accompanying you to Australia must also meet the character requirement.

Have paid back your debt to the Australian government

If you or any family members (including those who do not apply for the visa with you) owe the Australian Government money, you or they must have paid it back or arranged to pay it back.

Sign the Australian values statement

If you are 18 years of age or older, you must:

- have read, or had explained to you, the Life in Australia (/help-support/meeting-our-requirements/australian-values) and
- confirm you will respect the Australian way of life and obey Australian laws when you sign an <u>Australian Values</u> Statement (/help-support/meeting-our-requirements/australian-values)

Not had a visa cancelled or a previous application refused

We will consider your immigration history when we make a decision on your application, which means you might not be eligible for this visa if you have had a visa cancelled or refused.

In some circumstances you may still apply for a permanent visa if you have had a visa cancelled or an application refused see Limitations on applications in Australia (/form-listing/forms/1026i.pdf).

If applying for a visa from outside Australia see Can I go to Australia (/entering-and-leaving-australia/entering-australia/can-i-go-to-australia/re-entry-ban).

If you want immigration assistance, see Who can help with your visa application (/help-support/who-can-help-with-your-application/overview).

Meet all these criteria? Check how to apply in our step by step (#HowTo) guide.

Step by step

Step 1

Before you apply

You must submit an expression of interest (EOI) through <u>SkillSelect (/visas/working-in-australia/skillselect)</u> to let us know you want to apply for this visa.

Organise health exams

We prefer that you have any health checks before you apply for the visa.

Find out the examinations you need (https:/help-support/meeting-our-requirements/health) and how to arrange them.

Help with your EOI

If you need help with your EOI you can use a registered migration agent or legal practitioner. For information on how to find someone to help you see Who can help you with your application (/help-support/who-can-help-with-your-application/overview).

Step 1.1 - Before you submit your EOI

You must submit an expression of interest (EOI) to let us know you want to apply for this visa.

Check your occupation

Your occupation must be on the relevant <u>list of eligible skilled occupations (/visas/working-in-australia/skill-occupation-list)</u> for the Skilled Nominated (subclass 190) visa.

Get your skills assessed

You must have a suitable <u>skills assessment</u> (/visas/working-in-australia/skills-assessment) at the time we invite you to apply.

The assessment must be undertaken by an assessing authority listed against your occupation in the <u>list of eligible skilled occupations</u> (/visas/working-in-australia/skill-occupation-list). You might have to pay for the assessment.

To be eligible for a visa your skills assessment must have been obtained within the 3 years before the date of invitation. If the assessment was for a shorter period, that period must not have passed. We can't accept a skills assessment issued more than 3 years before the invitation date.

If your skills were assessed on the basis of a qualification you got in Australia when you held a student visa, the qualification must be from studying a course registered on CRICOS.

Medical practitioners

For medical practitioners we accept evidence of registration issued by the Australian Health Practitioner Regulation Agency. You must hold either:

- unconditional or general medical registration
- conditional specialist registration which allows you to practice only in your particular specialty with no further training or supervision requirements

You must show that you hold this registration at the time we invite you to apply.

Barristers and solicitors

A suitable skills assessment for barristers and solicitors is evidence of admission to practice as a lawyer in an Australian state or territory.

The relevant legal admissions authority must have admitted you to practice at the time we invite you to apply.

Check your points

You must be able to obtain at least 65 points on our points test to be eligible for this visa. If you cannot obtain 65 points we will not invite you to apply.

If we invite you to apply for the visa, you must prove the claims you make in your EOI when we assess your application.

Use the points calculator (/help-support/departmental-forms/online-forms/points-calculator) to check how many points you might score

Check you meet the other eligibility criteria

Check that you meet all other eligibility criteria for the visa.

If we invite you to apply for the visa, you will have to support the claims you make in your EOI as well as other criteria if you submit an application.

See what documents you will need to prove your claims before you submit your EOI in the Gather documents section below.

Step 1.2 - Submit your EOI

Submit your EOI via <u>Skillselect</u> (https://skillselect.gov.au/SKILLSELECT/ExpressionOfInterest/PreReg/Start). You can submit it from within or outside Australia.

Your EOI is not a visa application. There is no fee for submitting an EOI.

Select the Skill Nominated (subclass 190) visa.

You will receive an email confirming your EOI has been submitted.

Step 1.3 – After you submit your EOI

SkillSelect will estimate your points score based on the claims made in your EOI.

You must have an estimated score of at least 65 points to be invited to apply for this visa.

Once your EOI is submitted it will be visible to state and territory governments. If you have the skills they need, a state or territory government agency might nominate you for the visa.

If you are nominated, you will get an invitation to apply for this visa.

Stay lawful

An EOI is not a visa application.

If you submit an EOI in Australia and your current visa is about to expire, you must apply for another visa to stay in Australia lawfully.

You are not eligible for a bridging visa because the EOI is not a visa application. You are only eligible for a bridging visa after you are invited and apply for this visa.

Make changes to your EOI

Let us know through SkillSelect (https://skillselect.gov.au/SKILLSELECT/ExpressionOfInterest/PreReg/Start) if:

- you want to apply for a different skilled visa
- your circumstances change for example, if you change your occupation or your family structure changes
- you could score more points for example, you have completed a higher qualification or gained new work experience
- your employment circumstances change and you are no longer working at least 20 hours per week in your nominated occupation

You must be able to meet the points score on your invitation letter if we invite you to apply or you will not be granted a visa.

SkillSelect will update your indicative points score if you make changes to your EOI. You can change your EOI at any time before we invite you to apply for a visa.

Step 1.4 - Receive an invitation to apply for visa

We allocate places for the skilled migration program to meet the Australian Government's migration planning levels.

Once invited, you have 60 calendar days to apply for the visa. We cannot extend this time.

You could receive an invitation up to 2 years after submitting an EOI. If we invite you to apply you will receive an email from SkillSelect. Getting an invitation does not mean you will be granted the visa.

The invitation will include the number of points you must score based on your EOI claims.

After you apply for the visa, you must show that you:

- can meet the points score on your invitation (which will include proving any claims you made in your EOI) and
- can meet all other eligibility criteria

If you do not apply for the visa after two invitations, your EOI will be removed from SkillSelect.

We will not process your visa application if you are 45 at the time of your invitation.

If you can't show you meet the points score or other eligibility criteria

If you can't show you meet the points score on your invitation or the other visa criteria, then do not apply for the visa.

Your EOI will be suspended if an invitation is issued, but you can update information once the 60-day invitation period has passed. If this is your second invitation, you will have to submit another EOI if you still want the visa.

Get help with your application

Only some people can help you with your application. If you appoint someone to give you immigration assistance they must be:

- a registered migration agent (/help-support/who-can-help-with-your-application/using-a-migration-agent)
- a legal practitioner (/help-support/who-can-help-with-your-application/using-a-legal-practitioner), or
- an exempt person (/help-support/who-can-help-with-your-application/exempt-person).

You can appoint anyone to <u>receive documents</u> (/help-support/who-can-help-with-your-application/authorised-recipents) on your behalf relating to your visa matter.

Step 2

Gather your documents

You will need to provide documents to support the claims you make in your EOI and show you meet the other visa criteria.

Provide accurate information

Provide accurate information. See what may happen if you can't <u>prove your identity or do not provide</u> true information (/help-support/meeting-our-requirements/providing-accurate-information).

Identity documents

Provide the pages of your current passport showing your photo, personal details, and passport issue and expiry dates.

Also provide:

- a national identity card, if you have one
- proof of change of name

Documents that prove a change of name include:

- a marriage or divorce certificate
- change of name documents from an Australian Registry of Births, Deaths and Marriages, or the relevant overseas authority
- documents that show other names you have been known by

Relationship documents

If you are or have been married, widowed, divorced or permanently separated, provide proof such as divorce documents, death certificates, separation documents or statutory declarations.

If your partner or dependent children are not included in this application, tell us the reason why (for example, they already hold Australian citizenship or are a permanent resident)

Character documents

Provide an Australian police certificate if you have spent a total of 12 months or more in Australia in the last 10 years since you turned 16.

We only accept complete disclosure National Police Certificates issued by the <u>Australian Federal</u> Police (https://www.afp.gov.au/what-we-do/services/criminal-records/national-police-checks). We do not accept standard disclosure certificates or national police certificates issued by Australian state or territory police.

For immigration purposes, Australian police certificates are valid for 12 months from the date of issue.

Also provide:

- an overseas police certificate from every country, including your home country, where you spent a total of 12 months or more in the last 10 years since you turned 16
- military service records or discharge papers if you served in the armed forces of any country

Complete and provide the following forms:

- Form 80 Personal particulars for assessment including character assessment (/form-listing/forms/80.pdf)
- Form 1221 Additional personal particulars information (/form-listing/forms/1221.pdf)

Competent English documents

Provide proof you have at least competent English (/help-support/meeting-our-requirements/english-language/competent-english) at time of invitation for this visa.

Partner documents

We need to see evidence of your partner's identity and relationship with you.

Provide:

- identity documents and photos
- character documents
- marriage certificate, if applicable
- documents about other relationships, if applicable

For de facto relationship provide either:

- evidence that your relationship is registered by an Australian State or Territory
- enough documents to prove you have been in a de facto relationship with your partner for at least 12 months before you apply

For both married and de facto applicants you must provide evidence that you are in a genuine and continuing relationship. Evidence can include but is not limited to:

- joint bank account statements
- billing accounts in joint names
- joint leases or mortgages
- documents that show your partner has lived at the same address as you

Proof your partner has functional English

You don't have to provide any documents to prove functional English if your partner is a citizen of and holds a valid passport from:

- the United Kingdom
- the Republic of Ireland
- the United States
- Canada
- New Zealand

Otherwise, provide proof your partner has <u>functional English</u> (/help-support/meeting-our-requirements/english-language/functional-english).

If you can't show us your partner has functional English, you will need to pay the second instalment of the visa application charge when we ask you to.

Dependants under 18 documents

For every dependant 18 years old or younger who is applying with you, provide:

- copies of birth certificates or the family book showing the names of both parents of all your dependent children
- copies of the adoption paper, if applicable.

Parental responsibility documents

You must get consent for any applicant under 18 years of age to migrate to Australia from anyone who:

- has a legal right to decide where the child lives and
- is not coming to Australia with the child

They must complete either:

- Form 1229 Consent form to grant an Australian visa to a child under the age of 18 years (/form-listing/forms/1229.pdf)
- statutory declaration (https://www.ag.gov.au/Publications/Statutory-declarations/Pages/default.aspx) giving their consent for the child to migrate to Australia on this visa

Alternatively, you can show us:

- an Australian court order that allows your child to migrate to Australia, or
- that the laws of your home country allow them to migrate

Include:

- an identity document that shows the signature and photo of the person who completed the form or declaration, such as a passport or driver's licence
- adoption papers or other court documents if applicable

You don't have to prove that your dependant under 18 years of age has functional English.

Note: If your child is likely to turn 18 while your application is being processed, you will need to provide evidence they are dependent on you. See the section 'Dependants over 18 documents' below for further information. A child who turns 18 while your application is being processed and who is not dependent on you cannot satisfy the criteria for this visa.

Dependants over 18 documents

To include your child who is over 18 in your visa application, they must be:

- over 18 years of age but not yet turned 23, and dependent on you or your partner, or
- over 23 years of age and unable to earn a living to support themselves due to physical or cognitive limitations and dependent on you or your partner

If your child is likely to turn 23 while your application is being processed, you will need to provide evidence they are dependent on you due to disability.

Provide:

- identity documents
- documents about their other relationships, if applicable

You must also provide proof the child is dependent on you.

- proof of your relationship with the dependant such as a birth certificate or adoption papers
- a completed Form 47a Details of a child or other dependent family member aged 18 years or over (/form-listing/forms/47a.pdf)
- proof of financial dependency such as bank statements, money transfers and rent receipts
- if the child is aged 23 or is likely to turn 23 while your application is being processed, you must also provide a report from a qualified medical practitioner that states they are dependent on you or your partner due to the total or partial loss of their bodily or mental functions

Note: A child who turns 23 while your application is being processed and who does not meet these requirements cannot satisfy the criteria for this visa.

Proof your dependant has functional English

You don't have to provide any documents to prove functional English if your dependant is a citizen of and holds a valid passport from:

- the United Kingdom
- the Republic of Ireland
- the United States

- Canada
- New Zealand

Otherwise, provide proof your dependant has <u>functional English</u> (/help-support/meeting-our-requirements/english-language/functional-english).

If you can't show us your dependant has functional English, you will need to pay the second instalment of the visa application charge when we ask you to.

Skills assessment documents

You must provide documents that support the claims you made in your EOI. To check the documents you need use the <u>points table (/help-support/departmental-forms/online-forms/points-calculator)</u>. Depending on your claims this could include evidence of your:

- Skills assessment
- English language skills
- Australian and/or overseas skilled employment
- Educational qualifications
- Satisfying the Australian study requirement
- · Specialist education
- Accredited community language
- · Study in regional Australia
- Partner skills
- Professional Year in Australia

Delegates of the Minister will now accept a suitable skills assessment for an applicant's nominated skilled occupation which has been obtained within the 60 day invitation period.

This change of approach is made as a result of the decision of *Thapa v Minister for Immigration, Citizenship, Migrant Services and Multicultural Affairs* [2021] FCCA 686 (*Thapa*). The Minister will administer the *Migration Regulations 1994* in accordance with the decision in *Thapa*, but the Minister reserves the right to make submissions in a Court that *Thapa* was wrongly decided.

Medical practitioners

One of these certificates issued by the Australian Health Practitioner Regulation Agency:

- unconditional or general medical registration
- conditional specialist registration which allows you to practice only in your speciality with no further training or supervision requirements

You must be registered at the time we invite you to apply.

Barristers and Solicitors

Proof of admission to practice as a lawyer in the relevant state or territory. You must be admitted to practice at the time we invite you to apply.

Expression of Interest (EOI) documents

You must provide documents to prove all of the claims you made in your EOI. Use the <u>points table</u> <u>(/help-support/departmental-forms/online-forms/points-calculator)</u> to check the documents you need.

Tell us you are getting help

To nominate someone to:

- receive your correspondence, use <u>Form 956A Appointment or withdrawal of an authorised</u> recipient (/form-listing/forms/956a.pdf)
- provide immigration assistance, use <u>Form 956 Appointment of a registered migration agent, legal</u> practitioner or exempt person (*/form-listing/forms/956.pdf*).

Upload your written notification or your forms to ImmiAccount (/help-support/applying-online-or-on-paper/overview).

Prepare your documents

Translate

Have all non-English documents translated into English.

Translators in Australia must be accredited by the <u>National Accreditation Authority for Translators</u> and Interpreters *(https://www.naati.com.au/)*.

Translators outside Australia do not have to be accredited. But on each translation, they must include their:

- full name
- address and telephone number
- qualifications and experience in the language they are translating

These details must be in English.

Note: You do not need to have any documents certified.

Scan or photograph

Scan or photograph all documents (English and non-English) in colour.

The scans and photos must be clear.

If a document is more than one page, save it all as one file.

Step 3

Apply for the visa

When you have your invitation you can apply online. You can be in or outside Australia.

You have 60 days from the date of your invitation to apply for the visa.

Provide accurate information

Provide accurate information. See what may happen when you cannot <u>prove your identity or do not</u> provide true information (/help-support/meeting-our-requirements/providing-accurate-information).

Apply for this visa online in ImmiAccount

- 1. Log into your SkillSelect (https://skillselect.gov.au/SKILLSELECT/ExpressionOfInterest/PreReg/Start) account. In SkillSelect, click on the 'Apply for visa' button. This will take you to our online system, ImmiAccount.
- 2. Log in or create an ImmiAccount. Your ImmiAccount login and password will not be the same as your SkillSelect login and password.
- 3. Attach your documents (/help-support/applying-online-or-on-paper/online).
- 4. Pay the application charge (/help-support/applying-online-or-on-paper/online/how-to-pay). We will not process your application until you pay the first instalment of the visa application charge.
- 5. Note your transaction reference number (TRN).

Step 4

After you apply

We will let you know when we have received your application.

If you are granted a bridging visa you will receive notification of your visa grant.

Status updates

We do not give updates on applications within the standard processing time.

You can check if we need more information from you in ImmiAccount (/help-support/applying-online-or-on-paper/online).

Travel after you apply

If you are in Australia, you do not have to tell us if you want to travel outside Australia while we process your application. This is because you can be outside Australia when we make a decision.

But if you leave Australia, make sure your visa allows you to return. To see if you can return on your current visa, check VEVO (/visas/already-have-a-visa/check-visa-details-and-conditions).

Learn about visa expiry (/visas/visa-about-to-expire).

If you applied outside Australia, don't arrange travel to Australia, leave your job or sell your home until we advise you in writing that you have been granted the visa

Health exams

If you didn't have <u>health examinations</u> (/help-support/meeting-our-requirements/health) before you applied, we will let you know if you need them. Check ImmiAccount (/help-support/applying-online-or-on-paper/online).

Biometrics

We might ask for biometrics. We will let you know if you need to provide them.

Attach more information

If you did not attach all documents when you applied, attach them as soon as you can in ImmiAccount (/help-support/applying-online-or-on-paper/online/how-to-pay).

We might also ask you to provide more information; however; we are not obliged to do so and may make a decision on your application without requesting more documents.

Stay lawful

Make sure you stay lawful in Australia by holding a valid visa while we process your application.

When you applied for this visa, you were granted a Bridging visa A (BVA). If your current visa expires before we decide on your application, the BVA will come into effect. You can stay in Australia on the BVA while we process your new visa application.

Do not ask to have the visa you currently hold cancelled. If your visa is cancelled:

- you will be staying in Australia unlawfully
- your BVA will cease

Learn more about visa expiry (/visas/visa-about-to-expire).

Pay the second instalment

If you need to pay a second instalment, pay it when we send you the invoice.

Add family

You can add members of the family unit to your application after you apply but before we decide on your visa.

Use Form 1436 Adding an additional applicant after lodgement (/form-listing/forms/1436.pdf), pay using ImmiAccount, attach the form and supporting documents to your ImmiAccount.

Family members who apply for the visa must meet our <u>health (/help-support/meeting-our-requirements/health)</u> and character (/help-support/meeting-our-requirements/character) requirements.

Family members who are not coming to Australia do have to meet our <u>character</u> (/help-support/meeting-our-requirements/character) requirement and might have to meet our <u>health</u> (/help-support/meeting-our-requirements/health) requirement.

Newborn children

If your child is born after you submit your application but before we decide on your visa, you must tell us as soon as possible.

Find out what to do your child is born after you apply (/change-in-situation/had-a-baby).

Mistakes on your application

You must tell us as soon as possible if you made a mistake on your application.

Complete Form 1023 Notification of incorrect answers (/form-listing/forms/1023.pdf) and attach it to your application in ImmiAccount.

Help with your application

Let us know if you no longer want someone to:

- receive your correspondence complete Form 956A Appointment or withdrawal of an authorised recipient (/form-listing/forms/956a.pdf)
- provide immigration advice complete <u>Form 956 Appointment of a registered migration agent,</u> legal practitioner or exempt person (/form-listing/forms/956.pdf).

Upload your written notification or your forms to ImmiAccount (/help-support/applying-online-or-on-paper/overview).

For more information see Who can help you with your application (/help-support/who-can-help-with-your-application/overview).

Tell us if things change

Things you need to let us know about after you have applied include:

- changes to your phone number, email, address or passport
- changes to your marital or de facto status
- the birth of a child
- you want to withdraw your application

See how to tell us if your situation changes (/change-in-situation).

Step 5

Visa outcome

You can be in or outside Australia when we decide your visa application but not in <u>immigration clearance</u>. We will let you know our decision in writing.

If we grant your visa, we will tell you:

- your visa grant number
- the date your visa starts
- · your visa conditions, if applicable

Keep a copy of the decision.

If we refuse your visa, we will tell you:

• why we refused the visa

• whether you have a right to a review of the decision

We will not refund the application charge if we refuse your application.

When you have this visa

- Coming to Australia (#haveThisVisa-index-0)
- In Australia (#haveThisVisa-index-1)
- Leaving Australia (#haveThisVisa-index-2)

Coming to Australia

If you are outside Australia when the visa is granted, you must enter Australia before a date that we specify on your visa grant letter.

Before you leave

Check your travel documents

You must have:

- a valid visa to enter Australia
- a valid passport or other travel document

At the border

Completing an Incoming Passenger Card

All people arriving in Australia must complete the <u>Incoming Passenger Card</u> (https://www.abf.gov.au/entering-and-leaving-australia/crossing-the-border/at-the-border/incoming-passenger-card-(ipc)). You will be given this card onboard.

Leaving the airport faster

We have an automated process that uses facial recognition technology and your ePassport. You might be able to leave the airport faster if you use SmartGate (https://www.abf.gov.au/smartgates).

In Australia

- stay in Australia permanently
- work and study
- enrol in Australia's public health care scheme, Medicare (http://www.humanservices.gov.au/individuals/medicare)

- sponsor your relatives to come to Australia
- travel to and from Australia for 5 years
- if eligible, become an Australian citizen (/citizenship/become-a-citizen)

What you must do on this visa

You and your family members must obey Australian laws.

See how long you can stay

This is a permanent visa. It lets you stay in Australia indefinitely.

Travelling on your visa

You can travel to and from Australia for 5 years from the date we grant the visa. After 5 years you will need a Resident Return (RRV) visa (subclasses 155 or 157) (/visas/getting-a-visa/visa-listing/resident-return-visa-155-157) to re-enter Australia as a permanent resident. To see when the 5 years ends, use VEVO (/visas/already-have-a-visa/check-visa-details-and-conditions).

New Zealand passport holders

If an immigration officer processes your clearance at our border, we recommend you tell them:

- you have a Skilled Nominated visa (subclass190)
- you do not want a Special Category visa (subclass 444)

If you don't tell them, you might be granted the subclass 444 visa. Grant of a subclass 444 visa might affect your eligibility for Australian citizenship.

Proving you have a visa

If you wish to provide evidence you have a visa and conditions to someone, use <u>VEVO (/visas/already-have-a-visa/check-visa-details-and-conditions)</u>.

Working

You are protected by Australian workplace law. See your <u>workplace rights and entitlements</u>. (https://www.fairwork.gov.au/how-we-will-help/templates-and-guides/fact-sheets/rights-and-obligations/visa-holders-and-migrant-workers-workplace-rights-and-entitlements)

Bringing family

As an Australian permanent resident, you might be able to sponsor eligible family to come to Australia.

To find a visa for your family member, explore visa options (/visas/getting-a-visa/visa-finder).

Becoming an Australian citizen

After a certain time, you might be eligible for Australian citizenship. Find out more about <u>becoming a citizen</u> (/citizenship/become-a-citizen).

For citizenship purposes, your permanent residence starts on the day:

· we grant the visa, if you were in Australia

• you entered Australia on this visa, if you were outside Australia when we granted it

Leaving Australia

Before you leave

Check your travel documents

You must have a valid passport or other travel document to leave Australia and return.

Ensure your visa is still valid and allows you to re-enter Australia.

Check the travel component of your visa in VEVO (/visas/already-have-a-visa/check-visa-details-and-conditions).

See what to do if your visa has expired or is about to expire (/visas/visa-about-to-expire).

At the Border

Leaving the airport faster

We have an automated process that uses facial recognition technology and your ePassport. You could leave the airport faster if you use SmartGate (https://www.abf.gov.au/smartgates).

After you leave

Proving you have been to Australia

To prove you have been to Australia, request your international movement records by completing <u>Form 1359 Request for</u> international movement records (*/form-listing/forms/1359.pdf*).

Last updated: 19 October 2023



Immigration and citizenship

Subclass 400

Temporary Work (Short Stay Specialist) visa

The Highly Specialised Work stream of this temporary visa lets you do short-term, highly specialised work in Australia. It is suitable if you have specialised skills, knowledge or experience not generally available in Australia.

Overview

Stay

We can grant this visa for up to 6 months (depending on the circumstances).

Generally, for a stay period longer than 3 months, a strong business case must be provided with the application.

Your stay period in Australia commences once you arrive and does not restart each time you travel.

You can't apply for this visa in Australia or stay longer by extending this visa.

Cost

AUD405.00 (except in limited circumstances)

Processing times

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> (<u>/visas/getting-a-visa/visa-processing-times/global-visa-processing-times</u>). This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

With this visa, you can

- · do short-term work in a highly specialised job
- the work or activity must be non-ongoing

See all conditions (/visas/already-have-a-visa/check-visa-details-and-conditions/see-your-visa-conditions?product=400)

Check your eligibility (#Eligibility)

You must

Ask a question

- have highly specialised skills, knowledge or experience that can help Australian business and can't reasonably be found in Australia
- only do the work or activities for which your visa was granted

Help with your visa

If you are getting help with your visa, before you pay someone, read information on Who can help with your visa application (/help-support/who-can-help-with-your-application/overview).

About this visa

- With this visa you can (#aboutVisa-index-0)
- How long you can stay (#aboutVisa-index-1)
- Stay longer (#aboutVisa-index-2)
- Include family (#aboutVisa-index-3)
- Cost (#aboutVisa-index-4)
- Apply from (#aboutVisa-index-5)
- Processing times (#aboutVisa-index-6)
- Your obligations (#aboutVisa-index-7)
- Adequate health insurance (#aboutVisa-index-8)
- Travel (#aboutVisa-index-9)
- Visa label (#aboutVisa-index-10)

With this visa you can

- do short-term work in a highly specialised job
- bring family members with you, but they are not allowed to work or study in Australia, except to do a language training program

Employers must provide a contract or letter of offer. See what they have to do in:

- Learn about employing migrants (/visas/employing-and-sponsoring-someone/learn-about-employing-migrants)
- · Step by step, Gather documents, Work documents

How long you can stay

This is a temporary visa. You can stay in Australia for up to 6 months, depending on the circumstances.

You must arrive in Australia within 6 months of the date the visa is granted, or a lesser period specified by the Minister. We will let you know when you must arrive in your visa grant letter.

Your visa stay period as shown on your visa grant letter will start on your first date of arrival in Australia. The stay period will not restart each time you arrive in Australia.

You can check your visa details in the visa grant letter or use VEVO (/visas/already-have-a-visa/check-visa-details-and-conditions).

Stay longer

You can't stay in Australia longer by extending this visa.

Explore your visa options (/visas/getting-a-visa/visa-finder/work)

Include family

You can include Members of the family unit in your application when you apply.

Both you and your family members who apply for the visa must meet our <u>health requirements</u> (/help-support/meeting-our-requirements/health) and character requirements (/help-support/meeting-our-requirements/character).

Any family members included in your application are not permitted to work or study in Australia. You must be able to show that you and your family have enough means to support yourselves while in Australia.

Cost

The visa costs AUD405.00 for the main applicant.

You will not need to pay this application charge if you are:

- · coming to Australia to act as a representative of a foreign government
- listed in a legislative instrument (your inviting organisation will tell you if this applies to you)

There is also a charge for each family member who applies for the visa with you.

You might also have to pay other costs for health checks, police certificates and biometrics.

To work out what your visa will cost use the <u>Visa Pricing Estimator (/visas/visa-pricing-estimator?visa=400)</u>. The estimator does not take into account the other costs.

Apply from

You must be outside Australia when you apply for the visa and when we make a decision on your application.

Processing times

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> (/visas/getting-a-visa/visa-processing-times/global-visa-processing-times). This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

Your application can take longer to process if:

- you do not fill it in correctly
- you do not include all the documents we need, or we need more information from you
- it takes us time to verify your information

We can't process your application if you do not pay the correct visa application charge. We will notify you if this is the case.

When applying for your subclass 400 visa, you will need to allow time for the application to be processed, taking into account the date you are intending to travel to Australia.

Your obligations

You and your family must comply with all visa conditions and Australian laws.

Learn more about conditions for this visa (/visas/already-have-a-visa/check-visa-details-and-conditions/see-your-visa-conditions? product=400).

Adequate health insurance

Health insurance

We recommend you take out health insurance to cover any unforeseen medical treatment you might need in Australia. You are personally liable for all your healthcare costs while you are in Australia. Insurance can help limit your financial liability.

See more about health insurance for overseas visitors (https://www.privatehealth.gov.au/health_insurance/overseas/index.htm).

Reciprocal healthcare agreements

Some countries have a reciprocal healthcare agreement with Australia. Find out more from Services Australia about reciprocal healthcare agreements (https://www.humanservices.gov.au/individuals/enablers/rhca-medical-care-visitors-australia).

Travel

This is a temporary visa. You will have 6 months from the date the visa is granted to first enter Australia (or a lesser period specified). The period of stay you were granted starts on the date you first enter Australia.

The visa is granted with either:

- single entry you will only be allowed to enter Australia once. You can't re-enter Australia on the visa. To return to Australia after you leave, you will need to apply for a new visa, or
- multiple entry you can leave and re-enter Australia as many times as you want during the visa stay period.

Re-entering Australia on a multiple entry visa does not restart the period of stay you were granted.

The time you spend outside Australia does not extend the visa.

Visa label

We will digitally link your visa to your passport. You will not get a label in your passport.

Eligibility

Have highly specialised skills, knowledge or experience

You can apply for this visa if you have specialised skills, knowledge or experience that:

- can assist Australian business
- · can't reasonably be found in the Australian labour market
- · will be non-ongoing

Non-ongoing work means work that is likely to be completed within 6 months or less, and you do not expect or arrange to stay in Australia after this time for any reason related to that work.

You will need to show that you have the skills, knowledge or experience to do this work. Things you could show us include:

- a copy of your resume
- any licenses or qualifications you have
- a letter from your overseas employer explaining your current position and duties.

The Australian business or overseas employer might need to show that they have tried to find Australian workers to do the work first, as this visa can't be granted if it affects employment or training opportunities for Australian citizens or permanent residents.

Have work, not in the Australian entertainment industry

You will need to provide proof that you have work. To see what you need to provide go to Step by Step, Gather documents.

You can apply for a subclass 400 to:

- direct, produce or have any other role in a production that will not be shown in Australia (you will need to provide a distribution contract or other evidence to support this)
- come to Australia for a promotional activity, for example:
 - an actor visiting Australia for a red carpet premiere
 - a rock band in Australia for a promotional tour but no performances

The subclass 400 visa does not allow a person to:

- perform as an entertainer in Australia or support an entertainer or group of entertainers performing in Australia
- direct, produce or take any other part in a production that will be shown, broadcast or performed in Australia (including theatre, film, television, radio, concert or a recording).

If you want to do these activities, you should consider applying for the <u>Temporary Activity visa (subclass 408)</u> – Entertainment (/visas/getting-a-visa/visa-listing/temporary-activity-408).

Be able to support yourself and any dependants

While you are in Australia, you and your family members must have adequate means to support yourselves.

Meet our health requirement

You and your family members must meet our health requirement (/help-support/meeting-our-requirements/health).

Meet our character requirement

You and family members aged 16 years and over who apply for the visa with you must meet our <u>character</u> requirement (/help-support/meeting-our-requirements/character).

Be a genuine visitor

You must only intend to:

- stay temporarily in Australia
- do the things you are allowed to do on this visa

Genuine temporary entrant requirement

You can't use our temporary visa program to maintain ongoing residency in Australia.

The genuine temporary entrant (GTE) requirement helps us to make sure that you use temporary visas correctly.

We must be satisfied that you have a genuine intention to stay here temporarily to do the things you are allowed to do on this visa.

When assessing this, we will consider:

- · your situation
- your immigration history
- · previous compliance with visa conditions
- any other relevant matter

Have paid back your debt to the Australian government

If you owe the Australian Government money, you must have paid it back or have a formal arrangement to pay it back.

Not had a visa cancelled or an application refused

We will consider your immigration history when we make a decision on your application, which means you might not be eligible for this visa if you have had a visa cancelled or refused.

In some circumstances you may still apply for a permanent visa if you have had a visa cancelled or an application refused see Limitations on applications in Australia (/form-listing/forms/1026i.pdf).

If applying for a visa from outside Australia see Can I go to Australia (/entering-and-leaving-australia/entering-australia/can-i-go-to-australia/re-entry-ban).

If you want immigration assistance, see Who can help with your visa application (/help-support/who-can-help-with-your-application/overview).

Meet all these criteria? Check how to apply in our step by step (#HowTo) guide.

Step by step

Step 1

Before you apply

See if you want help with your application or to organise health exams before applying

Organise health exams

You might need to have health examinations. You can complete them before you apply or you can wait until we tell you to have them.

Find out the <u>health examinations</u> (/help-support/meeting-our-requirements/health) you need and how to arrange them if you want to have them before you apply.

Get help with your application

Only some people can help you with your application. If you appoint someone to give you immigration assistance they must be:

- a registered migration agent (/help-support/who-can-help-with-your-application/using-a-migration-agent)
- a legal practitioner (/help-support/who-can-help-with-your-application/using-a-legal-practitioner), or
- an exempt person (/help-support/who-can-help-with-your-application/exempt-person).

You can appoint anyone to <u>receive documents</u> (/help-support/who-can-help-with-your-application/authorised-recipents) on your behalf relating to your visa matter.

Step 2

Gather your documents

Gather documents to prove your identity and show you have your employer's support, financial support and recommend health insurance. You will need to prepare them to submit online.

Provide accurate information

Provide accurate information. See what happens if <u>you can't prove your identity or don't provide true</u> information (/help-support/meeting-our-requirements/providing-accurate-information).

Identity documents

Provide the pages of your current passport showing your photo, personal details and passport issue and expiry dates.

Also provide:

- a national identity card, if you have one
- proof of change of name

Documents that prove a change of name include:

- a marriage or divorce certificate
- change of name documents from an Australian Registry of Births, Deaths and Marriages, or the relevant overseas authority, or
- documents that show other names you have been known by

Work documents

You should provide a letter of invitation, job offer, employment contract or other document from an Australian organisation confirming they have employed you to work in Australia showing:

- · details of your position, duties, or project of work you will undertake
- the duration of your work
- the reason why you are required to work in Australia
- support for your visa application
- · your employment conditions and wages
- the Australian workplace standards or Industry Award that applies to your position

Workers in Australia, including visa holders with permission to work, have rights under Australian workplace law. For information on pay rates, shift calculations, leave arrangements and notice and redundancy entitlements see Fair Work Ombudsman's Pay and Conditions Tool (PACT)

(https://calculate.fairwork.gov.au/).

Some freelance work might be allowed (for example, a freelance journalist/photographer undertaking a media assignment). If you are doing this type of work, you will need to provide a copy of your itinerary and the details of your work assignment.

Financial documents

To prove that you can support yourself and any family you bring to Australia, provide:

- evidence of funds (employment contract, bank statements), or
- a letter from your bank or financial institution stating your financial position

We can also consider allowances, accommodation and other help from your employer.

Character documents

We will tell you if and when you need to provide police certificates.

Partner documents

Provide:

- · identity documents
- · character documents
- documents about other relationships, if applicable

Provide either:

- your current marriage certificate, or
- enough documents to prove you have been in a de facto relationship with your <u>partner</u> for at least 12 months before you apply

Documents that prove your de facto relationship include:

- joint bank account statements
- · billing accounts in joint names
- joint leases or mortgages
- documents that show your partner has lived at the same address as you

Dependants under 18 documents

For every dependant under 18 years old who is applying with you, provide:

- your child's identity documents
- proof of your relationship with them, like a birth or marriage certificate
- · your child's character documents, if applicable

Parental responsibility documents

You must get consent for the child to come to Australia from anyone who:

- has a legal right to decide where the child lives
- is not coming to Australia with the child

They must complete either:

- Form 1229 Consent form to grant an Australian visa to a child under the age of 18 years (276KB PDF) (/form-listing/forms/1229.pdf) or
- a statutory declaration (https://www.ag.gov.au/Publications/Statutory-declarations/Pages/default.aspx) giving their consent for the child to visit Australia on this visa

Include a document with the signature and photo of the person who completed the form or declaration, such as a:

- passport, or
- driver's licence

Tell us you are getting help

To nominate someone to:

- receive your correspondence, use <u>Form 956A Appointment or withdrawal of an authorised</u> recipient (301KB PDF) (/form-listing/forms/956a.pdf)
- provide immigration assistance, use Form 956 Appointment of a registered migration agent, legal practitioner or exempt person (308KB PDF) (/form-listing/forms/956.pdf).

Upload your written notification or your forms to ImmiAccount (/help-support/applying-online-or-on-paper/overview).

Prepare your documents

Have all non-English documents translated into English.

Translators in Australia must be accredited by the <u>National Accreditation Authority for Translators</u> and Interpreters (https://www.naati.com.au/).

Translators outside Australia do not have to be accredited. But on each translation, they must include their:

- full name
- address and telephone number
- · qualifications and experience in the language they are translating

These details must be in English.

Scan or photograph documents

Scan or photograph all documents (English and non-English) in colour.

The scans and photos must be clear.

If a document is more than one page, save it all as one file

Step 3

Apply for the visa

You apply for this visa online in ImmiAccount. You and anyone included in your visa application must be outside Australia when you apply and when your visa application is decided.

Provide accurate information

Provide accurate information. See what happens if you can't prove your identity or don't provide true information (/help-support/meeting-our-requirements/providing-accurate-information).

Apply for the visa online in ImmiAccount

- 1. Create an account or login to ImmiAccount (/help-support/applying-online-or-on-paper/online)
- 2. Attach documents (/help-support/applying-online-or-on-paper/online)
- 3. Have family applications processed together (/help-support/applying-online-or-on-paper/online)
- 4. Pay the application fee (/help-support/applying-online-or-on-paper/online/how-to-pay)
- 5. Note the transaction reference number (TRN)

We will not process your application until you pay the charge.

Each family member must have their application charge paid and documents attached to their application.

Step 4

After you apply

You can track and manage your application through <u>ImmiAccount (/help-support/applying-online-or-on-paper/online)</u>.

What will happen after you apply

We will let you know when we have received your application and documents

Status updates

We can't give updates on applications within the standard processing time.

You can check if we need more information from you in ImmiAccount (/help-support/applying-online-or-on-paper/online).

Travel after you apply

Do not arrange to travel to Australia until we let you know, in writing, that we have granted you the visa.

Health exams

If you did not have <u>health examinations</u> (/help-support/meeting-our-requirements/health) before you applied, we will let you know if we need them.

Biometrics

We might ask for <u>biometrics</u> (fingerprints and photo). We will let you know if you need to provide them.

Attach more information

If you did not attach all documents when you applied attach them as soon as you can in ImmiAccount (/help-support/applying-online-or-on-paper/online).

We might also ask you to provide more information.

Stay lawful

If you travel to Australia on a different visa and that visa ends, you can't get a bridging visa to stay in Australia. This is because you must be outside Australia when we make a decision on your application.

Add family

You can add family members to your application at any time before we decide on your application.

For this visa your family members are:

- your partner
- your dependent child and stepchild
- your partner's dependent children and stepchildren

Newborn children

Find out what to do if your child is born after you apply (/change-in-situation/had-a-baby).

Mistakes on your application

Let us know as soon as you can.

Complete Form 1023 Notification of incorrect answers (168KB PDF) (/form-listing/forms/1023.pdf) and attach it in ImmiAccount (/help-support/applying-online-or-on-paper/online).

Help with your application

Let us know if you no longer want someone to:

- receive your correspondence complete Form 956A Appointment or withdrawal of an authorised recipient (301KB PDF) (/form-listing/forms/956a.pdf)
- provide immigration advice complete Form 956 Appointment of a registered migration agent, legal practitioner or exempt person (308KB PDF) (/form-listing/forms/956.pdf).

Upload your written notification or your forms to ImmiAccount (/help-support/applying-online-or-on-paper/overview).

For more information see Who can help you with your application (/help-support/who-can-help-with-your-application/overview).

Tell us if things change

Things you need to let us know about after you have applied include:

- changes to your phone number, email, address or passport
- changes to your marital or de facto status
- · the birth of a child
- you want to withdraw your application

See how to tell us if your situation changes (/change-in-situation).

Step 5

Visa outcome

We will let you know our decision by email.

If we grant your visa, we will tell you:

- your visa grant number
- the date your visa starts
- · your visa conditions

Keep a copy of the email with you when in Australia.

If we refuse your visa, we will tell you why we refused the visa.

We will not refund the application charge if we refuse your application.

When you have this visa

- Coming to Australia (#haveThisVisa-index-0)
- In Australia (#haveThisVisa-index-1)
- Leaving Australia (#haveThisVisa-index-2)

Coming to Australia

Before you leave

Check your travel documents

You must have:

- a valid visa to enter Australia
- · a valid passport or other travel document

At the Border

Completing an Incoming Passenger Card

All people arriving in Australia must complete the <u>Incoming Passenger Card</u> (https://www.abf.gov.au/entering-and-leaving-australia/crossing-the-border/at-the-border/incoming-passenger-card-(ipc)). You will get the card on board.

Leaving the airport faster

We have an automated process that uses facial recognition technology and your ePassport. You might be able to leave the airport faster if you use <u>SmartGate (http://www.abf.gov.au/smartgates)</u>.

In Australia

What you can do when you have this visa

- · work in a temporary, short-term, highly specialised job
- · bring family members who were granted a visa with you

To see your specific conditions and work entitlements use VEVO (/visas/already-have-a-visa/check-visa-details-and-conditions).

What you must do on this visa (your obligations)

You and your family members must meet all visa conditions and obey Australian laws.

See your conditions in VEVO (/visas/already-have-a-visa/check-visa-details-and-conditions).

Tell us if things change

Things you need to let us know about when you have this visa include:

- changes to your phone number, address or passport
- the birth of a child

See what to do if your situation changes (/change-in-situation).

See how long you can stay

The visa stay period starts on the date you enter Australia.

You can check your visa stay period in your visa grant letter or use <u>VEVO (/visas/already-have-a-visa/check-visa-details-and-conditions)</u>.

To see when you must leave, use VEVO (/visas/already-have-a-visa/check-visa-details-and-conditions).

Staying longer

You can't stay in Australia longer by extending this visa. You can't apply for this visa from within Australia.

You must apply for a different visa if you want to stay longer. See your options (/visas/getting-a-visa/visa-finder).

Travelling on your visa

You must arrive in Australia within 6 months of the date the visa is granted, or a lesser period specified in the grant letter.

The visa stay period starts on the date you enter Australia. Your visa stay period is on your visa grant letter.

If you are granted a single entry visa, you will only be allowed to enter Australia once. To return to Australia after you leave, you will need to apply for a new visa.

If you are granted a multiple entry visa, you can leave and re-enter Australia as many times as you want during the visa stay period. The visa stay period does not restart each time you enter Australia.

Time spent outside Australia does not extend the visa.

See your visa details and conditions in VEVO (/visas/already-have-a-visa/check-visa-details-and-conditions).

Proving you have a visa

To prove you have a visa and show your conditions to someone, use <u>VEVO (/visas/already-have-a-visa/check-visa-details-and-conditions</u>).

Working

To see your conditions for work, use VEVO (/visas/already-have-a-visa/check-visa-details-and-conditions).

You are protected by Australian workplace law. See your workplace rights and entitlements (https://www.fairwork.gov.au/how-we-will-help/templates-and-guides/fact-sheets/rights-and-obligations/visa-holders-and-migrant-workers-workplace-rights-and-entitlements).

Family members who come with you are not allowed to work.

Leaving Australia

Before you leave

Check your travel documents

You must have a valid passport or other travel document to leave Australia.

Ensure your visa is still valid

See what to do if your visa has expired or is about to expire (/visas/visa-about-to-expire).

At the border

Leaving the airport faster

We have an automated process that uses facial recognition technology and your ePassport. You might be able to leave the airport faster if you use SmartGate (https://www.abf.gov.au/smartgates).

After you leave

Get your superannuation

You are likely to have some money in a superannuation fund if you worked in Australia and you are:

- 18 years old or older
- paid AUD450 or more before tax in a month

See how to access your super (/entering-and-leaving-australia/leaving-australia).

To prove you have been to Australia

Request your international movement records (https://immi.homeaffairs.gov.au/entering-and-leaving-australia/request-movement-records) to get proof of your travel in and out of Australia.

Last updated: 7 December 2023



Immigration and citizenship

Subclass 476

Skilled-Recognised Graduate visa

This visa allows recent engineering graduates to live, work or study in Australia for up to 18 months. You must have completed a degree or higher qualification from a specified institution within the past 2 years, and be under 31 years of age.

Overview

Stay

Usually up to 18 months

Cost

From AUD465.00

Processing times

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> (/visas/getting-a-visa/visa-processing-times/global-visa-processing-times). This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

With this visa you can

work and study

See all conditions (/visas/already-have-a-visa/check-visa-details-and-conditions/see-your-visa-conditions?product=476)

Check your eligibility (#Eligibility)

You must

- be under 31 years of age
- have completed an engineering degree at a specified educational institution (/visas/getting-a-visa/visa-listing/skilled-recognition-graduate-476#Eligibility) in the past 2 years
- not have previously been the primary visa holder of a subclass 476 or 485 visa

Help with your visa

Ask a question

If you are getting help with your visa, before you pay someone, read information on Who can help with your visa application (/help-support/who-can-help-with-your-application/overview).

About this visa

- With this visa you can (#aboutVisa-index-0)
- How long can you stay (#aboutVisa-index-1)
- Stay longer (#aboutVisa-index-2)
- Include family (#aboutVisa-index-3)
- Cost (#aboutVisa-index-4)
- Apply from (#aboutVisa-index-5)
- Processing times (#aboutVisa-index-6)
- Your obligations (#aboutVisa-index-7)
- Travel (#aboutVisa-index-8)
- Visa label (#aboutVisa-index-9)

With this visa you can

• Travel, work and study in Australia

How long can you stay

This is a temporary visa. You can usually stay in Australia for 18 months.

Stay longer

You can't stay in Australia longer by extending this visa, as you can't be granted another Skilled - Recognised Graduate visa. You will need to apply for another visa. Explore your visa options (/visas/getting-a-visa-visa-finder).

Include family

You can include members of the family unit in your application when you apply.

Family members who apply for the visa must meet our <u>health</u> (/help-support/meeting-our-requirements/health) and <u>character</u> (/help-support/meeting-our-requirements/character) requirements.

You can add your children to the application until a decision on your application is made. You can't add any other member of the family unit to your application during that period.

Subsequent entrants

If we grant you the visa, your family members might be able to apply to join you in Australia later as a <u>subsequent</u> entrant.

Family members applying for this visa as subsequent entrants must <u>apply online in ImmiAccount (/help-support/applying-online-or-on-paper/online)</u>.

Cost

The visa costs AUD465.00 for the main applicant.

There is also a charge for each family member who applies for the visa with you.

You might also have to pay other costs for health checks, police certificates and biometrics.

To work out what your visa will cost use the <u>Visa Pricing Estimator</u> (*/visas/visa-pricing-estimator*). The estimator does not take into account the other costs.

Apply from

You (and family members included in your application) can be inside or outside Australia when you apply for this visa. If you are in Australia, you will not be eligible for a Bridging visa to remain in Australia while we process your application.

If you meet the visa grant requirements, you (and any included family members) must be outside of Australia for us to grant your visa.

Processing times

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> (/visas/getting-a-visa/visa-processing-times/global-visa-processing-times). This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

Your application can take longer to process if:

- you do not fill it in correctly
- you do not include all the documents we need or we need more information from you
- it takes us time to verify your information

We can't process your application if you do not pay the correct visa application charge. We will notify you if this is the case.

Your obligations

You, and your family members, must meet all visa conditions and obey Australian laws.

See which conditions will and might be attached to this visa (/visas/already-have-a-visa/check-visa-details-and-conditions/see-your-visa-conditions?product=476).

Travel

You can travel outside Australia and return as many times as you want while the visa is valid.

The time you spend outside Australia does not extend the visa.

Visa label

We will digitally link your visa to your passport. You will not get a label in your passport.

Eligibility

COVID-19 concessions

Skilled-Recognised Graduate (subclass 476) visa holders affected by COVID-19 international travel restrictions may be eligible for a visa extension.

This will allow eligible Skilled-Recognised Graduate visa holders to enter or remain in Australia until 14 April 2024.

To be eligible for a visa extension you must:

- currently hold or have held a Skilled-Recognised Graduate (subclass 476) visa granted before 14 December 2021 and expiring on or after 1 February 2020
- have been outside Australia at any time between 1 February 2020 and 14 December 2021 while holding a Skilled-Recognised Graduate visa
- not have had your visa cancelled.

If you currently hold a Bridging visa and you are granted a visa extension, the Skilled-Recognised Graduate visa will come into effect.

If you have made an application for another substantive visa you may wish to consider whether you want to continue with that application. If you do not want to continue with your application you have 28 days to withdraw (/change-in-situation/withdraw-visa-application).

If you were granted a substantive visa **before** your Skilled-Recognised Graduate visa extension was granted the Skilled-Recognised Graduate visa will remain out of effect until the substantive visa ceases.

If the substantive visa ceases before 14 April 2024 the Skilled-Recognised Graduate visa will come into effect for the remaining period.

If you are granted a substantive visa **after** your Skilled-Recognised Graduate visa is extended this will cease the Skilled-Recognised Graduate visa permanently.

You can check your visa status using <u>VEVO (/visas/already-have-a-visa/check-visa-details-and-conditions/check-conditions-online/visa-holders)</u>*

Note: Your Skilled-Recognised Graduate visa will not show in VEVO if you hold another substantive visa granted before 5 April 2022.

For any other enquiries please contact our Global Service Centre - Telephone (homeaffairs.gov.au) (https://immi.homeaffairs.gov.au/help-support/contact-us/telephone). Alternatively, If you would like to provide feedback you can contact our Global Feedback Unit - Compliments, complaints and suggestions (homeaffairs.gov.au) (https://www.homeaffairs.gov.au/help-and-support/departmental-forms/online-forms/complaints-compliments-and-suggestions).

Have engineering qualifications from a specified educational institution

When you apply, you must have completed an engineering course for which you were awarded a degree or higher qualification in the last 2 years. This could be a:

- · bachelors degree
- · masters degree
- · doctoral degree
- · postgraduate diploma

This qualification must be in an engineering discipline, such as:

- civil engineering
- structural engineering
- · chemical engineering
- environmental engineering
- · electrical and electronics engineering
- · mechanical, production and plant engineering
- · mining and material engineering

Educational institutions

You must have completed your engineering qualification at a specified educational institution. Any institution offering an Engineering qualification **accredited** under the <u>Washington Accord</u> (http://www.ieagreements.org/accords/washington/) is a specified institution.

If you studied at an institution or college that is only **affiliated** with a Washington Accord specified institution, you would not satisfy this requirement.

Signatory countries to the Washington Accord may accredit programs outside of their national or territorial boundaries. However, only programs accredited within their respective national or territorial boundaries *are recognised by the Accord.

Note* There may be exceptions to this. Where the course is offered outside a signatory country's jurisdiction by an institution whose home campus is in the signatory country; applicants should provide evidence via their institution that this arrangement is recognised by the Accord.

We will also accept an engineering degree (or higher qualification) from:

- Argentina Catholic University of Argentina
- Brazil Federal University of Minas Gerais
- Chile Universidad Catolica del Norte
- Chile Catholic University of Chile
- Chile University of Chile
- Chile University of Concepcion
- Finland HUT, Helsinki
- · Germany RWTH, Aachen

- Germany Technical University of Berlin
- Germany Technical University of Clausthal
- Germany TU Bergakademie Freiberg
- Germany University of Hannover
- Hungary University of Miskolc
- India Anna University, Chennai
- India Banaras Hindu University, Varanasi
- India Indian Institute of Science, Bangalore
- India Indian Institute of Technology, Kharagpur
- India Indian School of Mines, Dhanbad
- Iran Amir Kabir University of Technology
- Iran University of Tehran
- People's Republic of China Beijing Normal University
- People's Republic of China Beijing Petroleum University
- People's Republic of China Beijing University of Chemical Technology
- People's Republic of China Beijing University of Technology
- People's Republic of China China University of Mining and Technology, Beijing
- People's Republic of China Guangzhou University
- People's Republic of China Shanghai University of Engineering Science
- People's Republic of China Shanghai Jiaotong University
- People's Republic of China Tongji University
- · People's Republic of China Tsinghua University
- People's Republic of China University of Science and Technology, Beijing
- Philippines University of the Philippines
- Poland Wroclaw University of Technology
- Slovakia TU Kosice
- Sweden Lulea University of Technology
- Tanzania University of Dar es Salaam

Be this age

You must be under 31 years of age.

Have not held this visa

You must not have previously been the primary holder of a Temporary Graduate visa (subclass 485) visa or a Skilled – Recognised Graduate (subclass 476) visa, unless you held one as members of the family unit.

Meet our health requirement

You and any family members who apply for the visa with you must meet our <u>health requirement</u> (/help-support/meeting-our-requirements/health).

Meet our character requirement

You and family members aged 16 years and over who apply for the visa with you must meet our <u>character</u> requirement (/help-support/meeting-our-requirements/character).

Have this passport or this level of English language

To prove your English level meets the requirements, show us evidence of one of the following:

- You are a citizen of and hold a valid passport from the United Kingdom, the United States of America, Canada, New Zealand or the Republic of Ireland. British National (Overseas) passports are not acceptable as evidence of vocational English.
- In the 3 years before you apply for your visa, you scored one of the following:

Test Score International English Language Testing System Overall score of at least 6 with a minimum score of 5 for (IELTS) (https://www.ielts.org/) each of the 4 parts Test of English as a Foreign Language internet-Total score of at least 64 with a minimum score of 4 for based Test (TOEFL iBT) listening, 4 for reading, 14 for writing and 14 for (http://www.ets.org/toefl/ibt/about) speaking **(TOEFL iBT - only accepted if taken on or before 25 July 2023) Overall score of at least 50 with a minimum score of 36 Pearson Test of English Academic (PTE Academic) for each of the 4 parts (https://pearsonpte.com/the-test) Occupational English Test (OET) At least B for each of the 4 parts (https://www.occupationalenglishtest.org/) Overall at least 169 with a minimum score of at least Cambridge C1 Advanced test 154 in each of the 4 test components (http://www.cambridgeenglish.org/exams-and-tests/advanced)

Sign the Australian values statement

If you are 18 years of age or older, you must:

- have read, or had explained to you, the Life in Australia booklet (/help-support/meeting-our-requirements/australian-values) and
- sign an <u>Australian Values Statement (/help-support/meeting-our-requirements/australian-values)</u> that confirms you will respect the Australian way of life and obey Australian laws

Have paid back your debt to the Australian Government

If you or any family members owe the Australian Government money, you or they must have paid it back or arranged to pay it back.

Not had a visa cancelled or an application refused

We will consider your immigration history when we make a decision on your application, which means you might not be eligible for this visa if you have had a visa cancelled or refused.

In some circumstances you may still apply for a permanent visa if you have had a visa cancelled or an application refused see Limitations on applications in Australia (/form-listing/forms/1026i.pdf).

If applying for a visa from outside Australia see Can I go to Australia (/entering-and-leaving-australia/entering-australia/can-i-go-to-australia/re-entry-ban).

If you want immigration assistance, see Who can help with your visa application (/help-support/who-can-help-with-your-application/overview).

Best interests of the child

We might not grant this visa if it is not in the best interests of an applicant under 18.

Meet all these criteria? Check how to apply in our step by step (#HowTo) guide.

Step by step

Step 1

Before you apply

Check your passport and any existing visa conditions. Organise your health exams.

See if you want to get help with your application.

Make sure you have a passport

You need a valid passport for this visa.

If you plan to get a new passport, do so before applying for this visa.

Check your visa conditions

If you have a 'No further stay' condition on your visa, you can't apply for a new visa while you are in Australia, except in extremely limited circumstances. You must leave Australia no later than the date on which your visa ends.

If you have the 'No further stay' condition but wish to apply for this visa, you will need to apply to have the condition waived using <u>Form 1447 No Further Stay waiver (447KB PDF)</u> (/form-listing/forms/1447.pdf).

Organise health exams

- 1. Create an account or log in to ImmiAccount (https://online.immi.gov.au/lusc/login)
- 2. Select MyHealthDeclarations

Get help with your application

Only some people can help you with your application. If you appoint someone to give you immigration assistance they must be:

- a registered migration agent (/help-support/who-can-help-with-your-application/using-a-migration-agent)
- a legal practitioner (/help-support/who-can-help-with-your-application/using-a-legal-practitioner), Or
- an exempt person (/help-support/who-can-help-with-your-application/exempt-person).

You can appoint anyone to <u>receive documents</u> (/help-support/who-can-help-with-your-application/authorised-recipents) on your behalf relating to your visa matter.

Step 2

Gather your documents

Gather documents to prove your qualification(s), English language ability, identity and relationships. You will also need to provide documents for your partner and any dependent children.

Provide accurate information

Provide accurate information. See what happens if you can't prove your identity or do not provide true information (/help-support/meeting-our-requirements/providing-accurate-information).

Identity documents

We need proof of your identity. If you can't prove your identity:

- · we will refuse your visa application
- we might not grant you another visa for 10 years

• we might not grant any family members you listed on your application a visa for 10 years

Provide the pages of your current passport showing your photo, personal details, and passport issue and expiry dates.

Also provide:

- a national identity card, if you have one
- proof of change of name, if applicable

Documents that prove a change of name include:

- a marriage or divorce certificate
- change of name documents from an Australian Registry of Births, Deaths and Marriages, or the relevant overseas authority
- documents that show other names you have been known by

Qualification documents

You must prove that you have engineering qualifications from a specified educational institution (/visas/getting-a-visa/visa-listing/skilled-recognition-graduate-476#Eligibility).

Provide:

- an academic transcript from your education provider
- a letter of completion (including your course completion date) for your qualification

Evidence of English language

Provide your English language test results (/visas/getting-a-visa/visa-listing/skilled-recognition-graduate-476#Eligibility), to prove your English proficiency. You don't need to provide these results if you hold a valid passport from:

- the United Kingdom
- Canada
- New Zealand
- · the United States
- the Republic of Ireland

Character documents

You must be prepared to provide a police certificate (/help-support/meeting-our-requirements/character) from each country you have lived in for 12 months or more during the past 10 years after you turned 16 years of age. Don't arrange for police certificates until we ask you to. This applies to you and any

member of your family unit included in the application.

Tell us you are getting help

To nominate someone to:

- receive your correspondence, use <u>Form 956A Appointment or withdrawal of an authorised</u> recipient (301KB PDF) (/form-listing/forms/956a.pdf)
- provide immigration assistance, use <u>Form 956 Appointment of a registered migration agent, legal</u> practitioner or exempt person (308KB PDF) (/form-listing/forms/956.pdf).

Upload your written notification or your forms to ImmiAccount (/help-support/applying-online-or-on-paper/overview).

Partner documents

Provide your partner's:

- · identity documents
- · character documents
- marriage certificate
- documents about other relationships, if applicable

For de facto relationships provide either:

- evidence that your relationship is registered by an Australian State or Territory
- enough documents to prove you have been in a de facto relationship with your partner for at least 12 months before you apply

For both married and de facto applicants you must provide evidence that you are in a genuine and continuing relationship. Evidence can include but is not limited to:

- joint bank account statements
- billing accounts in joint names
- joint leases or mortgages
- documents that show your partner has lived at the same address as you

Dependants under 18 documents

For every dependant 18 years old or younger who is applying with you, provide:

- copies of birth certificates or the family book showing the names of both parents of all your dependent children
- copies of the adoption paper, if applicable.

Parental responsibility documents

You must get consent for any applicant under 18 years of age to migrate to Australia from anyone who:

- · has a legal right to decide where the child lives and
- is not coming to Australia with the child

They must complete either:

- Form 1229 Consent form to grant an Australian visa to a child under the age of 18 years (276KB PDF) (/form-listing/forms/1229.pdf)
- a statutory declaration giving their consent for the child to visit Australia on this visa

Alternatively, you can show us:

- an Australian court order that allows your child to migrate to Australia, or
- that the laws of your home country allow them to migrate

Include:

- an identity document that shows the signature and photo of the person who completed the form or declaration, such as a passport or driver's licence
- adoption papers or other court documents if applicable

Prepare your documents

Translate

Have all non-English documents translated into English.

Translators in Australia must be accredited by the <u>National Accreditation Authority for Translators</u> and Interpreters (https://www.naati.com.au/).

Translators outside Australia do not have to be accredited. But on each translation, they must include their:

- full name
- address and telephone number
- qualifications and experience in the language they are translating

These details must be in English.

Note: You do not need to have any documents certified.

Scan or photograph

Scan or photograph all documents (English and non-English) in colour.

The scans and photos must be clear.

If a document is more than one page, save it all as one file.

Step 3

Apply for the visa

You can be inside or outside Australia when you apply for the visa. If you meet the visa grant requirements, you (and any included family members) must be outside of Australia for us to grant your visa.

You must apply for this visa online.

Provide accurate information

Provide accurate information. See what happens if <u>you can't prove your identity or do not provide</u> true information (/help-support/meeting-our-requirements/providing-accurate-information).

Apply online

- 1. Create or log in to ImmiAccount (https://online.immi.gov.au/lusc/login)
- 2. Attach documents (/help-support/applying-online-or-on-paper/online)
- 3. Pay the application fee (/help-support/applying-online-or-on-paper/online/how-to-pay)

We will not process your application until you pay the fee.

Each family member must have their application fee paid and documents attached to their application.

See how to resolve error messages when submitting online (/help-support/applying-online-or-on-paper/online/common-issues-and-error-messages).

Step 4

After you apply

We will let you know in writing when we have received your application and documents. See what you can and must do after you apply.

Status updates

We don't provide updates on application's progress.

You can see if we have asked for more information in your <u>ImmiAccount</u> (/help-support/applying-online-or-on-paper/online).

Travel after you apply

Do not arrange to travel to Australia until we let you know, in writing, that we have granted you the visa.

Health exams

If you didn't have <u>health examinations</u> (/help-support/meeting-our-requirements/health) before you applied, we will let you know if you need them. Check ImmiAccount (https://online.immi.gov.au/lusc/login).

Select 'Organise Health Examinations'.

Biometrics

We might ask for <u>biometrics</u> (/help-support/meeting-our-requirements/biometrics) (fingerprints and photo). We will let you know if you need to provide them.

Attach more information

If you did not send us all documents when you applied, send them via ImmiAccount as soon as you can.

We might also ask you to provide more information.

Adding family

You can add your children to the application until a decision on your application is made. See how to tell us if your situation changes (/change-in-situation)

You can't add any other member of the family unit to your application during that period.

Subsequent entrants

If we grant you the visa, your family members might be able to apply to join you in Australia later as a subsequent entrant.

Family members applying for this visa as subsequent entrants must apply online in ImmiAccount (/help-support/applying-online-or-on-paper/online).

For information on how to apply see above, Apply for the visa.

Mistakes on your application

Let us know as soon as you can if you made a mistake on your application.

Complete Form 1023 Notification of incorrect answers (168KB PDF) (/form-listing/forms/1023.pdf)

Help with you application

Let us know if you no longer want someone to:

- receive your correspondence complete Form 956A Appointment or withdrawal of an authorised recipient (301KB PDF) (/form-listing/forms/956a.pdf)
- provide immigration advice complete Form 956 Appointment of a registered migration agent, legal practitioner or exempt person (308KB PDF) (/form-listing/forms/956.pdf).

Upload your written notification or your forms to ImmiAccount (/help-support/applying-online-or-on-paper/overview).

For more information see Who can help you with your application (/help-support/who-can-help-with-your-application/overview).

Tell us if things change

Things you need to let us know about after you have applied include:

- changes to your phone number, email, address or passport
- changes to your marital or de facto status
- · the birth of a child
- you want to withdraw your application

See how to tell us if your situation changes (/change-in-situation)



Step 5

Visa outcome

You must be outside Australia when we make a decision on your application.

We will let you know in writing our decision about your visa application. If we grant you the visa, we will tell you:

- your visa grant number
- the date your visa starts
- your visa conditions

If we refuse your visa we will tell you why we refused it and whether you have a right to a review of the decision.

We will not refund the application charge if we refuse your application.

When you have this visa

- Now you have your visa (#haveThisVisa-index-0)
- Coming to Australia (#haveThisVisa-index-1)
- In Australia (#haveThisVisa-index-2)
- Leaving Australia (#haveThisVisa-index-3)

Now you have your visa

If we have granted you a Skilled Recognised Graduate (subclass 476) visa, you may want to consider withdrawing any other undecided visa applications you have lodged with us.

We will continue to progress any undecided visa applications. If they meet the requirements it may result in your current visa ceasing. It may also affect your eligibility for government benefits such as Centrelink or Medicare.

To withdraw any other visa application, you must tell us in writing. More information is available on our website at <u>You</u> want to withdraw an application (*/change-in-situation/withdraw-visa-application*).

Coming to Australia

We are unable to extend the validity date of your visa if you have not been able to travel to Australia.

You must travel to Australia before your Initial Entry Date (IED) or Must Not Arrive After (MNAA) date. If you can't travel before this date, you will need to hold an alternative visa to travel to Australia

See the visa finder (/visas/getting-a-visa/visa-finder) to check your for visa options.

Before you leave

Check your travel documents

You must have:

- a valid visa to enter Australia
- · a valid passport or other travel document

At the border

Completing an Incoming Passenger Card

All people arriving Australia must complete the <u>Incoming Passenger Card</u> (https://www.abf.gov.au/entering-and-leaving-australia/crossing-the-border/at-the-border/incoming-passenger-card-(ipc)). You will get the card on board.

Leaving the airport faster

We have an automated process that uses facial recognition technology and your ePassport. You might be able to leave the airport faster if you use SmartGate (https://www.abf.gov.au/smartgates).

In Australia

What you can do when you have this visa

- stay in Australia for usually up to 18 months
- you can work and study

What you must do on this visa

You, and your family members, must comply with all visa conditions and Australian laws. Check your conditions in your grant letter or in VEVO (/visas/already-have-a-visa/check-visa-details-and-conditions/overview).

Tell us if things change

Things you need to let us know about include

- changes to your phone number, email, address or passport
- · changes to your relationship status
- · changes to your work
- · the birth of a child

See how to let us know if there is a change in your situation (/change-in-situation).

See how long you can stay

This is a temporary visa. You can stay in Australia for 18 months.

To see when you must leave, use VEVO (/visas/already-have-a-visa/check-visa-details-and-conditions/overview).

Staying longer

You can't stay in Australia longer by extending this visa. You must apply for a new visa if you want to stay longer. See your options (/visas/getting-a-visa/visa-finder)

Travelling on your visa

You can travel outside Australia and return as many times as you want while the visa is valid.

The time you spend outside Australia does not extend the visa.

Proving you have a visa

To prove you have a visa and show your conditions to someone, use <u>VEVO (/visas/already-have-a-visa/check-visa-details-and-conditions/overview)</u>.

Working

You are protected by Australian workplace law. See your workplace rights and entitlements (https://www.fairwork.gov.au/how-we-will-help/templates-and-quides/fact-sheets/rights-and-obligations/visa-holders-and-migrant-workers-workplace-rights-and-entitlements).

To see your conditions for work, use VEVO (/visas/already-have-a-visa/check-visa-details-and-conditions/overview)

Bringing a family member

Your family members who did not apply for the visa with you might be eligible to apply for a <u>subsequent entrant</u> after the visa is granted.

Family members applying for this visa as subsequent entrants must <u>apply online in ImmiAccount</u> (/help-support/applying-online-or-on-paper/online).

For information on how to apply see step by step (/visas/getting-a-visa/visa-listing/skilled-recognition-graduate-476#HowTo).

Leaving Australia

Before you leave

Check your travel documents

You must have a valid passport or other travel document to leave Australia.

Leaving the airport faster

We have an automated process that uses facial recognition technology and your ePassport. You might be able to leave the airport faster if you use a SmartGate (https://www.abf.gov.au/smartgates)

After you leave

Get your superannuation

You are likely to have some money in a superannuation fund if you worked in Australia and you are:

- 18 years old or older
- paid AUD450 or more before tax in a month

See how to access your superannuation (/entering-and-leaving-australia/leaving-australia/access-your-superannuation).

To prove you have been to Australia

Request your international movement records (https://immi.homeaffairs.gov.au/entering-and-leaving-australia/request-movement-records) to get proof of your travel in and out of Australia.

Last updated: 4 October 2023



Immigration and citizenship

Subclass 858

Global Talent visa

This is a permanent visa for people who have an internationally recognised record of exceptional and outstanding achievement in an eligible field.

Overview

Stay

Permanently

Cost

From AUD4,710.00

Processing times

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> (/visas/getting-a-visa/visa-processing-times). This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

With this visa, you can

- stay in Australia permanently
- · work and study in Australia
- · enrol in Australia's public health care scheme, Medicare
- sponsor your relatives to come to Australia
- travel to and from Australia for 5 years
- if eligible, apply for Australian citizenship (/citizenship/become-a-citizen)

Newly arrived residents may need to wait before they can access certain Australian Government payments and benefits.

See all conditions (/visas/already-have-a-visa/check-visa-details-and-conditions/see-your-visa-conditions?product=858)

Check your eligibility (#Eligibility)

You must

• either be in or outside Australia but not in immigration clearance when you apply and when we grant this visa

Ask a question

- have an internationally recognised record of exceptional and outstanding achievement in one of the following areas:
 - a profession
 - a sport
 - the arts
 - · academia and research.
- have a nominator with a national reputation in your area of talent who is one of the following:
 - an Australian citizen
 - an Australian permanent resident
 - an eligible New Zealand citizen
 - an Australian organisation.

Help with your visa

If you are getting help with your visa, before you pay someone, read information on Who can help with your visa application (/help-support/who-can-help-with-your-application/overview).

About this visa

- Visa pathways (#aboutVisa-index-0)
- With this visa you can (#aboutVisa-index-1)
- Apply from (#aboutVisa-index-2)
- How long you can stay (#aboutVisa-index-3)
- Include family (#aboutVisa-index-4)
- Cost (#aboutVisa-index-5)
- Processing times (#aboutVisa-index-6)
- Your obligations (#aboutVisa-index-7)
- Travel (#aboutVisa-index-8)
- Visa label (#aboutVisa-index-9)

Visa pathways

The Global Talent visa is for the brightest and best global talent. It comprises of two visa pathways:

- Global Talent pathway
- · Distinguished Talent pathway.

The **Global Talent pathway** provides priority processing for highly skilled applicants who:

- have an internationally recognised record of exceptional and outstanding achievements within the Minister's defined sectors (/visas/working-in-australia/visas-for-innovation/global-talent-independent-program/eligibility)
- currently earn, or are likely to earn at the <u>Fair Work High Income Threshold</u> (https://www.fairwork.gov.au/tools-and-resources/library/K600486_High-income-threshold-amounts).

Before applying for the Global Talent pathway, you should submit an Expression of Interest against relevant requirements for priority processing. If successful, you will receive a unique reference and identifier to use when making a Global Talent (subclass 858) visa application.

More information on the Global Talent pathway, including Expression of Interest requirements and submission process, can be found at EOI requirements (/visas/working-in-australia/visas-for-innovation/global-talent-independent-program/how-to-apply).

The **Distinguished Talent pathway** is for extremely talented applicants who have an internationally recognised record of exceptional and outstanding achievements working in sectors other than a Minister's defined sector for either a profession, sport, the arts, or academia and research. An expression of Interest is not required for this pathway.

Applicants can apply for the Global Talent pathway and the Distinguished Talent pathway online via ImmiAccount (/help-support/applying-online-or-on-paper/online).

With this visa you can

- stay in Australia permanently
- · work and study in Australia
- enrol in Australia's public health care scheme, Medicare (https://www.humanservices.gov.au/individuals/medicare)
- sponsor your relatives to come to Australia
- travel to and from Australia for 5 years
- if eligible, apply for Australian citizenship (/citizenship/become-a-citizen)

Newly arrived residents may need to <u>wait before they can access certain Australian Government payments and benefits</u> (https://www.humanservices.gov.au/individuals/enablers/newly-arrived-residents-waiting-period).

Apply from

You must either be in or outside Australia but not in immigration clearance, when you apply and when this visa is decided.

How long you can stay

This is a permanent visa. It lets you stay in Australia indefinitely.

You become a permanent resident on the day we grant the visa.

For citizenship purposes, your permanent residence starts on the day:

- we grant the visa if you are in Australia
- you enter Australia on this visa if you are outside Australia.

Include family

You may include members of the family unit when you apply. You can also add members of your family to your application at any time before a decision is made on your application.

If you are under 18 years old, you can only include your parents and members of the family unit of that parent.

Family members who apply for the visa must meet our health and character requirements regardless of whether they are accompanying you to Australia.

For more information on health requirements, refer to Meeting our health requirement (/help-support/meeting-our-requirements/health).

For more information on character requirements, refer to <u>Character requirements for visas (/help-support/meeting-our-requirements/character)</u>.

If your partner or dependent children are not included in this application please tell us the reason why.

Cost

For the cost of the visa for the main applicant, refer to Fees and charges for visas (/visas/getting-a-visa/fees-and-charges/overview).

There is an extra charge for each family member who applies for the visa with you.

We cannot process your application if you do not pay the correct visa application charge.

You may have to pay an extra fee for any applicant aged 18 years or older who has less than <u>functional English</u> <u>(/help-support/meeting-our-requirements/english-language/functional-english)</u>. This charge is called the second instalment. We will tell you when to pay the second instalment. For more information on the second installment charge, refer to <u>Fees and charges</u> for visas (<u>/visas/getting-a-visa/fees-and-charges/overview</u>).

To work out what your visa will cost, you can use the <u>Visa Pricing Estimator (/visas/visa-pricing-estimator?visa=858)</u>. The estimator does not take into account the second instalment or other costs, such as health checks, police certificates and biometrics.

For information on the cost of health checks, refer to <u>Your health examinations</u> (/help-support/meeting-our-requirements/health/your-health-examinations-appointment).

For information on the cost of biometrics, refer to biometrics (/help-support/meeting-our-requirements/biometrics).

Processing times

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> (/visas/getting-a-visa/visa-processing-times/global-visa-processing-times). This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

We assess applications on a case-by-case basis. Actual processing times can vary due to individual circumstances including:

- whether you have received a successful Expression of Interest outcome to apply for this visa under the Global Talent (/visas/working-in-australia/visas-for-innovation/global-talent-independent-program) pathway
- whether you have lodged an application for the Distinguished Talent pathway

- whether you have lodged a complete application, including all required supporting documents
- how guickly you respond to requests for additional information
- how long it takes to perform required checks on supporting information provided
- how long it takes to receive extra information from external agencies, in relation to health, character, and national security requirements
- how many places are available in the migration program

Your obligations

You and your family members must obey all Australian laws.

We expect that you will contribute to Australia in your area of expertise.

Travel

You can travel to and from Australia for 5 years from the date we grant the visa. After 5 years you will need a Resident Return (RRV) visa (subclass 155 or 157) (/visas/getting-a-visa/visa-listing/resident-return-visa-155-157) to re-enter Australia as a permanent resident. To see when the 5 years ends, use VEVO (/visas/already-have-a-visa/check-visa-details-and-conditions).

Visa label

We will digitally link your visa to your passport. You will not get a label in your passport.

Eligibility

Be nominated on a Form 1000 at time of application

Your talent and achievements must be attested to by a nominator who has a national reputation in the same area as you, and is one of the following:

- · an Australian citizen
- an Australian permanent resident
- an eligible New Zealand citizen
- an Australian organisation.

Where appropriate, your nomination should come from the peak Australian body in your area.

At the time you lodge your Global Talent visa application, you must provide a completed Nomination for Global Talent (Form 1000) (217KB PDF) (/form-listing/forms/1000.pdf).

A completed Form 1000 means that all applicable questions have been answered in accordance with the instructions on the form, and signed by the nominator.

Nominators cannot be added or changed after you lodge your visa application.

Have an internationally recognised record of exceptional and outstanding achievement

You must have an internationally recognised record of exceptional and outstanding achievement in one of the following:

- A profession
- A sport
- The arts
- · Academia and research.

This means that you:

- have superior abilities to others in your area
- are acclaimed as exceptional in any country where your area is practised
- have a record of sustained achievement unlikely to diminish in the near future.

You must also participate in an area that is recognised and accepted in Australia and has international standing.

Be still prominent

This means that you are active and still currently outstanding in your area, and have a record of recent achievements.

Be an asset to the Australian community

Your contribution may be:

- economic
- social
- cultural
- to raise Australia's academic, artistic or sports standing internationally.

You must contribute to the nation as a whole.

Have the ability to establish yourself in Australia

You must demonstrate that you would be able to find work, or become independently established, in your area of expertise in Australia without difficulty.

Be this age

You can be any age to apply for this visa.

If you are under 18 years old, or are 55 years or older when you apply, you must be of exceptional benefit to the Australian community.

The exceptional benefit to the Australian community should be ongoing and sustained, and realised shortly after migration.

The exceptional benefit may include:

- making exceptional contributions to the Australian economy
- creating employment opportunities for a large number of Australian residents
- driving research development and innovation in important fields
- enhancing Australia's global standard in an important field.

Have this visa

If you are outside Australia at the time you apply, you do not need to hold a specific visa to apply for this visa. However, if you are in Australia at the time you apply, you must hold one of the following:

- a substantive visa
- Bridging visa A BVA (subclass 010) (/visas/getting-a-visa/visa-listing/bridging-visa-a-010)
- Bridging visa B BVB (subclass 020) (/visas/getting-a-visa/visa-listing/bridging-visa-b-020)
- Bridging visa C BVC (subclass 030) (/visas/getting-a-visa/visa-listing/bridging-visa-c-030)

If you currently hold, or your last substantive visa held was either:

- Skilled Work Regional (Provisional) (subclass 491); (/visas/getting-a-visa/visa-listing/skilled-work-regional-provisional-491) or
- Skilled Employer Sponsored Regional (Provisional) (subclass 494) (/visas/getting-a-visa/visa-listing/skilled-employer-sponsored-regional-494)

You must have held that visa for at least 3 years at the time you apply.

Have functional English

Applicants aged 18 years and older at the time of application, must provide evidence of having at least functional English (/help-support/meeting-our-requirements/english-language/functional-english).

If you do not have at least functional English you must pay a <u>second instalment of the visa application charge</u> (visas/getting-a-visa-listing/global-talent-visa-858#About).

If you would prefer to pay the second instalment over providing evidence of having at least functional English, please upload advice via your ImmiAccount (/help-support/applying-online-or-on-paper/online).

Meet our health requirement

You and any family members who apply for the visa with you must meet our <u>health requirement (/help-support/meeting-our-requirements/health)</u>.

Family members not coming with you to Australia may also need to meet our <u>health requirement (/help-support/meeting-our-requirements/health)</u>.

Meet our character requirement

You and family members aged 16 years and over who apply for the visa with you must meet our <u>character</u> requirement (/help-support/meeting-our-requirements/character).

Family members not coming with you to Australia must also meet our <u>character requirement</u> (/help-support/meeting-our-requirements/character).

Have paid back any debt to the Australian government

You or any family members (including those who do not apply for the visa with you) cannot owe the Australian government money. Any debt to the Australian government must be paid, or have a payment arrangement in place before a visa can be granted.

Sign the Australian values statement

If you are 18 years of age or older, you must have read, or had explained to you, the Life in Australia booklet (/help-support/meeting-our-requirements/australian-values). You must also confirm you will respect the Australian way of life and obey Australian laws when you sign an Australian Values Statement (/help-support/meeting-our-requirements/australian-values).

Not have had a visa cancelled or a previous application refused

We will consider your immigration history when we make a decision on your application, which means you might not be eligible for this visa if you have had a visa cancelled or refused.

If you have had a visa cancelled or an application refused, in some circumstances you may still apply for a permanent visa. See Limitations on applications in Australia (129KB PDF) (/form-listing/forms/1026i.pdf).

If applying for a visa from outside Australia see <u>Can I go to Australia (/entering-and-leaving-australia/entering-australia/can-i-go-to-australia/re-entry-ban)</u>.

If you want immigration assistance, see Who can help with your visa application (/help-support/who-can-help-with-your-application/overview).

Meet all these criteria? Check how to apply in our step by step (#HowTo) guide.

Step by step



Step 1

Before you apply

The Global Talent visa comprises two visa pathways:

- The Global Talent (/visas/working-in-australia/visas-for-innovation/global-talent-independent-program) pathway
- The Distinguished Talent pathway.

To apply for the Global Talent (/visas/working-in-australia/visas-for-innovation/global-talent-independent-program) pathway, you must first submit an Expression of Interest (EOI) (/visas/working-in-australia/visas-for-innovation/global-talent-independent-program/how-to-apply) and have received an invitation to apply.

An invitation is not required to apply for the Distinguished Talent pathway.

Get help with your application

Only some people can help you with your application. If you appoint someone to give you immigration assistance they must be:

- a registered migration agent (/help-support/who-can-help-with-your-application/using-a-migration-agent)
- a legal practitioner (/help-support/who-can-help-with-your-application/using-a-legal-practitioner), or
- an exempt person (/help-support/who-can-help-with-your-application/exempt-person).

You can appoint anyone to <u>receive documents</u> (/help-support/who-can-help-with-your-application/authorised-recipents) on your behalf relating to your visa matter.

Step 2

Gather your documents

You will need to include documents to support the claims you make in your application and show you meet the visa criteria. This includes evidence of your achievements in an eligible field.

Provide accurate information

Provide accurate information. See what happens if you can't prove your identity or don't provide true information (/help-support/meeting-our-requirements/providing-accurate-information).

Identity documents

Include the pages of your current passport showing your photo, personal details, and passport issue and expiry dates.

Also include:

- a national identity card, if you have one
- proof of change of name, if relevant.

Documents that prove a change of name include:

- a marriage or divorce certificate
- change of name documents from an Australian Registry of Births, Deaths and Marriages, or the relevant overseas authority
- documents that show other names you have used or been known as

Relationship documents

If you are or have been married, widowed, divorced or permanently separated, you must provide proof. This can include divorce documents, death certificates, separation documents or statutory declarations.

Record of achievement documents

You must prove evidence that your achievements place you among the best in an eligible field.

Examples of evidence include:

- results in international sporting competitions or events
- honours and accolades for achievements in the arts, such as Academic Awards, BAFTA, Nobel
 Prize in Literature
- relevant qualifications and awards, particularly from internationally recognised organisations
- supporting statements from government, professional, scientific, cultural, sporting or other relevant bodies
- prestigious awards and prizes from internationally recognised organisations
- international memberships or registrations
- · keynote speaker appointments
- international projects you have led
- pitch-decks for start-up businesses
- contracts for senior leadership roles in internationally recognised organisations
- media articles about your achievements
- books you have written
- · academic articles and citations
- professional designations, such as Academic Level D or E professors or lead research fellows
- patents for cutting edge products/technological advancements
- advanced academic qualifications
- online business, personal or academic webpages.

The evidence supplied to support your record of achievement must also show recent prominence in the field.

If you are under 18 years old, or are 55 years or older when you apply, you must provide evidence you would be of exceptional benefit to the Australian community. Examples of evidence could include:

- a statement regarding your professional plans upon settling in Australia
- a job offer or employment in Australia
- service agreements or business contracts in Australia
- pitch-deck or business planning documentation for Australia
- grants associated with planned research in Australia
- membership or appointment on industry advisory boards or regulatory authorities in Australia.

Nominator documents

Provide evidence of nomination:

- a completed Nomination for Global Talent (Form 1000) (217KB PDF) (/form-listing/forms/1000.pdf) must be attached to your application at the time of lodgement
- evidence of your nominator's status in Australia
- evidence that your nominator has a national reputation in the same field as you
- if your nominator is an Australian organisation, evidence that the signatory of Form 1000 is authorised to represent the organisation.

If you are endorsed by the Prime Minister's Special Envoy or supported by the Minister or Director-General responsible for national security, you do not need a nominator, and do not need to provide Form 1000 with your application. Instead, you must provide evidence of the relevant endorsement or support.

Ability to establish yourself in Australia

You must prove you can work or support yourself in your field of achievement.

Provide:

- a statement detailing your knowledge of opportunities in Australia in your field
- information provided by your nominator
- letters from organisations or other relevant bodies in Australia that show future employment or possible business opportunities
- qualifications or experience you have gained during previous residence in Australia
- your employment or business background

You can't include income from work outside your field.

Character documents

You and any family members above 16 years of age who apply for the visa with you must meet our character requirement.

Required evidence of character includes:

an Australian police certificate if you have spent 12 months or more in Australia in the last 10 years since you turned 16. We only accept complete disclosure National Police Certificates issued by the Australian Federal Police (https://www.afp.gov.au/what-we-do/services/criminal-records/national-police_checks). We do not accept standard disclosure certificates or national police certificates issued by Australian state or territory police

- an overseas police certificate from every <u>country</u> (/help-support/contact-us/offices-and-locations), including your home country, where you spent 12 months or more in the last 10 years since you turned 16
- military service records or discharge papers if you served in the armed forces of any country.

You may be required to complete and provide the following forms:

- Form 80 Personal particulars for assessment including character assessment (596KB PDF) (/form-listing/forms/80.pdf)
- Form 1221 Additional personal particulars information (331KB PDF) (/form-listing/forms/1221.pdf)

Some countries require a letter from the Department to issue police certificates. The Department will provide these letters when required.

If applying under the Global Talent pathway, provide police certificates with your application, or as soon as possible after submitting your application.

If applying under the Distinguished Talent pathway, await a request from the Department before obtaining police certificates.

If experiencing delays, please upload evidence to your ImmiAccount.

Functional English documents

Give proof you have at least functional English (/help-support/meeting-our-requirements/english-language).

Applicants aged 18 years and older at the time of application must provide evidence of having at least functional English. You must pay a second instalment of the visa application charge (/visas/getting-a-visa/visa-listing/distinguished-talent-858?bk=aboutVisa-index-3#About) if you do not have at least functional English.

You must provide a statement indicating your intention to pay the second visa application charge for each person with less than functional English.

We will tell you when to pay this.

Partner documents

We need to see evidence of your partner's identity and relationship with you.

Provide:

- identity documents and photos
- · character documents
- marriage certificate, if applicable
- documents about other relationships, if applicable

For de facto relationships, include either:

• evidence that your relationship is registered by an Australian State or Territory

 enough documents to prove you have been in a de facto relationship for at least 12 months before you apply

For both married and de facto applicants you must give evidence that you are in a genuine and continuing relationship. Evidence can include but is not limited to:

- joint bank account statements
- billing accounts in joint names
- joint leases or mortgages
- documents that show your partner has lived at the same address as you

Dependants under 18 documents

For every dependant 18 years old or younger who is applying with you, include:

- copies of birth certificates or the family book showing the names of both parents of any dependent children
- copies of adoption papers, if applicable.

Parental responsibility documents

You must get consent for any applicant under 18 years of age to migrate to Australia from anyone who:

- has a legal right to decide where the child lives and
- is not coming to Australia with the child

They must complete either:

- Form 1229 Consent form to grant an Australian visa to a child under the age of 18 years (276KB PDF) (/form-listing/forms/1229.pdf)
- statutory declaration (https://www.ag.gov.au/Publications/Statutory-declarations/Pages/default.aspx) giving their consent for the child to visit Australia on this visa

Or, you can show us:

- an Australian court order that allows your child to migrate to Australia, or
- that the laws of your home country allow them to migrate

Include:

- an identity document showing the signature and photo of the person who completed the form or declaration. Such evidence could be a passport or driver's licence
- adoption papers or other court documents if applicable

Note: If your child is likely to turn 18 while your application is being processed, you must give evidence they are dependent on you. See the section 'Dependants over 18 documents' below for more information. A child who turns 18 while your application is being processed and who is not dependent on you cannot satisfy the criteria for this visa.

Dependants over 18 documents

To include your child who is over 18 in your visa application, they must be:

- over 18 years of age but not yet turned 23, and dependent on you or your partner, or
- over 23 years of age, and unable to earn a living to support themselves because of physical or cognitive limitations and dependent on you or your partner

Provide:

- identity documents
- documents about their other relationships, if applicable
- character documents

If your child is likely to turn 23 while your application is being processed, you must show evidence they are dependent on you due to disability.

Proof of dependency

You must show that the child is dependent on you, by providing:

- proof of your relationship with the dependant such as a birth certificate or adoption papers
- a completed Form 47a Details of a child or other dependent family member aged 18 years or over (307KB PDF) (/form-listing/forms/47a.pdf)
- if the child is aged 23 or is likely to turn 23 while your application is being processed, you must also include a report from a qualified medical practitioner. This must state they are dependent on you or your partner because of the total or partial loss of their bodily or mental functions

You must also prove this person has been financially dependent on you for at least 12 months before you apply. You could include:

- proof they live with you
- their tax records
- proof they are studying
- proof of payments made by you to them or on their behalf

Note: A child who turns 23 while your application is being processed and who does not meet these requirements cannot satisfy the criteria for this visa.

Tell us you are getting help

To nominate someone to:

- receive your correspondence, use <u>Form 956A Appointment or withdrawal of an authorised</u> recipient (301KB PDF) (/form-listing/forms/956a.pdf)
- provide immigration assistance, use Form 956 Appointment of a registered migration agent, legal practitioner or exempt person (308KB PDF) (/form-listing/forms/956.pdf).

Upload your written notification or your forms to ImmiAccount (/help-support/applying-online-or-on-paper/overview).

Prepare your documents

Translate

Have all non-English documents translated into English.

Translators in Australia must be accredited by the <u>National Accreditation Authority for Translators</u> and Interpreters *(https://www.naati.com.au/).*

Translators outside Australia do not have to be accredited. But on each translation, they must include their:

- full name
- address and telephone number
- qualifications and experience in the language they are translating

These details must be in English.

Note: You do not need to have any documents certified.

Scan or photograph

Scan or photograph all documents (English and non-English) in colour.

The scans and photographs must be clear.

If a document is more than one page, save it all as one file.

Photographs

Include a digital photograph of each person included in the application.

Photographs should have:

- head and shoulders only
- a white background.

Keep

Keep a copy of your completed application.

Step 3

Apply for the visa

You can apply for this visa online.

Give accurate information

Give accurate information in your application. See what happens if you can't prove your identity or don't provide true information (/help-support/meeting-our-requirements/providing-accurate-information)

Apply online

- 1. Create an account or sign in to ImmiAccount (https://online.immi.gov.au/lusc/login).
- 2. Pay the application charge (https://immi.homeaffairs.gov.au/help-support/applying-online-or-on-paper/online/how-to-pay). We will not process your application until you have paid the charge.
- 3. Attach supporting documents (https://immi.homeaffairs.gov.au/help-support/applying-online-or-on-paper/online) to your application.
- 4. Submit your application.
- 5. Note the transaction reference number (TRN).

Step 4

After you apply

We will let you know when we have received your application.

Health exams

You and any family members who apply for the visa with you must meet our health requirement.

If applying under the Global Talent pathway, complete <u>health examinations</u> (/help-support/meeting-our-requirements/health) as soon as possible after lodging your application.

If applying under the Distinguished Talent pathway, await a request from the Department before completing health examinations.

Biometrics

We will let you know if you need to give biometrics.

Attach more information

If you did not send us all documents when you applied, attach them in ImmiAccount (/help-support/applying-online-or-on-paper/online).

We might also ask you to submit more information. We are not obliged to do so and may decide on your application without requesting more documents.

Status updates

We do not give updates on applications.

See if we have asked for more information in your <u>ImmiAccount (/help-support/applying-online-or-on-paper/online)</u> or wait for us to contact you.

Travel after you apply

You don't have to tell us if you want to travel outside Australia while we process your application. To be granted this visa you must either be in Australia or outside Australia, but not in immigration clearance, when we make a decision.

If you leave Australia, make sure you have a valid visa to return. To see if you can return on your visa, check VEVO (/visas/already-have-a-visa/check-visa-details-and-conditions).

Stay lawful

If you apply for the visa while in Australia, make sure you stay lawful by holding a valid visa while we process your application.

When you applied for this visa, you may have been granted a Bridging visa. If your visa expires before we decide on your application, that bridging visa will come into effect. You can stay in Australia on the bridging visa while we process your new visa application.

Do not ask us to cancel your current visa. If your visa is cancelled, you:

• will be in Australia as an unlawful non-citizen; and

• may not be eligible for a Bridging visa A.

Learn more about visa expiry (/visas/visa-about-to-expire).

Add family members

You can add members of the family unit to your application after you apply, but before we decide on your visa.

Complete Form 1436 - Adding an additional applicant after lodgement (481KB PDF) (/form-listing/forms/1436.pdf) and attach it to your ImmiAccount.

If you are under 18 years of age members of the family unit can include

- a parent
- a member of the family unit of that parent.

Newborn child

Find out what to do if your child is born after you apply (/change-in-situation/had-a-baby).

Mistakes on your application

Let us know as soon as you can if you made a mistake on your application.

Complete Form 1023 Notification of incorrect answer(s) (168KB PDF) (/form-listing/forms/1023.pdf) and attach it to your ImmiAccount.

Help with your application

Let us know if you no longer want someone to:

- receive your correspondence complete Form 956A Appointment or withdrawal of an authorised recipient (301KB PDF) (/form-listing/forms/956a.pdf)
- provide immigration advice complete Form 956 Appointment of a registered migration agent, legal practitioner or exempt person (308KB PDF) (/form-listing/forms/956.pdf).

Upload your written notification or your forms to ImmiAccount (/help-support/applying-online-or-on-paper/overview).

For more information see Who can help you with your application (/help-support/who-can-help-with-your-application/overview).

Tell us if things change

Tell us if things change after you lodge your application but before we have made a decision.

Things you need to let us know about include:

- changes to your phone number, email, address or passport
- changes to your marital or de facto status
- · the birth of a child
- you want to withdraw your application

See what to do when your situation changes (/change-in-situation).



Visa outcome

You can be in or outside Australia, but not in immigration clearance, when we decide your visa application. We will let you know our decision in writing.

If we grant your visa, we will tell you:

- your visa grant number
- the date your visa starts
- · your visa conditions, if applicable

Keep a copy of the decision.

If we refuse your visa, we will tell you:

- why we refused the visa
- whether you have a right to a review of the decision

We will not refund the application charge if we refuse your application.

When you have this visa

- Coming to Australia (#haveThisVisa-index-0)
- In Australia (#haveThisVisa-index-1)
- Leaving Australia (#haveThisVisa-index-2)

Coming to Australia

Before you leave

Check your travel documents

You must have:

- a valid visa to enter Australia
- a valid passport or other travel document

At the Border

Completing an Incoming Passenger Card

All people arriving in Australia must complete the <u>Incoming Passenger Card</u> (https://www.abf.gov.au/entering-and-leaving-australia/crossing-the-border/at-the-border/incoming-passenger-card-(ipc)). You will get the card on board your flight.

Leaving the airport faster

We have an automated process that uses facial recognition technology and your ePassport. You might be able to leave the airport faster if you use SmartGate (https://www.abf.gov.au/smartgates).

In Australia

What you can do when you have this visa

- stay in Australia permanently
- work and study in Australia
- attend free English language classes provided by the <u>Adult Migrant English Program (/settling-in-australia/amep/about-the-program)</u> if you are eligible
- enrol in Australia's public health care scheme, Medicare (https://www.humanservices.gov.au/individuals/medicare)
- · sponsor your relatives to come to Australia
- travel to and from Australia for 5 years
- if eligible, apply for Australian citizenship (/citizenship/become-a-citizen)

Newly arrived residents may have to <u>wait before they can access certain Australian Government payments and benefits</u> (https://www.humanservices.gov.au/individuals/enablers/newly-arrived-residents-waiting-period).

Your visa will come with conditions attached to it. To see your conditions use <u>VEVO (/visas/already-have-a-visa/check-visa-details-and-conditions)</u>.

See how long you can stay

This is a permanent visa. It lets you stay in Australia permanently.

For citizenship purposes, your permanent residence starts on the day:

- we grant the visa if you are in Australia
- you enter Australia on this visa if you are outside Australia

What you must do on this visa

You and your family members must obey all Australian laws.

Travelling on your visa

You can travel to and from Australia for 5 years from the date we grant the visa. After 5 years you need a <u>Resident</u> Return (RRV) visa (subclass 155 or 157) (/visas/getting-a-visa/visa-listing/resident-return-visa-155-157) to re-enter Australia as a permanent resident. To see when the 5 years ends, use VEVO (/visas/already-have-a-visa/check-visa-details-and-conditions).

New Zealand passport holders

If an immigration officer processes your clearance at our border, we recommend you tell them:

- you have a Global Talent visa (subclass 858)
- you do not want a Special Category visa (subclass 444)

If you do not tell them, you might be granted the subclass 444 visa. The subclass 444 visa is not a permanent visa. Grant of a subclass 444 visa might reduce your eligibility for Australian citizenship.

Proving you have a visa

To prove you have a visa and to show your visa conditions to someone, use <u>VEVO (/visas/already-have-a-visa/check-visa-details-and-conditions)</u>.

Working

We expect that you will use this visa to contribute to Australia in your field of expertise.

You are protected by Australian workplace law. See your <u>workplace rights and entitlements</u> (https://www.fairwork.gov.au/how-we-will-help/templates-and-guides/fact-sheets/rights-and-obligations/visa-holders-and-migrant-workers-workplace-rights-and-entitlements).

Bringing family

As an Australian permanent resident, you might be able to sponsor eligible family members to come to Australia.

To find a visa for your family member, explore visa options (/visas/getting-a-visa/visa-finder).

Becoming an Australian citizen

After a certain time, you might be eligible for Australian citizenship. Find out more about <u>becoming a citizen</u> (/citizenship/become-a-citizen).

For citizenship purposes, your permanent residency starts on the day you entered Australia on this visa.

Leaving Australia

Before you leave

Check your travel documents

Check the travel validity of your Global Talent (subclass 858) visa in <u>VEVO (/visas/already-have-a-visa/check-visa-details-and-conditions)</u>.

See what you can and must do if your visa has expired or is about to expire (/visas/visa-about-to-expire).

At the border

Leaving the airport faster

We have an automated process that uses facial recognition technology and your ePassport. You might be able to leave the airport faster if you use SmartGate (https://www.abf.gov.au/smartgates).

After you leave

To prove you have been to Australia

Request your international movement records (https://immi.homeaffairs.gov.au/entering-and-leaving-australia/request-movement-records) to get proof of your travel in and out of Australia.

Last updated: 9 October 2023



Immigration and citizenship

Subclass 887

Skilled Regional visa

This visa is for people who have lived and worked in specified areas of regional Australia on a previous, eligible visa.

Overview

Stay

Permanently

Cost

From AUD465.00

Processing times

For an indication of processing times for this visa, use the visa processing time guide tool (/visas/getting-a-visa/visa-processing-times/global-visa-processing-times). This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

With this visa, you can

- work and study anywhere in Australia
- sponsor eligible relatives for permanent residence
- apply for Australian citizenship, if eligible

See all conditions (/visas/already-have-a-visa/check-visa-details-and-conditions/see-your-visa-conditions?product=887)

Check your eligibility (#Eligibility)

You must

- hold an eligible visa (/visas/getting-a-visa/visa-listing/skilled-regional-887#Eligibility) or have held an eligible visa that expired outside Australia during the concession period
- have lived for at least 2 years and worked full time for at least 1 year in a specified regional area, unless <u>COVID-</u>19 concessions (*visas/getting-a-visa/visa-listing/skilled-regional-887#Eligibility*) apply
- have complied with the conditions of the <u>eligible visa (/visas/getting-a-visa/visa-listing/skilled-regional-887#Eligibility)</u> you hold or have held

Ask a question

Help with your visa

If you are getting help with your visa, before you pay someone, read information on Who can help with your visa application (/help-support/who-can-help-with-your-application/overview).

About this visa

- With this visa you can (#aboutVisa-index-0)
- How long can you stay (#aboutVisa-index-1)
- Include family (#aboutVisa-index-2)
- Cost (#aboutVisa-index-3)
- Apply from (#aboutVisa-index-4)
- Processing times (#aboutVisa-index-5)
- Your obligations (#aboutVisa-index-6)
- Travel (#aboutVisa-index-7)
- Visa label (#aboutVisa-index-8)

With this visa you can

- stay in Australia permanently
- · work and study in Australia
- enrol in Australia's public health care scheme, Medicare (http://www.humanservices.gov.au/individuals/medicare)
- sponsor your relatives to come to Australia
- · travel to and from Australia for 5 years
- if eligible, apply for Australian citizenship (/citizenship/become-a-citizen)

Newly arrived residents may have to <u>wait before they can access certain Australian Government payments and benefits</u> (https://www.humanservices.gov.au/individuals/enablers/newly-arrived-residents-waiting-period).

How long can you stay

This is a permanent visa. It lets you stay in Australia indefinitely.

The visa has a travel component that expires 5 years after the date of visa grant.

For citizenship purposes, your permanent residence starts on the day:

- we grant the visa if you are in Australia.
- you enter Australia on this visa if you are outside Australia.

Include family

You can include members of the family unit in your application if they currently hold an eligible visa (/visas/getting-a-visa/visa-listing/skilled-regional-887#Eligibility). You must include each family member who is eligible to apply for this visa at the time you lodge your application. You can't add family members after you have submitted your application.

You can include family members who no longer meet the standard definition of member of the family unit provided they hold an eligible visa that was granted on the basis that they were a member of your family unit. This provision would apply, for example, if you want to include a child in your application who has turned 23 years of age since they were granted an eligible visa.

Family members included in your application must meet our <u>health</u> (/help-support/meeting-our-requirements/health) and <u>character</u> (/help-support/meeting-our-requirements/character) requirements. Family members not accompanying you to Australia may also need to meet our health and character requirements.

Newborn children

If you have a child who was born either in or outside Australia since you were granted your current visa you must tell us about your child before you lodge this application. Find out what to do if your child is born (/change-in-situation/had-a-baby) after we granted your current visa. If we have not linked your child's current visa to their passport you will be unable to lodge their application online.

Cost

The visa costs AUD465.00 for the main applicant.

There is also a charge for each family member who applies for the visa with you.

You might have to pay an extra charge for any member of the family unit applicant 18 years old or older who has less than <u>functional English</u> (/help-support/meeting-our-requirements/english-language). This charge is called the second instalment charge. Pay it only when we ask you to. We ask for the charge only if we are going to grant the visa.

The second instalment charge is AUD4,890.

To work out what your visa will cost use the <u>Visa Pricing Estimator (/visas/visa-pricing-estimator?visa=887)</u>. The estimator does not take into account the second instalment or other costs. You might also have to pay other costs for health checks, police certificates and biometrics.

Apply from

You can be in or outside Australia when you apply for the visa and when we decide on your application, but not in immigration clearance.

Processing times

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> (*/visas/getting-a-visa/visa-processing-times/global-visa-processing-times)*. This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

We assess applications on a case-by-case basis, and actual processing times can vary due to individual circumstances including:

- whether you have lodged a complete application, including all necessary supporting documents
- how quickly you respond to any requests for additional information
- how long it takes to perform required checks on the supporting information provided
- how long it takes to receive additional information from external agencies, particularly in relation to health, character, and national security requirements
- how many places are available in the migration program

Your obligations

You and your family must follow Australian laws.

Travel

You can travel in and out of Australia as many times as you want for 5 years from the date we grant the visa. After 5 years you will need a Resident Return (RRV) (/visas/getting-a-visa/visa-listing/resident-return-visa-155-157) to re-enter Australia as a permanent resident.

Visa label

We will digitally link your visa to your passport. You will not get a label in your passport.

Eligibility

COVID-19 concessions

COVID-19 concessions to lodgement and eligibility requirements are available to eligible prospective Skilled – Regional visa (subclass 887) applicants where they meet criteria set out below.

Applicants outside of Australia

Eligible prospective subclass 887 visa applicants can make their visa application outside Australia during the concession period (/visas/getting-a-visa/visa-concessions) and be granted the visa while they are outside Australia. Applicants outside of Australia who lodge during the concession period (/visas/getting-a-visa/visa-concessions) are given access to shorter employment requirements and shorter residence requirements.

These applicants must provide evidence of at least:

• 9 months full-time work in a specified regional area (or, if the Minister specifies a shorter period in a legislative instrument, that shorter period), and

• 18 months residence in a specified regional area (or, if the Minister specifies a shorter period in a legislative instrument, that shorter period).

Applicants inside Australia

Eligible prospective subclass 887 applicants inside Australia who lodge during the <u>concession period</u> (/visas/getting-a-visa/visa-concessions) are given access to shorter employment requirements.

These applicants must provide evidence of at least:

- 9 months full-time work in a specified regional area, and
- 2 years of residence in a specified regional area.

Eligibility for the shorter employment and residence periods for subclass 887 visa applicants entitled to the COVID-19 concessions:

Location	Employment concession (3 months off the 12 month requirement)	Residence concession (6 months off the 2 year requirement)
Onshore lodgement	Yes	No
Offshore lodgement	Yes	Yes

Have an eligible visa

All applicants must be in Australia and hold an eligible visa at the time a subclass 887 visa application is made unless COVID-19 concessions apply.

An eligible visa is a:

- subclass 489, 495, 496, 475 or 487 visa, or
- Bridging visa A or Bridging visa B, after having made a valid application for a subclass 489, 495 or 487 visa, or where a subclass 887 visa is lodged outside Australia during the concession period, a visa mentioned above that expired during the concession period while the holder was outside Australia.

The person seeking to satisfy the primary criteria must also have held one of the following eligible visas for a total of 2 years before a subclass 887 visa application is made:

• subclass 489, 495, 496, 475 or 487 visa.

The eligible visa must have been granted to them on the basis of satisfying the primary criteria, or on the basis of being the spouse or de facto partner of the person who satisfied the primary criteria.

Note: The person seeking to satisfy the primary criteria in this application will be the person who seeks to meet the 887 work and residence requirements.

Meet our residence requirement

At the time you apply for this visa you must have lived for a total of at least 2 years (unless COVID-19 concessions apply), as the holder of one or more eligible visas, in:

- a regional or low-population growth metropolitan area (/visas/getting-a-visa/visa-listing/skilled-regional-887/regional-postcodes) if a state or territory government nominated you for your eligible visa, or
- a designated area of Australia (/visas/getting-a-visa/visa-listing/skilled-regional-887/designated-area-of-australia) if a family member sponsored you for your eligible visa.

Meet our work requirement

When you apply for this visa you must have worked full-time for at least 12 months (unless COVID-19 concessions apply), as the holder of one or more eligible visas:

- in a regional or low-population growth metropolitan area (/visas/getting-a-visa/visa-listing/skilled-regional-887/regional-postcodes), if a state or territory government nominated you for your eligible visa, or
- a designated area of Australia (/visas/getting-a-visa/visa-listing/skilled-regional-887/designated-area-of-australia) if a family member had sponsored you for your eligible visa.

Full time work means 35 hours per week. You can combine work in concurrent part-time employment to satisfy this requirement. You can work in your nominated occupation or any other occupation.

Have complied with conditions of your eligible visa

You, and any family members holding an eligible visa, must have complied with the conditions attached to your eligible visa when in Australia. This requirement applies for the whole period you hold the visa(s).

Have this level of English language

At the time we make a decision on your application you must:

- have functional English (/help-support/meeting-our-requirements/english-language/functional-english), or
- have paid the second instalment of the visa application charge for your eligible visa, or
- pay the second instalment of the visa application charge when we ask for it

Meet our health requirement

You and any family members who apply for the visa with you must meet our <u>health requirement (/help-support/meeting-our-requirements/health)</u>. As you undertook a health examination for your eligible visa, in most circumstances you will not need to undertake another one.

Meet our character requirement

You and family members aged 16 years and over who apply for the visa with you must meet our <u>character</u> requirement (/help-support/meeting-our-requirements/character).

Family members not accompanying you to Australia must also meet the requirement.

Sign the Australian values statement

If you are 18 years of age or older, you must:

- have read, or had explained to you, the Life in Australia (/help-support/meeting-our-requirements/australian-values) and
- confirm you will respect the Australian way of life and obey Australian laws when you sign an <u>Australian Values</u> Statement (/help-support/meeting-our-requirements/australian-values)

Have paid back your debt to the Australian Government

If you or any family members (including those who do not apply for the visa with you) owe the Australian Government money, you or they must have paid it back or arranged to pay it back.

Not have had a visa cancelled or a previous application refused

We will consider your immigration history when we make a decision on your application, which means you might not be eligible for this visa if you have had a visa cancelled or refused.

In some circumstances you may still apply for a permanent visa if you have had a visa cancelled or an application refused see Limitations on applications in Australia (129KB PDF) (/form-listing/forms/1026i.pdf).

If applying for a visa from outside Australia see Can I go to Australia (/entering-and-leaving-australia/entering-australia/can-i-go-to-australia/re-entry-ban).

If you want immigration assistance, see Who can help with your visa application (/help-support/who-can-help-with-your-application/overview).

Meet all these criteria? Check how to apply in our step by step (#HowTo) guide.

Step by step

Step 1

Before you apply

Before you apply you need to gather and prepare your documents.

Get help with your application

Only some people can help you with your application. If you appoint someone to give you immigration assistance they must be:

- a registered migration agent (/help-support/who-can-help-with-your-application/using-a-migration-agent)
- a legal practitioner (/help-support/who-can-help-with-your-application/using-a-legal-practitioner), Or
- an exempt person (/help-support/who-can-help-with-your-application/exempt-person).

You can appoint anyone to <u>receive documents</u> (/help-support/who-can-help-with-your-application/authorised-recipents) on your behalf relating to your visa matter.

Check your passport is up-to-date

You and your family members must have valid passports or travel documents to be able to submit an application for this visa.

Step 2

Gather your documents

You will need to provide identity, character and other documents that evidence you have complied with your visa conditions in Australia. You will also need to provide documents for your partner and any dependent children.

Provide accurate information

Provide accurate information. See what happens if you can't prove your identity or do not provide true information (/help-support/meeting-our-requirements/providing-accurate-information).

Work and residence documents

Unless <u>COVID-19</u> concessions (/visas/getting-a-visa/visa-listing/skilled-regional-887#Eligibility) apply, you must provide proof that you have lived for a total of at least 2 years, and worked full-time (minimum 35 hours a week) for at least 12 months as the holder of an eligible visa in one or more areas listed as:

- a regional or low-population growth metropolitan area (/visas/getting-a-visa/visa-listing/skilled-regional-887/regional-postcodes), if a state or territory government had previously nominated you, or
- a designated area of Australia (/visas/getting-a-visa/visa-listing/skilled-regional-887/designated-area-of-australia) if a family member had previously sponsored you

The evidence provided should demonstrate that you and any family members included in your application have complied with your visa conditions when in Australia.

Evidence of work

Proof of full-time work can include but is not limited to:

- employment references: employment references should be on company letterhead and include information about your position, the period of your employment and your weekly work hours.
- Notices of Assessment issued by the Australian Taxation Office
- copies of bank statements showing wage or salary deposits
- superannuation documents
- payslips that cover the period of employment
- contracts, group certificates and any other documents relevant to your employment history

To satisfy the full time work requirement the 35 hours can comprise hours worked in one or more jobs in each week. Suitable evidence will need to be provided for each position to support your claims.

For periods of self or contract employment, proof can include but is not limited to:

- · taxation documents including business activity statements
- evidence of business registration
- evidence of business activity which could include a statement from your account, correspondence from customers and suppliers
- audited financial statements for the relevant period(s)
- evidence of contracts or franchise arrangements
- · advertising and marketing material
- a company profile or prospectus
- memberships of any business or professional associations
- any other documents relevant to your self-employment history

The evidence should demonstrate that your self-employment activities require you to be active in the business for at least 35 hours a week.

Evidence of residence

Proof of residence can include but is not limited to:

- leases or rental agreements
- utility bills such as telephone, gas or electricity that show your home address(es)
- · school reports
- title deeds to your home
- any other evidence that demonstrates you and any family members are resident in a specified regional area.

Identity documents

Provide the pages of your current passport showing your photo, personal details, and passport issue and expiry dates.

Also provide:

- a national identity card, if you have one
- proof of change of name

Documents that prove a change of name include:

- a marriage or divorce certificate
- change of name documents from an Australian Registry of Births, Deaths and Marriages, or the relevant overseas authority
- documents that show other names you have been known by

Relationship documents

If you are or have been married, widowed, divorced or permanently separated, provide proof such as marriage certificates, divorce documents, death certificates, separation documents or statutory declarations.

If your partner or dependent children are not included in this application, tell us the reason why (for example, they already hold Australian citizenship or are a permanent resident).

Character documents

Provide an Australian police certificate if you have spent a total of 12 months or more in Australia in the last 10 years since you turned 16.

We only accept complete disclosure National Police Certificates issued by the <u>Australian Federal</u> Police (https://www.afp.gov.au/what-we-do/services/criminal-records/national-police-checks). We do not accept standard disclosure certificates or national police certificates issued by Australian state or territory police.

For immigration purposes, Australian police certificates are valid for 12 months from the date of issue.

Also provide:

- an overseas police certificate from every <u>country</u> (/help-support/contact-us/offices-and-locations/list), including your home country, where you spent a total of 12 months or more in the last 10 years since you turned 16.
- military service records or discharge papers if you served in the armed forces of any country

Complete and provide the following forms:

- Form 80 Personal particulars for character assessment (596KB PDF) (/form-listing/forms/80.pdf)
- Form 1221 Additional personal particulars information (331KB PDF) (/form-listing/forms/1221.pdf)

Proof of functional English

Provide proof that all applicants aged 18 years and older, who have not paid the second instalment of the visa application charge in respect of their eligible visa, have at least <u>functional English (/help-support/meeting-our-requirements/english-language)</u>.

If you can't provide proof of functional English

Applicants aged 18 years and older, who have not paid the second instalment visa application charge in respect of their eligible visa and can't provide evidence of <u>functional English (/help-support/meeting-our-requirements/english-language)</u>, will need to pay the second instalment of the visa application charge when we ask for it.

Partner documents

We need to see evidence of your partner's identity and relationship with you.

Provide:

- identity documents and photos
- · character documents
- marriage certificate, if applicable
- documents about other relationships, if applicable

For de facto relationship provide either:

- evidence that your relationship is registered by an Australian State or Territory
- documents to prove you have been in a de facto relationship with your partner for at least 12 months before you apply

For both married and de facto applicants you must provide evidence that you are in a genuine and continuing relationship. Evidence can include but is not limited to:

- joint bank account statements
- · billing accounts in joint names
- joint leases or mortgages
- documents that show your partner has lived at the same address as you

Dependants under 18 documents

Your dependant must hold an eligible visa.

For every dependant 18 years old or younger who is applying with you, provide:

- copies of birth certificates or the family book showing the names of both parents of all your dependent children
- copies of the adoption paper, if applicable
- parental responsibility documents, if applicable

Parental responsibility documents

You must get consent for any applicant under 18 years of age to migrate to Australia from anyone who:

- · has a legal right to decide where the child lives and
- · is not coming to Australia with the child

They must complete either:

- Form 1229 Consent form to grant an Australian visa to a child under the age of 18 years (276KB PDF) (/form-listing/forms/1229.pdf), or
- statutory declaration (https://www.ag.gov.au/Publications/Statutory-declarations/Pages/default.aspx) giving their consent for the child to migrate to Australia on this visa

Alternatively, you can show us:

- an Australian court order that allows your child to migrate to Australia, or
- that the laws of your home country allow them to migrate

Include:

- an identity document that shows the signature and photo of the person who completed the form or declaration, such as a passport or driver's licence
- adoption papers or other court documents if applicable

You don't have to prove that your dependant under 18 years of age has functional English.

Dependants over 18 documents

To include your child who is over 18 in your visa application, they must hold an <u>eligible visa</u> (/visas/getting-a-visa/visa-listing/skilled-regional-887#Eligibility) that was granted on the basis that they were a member of your family unit.

Provide:

- identity documents
- proof of your relationship with the dependant such as a birth certificate or adoption papers
- · character documents
- marriage certificate, if applicable
- documents about other relationships, if applicable

Tell us you are getting help

To nominate someone to:

• receive your correspondence, use <u>Form 956A Appointment or withdrawal of an authorised</u> recipient (301KB PDF) (/form-listing/forms/956a.pdf)

• provide immigration assistance, use <u>Form 956 Appointment of a registered migration agent, legal</u> practitioner or exempt person (308KB PDF) (/form-listing/forms/956.pdf).

Upload your written notification or your forms to ImmiAccount (/help-support/applying-online-or-on-paper/overview).

Prepare your documents

Translate

Have all non-English documents translated into English.

Translators in Australia must be accredited by the <u>National Accreditation Authority for Translators</u> and Interpreters *(https://www.naati.com.au/).*

Translators outside Australia do not have to be accredited but on each translation, they must include their:

- full name
- address and telephone number
- qualifications and experience in the language they are translating

These details must be in English.

Scan of photograph

Scan or photograph all documents (English and non-English) in colour.

The scans and photos must be clear.

Note: You do not need to have any documents certified

If a document is more than 1 page, save it all as 1 file.

Step 3

Apply for the visa

You can apply for this visa online. You can be inside or outside Australia when you apply.

Provide accurate information

Provide accurate information. See what happens if you can't prove your identity or do not provide true information (/help-support/meeting-our-requirements/providing-accurate-information).

Apply for this visa online in ImmiAccount

- 1. Log in or create an ImmiAccount (https://online.immi.gov.au/lusc/login)
- 2. Attach your documents (/help-support/applying-online-or-on-paper/online)
- 3. Pay the first application charge (/help-support/applying-online-or-on-paper/online/how-to-pay). We will not process your application until you pay this first instalment of the visa application charge.
- 4. Note your transaction reference number (TRN).

Step 4

After you apply

We will let you know when we have received your application.

If you are granted a bridging visa you will receive notification of your visa grant.

Status updates

We do not give updates on applications under assessment.

You can check if we need more information from you in ImmiAccount (https://online.immi.gov.au/lusc/login).

Travel after you apply

You don't have to tell us if you want to travel outside Australia while we process your application. This is because you can be outside Australia when we make a decision.

If you leave Australia, make sure you have a valid visa to return. To see if you can return on your current visa, check VEVO (/visas/already-have-a-visa/check-visa-details-and-conditions).

Learn about visa expiry (/visas/visa-about-to-expire).

Health exams

We will let you know if you need health examinations.

Biometrics

We might ask for <u>biometrics</u> (/help-support/meeting-our-requirements/biometrics) (fingerprints and photo). We will let you know if you need to provide them.

Attach more information

If you did not attach all documents when you applied, attach them as soon as you can in ImmiAccount (/help-support/applying-online-or-on-paper/online).

We might also ask you to provide more information; however we are not obliged to do so and we may make a decision on your application without asking for more documents.

Stay lawful

Make sure you stay lawful in Australia by holding a valid visa while we process your application.

When you applied for this visa, you were granted a Bridging visa A (BVA). If your current visa expires before we decide on your application, the BVA will come into effect. You can stay in Australia on the BVA while we process your new visa application.

Do not ask to have the visa you currently hold cancelled. If your visa is cancelled:

- you will be staying in Australia unlawfully
- your BVA will cease

Learn more about visa expiry (/visas/visa-about-to-expire).

Pay the second instalment

If you need to pay a second instalment, pay it when we send you the invoice.

Add family

You can't add family members after you have submitted your application, except for newborn children.

Newborn child

If your child is born after you submit your application but before we decide on your visa, you must tell us as soon as possible.

Find out what to do if your child is born after you apply (/change-in-situation/had-a-baby).

Mistakes on your application

You must tell us as soon as possible if you made a mistake on your application.

Complete Form 1023 Notification of incorrect answers (168KB PDF) (/form-listing/forms/1023.pdf) and attach it in ImmiAccount (/help-support/applying-online-or-on-paper/online).

Help with your application

Let us know if you no longer want someone to:

- receive your correspondence complete Form 956A Appointment or withdrawal of an authorised recipient (301KB PDF) (/form-listing/forms/956a.pdf)
- provide immigration advice complete Form 956 Appointment of a registered migration agent, legal practitioner or exempt person (308KB PDF) (/form-listing/forms/956.pdf).

Upload your written notification or your forms to ImmiAccount (/help-support/applying-online-or-on-paper/overview).

For more information see Who can help you with your application (/help-support/who-can-help-with-your-application/overview).

Tell us if things change

Things you need to let us know about after you have applied include:

- changes to your phone number, email, address or passport
- changes to your marital or de facto status
- · the birth of a child
- you want to withdraw your application. Removing your application from ImmiAccount does not withdraw it

See how to tell us if your situation changes (/change-in-situation).

Step 5

Visa outcome

You can be inside or outside Australia when we decide your visa application. We will let you know our decision in writing.

If we grant your visa, we will tell you:

- your visa grant number
- the date your visa starts
- your visa conditions, if applicable

Keep a copy of the decision.

If we refuse your visa, we will tell you:

- · why we refused the visa
- · whether you have a right to a review of the decision

We will not refund the application charge if we refuse your application.

When you have this visa

- In Australia (#haveThisVisa-index-0)
- Leaving Australia (#haveThisVisa-index-1)

In Australia

What you can do when you have this visa

- stay in Australia permanently
- · work and study
- enrol in Australia's public health care scheme, Medicare (http://www.humanservices.gov.au/individuals/medicare)
- sponsor your relatives to come to Australia
- travel to and from Australia for 5 years
- if eligible, become an Australian citizen (/citizenship/become-a-citizen)

What you must do on this visa

You and your family members must obey Australian laws.

How long you can stay

This is a permanent visa. It lets you stay in Australia indefinitely.

Travelling on your visa

You can travel to and from Australia for 5 years from the date we grant the visa. After 5 years you will need a <u>Resident Return (RRV) visa (subclass 155 or 157) (/visas/getting-a-visa/visa-listing/resident-return-visa-155-157)</u> to re-enter Australia as a permanent resident. To see when the 5 years ends, use VEVO (/visas/already-have-a-visa/check-visa-details-and-conditions/).

New Zealand passport holders

If an immigration officer processes your clearance at our border, we recommend you tell them:

- you have a Skilled Regional visa (subclass 887)
- you do not want a Special Category visa (subclass 444)

If you don't tell them, you might be granted a subclass 444 visa. Grant of a subclass 444 visa will cease your permanent visa, which will then affect your eligibility for Australian citizenship.

Proving you have a visa

To prove you have a visa and show your conditions to someone, use <u>VEVO (/visas/already-have-a-visa/check-visa-details-and-conditions/</u>).

Working

You are protected by Australian workplace law. See your workplace rights and entitlements. (https://www.fairwork.gov.au/how-we-will-help/templates-and-guides/fact-sheets/rights-and-obligations/visa-holders-and-migrant-workers-workplace-rights-and-entitlements)

Bringing family

As an Australian permanent resident, you might be able to sponsor eligible family to come to Australia.

To find a visa for your family member, explore visa options (/visas/getting-a-visa/visa-finder).

Becoming an Australian citizen

After a certain time, you might be eligible for Australian citizenship. Find out more about <u>becoming a citizen</u> (/citizenship/become-a-citizen).

For citizenship purposes, your permanent residence starts on the day we granted the visa.

Leaving Australia

Before you leave

Check your travel documents

You must have a valid passport or other travel document to leave Australia and return.

Ensure your visa is still valid and will allow you to re-enter Australia

Check the travel component of your visa in VEVO (/visas/already-have-a-visa/check-visa-details-and-conditions).

See what to do if your visa has expired or is about to expire (/visas/visa-about-to-expire).

At the Border

Leaving the airport faster

We have an automated process that uses facial recognition technology and your ePassport. You could leave the airport faster if you use SmartGate (http://www.abf.gov.au/smartgates).

After you leave

Proving you have been to Australia

Request your international movement records (https://immi.homeaffairs.gov.au/entering-and-leaving-australia/request-movement-records) to get proof of your travel in and out of Australia.

Last updated: 7 November 2023



Immigration and citizenship

Subclass 890

Business owner visa

This visa is for people who own and manage a business in Australia. It allows you to stay in Australia indefinitely. To apply as a primary applicant, you must have a qualifying visa granted on a particular basis.

Overview

Stay

Permanently

Cost

From AUD2,810.00

Processing times

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> (/visas/getting-a-visa/visa-processing-times). This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

With this visa, you can...

- continue to own and operate a business in Australia
- sponsor eligible relatives for permanent residence
- apply for Australian citizenship, if eligible

See all conditions (/visas/already-have-a-visa/check-visa-details-and-conditions/see-your-visa-conditions?product=890)

Check your eligibility (#Eligibility)

You must

- hold an eligible visa (/visas/getting-a-visa/visa-listing/business-owner-890#Eligibility)
- have lived in Australia on that visa for at least 12 months in the 2 years immediately before the application is made while holding this visa
- have owned and operated a business in Australia for at least 2 years immediately before the application is made

Help with your visa

Ask a question

If you are getting help with your visa, before you pay someone, read information on Who can help with your visa application (/help-support/who-can-help-with-your-application/overview).

About this visa

- With this visa, you can (#aboutVisa-index-0)
- How long you can stay (#aboutVisa-index-1)
- Include family (#aboutVisa-index-2)
- Cost (#aboutVisa-index-3)
- Apply from (#aboutVisa-index-4)
- Processing times (#aboutVisa-index-5)
- Your obligations (#aboutVisa-index-6)
- Travel (#aboutVisa-index-7)
- Visa label (#aboutVisa-index-8)

With this visa, you can

- stay in Australia permanently
- · work and study in Australia
- enrol in Australia's public health care scheme, Medicare (https://www.humanservices.gov.au/individuals/medicare)
- sponsor your relatives to come to Australia
- travel to and from Australia for 5 years
- if eligible, become an Australian citizen (/citizenship/become-a-citizen)

Newly arrived residents may have to <u>wait before they can access certain Australian Government payments and benefits</u> (https://www.humanservices.gov.au/individuals/enablers/newly-arrived-residents-waiting-period).

How long you can stay

This is a permanent visa. It lets you stay in Australia indefinitely. The visa has a travel component that expires 5 years after the date of visa grant.

You become a permanent resident on the day we grant the visa.

For citizenship purposes, your permanent residency starts on the day:

- we grant the visa, if you are in Australia
- you enter Australia on this visa, if you are outside Australia

Include family

You can include members of the family unit in your application. You can:

- include them when you lodge your visa application
- add them after you lodge your application but before we decide on your visa

A member of the family unit can include family members who hold an eligible visa (/visas/getting-a-visa/visa-listing/business-owner-890#Eligibility) that was granted on the basis that they were a member of your family unit at the time their eligible visa was granted. This provision may apply even where the person would no longer meet the definition of members of the family unit, for example a child who has turned 23 years of age since their eligible visa was granted.

A member of the family unit who applies for the visa must meet our health (/help-support/meeting-our-requirements/health) and character (/help-support/meeting-our-requirements/character). A member of the family unit not accompanying you to Australia may also need to meet our health and character requirements.

Cost

Application charge

The visa costs AUD2,810.00 for the main applicant.

There is also a charge for each member of the family unit who applies for the visa with you.

Second instalment charge

You might have to pay an extra charge for any applicant 18 years old or older who has less than <u>functional English</u> (/help-support/meeting-our-requirements/english-language/functional-english) and who does not hold an eligible visa when they apply. This charge is called the second instalment. This charge is only payable if you are requested to pay it and we send you an invoice.

The second instalment charge for family members is AUD4,890.

You might also have to pay other costs for health checks, police certificates and biometrics.

To work out what your visa will cost use the Visa Pricing Estimator (/visas/visa-pricing-estimator?visa=890).

The Visa Pricing estimator does not include the second instalment or other costs.

We can't process your application if you do not pay the correct visa application charge. We will notify you if this is the case and if necessary return your application.

Apply from

You must be in Australia when you lodge your application. Your family can be in or outside Australia but not in immigration clearance.

You must hold an <u>eligible visa</u> (/visas/getting-a-visa/visa-listing/business-owner-890#Eligibility) to make a valid application for this visa.

Processing times

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> (<u>/visas/getting-a-visa/visa-processing-times/global-visa-processing-times)</u>. This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

We assess applications on a case-by-case basis, and actual processing times can vary due to individual circumstances including:

- whether you have lodged a complete application, including all necessary supporting documents
- how quickly you respond to any requests for additional information
- how long it takes to perform required checks on the supporting information provided
- how long it takes to receive additional information from external agencies, particularly in relation to health, character, and national security requirements
- for permanent migration visa applications, how many places are available in the migration program

Your obligations

You and your members of the family unit must obey all Australian laws.

We expect you to continue your business activity in Australia, or make a realistic commitment to doing so.

Travel

You can travel to and from Australia as many times as you want for 5 years from the date we grant this visa. After 5 years you will need a Resident Return (RRV) visa (subclass 155 and 157) (/visas/getting-a-visa/visa-listing/resident-return-visa-155-157) to re-enter Australia as a permanent resident.

To see when your travel facility ends, use <u>(/visas/already-have-a-visa/check-visa-details-and-conditions)</u>VEVO. <u>(/visas/already-have-a-visa/check-visa-details-and-conditions)</u>VEVO. <u>(/visas/already-have-a-visa/check-visa-details-and-conditions)</u>

Visa label

We will digitally link your visa to your passport. You will not get a label in your passport.

Eligibility

Have an eligible visa

You must currently hold an eligible visa. Eligible visa means:

- 1. You hold a visa in any of the following visa subclasses:
 - Business Owner (Provisional) visa (subclass 160)
 - Senior Executive (Provisional) visa (subclass 161)
 - Investor (Provisional) visa (subclass 162)
 - State/Territory Sponsored Business Owner (Provisional) visa (subclass 163)
 - State/Territory Sponsored Senior Executive (Provisional) visa (subclass 164)

- State/Territory Sponsored Investor (Provisional) visa (subclass 165)
- 2. Your current visa was granted to you on the basis that you, or your <u>partner</u>, or your former partner satisfied the primary criteria for the grant of that visa.

Meet the residence requirement

You must have been in Australia as the holder of an eligible visa for a total of at least 1 year in the 2 years immediately before the application is made. The 1-year period does not have to be continuous.

Own and manage a business

For the 2 years immediately before you apply, you must have had, and continue to have, an <u>ownership interest</u> in one or more actively operating main businesses in Australia.

For each nominated main business you must provide evidence of:

- ownership interest in the business
- value of your ownership interest
- for the 2 years immediately before you apply, the value of your ownership interest or the total value of the ownership interest of you and your partner, must have been at least:
 - 51% of a business with a turnover of less than AUD400,000 per year, or
 - 30% of a business with a turnover of AUD400,000 or more per year, or
 - 10% of a publicly listed company
- that you had and continue to have, a direct and continuous management role in that business on a day to day basis (including periods when you are outside of Australia)
- that each main business meets the criteria to be assessed as a qualifying business
- obtained an Australian Business Number (ABN) for each of your <u>main businesss</u> (you can rely on a maximum of two ABNs)
- provide evidence of portal process Business Activity Statements issued by the Australian Taxation Office

If you spent more than 6 weeks in total outside Australia during the 2 years, you must explain how you managed the business while you were away.

Meet the assets and employees requirement

Business Assets

At the time you apply and throughout the 12 months immediately before you apply, you must show that you and/or your partner had:

• net business assets in the main businesses of at least AUD100,000 and those assets were lawfully acquired

Business Turnover

• for the 12 months immediately before you apply, you must evidence annual turnover in your main business (or 2 main businesses together) of at least AUD300,000

Employees

• for the 12 months immediately before you apply you must provide evidence that the nominated main businesses employed 2 full-time employees or the equivalent of 2 full-time employees. Employees must be Australian citizens, permanent residents or New Zealand passport holders and you cannot include yourself or members of the family unit

Business and personal assets

At the time you apply and throughout the 12 months immediately before you apply, you must show that the net value of your and/or your partner's net business and personal assets in Australia was at least AUD250,000.

Business Practices

You must not have engaged in business activities that are generally unacceptable in Australia.

Be this age

There is no age limit for this visa

Meet our health requirement

You must meet our health requirement (/help-support/meeting-our-requirements/health) and any member of the family unit who applies with you might have to meet our health requirement, depending upon their circumstances. In some circumstances you will not have to do medicals again.

You should not do medicals until we ask you to do so.

Meet our character requirement

You and the members of your family unit aged 16 years and over who apply for the visa with you must meet our <u>character requirement</u> (/help-support/meeting-our-requirements/character). Members of your family unit not accompanying you to Australia must also meet the requirement.

Sign the Australian values statement

All applicants who are 18 years of age or older, must:

- have read, or had explained to them, the Life in Australia (/help-support/meeting-our-requirements/australian-values) and
- confirm they will respect the Australian way of life and obey Australian laws when they sign an <u>Australian Values</u> Statement (/help-support/meeting-our-requirements/australian-values).

Have paid back your debt to the Australian government

If you, or any members of your family unit (including those who do not apply for the visa with you) owe the Australian Government money, you or they must have paid it back or arranged to pay it back.

Not have had a visa cancelled or a previous application refused

We will consider your immigration history when we make a decision on your application, which means you might not be eligible for this visa if you have had a visa cancelled or refused.

In some circumstances you may still apply for a permanent visa if you have had a visa cancelled or an application refused see Limitations on applications in Australia (129KB PDF) (/form-listing/forms/1026i.pdf).

If applying for a visa from outside Australia see Can I go to Australia (/entering-and-leaving-australia/entering-australia/can-i-go-to-australia/re-entry-ban).

If you want immigration assistance, see Who can help with your visa application (/help-support/who-can-help-with-your-application/overview).

Meet all these criteria? Check how to apply in our step by step (#HowTo) guide.

Step by step

Step 1

Before you apply

Notify the business development agency

Notify the business development agency in the state or territory in which you intend to continue your investment activity.

To do this, complete Form 927 State/Territory notification: Business Skills class (140KB PDF) (/form-listing/forms/927.pdf) and send it to the appropriate agency. You can send it to more than one agency.

The agency will sign, stamp and send it back to you. Include this completed form with your visa application.

Get help with your application

Only some people can help you with your application. If you appoint someone to give you immigration assistance they must be:

- a registered migration agent (/help-support/who-can-help-with-your-application/using-a-migration-agent)
- a legal practitioner (/help-support/who-can-help-with-your-application/using-a-legal-practitioner), Or
- an exempt person (/help-support/who-can-help-with-your-application/exempt-person).

You can appoint anyone to <u>receive documents</u> (/help-support/who-can-help-with-your-application/authorised-recipents) on your behalf relating to your visa matter.

Step 2

Gather your documents

You must give us documents to prove your identity and information about your business activity. You also have to provide documents about members of your family unit.

Provide accurate information

Provide accurate information. See what happens if you can't prove your identity or do not provide true information (/help-support/meeting-our-requirements/providing-accurate-information).

Main applicant documents

Identity documents

Provide colour copies of the pages of your current passport showing your photo, personal details, and passport issue and expiry dates.

Also provide:

- a national identity card, if you have one
- proof of change of name

Documents that prove a change of name include:

- a marriage or divorce certificate
- change of name documents from an Australian Registry of Births, Deaths and Marriages, or the relevant overseas authority
- documents that show other names you have been known by
- If you have been married, widowed, divorced or permanently separated, provide proof such as marriage certificates,
- divorce documents, birth certificate, separation documents or statutory declarations.

Photos

Provide two recent photos (45mm x 35mm) for each person in your application. The photos must have:

- a plain background
- · head and shoulders only
- the name of the person on the back

Relevant periods

Where one of the following criteria requires you to provide evidence for a period that ends not more than 3 months immediately before the date of application you must use the same date for each requirement.

Business documents

Overview of career and business activities

You must provide with your application a completed Form 1217 Business Skills profile: Business Owner (Residence) (180KB PDF) (/form-listing/forms/1217.pdf).

Additionally, provide an overview of your business career in Australia. This should include a statement outlining your business activities.

Also give us a short summary of how you meet the business eligibility for the Business Owner visa. Your summary should be 2 pages or less and explain:

- your ownership interest in your business(es) in Australia and length of ownership
- · your Australian business activities
- your management role over the 2 years before applying

Your summary should also include information about assets, turnover and employees. The information should cover the 12 months before you apply. Please give us information about:

- your net business assets in Australia
- your net personal assets in Australia
- business turnover
- the number of people you employed
- the citizenship status of those employees and relationship to you, if any

Ownership of a main business or main businesses

To prove your legal ownership of the business, include all the items below that apply:

- a complete certified copy of your partnership, trust or franchise agreement with evidence of associated stamp duty payment (where applicable)
- current and historical ASIC extract, with copies of any changes lodged with ASIC for the 2 years immediately before you submit your visa application
- evidence of your share issue, purchase or transfer showing the date of ownership and evidence of stamp duty paid or ASIC registration

- evidence of an Australian Business Number (ABN) for each business claimed covering the 2 years before lodging your visa application
- business or company name registration
- lease agreements for the business from the date you acquired it and copies of subsequent transfers or renewals up until date you submit your visa application

Legal purchase of businesses

If you bought the business or businesses, provide documentary evidence of all applicable items below.

- purchase contract
- transfer of funds between your personal and company bank accounts
- invoices, payment receipts or bank statements relating to the sale
- settlement statements relating to buying the business (or businesses)
- · evidence of stamp duty paid

If you established the business or businesses, include documentary evidence of all applicable items below:

- evidence of payment for tenancy fit out or property, plant and equipment
- evidence of entering into a new franchise agreement
- · lease agreement associated with the business premises

Organisational chart and business premises

Provide a one-page organisational chart for each business claimed. The chart should cover the 2 years before you apply and show:

- your position
- staff attribution
- · management reporting lines
- functional responsibilities

Also give us photos of business premises and business activities (maximum 6 photos).

Management in the main business or businesses

You must prove that you:

- contributed to the day-to-day management of your nominated main business or businesses
- made decisions that affected the direction and performance of the business in the 2 years immediately before you apply

Evidence may include

 documents prepared or signed by you(supplier contracts, credit applications, eftpos or merchant agreements, insurance policy agreements, employment contracts)

- copies of Food Assessment reports
- copies of emails, letters, faxes between you and third parties
- documents from customers or suppliers addressed to you
- statements or references from customers, suppliers, neighbouring businesses, or landlord
- a copy of your business' bank authority confirming you as a signatory
- documents showing any repair or maintenance work you have managed
- council registration and any applicable licenses
- business insurance papers
- employee PAYG summaries
- export shipping summary sheet together with associated evidence for each export if applicable
- photos of your business premises and activities

If you spent more than 6 weeks overseas during the 2-year period, you must tell us how you managed the business during this period.

It is important that you provide all documents and evidence that best supports your claims as processing may be delayed when excessive inconsequential documents are provided.

The evidence provided must directly link your management to that of the claimed business and must support activity over the specified period, including periods when you may have been absent from Australia. General correspondence etc, addressed to the company with no reference to you may not be sufficient to demonstrate that this requirement.

Business ownership

Provide proof to us that you have owned your business for 2 years. Evidence can include:

- documents proving your purchase of the business
- partnership agreements
- · trust agreements
- franchise agreements
- documents showing the issue, purchase or transfer of shares
- registration with the Australian Securities and Investment Commission (ASIC)
- historical ASIC company extract

Turnover

For the 2 years before you apply, give us:

- the Australian Business number (ABN) for each business
- Portal generated Business Activity Statements (BAS) for each quarter for each business
- financial statements for each business

Please ensure that:

- the statements cover the beginning and end of a 12-month period ending no more than 3 months before you apply
- you provide full financial statements prepared in accordance with the Australian Accounting Standards. The statements must include a profit and loss statement, detailed balance sheet, depreciation schedule, and all notes to the accounts.
- the directors and the accountant sign the statements

Employees

For the 12-month period immediately before you apply, show us that your business employed at least 2 employees or part time employees equivalent to 2 full-time employees. Their employment must be equivalent to 2 full-time employees, each working at least 30 hours a week. Employees must have been paid at the federal minimum wage or Award rate.

Evidence of employees should include:

- · hourly wage rates and hours worked
- wage books
- the most recent PAYG summary for each employee
- 3-4 payslips for each employee showing salary details during the relevant 12 month period
- employment agreements or contracts workers compensation
- statements from your employees' superannuation provider confirming contributions made by you for the 12 months immediately before you applied for the visa
- evidence of the business' workers compensation cover

Also provide evidence that those employees are Australian citizens, permanent residents or New Zealand passport holders. Evidence can include:

- passport
- · birth certificate
- citizenship certificate

Assets

To meet the business and personal assets requirement, provide evidence of combined business and personal assets in Australia equalling no less than AUD250,000 owned by you, your spouse or de facto partner. These can be held together or separately throughout the 12 months ending immediately before you apply for this visa.

Use the same 2 dates for calculating both net personal assets and business assets that you used for the business assets requirement.

Please provide a 1-page summary statement outlining all your assets and liabilities. Liabilities can include mortgages, credit cards, and loans (including unsecured and third party loans).

Note: if claims are not proven by the audited financial statements, or with other evidence recommended above, they may not be accepted. A decision on the visa application may be made without requesting additional documents or information.

Business assets

Please provide evidence that the net value of the business assets was AUD100,000 at the beginning and end of a 12-month period ending no more than 3 months before application:

The following evidence is required:

- Financial statements completed by a licenced accountant. These must:
 - be dated no earlier than 3 months immediately before you apply
 - be signed by the directors of the business and the accountant
 - be prepared in accordance with the Australian Accounting Standards AASB102 Inventories, AASB116 Property, plant and equipment, AASB117 Leases, AASB118 Revenue, AASB138 Intangibles
 - include portal generated Integrated Client Account from the Australian Tax Office that covers the relevant period

Include supporting information such as

Cash assets

Bank statements or similar documents showing:

- · account holders names and
- the account balances at the same 2 points in time at the beginning and end of 12-month period ending no more than 3 months before you apply
- · trade debtor's listings with evidence of repayment

Plant and equipment

Provide:

- evidence of purchase
- evidence of current registration(for vehicles)
- depreciation schedules

Director's loans

Bank statements or similar documents showing:

- withdrawal of amounts from personal accounts
- · deposit of loan amounts in business account
- loan agreement
- general ledger for the loan

Real estate assets

Provide:

• evidence of ownership, such as title deeds

- evidence of value, such as a valuation certificate by an accredited property valuer or a contract of sale
- mortgage statements (if applicable) showing balance of amount owed
 Note: We do not accept valuations by real estate agents who are not accredited property valuers.

Goodwill

Goodwill may be included as an asset for Business Skills purposes, but only if:

- the goodwill has been purchased. The goodwill component must appear in the balance sheet of the business as an asset arising from the purchase of the business; and be valued at no more than the original value paid; or
- the goodwill has been built up over a period of time and realised with the sale of the business.

Provide a certified copy of the original purchasing agreement for the business and a copy of the associated Stamp Duty Assessment.

Personal assets

Cash assets

Bank statements or similar documents showing:

- · account holders names and
- the account balances at the same 2 points in time at the beginning and end of 12-month period ending no more than 3 months before you apply

Real estate assets

Provide:

- evidence of ownership, such as title deeds
- evidence of value, such as a valuation certificate by an accredited property valuer or a contract of sale
- mortgage statements (if applicable) showing balance of amount owed
- We do not accept valuations by real estate agents who are not accredited property valuers.

Personal loans

Please provide:

- · loan agreements
- loan statements showing the amount borrowed and repayment schedule
- if the loan is to or from a business, provide a general ledger for the loan along with evidence to support each loan transaction
- bank statements showing loan contributions from your personal account into the business's account to support a director's loan claim if applicable

Stocks and bonds

Give us evidence of the stocks or bonds you hold and their value. Evidence can include:

- share or bond registers
- share or fixed interest securities certificates
- debentures certificates
- transfer certificates
- market value for example a market report for a specific date

Assets held in trust

Provide a copy of the trust deeds.

Other personal assets

For other personal assets such as antiques or motor vehicles, give us evidence of ownership and value. This can include a valuation certificate by an accredited valuer.

Business documents

Ownership of a main business or main businesses

To prove your legal ownership of the business, include all the items below that apply:

- a complete certified copy of your partnership, trust or franchise agreement with evidence of associated stamp duty payment (where applicable)
- current and historical ASIC extract, with copies of any changes lodged with ASIC for the 2 years immediately before you submit your visa application
- evidence of your share issue, purchase or transfer showing the date of ownership and evidence of stamp duty paid or ASIC registration
- evidence of an Australian Business Number (ABN) for each business claimed covering the 2 years before lodging your visa application
- business or company name registration
- lease agreements for the business from the date you acquired it and copies of subsequent transfers or renewals up until date you submit your visa application

Legal purchase of businesses

If you bought the business or businesses, provide documentary evidence of all applicable items below:

- purchase contract
- transfer of funds between your personal and company bank accounts
- invoices, payment receipts or bank statements relating to the sale
- settlement statements relating to buying the business (or businesses)
- · evidence of stamp duty paid

If you established the business or businesses, include documentary evidence of all applicable items below:

- evidence of payment for tenancy fit out or property, plant and equipment
- evidence of entering into a new franchise agreement
- lease agreement associated with the business premises

Partner documents

Please provide evidence of your partner's identity and relationship with you.

Provide:

- identity documents and photos
- · character documents
- as marriage certificate, if applicable
- documents about other relationships, if applicable

For de facto relationship provide either:

• evidence that your relationship is registered by an Australian State or Territory

If your partner is a person who was not included in or a subsequent entrant to your provisional visa application, please also provide evidence that you are in a genuine and continuing relationship. Evidence can include but is not limited to:

- documents to prove you have been in a de facto relationship with your partner for at least 12 months before you applied for this visa
- · joint bank account statements
- billing accounts in joint names
- joint leases or mortgages
- documents that show your partner has lived at the same address as you for the 12 months immediately before you made the application.

Dependants under 18 documents

For every dependant 18 years old or younger who is applying with you, provide:

- copies of birth certificates or the family book showing the names of both parents of all your dependent children
- copies of the adoption paper, if applicable.

Parental responsibility documents

You must get consent for any applicant under 18 years of age to migrate to Australia from anyone who:

- has a legal right to decide where the child lives and
- is not coming to Australia with the child

They must complete either:

- Form 1229 Consent form to grant an Australian visa to a child under the age of 18 years (276KB PDF) (/form-listing/forms/1229.pdf)
- a statutory declaration (https://www.ag.gov.au/Publications/Statutory-declarations/Pages/default.aspx) giving their consent for the child to visit Australia on this visa

Alternatively, you can show us:

- an Australian court order that allows your child to migrate to Australia, or
- that the laws of your home country allow them to migrate

Include:

- an identity document that shows the signature and photo of the person who completed the form or declaration, such as a passport or driver's licence
- adoption papers or other court documents if applicable

Note: If your child is likely to turn 18 while your application is being processed, you will need to provide evidence they are dependent on you. See the section 'Dependants over 18 documents' below for further information. A child who turns 18 while your application is being processed and who is

not dependent on you cannot satisfy the criteria for this visa

Dependants over 18 documents

If you are including a dependant aged over 18 years of age who holds an <u>eligible visa (/visas/getting-a-visa/visa-listing/business-owner-890#Eligibility)</u> granted on the basis of being a member of your family unit at time of grant of that visa, this section does not apply.

To include in your visa application your child who is over 18 and doesn't hold an eligible visa, they must be:

- over 18 years of age but not yet turned 23, and dependent on you or your partner, or
- over 23 years of age and unable to earn a living to support themselves due to physical or cognitive limitations and dependent on you or your partner

If your child is likely to turn 23 while your application is being processed, you will need to provide evidence in relation to the second dot point above.

Provide:

- identity documents
- documents about their other relationships, if applicable

You must also provide proof the child is dependent on you:

- proof of your relationship with the dependant such as a birth certificate or adoption papers
- a completed Form 47a Details of a child or other dependent family member aged 18 years or over (307KB PDF) (/form-listing/forms/47a.pdf)
- proof of financial dependency such as bank statements, money transfers and rent receipts
- if the child is aged 23 or is likely to turn 23 while your application is being processed, you must also provide a report from a qualified medical practitioner that states they are dependent on you or your partner due to the total or partial loss of their bodily or mental functions

Note: A child who turns 23 while your application is being processed and who does not meet these requirements cannot satisfy the criteria for this visa.

Proof of functional English

This information applies to dependent family members who are 18 years or older and who do not hold an eligible visa at the time of application for this visa.

You don't have to provide any documents to prove functional English if your dependant is a citizen of and holds a valid passport from:

- the United Kingdom
- the Republic of Ireland
- the United States
- Canada
- New Zealand

Otherwise, provide proof your dependant has <u>functional English</u> (/help-support/meeting-our-requirements/english-language).

If you can't show us your dependant has functional English, you will need to pay the second instalment of the visa application charge (/visas/getting-a-visa/visa-listing/business-owner-890?bk=aboutVisa-index-3#About)when we ask you to.

Character documents

For each person in your application, provide an Australian police certificate if they have spent a total of 12 months or more in Australia in the last 10 years since they turned 16. We only accept complete disclosure National Police Certificates issued by the Australian Federal Police

(https://www.afp.gov.au/what-we-do/services/criminal-records/national-police-checks). We do not accept standard disclosure certificates or national police certificates issued by Australian state or territory police.

Also provide:

- an overseas police certificate from every <u>country</u> (/help-support/contact-us/offices-and-locations), including your home country, where you spent a total of 12 months or more in the last 10 years since they turned 16
- military service records, military exemption certificate or discharge papers if they served in the armed forces of any country

Complete and provide the following forms:

- Form 80 Personal particulars for assessment including character assessment (596KB PDF) (/form-listing/forms/80.pdf)
- Form 1221 Additional personal particulars information (331KB PDF) (/form-listing/forms/1221.pdf)

Tell us you are getting help

To nominate someone to:

- receive your correspondence, use <u>Form 956A Appointment or withdrawal of an authorised</u> recipient (301KB PDF) (/form-listing/forms/956a.pdf)
- provide immigration assistance, use Form 956 Appointment of a registered migration agent, legal practitioner or exempt person (308KB PDF) (/form-listing/forms/956.pdf).

Upload your written notification or your forms to ImmiAccount (/help-support/applying-online-or-on-paper/overview).

Prepare your documents

Translate

Have all non-English documents translated into English.

Translators in Australia must be accredited by the <u>National Accreditation Authority for Translators</u> and Interpreters *(https://www.naati.com.au/)*.

Translators outside Australia do not have to be accredited. But on each translation, they must include their:

- full name
- address and telephone number
- qualifications and experience in the language they are translating

These details must be in English.

Keep

Keep a copy of your completed application.

Sten 3

Apply for the visa

You must be in Australia when we receive your application. Members of your family unit can be in or outside Australia but not in immigration clearance.

Provide accurate information

Provide accurate information. See what happens if you cannot prove your identity or do not provide true information (/help-support/meeting-our-requirements/providing-accurate-information)

Apply on paper

To apply for this visa, you need to pay the application fee (/help-support/applying-online-or-on-paper/on-paper/how-to-pay) before you submit your application. We will not process your application until you pay the fee. Form 47BU tells you how to calculate and pay the fee.

Your application should also include evidence of payment of the application fee and all the relevant supporting documentation.

- Form 47BU Application for Business Skills (permanent) visa (707KB PDF) (/form-listing/forms/47BU.pdf)
- Form 1217 Business Skills Profile: Business Owner (Residence) (180KB PDF) (/form-listing/forms/1217.pdf)
- Form 927 State/Territory notification: Business Skills class (140KB PDF) (/form-listing/forms/927.pdf)

You **must** post (with the correct prepaid postage) or send by courier your application to the Adelaide Business Skills Processing Centre. If you submit your application at any other office or in any other way, it will not be a valid application and can't be considered further.

Postal address

Adelaide Business Skills Processing Centre
Department of Immigration and Border Protection
GPO Box 2399
Adelaide SA 5001
Australia

Courier address

Adelaide Business Skills Processing Centre
Department of Immigration and Border Protection
Level 4
70 Franklin Street
Adelaide SA 5001
Australia

Step 4

After you apply

We will let you know when we have received your application. See what you can and must do after you apply.

Status updates

We do not give updates on applications under assessment.

Travel after you apply

You don't have to have to tell us if you want to travel outside Australia while we process your application. However, to be granted this visa you must be in Australia when we make a decision. If your family is part of the application they can be in or outside Australia when we make a decision.

If you leave Australia, make sure you have a valid visa to return. To see if you can return on your current visa, check VEVO (/help-support/tools/vevo).

Health exams

We will let you know if you need health examinations (/help-support/meeting-our-requirements/health).

Biometrics

We might ask for <u>biometrics</u> (/help-support/meeting-our-requirements/identity/biometric). We will let you know if you need to provide them.

Provide more information

If you did not send us all documents when you applied, send them to us by courier or post as soon as you can.

We might also ask you to provide more information, however we are not obliged to do so and may make a decision on your application without asking for more documents.

Stay lawful

Make sure you stay lawful in Australia by holding a valid visa while we process your application.

When you apply for this visa, you will be considered for the automatic grant of a Bridging Visa A (BVA). If you are granted a BVA, it will come into effect when your current visa expires and enable you to stay lawfully in Australia while we process your application.

Do not ask to have the visa you currently hold cancelled. If your visa is cancelled:

- you will be staying in Australia unlawfully
- your BVA will cease

Learn more about visa expiry (/visas/visa-about-to-expire).

Pay the second instalment

If you need to pay a second instalment, we will send you an invoice after you have met all other requirements for the visa. Pay the invoice after you get it. Do not ask for the invoice.

Add family

You can add members of the family unit to your application after you apply but before we decide on your visa.

Use Form 1436 adding an additional applicant after lodgement, pay using ImmiAccount, send the form and evidence of payment to the address where you submitted your application.

Family members who apply for the visa must meet our health and character requirements.

Family members who are not coming to Australia might also have to meet our character and health requirement.

Complete Form 1436 Adding an additional applicant after lodgement (481KB PDF) (/form-listing/forms/1436.pdf)

Send your form to the office processing your application and include:

- evidence of the family member's relationship to you
- other supporting documents for your family member, such as identity documents
- evidence that you have paid the additional <u>application fee (/help-support/applying-online-or-on-paper/on-paper/how-to-pay)</u>

Newborn children

If your child is born after you submit your application but before we decide on your visa, you must tell us as soon as possible. Find out what to do if your child is born after you apply (/change-in-situation/had-a-baby).

Mistakes on your application

You must tell us as soon as possible if you made a mistake on your application. Complete <u>Form 1023 Notification of incorrect answers (168KB PDF) (/form-listing/forms/1023.pdf)</u> and send to the address you sent your application.

Help with your application

Let us know if you no longer want someone to:

- receive your correspondence complete Form 956A Appointment or withdrawal of an authorised recipient (301KB PDF) (/form-listing/forms/956a.pdf)
- provide immigration advice complete Form 956 Appointment of a registered migration agent, legal practitioner or exempt person (308KB PDF) (/form-listing/forms/956.pdf).

Upload your written notification or your forms to ImmiAccount (/help-support/applying-online-or-on-paper/overview).

For more information see Who can help you with your application (/help-support/who-can-help-with-your-application/overview).

Tell us if things change

Things you need to let us know about after you have applied include:

- changes to your phone number, email, address or passport
- changes to your marital or de facto status
- · the birth of a child
- you want to withdraw your application

See how to tell us if your situation changes (/change-in-situation).

Step 5

Visa outcome

You can be in or outside Australia when we decide your visa application but you must be inside Australia if our decision is to grant you a visa.

We will let you know our decision in writing. If we grant you the visa, we will tell you:

- your visa grant number
- the date your visa starts
- · your visa conditions, if applicable

Keep a copy of the decision.

If we refuse your visa we will tell you:

- why we refused the visa
- whether you have a right to a review of the decision.

We will not refund the application fee if we refuse your application.

When you have this visa

- In Australia (#haveThisVisa-index-0)
- Leaving Australia (#haveThisVisa-index-1)

In Australia

What you can do when you have this visa

- stay in Australia indefinitely
- · work and study in Australia
- enrol in Australia's public health care scheme, Medicare (http://www.humanservices.gov.au/individuals/medicare)
- sponsor your relatives to come to Australia
- · travel to and from Australia for 5 years
- if eligible, become an Australian citizen (/citizenship/become-a-citizen)

Your visa may have conditions. To see your conditions use <u>VEVO</u>. (/visas/already-have-a-visa/check-visa-details-and-conditions/check-conditions-online)

What you must do on this visa

You and members of your family unit must obey all Australian laws.

We expect you to continue your business activity in Australia, or make a realistic commitment to doing so.

Tell us if things change

Things you need to let us know about include:

- · a new passport
- the birth of a child

See how to tell us if there is change in your situation (/change-in-situation).

See how long you can stay

This is a permanent visa. It lets you stay in Australia indefinitely.

You become a permanent resident on the day we grant the visa.

For citizenship purposes, your permanent residency starts on the day we grant the visa.

Travelling on your visa

You can travel in and out of Australia as many times as you want for 5 years from the date we grant the visa. After 5 years you will need a Resident Return (RRV) visa (subclasses 155 and 157) (/visas/getting-a-visa/visa-listing/resident-return-visa-155-157) to re-enter Australia as a permanent resident.

To see when your travel facility ends, use VEVO (/visas/already-have-a-visa/check-visa-details-and-conditions).

New Zealand passport holders

If an immigration officer processes your clearance at our border, we recommend you tell them:

- you have a Business owner visa (subclass 890)
- you do not want a Special Category visa (subclass 444)

If you don't tell them, you might be granted a 444 visa. Grant of a subclass 444 visa will cease your permanent visa, which will then affect your eligibility for permanent citizenship.

Proving you have a visa

To prove you have a visa and show your conditions to someone, use <u>VEVO</u> (/visas/already-have-a-visa/check-visa-details-and-conditions). (/visas/already-have-a-visa/check-visa-details-and-conditions/check-conditions-online)

Working

You are protected by Australian workplace law. See your workplace rights and entitlements. (https://www.fairwork.gov.au/how-we-will-help/templates-and-guides/fact-sheets/rights-and-obligations/visa-holders-and-migrant-workers-workplace-rights-and-entitlements)

Bringing family

As an Australian permanent resident, you might be able to sponsor eligible family to come to Australia.

To find a visa for your family member, explore visa options (/visas/getting-a-visa/visa-finder).

Becoming an Australian citizen

After a certain time, you might be eligible for Australian citizenship. Find out more about <u>becoming a citizen</u> (/citizenship/become-a-citizen).

For citizenship purposes, your permanent residency starts on the day:

- · we grant the visa, if you are in Australia
- you enter Australia on this visa, if you are outside Australia

Leaving Australia

Before you leave

Check your travel documents

You must have a valid passport or other travel document to leave Australia.

Ensure your visa is still valid and allows you to re-enter Australia

Check the travel component of your current visa in VEVO (/visas/already-have-a-visa/check-visa-details-and-conditions).

See what to do if your visa has expired or is about to expire (/visas/visa-about-to-expire).

At the border

Leaving the airport faster

We have an automated process that uses facial recognition technology and your ePassport. You might be able to leave the airport faster if you use SmartGate (http://www.abf.gov.au/smartgates).

After you leave

Proving you have been to Australia

Request your international movement records (https://immi.homeaffairs.gov.au/entering-and-leaving-australia/request-movement-records) to get proof of your travel in and out of Australia.

Last updated: 20 November 2023



Immigration and citizenship

Subclass 891

Investor visa

This visa is for people who undertake business and investment activities in Australia. It allows you to stay in Australia indefinitely. To apply as a primary applicant, you must have a qualifying visa granted on a particular basis.

Overview

Stay

Permanently

Cost

From AUD2,810.00

Processing times

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> (/visas/getting-a-visa/visa-processing-times/global-visa-processing-times). This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

With this visa, you can

- stay in Australia permanently
- continue your business and investment activity in Australia
- apply for Australian citizenship, if you are eligible

See all conditions (/visas/already-have-a-visa/check-visa-details-and-conditions/see-your-visa-conditions?product=891)

Check your eligibility (#Eligibility)

You must

- be the holder of a Subclass 162 Investor (Provisional) visa (/visas/getting-a-visa/visa-listing/repealed-visas/business-skills-provisional-visas-subclasses-160-165)
- have held a designated investment (/visas/getting-a-visa/visa-listing/investor-891#Eligibility)of AUD1.5 million for 4 years
- have lived in Australia for 2 of the past 4 years

Help with your visa

Ask a question

If you are getting help with your visa, before you pay someone, read information on Who can help with your visa application (/help-support/who-can-help-with-your-application/overview).

About this visa

- With this visa, you can (#aboutVisa-index-0)
- How long you can stay (#aboutVisa-index-1)
- Include family (#aboutVisa-index-2)
- Cost (#aboutVisa-index-3)
- Apply from (#aboutVisa-index-4)
- Processing times (#aboutVisa-index-5)
- Your obligations (#aboutVisa-index-6)
- Travel (#aboutVisa-index-7)
- Visa label (#aboutVisa-index-8)

With this visa, you can

- stay in Australia permanently
- · work and study in Australia
- enrol in Australia's public health care scheme, Medicare (https://www.humanservices.gov.au/individuals/medicare)
- sponsor your relatives to come to Australia
- travel to and from Australia for 5 years
- if eligible, become an Australian citizen (/citizenship/become-a-citizen)

Newly arrived residents may have to <u>wait before they can access certain Australian Government payments and benefits</u> (https://www.humanservices.gov.au/individuals/enablers/newly-arrived-residents-waiting-period).

How long you can stay

This is a permanent visa. It lets you stay in Australia indefinitely. The visa has a travel component that expires 5 years after the date of visa grant.

You become a permanent resident on the day we grant the visa.

For citizenship purposes, your permanent residency starts on the day:

- we grant the visa, if you are in Australia
- you enter Australia on this visa, if you are outside Australia

Include family

You can include members of the family unit in your application. You can:

- include them when you lodge your visa application
- add them after you lodge your application but before we decide on your visa

A member of the family unit can include family members who hold an eligible visa (/visas/getting-a-visa/visa-listing/investor-891#Eligibility) that was granted on the basis that they were a member of your family unit at the time their eligible visa was granted. This provision may apply even where the person would no longer meet the definition of members of the family unit, for example a child who has turned 23 years of age since their eligible visa was granted.

Members of the family unit who apply for the visa must meet our health (/help-support/meeting-our-requirements/health) and character (/help-support/meeting-our-requirements/character). Members of the family unit not accompanying you to Australia may also need to meet our health and character requirements.

Cost

Application charge

The visa costs AUD2,810.00

There is also a charge for each member of the family unit who applies for the visa with you.

Second instalment charge

You might have to pay an extra charge for any applicant 18 years old or older who has less than <u>functional English</u> (/help-support/meeting-our-requirements/english-language/functional-english) and who does not hold an eligible visa when they apply. This charge is called the second instalment. This charge is only payable if you are requested to pay it and we send you an invoice.

The second instalment charge for family members is AUD4,890.

You might also have to pay other costs for health checks, police certificates and biometrics.

To work out what your visa will cost use the Visa Pricing Estimator (/visas/visa-pricing-estimator?visa=890).

The Visa Pricing estimator does not include the second instalment or other costs.

We can't process your application if you do not pay the correct visa application charge. We will notify you if this is the case and if necessary return your application.

Apply from

You must be in Australia when you submit your application. Members of your family unit can be in or outside Australia but not in immigration clearance.

You must hold an eligible visa (/visas/getting-a-visa/visa-listing/investor-891#Eligibility) to make a valid application for this visa.

Processing times

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> (*/visas/getting-a-visa/visa-processing-times/global-visa-processing-times)*. This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

We assess applications on a case by case basis, and actual processing times can vary due to individual circumstances including:

- whether you have lodged a complete application, including all necessary supporting documents
- how quickly you respond to any requests for additional information
- how long it takes to perform required checks on the supporting information provided
- how long it takes to receive additional information from external agencies, particularly in relation to health, character, and national security requirements
- for permanent migration visa applications, how many places are available in the migration program

Your obligations

You and members of your family unit must obey all Australian laws.

We expect you to continue your business or investment activity in Australia, or make a realistic commitment to doing so.

Travel

You can travel to and from Australia as many times as you want for 5 years from the date we grant this visa. After 5 years you will need a Resident Return (RRV) visa (subclass 155 and 157) (/visas/getting-a-visa/visa-listing/resident-return-visa-155-157) to re enter Australia as a permanent resident.

To see when your travel facility ends, use <u>(/visas/already-have-a-visa/check-visa-details-and-conditions)</u>VEVO. <u>(/visas/already-have-a-visa/check-visa-details-and-conditions)</u>VEVO. <u>(/visas/already-have-a-visa/check-visa-details-and-conditions)</u>

Visa label

We will digitally link your visa to your passport. You will not get a label in your passport.

Eligibility

Have this visa

You must hold <u>Subclass 162 - Investor (Provisional) visa (/visas/getting-a-visa/visa-listing/repealed-visas/business-skills-provisional-visas-subclasses-160-165)</u> that was granted to you on the basis that you satisfied the primary criteria for that visa.

Meet the residence requirement

You must have lived in Australia as the holder of a <u>Subclass 162 (Investor (Provisional) (/visas/getting-a-visa/visa-listing/repealed-visas/business-skills-provisional-visas-subclasses-160-165)</u> visa for a total of at least 2 years in the 4 years immediately before you submitted the application. The 2 year period does not have to be continuous.

Be this age

There is no age limit for this visa.

Meet business requirements

You, or you and your partner together, must:

- have held continuously for at least 4 years, in your name or your name and your partner's name, your designated investment of AUD1.5 million you made for the purpose of satisfying a requirement for the grant of a <u>Subclass</u> 162 Investor (Provisional) visa (/visas/getting-a-visa/visa-listing/repealed-visas/business-skills-provisional-visas-subclasses-160-165)
- have a genuine and realistic commitment to continue a business or investment activity in Australia
- · never been involved in unacceptable business activities

Meet our health requirement

You must meet our <u>health requirement</u> (/help-support/meeting-our-requirements/health) and any family members who apply with you might have to meet our health requirement, depending upon their circumstances. In some circumstances you will not have to do medicals again.

You should not do medicals until we ask you to do so.

Meet our character requirement

You and members of your family unit aged 16 years and over who apply for the visa with you must meet our character requirement (/help-support/meeting-our-requirements/character).

Members of the family unit not accompanying you to Australia must also meet the requirement.

Sign the Australian values statement

All applicants who are 18 years of age or older, must:

- have read, or had explained to them, the Life in Australia (/help-support/meeting-our-requirements/australian-values) and
- confirm they will respect the Australian way of life and obey Australian laws when they sign an <u>Australian Values</u> Statement (/help-support/meeting-our-requirements/australian-values)

Have paid back your debt to the Australian Government

If you or any members of your family unit (including those who have not applied for the visa with you) owe the Australian Government money, you or they must have paid it back or arranged to pay it back.

Not have had a visa cancelled or a previous application refused

We will consider your immigration history when we make a decision on your application, which means you might not be eligible for this visa if you have had a visa cancelled or refused.

In some circumstances you may still apply for a permanent visa if you have had a visa cancelled or an application refused see Limitations on applications in Australia (/form-listing/forms/1026i.pdf).

If applying for a visa from outside Australia see <u>Can I go to Australia (/entering-and-leaving-australia/entering-australia/can-i-go-to-australia/re-entry-ban)</u>.

If you want immigration assistance, see Who can help with your visa application (/help-support/who-can-help-with-your-application/overview).

Meet all these criteria? Check how to apply in our step by step (#HowTo) guide.

Step by step

Step 1

Before you apply

Notify the business development agency

Notify the business development agency in the state or territory in which you intend to continue your investment activity.

To do this, complete Form 927 State/Territory notification: Business Skills class (/form-listing/forms/927.pdf) and send it to the appropriate agency. You can send it to more than one agency.

The agency will sign, stamp and send it back to you. Include this completed form with your visa application.

Get help with your application

Only some people can help you with your application. If you appoint someone to give you immigration assistance they must be:

- a registered migration agent (/help-support/who-can-help-with-your-application/using-a-migration-agent)
- a legal practitioner (/help-support/who-can-help-with-your-application/using-a-legal-practitioner), or
- an exempt person (/help-support/who-can-help-with-your-application/exempt-person).

You can appoint anyone to <u>receive documents</u> (/help-support/who-can-help-with-your-application/authorised-recipents) on your behalf relating to your visa matter.

Step 2

Gather your documents

You must give us documents to prove your identity and information about your business and investment activity. You also have to provide documents about members of your family unit.

Provide accurate information

Provide accurate information. See what happens if you cannot prove your identity or do not provide true information. (/help-support/meeting-our-requirements/providing-accurate-information)

Main applicant documents

Identity documents

Provide colour copies of the pages of your current passport showing your photo, personal details, and passport issue and expiry dates.

Also provide:

- a national identity card, if you have one
- proof of change of name

Documents that prove a change of name include:

- a marriage or divorce certificate
- change of name documents from an Australian Registry of Births, Deaths and Marriages, or the relevant overseas authority
- documents that show other names you have been known by

If you have been married, widowed, divorced or permanently separated, provide proof such as marriage certificates, divorce documents, birth certificate, separation documents or statutory declarations.

Photos

Provide two recent photos (45mm x 35mm) for each person in your application. The photos must have:

- · a plain background
- head and shoulders only
- the name of the person on the back

Relevant periods

Where one of the following criteria requires you to provide evidence for a period that ends not more than 3 months immediately before the date of application you must use the same date for each requirement.

Evidence of residence

You need to have lived in Australia holding an <u>Subclass 162 - Investor (Provisional) visa</u> (/visas/getting-a-visa/visa-listing/repealed-visas/business-skills-provisional-visas-subclasses-160-165) for at least 2 years in the 4 years immediately before applying.

The 2 year period in Australia does not need to be continuous.

Evidence of residence might include but is not limited to:

- utility bills such as telephone, gas or electricity that show your home address(es)
- Lease or rental agreements
- title deeds to your home
- school reports

Designated investment

You must provide evidence you have held your Designated Investment of at least AUD1.5 million made for the purpose of being granted a Subclass 162 - Investor (Provisional) visa:

- continuously for at least 4 years
- in your name or your name and your partner's name

This should include evidence from the state/territory corporation confirming the date that the original designated investment and the name(s) in which the investment was made.

If the investment has already matured, provide:

- written or emailed confirmation from the Treasury Corporation, and
- bank statements confirming repayment of the amount

Commitment to your business or investment activity

Please provide:

- a 1-page summary of your business or investment activities in Australia
- a 1-page summary of your business or investment intentions in the long-term
- a report of the Australian business or investment operating environment if you have one

Partner documents

Please provide evidence of your partner's identity and relationship with you.

Provide:

- identity documents and photos
- character documents
- as marriage certificate, if applicable
- documents about other relationships, if applicable

For de facto relationship provide either:

• evidence that your relationship is registered by an Australian State or Territory

If your partner is a person who was not included in or a subsequent entrant to your provisional visa application, please also provide evidence that you are in a genuine and continuing relationship. Evidence can include but is not limited to:

- documents to prove you have been in a de facto relationship with your partner for at least 12 months before you applied for this visa
- joint bank account statements
- billing accounts in joint names
- joint leases or mortgages
- documents that show your partner has lived at the same address as you for the 12 months immediately before you made the application.

Dependants under 18 documents

For every dependant 18 years old or younger who is applying with you, provide:

- copies of birth certificates or the family book showing the names of both parents of all your dependent children
- copies of the adoption paper, if applicable.

Parental responsibility documents

You must get consent for any applicant under 18 years of age to migrate to Australia from anyone who:

- · has a legal right to decide where the child lives and
- is not coming to Australia with the child

They must complete either:

- Form 1229 Consent form to grant an Australian visa to a child under the age of 18 years (/form-listing/forms/1229.pdf)
- a statutory declaration (https://www.ag.gov.au/Publications/Statutory-declarations/Pages/default.aspx) giving their consent for the child to visit Australia on this visa

Alternatively, you can show us:

- an Australian court order that allows your child to migrate to Australia, or
- that the laws of your home country allow them to migrate

Include:

- an identity document that shows the signature and photo of the person who completed the form or declaration, such as a passport or driver's licence
- · adoption papers or other court documents if applicable

Note: If your child is likely to turn 18 while your application is being processed, you will need to provide evidence they are dependent on you. See the section 'Dependents over 18 documents' below for further information. A child who turns 18 while your application is being processed and who is not dependent on you cannot satisfy the criteria for this visa.

Dependents over 18 documents

If you are including a dependant aged over 18 years of age who holds <u>Subclass 162 - Investor</u> (Provisional) visa (/visas/getting-a-visa/visa-listing/repealed-visas/business-skills-provisional-visas-subclasses-160-165) granted on the basis of being a member of your family unit at time of grant of that visa, this section does not apply.

To include in your visa application your child who is over 18 and doesn't hold an eligible visa, they must be:

• over 18 years of age but not yet turned 23, and dependent on you or your partner, or

 over 23 years of age and unable to earn a living to support themselves due to physical or cognitive limitations and dependent on you or your partner

If your child is likely to turn 23 while your application is being processed, you will need to provide evidence in relation to the second dot point above.

Provide:

- identity documents
- documents about their other relationships, if applicable

You must also provide proof the child is dependent on you:

- proof of your relationship with the dependant such as a birth certificate or adoption papers
- a completed Form 47a Details of a child or other dependent family member aged 18 years or over (/form-listing/forms/47a.pdf)
- proof of financial dependency such as bank statements, money transfers and rent receipts
- if the child is aged 23 or is likely to turn 23 while your application is being processed, you must also provide a report from a qualified medical practitioner that states they are dependent on you or your partner due to the total or partial loss of their bodily or mental functions

Note: A child who turns 23 while your application is being processed and who does not meet these requirements cannot satisfy the criteria for this visa.

Proof of functional English

This information applies to dependent members of the family unit who are 18 years or older and who do not hold a Subclass 162 - Investor (Provisional) visa (/visas/getting-a-visa/visa-listing/repealed-visas/business-skills-provisional-visas-subclasses-160-165) visa at the time of application for this visa.

You don't have to provide any documents to prove functional English if your dependant is a citizen of and holds a valid passport from:

- the United Kingdom
- the Republic of Ireland
- the United States
- Canada
- New Zealand

Otherwise, provide proof your dependant has functional English (/help-support/meeting-our-requirements/english-language).

If you can't show us your dependant has functional English, you will need to pay the second instalment of the visa application charge (/visas/getting-a-visa/visa-listing/investor-891?bk=aboutVisa-index-3#About)when we ask you to.

Character documents

For each person in your application, provide an Australian police certificate if they have spent a total of 12 months or more in Australia in the last 10 years since they turned 16. We only accept complete disclosure National Police Certificates issued by the Australian Federal Police

(https://www.afp.gov.au/what-we-do/services/criminal-records/national-police-checks). We do not accept standard disclosure certificates or national police certificates issued by Australian state or territory police.

Also provide:

- an overseas police certificate from every <u>country</u> (/help-support/contact-us/offices-and-locations), including your home country, where you spent a total of 12 months or more in the last 10 years since they turned 16
- military service records, military exemption certificate or discharge papers if they served in the armed forces of any country

Complete and provide the following forms:

- Form 80 Personal particulars for assessment including character assessment (/form-listing/forms/80.pdf)
- Form 1221 Additional personal particulars information (/form-listing/forms/1221.pdf)

Tell us you are getting help

To nominate someone to:

- receive your correspondence, use <u>Form 956A Appointment or withdrawal of an authorised</u> recipient (/form-listing/forms/956a.pdf)
- provide immigration assistance, use Form 956 Appointment of a registered migration agent, legal practitioner or exempt person (/form-listing/forms/956.pdf).

Send written notification or your forms with your paper application.

Prepare your documents

Translate

Have all non-English documents translated into English.

Translators in Australia must be accredited by the <u>National Accreditation Authority for Translators</u> and Interpreters *(https://www.naati.com.au/).*

Translators outside Australia do not have to be accredited. But on each translation, they must include their:

- full name
- address and telephone number

qualifications and experience in the language they are translating

These details must be in English.

Keep

Keep a copy of your completed application.

Step 3

Apply for the visa

You must be in Australia when we receive your application. Members of your family unit can be in or outside Australia but not in immigration clearance.

Provide accurate information

Provide accurate information. See what happens if you <u>can't prove your identity or don't provide true</u> information (/help-support/meeting-our-requirements/providing-accurate-information).

Apply on paper

To apply for this visa, you need to pay the application fee (/help-support/applying-online-or-on-paper/on-paper/how-to-pay) before you submit your application. We will not process your application until you pay the fee. Form 47BU tells you how to calculate and pay the fee.

Your application should also include evidence of payment of the application fee and all the relevant supporting documentation.

• Form 47BU Application for Business Skills (permanent) visa (/form-listing/forms/47BU.pdf)

You **must** post (with the correct prepaid postage) or send by courier your application to the Adelaide Business Skills Processing Centre. If you submit your application at any other office or in any other way, it will not be a valid application and can't be considered further.

Postal address

Adelaide Business Skills Processing Centre Department of Immigration and Border Protection GPO Box 2399 Adelaide SA 5001 Australia

Courier address

Adelaide Business Skills Processing Centre
Department of Immigration and Border Protection
Level 4
70 Franklin Street
Adelaide SA 5001
Australia

Step 4

After you apply

We will let you know when we have received your application. See what you can and what you must do after you apply.

Status updates

We do not give updates on applications under assessment.

Travel after you apply

You do not have to have to tell us if you want to travel outside Australia while we process your application. However, to be granted this visa you must be in Australia when we make a decision. If your family is part of the application they can be in or outside Australia when we make a decision.

If you leave Australia, make sure you have a valid visa to return. To see if you can return on your current visa, check VEVO (/help-support/tools/vevo).

Health exams

We will let you know if you need health examinations (/help-support/meeting-our-requirements/health).

Biometrics

We might ask for <u>biometrics</u> (/help-support/meeting-our-requirements/identity/biometric). We will let you know if you need to provide them.

Provide more information

If you did not send us all documents when you applied, send them to us by courier or post as soon as you can.

We might ask you to provide more information, however we are not obliged to do so and may make a decision on your application without asking for more documents.

Stay lawful

Make sure you stay lawful by holding a valid visa while we process your application.

When you apply for this visa, you will be considered for the automatic grant of a Bridging Visa A (BVA). If you are granted a BVA, it will come into effect when your current visa expires and enable you to stay lawfully in Australia while we process your application.

Do not ask to have the visa you currently hold cancelled. If your visa is cancelled:

- you will be staying in Australia unlawfully
- your BVA will cease

Learn more about visa expiry (/visas/visa-about-to-expire).

Pay the second instalment

If you need to pay a second instalment, we will send you an invoice after you have met all other requirements for the visa. Pay the invoice after you get it. Do not ask for the invoice.

Add family

You can add members of the family unit to your application after you apply but before we decide on your visa.

Use Form 1436 adding an additional applicant after lodgement, pay using ImmiAccount, send the form and evidence of payment to the address where you submitted your application.

Family members who apply for the visa must meet our health and character requirements.

Family members who are not coming to Australia might also have to meet our character and health requirement.

Complete Form 1436 Adding an additional applicant after lodgement (/form-listing/forms/1436.pdf)

Send your form to the office processing your application and include:

- · evidence of the family member's relationship to you
- · other supporting documents for your family member, such as identity documents
- evidence that you have paid the additional <u>application fee (/help-support/applying-online-or-on-paper/on-paper/how-to-pay)</u>

Newborn children

If your child is born after you submit your application but before we decide on your visa, you must tell us as soon as possible. Find out what to do if your child is born after you apply (/change-in-situation/had-a-baby).

Mistakes on your application

You must tell us as soon as possible if you made a mistake on your application. Complete <u>Form</u> 1023 Notification of incorrect answers (/form-listing/forms/1023.pdf) and send to the address you sent your application.

Help with your application

Let us know if you no longer want someone to:

- receive your correspondence complete Form 956A Appointment or withdrawal of an authorised recipient (/form-listing/forms/956a.pdf)
- provide immigration advice complete Form 956 Appointment of a registered migration agent, legal practitioner or exempt person (/form-listing/forms/956.pdf).

Send written notification or your forms to the office your submitted your application.

For more information see Who can help you with your application (/help-support/who-can-help-with-your-application/overview).

Tell us if things change

Things you need to let us know about after you have applied include:

- changes to your phone number, email, address or passport
- changes to your marital or de facto status
- changes to your business status
- · the birth of a child
- you want to withdraw your application

See how to tell us if your situation changes (/change-in-situation).



Visa outcome

You can be in or outside Australia when we decide on your visa application but you must be inside Australia if our decision is to grant you a visa.

We will let you know our decision in writing. If we grant you the visa, we will tell you:

- your visa grant number
- the date your visa starts
- your visa conditions, if applicable

Keep a copy of the decision.

If we refuse your visa we will tell you:

- we will tell you why we refused the visa
- whether you have a right to a review of the decision

We will not refund the application charge if we refuse your application.

When you have this visa

- In Australia (#haveThisVisa-index-0)
- Leaving Australia (#haveThisVisa-index-1)

In Australia

What you can do when you have this visa

- stay in Australia indefinitely
- · work and study in Australia
- enrol in Australia's public health care scheme, Medicare (http://www.humanservices.gov.au/individuals/medicare)
- sponsor your relatives to come to Australia
- travel to and from Australia for 5 years
- if eligible, become an Australian citizen (/citizenship/become-a-citizen)

12/8/23, 1:45 PM Subclass 891 Investor visa

Your visa may have conditions. To see your conditions use <u>VEVO</u>. (/visas/already-have-a-visa/check-visa-details-and-conditions/check-conditions-online)

What you must do on this visa

You and members of your family unit must obey all Australian laws.

We expect you to continue your business activity in Australia, or make a realistic commitment to doing so.

Tell us if things change

Things you need to let us know about include:

- · a new passport
- · the birth of a child

See how to tell us if there is change in your situation (/change-in-situation).

See how long you can stay

This is a permanent visa. It lets you stay in Australia indefinitely.

You become a permanent resident on the day we grant the visa.

For citizenship purposes, your permanent residency starts on the day we grant the visa.

Travelling on your visa

You can travel in and out of Australia as many times as you want for 5 years from the date we grant the visa. After 5 years you will need a Resident Return (RRV) visa (subclasses 155 and 157) (/visas/getting-a-visa/visa-listing/resident-return-visa-155-157) to re-enter Australia as a permanent resident.

To see when your travel facility ends, use VEVO (/visas/already-have-a-visa/check-visa-details-and-conditions).

New Zealand passport holders

If an immigration officer processes your clearance at our border, we recommend you tell them:

- you have a Investor visa (subclass 891)
- you do not want a Special Category visa (subclass 444)

Ilf you don't tell them, you might be granted a 444 visa. Grant of a subclass 444 visa will cease your permanent visa, which will then affect your eligibility for permanent citizenship.

Proving you have a visa

To prove you have a visa and show your conditions to someone, use <u>VEVO</u> (/visas/already-have-a-visa/check-visa-details-and-conditions). (https://immi.homeaffairs.gov.au/visas/already-have-a-visa/check-visa-details-and-conditions/check-conditions-online)

Working

You are protected by Australian workplace law. See your workplace rights and entitlements. (https://www.fairwork.gov.au/how-we-will-help/templates-and-guides/fact-sheets/rights-and-obligations/visa-holders-and-migrant-workers-workplace-rights-and-entitlements)

Bringing family

As an Australian permanent resident, you might be able to sponsor eligible family to come to Australia.

To find a visa for your family member, explore visa options (/visas/getting-a-visa/visa-finder).

Becoming an Australian citizen

After a certain time, you might be eligible for Australian citizenship. Find out more about <u>becoming a citizen</u> (/citizenship/become-a-citizen).

For citizenship purposes, your permanent residency starts on the day:

- we grant the visa, if you are in Australia
- · you enter Australia on this visa, if you are outside Australia

Leaving Australia

Before you leave

Check your travel documents

You must have a valid passport or other travel document to leave Australia.

Ensure your visa is still valid and allows you to re-enter Australia

Check the travel component of your current visa in VEVO (/visas/already-have-a-visa/check-visa-details-and-conditions).

See what to do if your visa has expired or is about to expire (/visas/visa-about-to-expire).

At the border

Leaving the airport faster

We have an automated process that uses facial recognition technology and your ePassport. You might be able to leave the airport faster if you use SmartGate (http://www.abf.gov.au/smartgates).

After you leave

Proving you have been to Australia

To prove you have been to Australia, request your international movement records by completing <u>Form 1359 - Request</u> for international movement records (/form-listing/forms/1359.pdf).

Last updated: 31 August 2023



Immigration and citizenship

Subclass 892

State or Territory Sponsored Business Owner visa

This visa is for people who own and manage a business in Australia. It allows you to stay in Australia indefinitely. To apply as a primary applicant, you must have a qualifying visa granted on a particular basis.

Overview

Stay

Permanent

Cost

From AUD2,810.00

Processing times

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> (<u>/visas/getting-a-visa/visa-processing-times/global-visa-processi</u>

With this visa, you can

- continue to own and operate a business in Australia
- sponsor eligible relatives for permanent residence
- apply for Australian citizenship, if eligible

See all conditions (/visas/already-have-a-visa/check-visa-details-and-conditions/see-your-visa-conditions?product=892)

Check your eligibility (#Eligibility)

You must

- hold an eligible visa (/visas/getting-a-visa/visa-listing/state-or-territory-sponsored-business-owner-892#Eligibility)
- have lived in Australian on that visa for at least 12 months in the 2 years immediately before the application is made while holding this visa
- have owned and operated a business in Australia for at least 2 years immediately before the application is made

Ask a question

Help with your visa

If you are getting help with your visa, before you pay someone, read information on Who can help with your visa application (/help-support/who-can-help-with-your-application/overview).

About this visa

- With this visa, you can (#aboutVisa-index-0)
- How long you can stay (#aboutVisa-index-1)
- Include family (#aboutVisa-index-2)
- Cost (#aboutVisa-index-3)
- Apply from (#aboutVisa-index-4)
- Processing times (#aboutVisa-index-5)
- Your obligations (#aboutVisa-index-6)
- Travel (#aboutVisa-index-7)
- Visa label (#aboutVisa-index-8)

With this visa, you can

- stay in Australia indefinitely
- · work and study in Australia
- enrol in Australia's public health care scheme, Medicare (https://www.humanservices.gov.au/individuals/medicare)
- sponsor your relatives to come to Australia
- travel to and from Australia for 5 years
- if eligible, become an Australian citizen (/citizenship/become-a-citizen)

Newly arrived residents may have to <u>wait before they can access certain Australian Government payments and benefits</u> (https://www.humanservices.gov.au/individuals/enablers/newly-arrived-residents-waiting-period).

How long you can stay

This is a permanent visa. It lets you stay in Australia indefinitely. This visa has a travel component that expires 5 years after the date of visa grant.

You become a permanent resident on the day we grant the visa.

For citizenship purposes, your permanent residence starts on the day:

- we grant the visa, if you are in Australia
- you enter Australia on this visa, if you are outside Australia

Include family

You can include members of the family unit in your application when you apply.

A member of the family unit can include family members who hold an eligible visa (/visas/getting-a-visa/visa-listing/state-or-territory-sponsored-business-owner-892#Eligibility) that was granted on the basis that they were a member of your family unit at the time their eligible visa was granted. This provision may apply even where the person would no longer meet the definition of members of the family unit, for example a child who has turned 23 years of age since their eligible visa was granted.

Members of the family unit who apply for the visa must meet our <u>health (/help-support/meeting-our-requirements/health)</u> and <u>character (/help-support/meeting-our-requirements/character)</u>. Family members not accompanying you to Australia may also need to meet our health and character requirements.

Cost

Application charge

The visa costs AUD2,810.00 for the main applicant.

There is also a charge for each member of the family unit who applies for the visa with you.

Second instalment charge

You might have to pay an extra charge for any applicant 18 years old or older who has less than <u>functional English</u> (/help-support/meeting-our-requirements/english-language/functional-english) and who does not hold an eligible visa when they apply. This charge is called the second instalment. This charge is only payable if you are requested to pay it and we send you an invoice.

The second instalment charge for family members is AUD4,890.

You might also have to pay other costs for health checks, police certificates and biometrics.

To work out what your visa will cost use the Visa Pricing Estimator (/visas/visa-pricing-estimator?visa=890).

The Visa Pricing estimator does not include the second instalment or other costs.

We can't process your application if you do not pay the correct visa application charge. We will notify you if this is the case and if necessary return your application.

Apply from

You must be in Australia when you submit your application. Members of your family unit can be in or outside Australia but not in immigration clearance.

You must hold an <u>eligible visa (/visas/getting-a-visa/visa-listing/state-or-territory-sponsored-business-owner-892#Eligibility)</u> to make a valid application for this visa.

Processing times

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> (*/visas/getting-a-visa/visa-processing-times/global-visa-processing-times)*. This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

We assess applications on a case-by case basis and actual processing times can vary due to individual circumstances including:

- whether you have lodged a complete application, including all necessary supporting documents
- how quickly you respond to any requests for additional information
- how long it takes to perform required checks on the supporting information provided
- how long it takes to receive additional information from external agencies, particularly in relation to health, character and national security requirements
- for permanent migration visa applications, how many places are available in the migration program

Your obligations

You, and members of your family unit, must follow all Australian laws.

We expect you to continue your business activity in Australia, or make a realistic commitment to doing so.

Travel

You can travel in and out of Australia as many times as you want for 5 years from the date we grant the visa. After 5 years, you will need a Resident Return (RRV) visa (subclass 155 and 157) (/visas/getting-a-visa/visa-listing/resident-return-visa-155-157) to re-enter Australia as a permanent resident.

To see when your travel facility ends, use VEVO. (/visas/already-have-a-visa/check-visa-details-and-conditions)

Visa label

We will digitally link your visa to your passport. You will not get a label in your passport.

Eligibility

Have an eligible visa

You must currently hold an eligible visa. Eligible visa means:

- 1. You hold a visa in any of the following visa subclasses:
 - Business Owner (Provisional) visa (subclass 160)
 - Senior Executive (Provisional) visa (subclass 161)
 - Investor (Provisional) visa (subclass 162)
 - State/Territory Sponsored Business Owner (Provisional) visa (subclass 163)
 - State/Territory Sponsored Senior Executive (Provisional) visa (subclass 164)
 - State/Territory Sponsored Investor (Provisional) visa (subclass 165)

2. Your current visa was granted to you on the basis that you, or your <u>partner</u>, or your former partner satisfied the primary criteria for the grant of that visa.

Meet the residence requirement

You must have been in Australia as the holder of an eligible visa for a total of at least 1 year in the 2 years immediately before the application is made. The 1-year period does not have to be continuous.

Own and manage a business

For the 2 years immediately before you apply, you must have had, and continue to have, an <u>ownership interest</u> in one or more actively operating main businesses in Australia.

For each nominated main business you must provide evidence of:

- ownership interest in the business
- value of your ownership interest
- for the 2 years immediately before you apply, the value of your ownership interest or the total value of the ownership interest of you and your partner, must have been at least:
 - 51% of a business with a turnover of less than AUD400,000 per year, or
 - 30% of a business with a turnover of AUD400,000 or more per year, or
 - 10% of a publicly listed company
- that you had and continue to have, a direct and continuous management role in that business on a day to day basis (including periods when you are outside of Australia)
- that each main business meets the criteria to be assessed as a qualifying business
- obtained an Australian Business Number (ABN) for each of your <u>main businesss</u> (you can rely on a maximum of two ABNs)
- provide evidence of portal process Business Activity Statements issued by the Australian Taxation Office

If you spent more than 6 weeks in total outside Australia during the 2 years, you must explain how you managed the business while you were away.

Meet the assets and employees requirement

Business Attributes

At the time you apply and throughout the 12 months immediately before you apply, you must show that you and/or your partner met at least 2 of the following requirements

- Provided an employee, or employees with a total number of hours of employment at least equivalent to the total number of hours that would have been worked by 1 full-time employee. Employees must be Australian citizens, permanent residents or New Zealand passport holders and you cannot include yourself or members of the family unit. s
- how that the net value of your and/or your partner's net business and personal assets in Australia was at least AUD250,000.
- net business assets in the main businesses of at least AUD 75,000 and those assets were lawfully acquired

Business Turnover

• for the 12 months immediately before you apply, you must evidence annual turnover in your main business (or 2 main businesses together) of at least AUD200,000

Business Practices

You must not have engaged in business activities that are generally unacceptable in Australia.

Have a sponsor

You must be sponsored by the regional authority in the state or territory where you conduct your business.

Be this age

There is no age limit for this visa

Meet our health requirement

You must meet our <u>health requirement</u> (/help-support/meeting-our-requirements/health) and any family members who apply with you might have to meet our health requirement, depending upon their circumstances. In some circumstances you will not have to do medicals again.

You should not do medicals until we ask you to do so.

New criteria description

Meet our character requirement

You, and family aged 16 years and over who apply for the visa with you, must meet our <u>character requirement (/help-support/meeting-our-requirements/character)</u>.

Family members not accompanying you to Australia must also meet the requirement.

Sign the Australian values statement

All applicants who are 18 years of age or older, must:

- have read, or had explained to them, the Life in Australia (/help-support/meeting-our-requirements/australian-values) and
- confirm they will respect the Australian way of life and obey Australian laws when they sign an <u>Australian Values</u> Statement (/help-support/meeting-our-requirements/australian-values)

Have paid back your debt to the Australian government

If you or any family members (including those who don't apply for the visa with you) owe the Australian Government money, you or they must have paid it back or arranged to pay it back.

Not have had a visa cancelled or a previous application refused

We will consider your immigration history when we make a decision on your application, which means you might not be eligible for this visa if you have had a visa cancelled or refused.

In some circumstances you may still apply for a permanent visa if you have had a visa cancelled or an application refused see Limitations on applications in Australia (129KB PDF) (/form-listing/forms/1026i.pdf).

If applying for a visa from outside Australia see Can I go to Australia (/entering-and-leaving-australia/entering-australia/can-i-go-to-australia/re-entry-ban).

If you want immigration assistance, see Who can help with your visa application (/help-support/who-can-help-with-your-application/overview).

Meet all these criteria? Check how to apply in our step by step (#HowTo) guide.

Step by step

Step 1

Before you apply

You must get sponsorship from a regional authority in the state or territory. You also need to gather and prepare other documents.

Get help with your application

Only some people can help you with your application. If you appoint someone to give you immigration assistance they must be:

- a registered migration agent (/help-support/who-can-help-with-your-application/using-a-migration-agent)
- a legal practitioner (/help-support/who-can-help-with-your-application/using-a-legal-practitioner), or
- an exempt person (/help-support/who-can-help-with-your-application/exempt-person).

You can appoint anyone to <u>receive documents</u> (/help-support/who-can-help-with-your-application/authorised-recipents) on your behalf relating to your visa matter.

Get sponsorship

Complete Form 949 State/Territory notification: Business Skills (219KB PDF) (/form-listing/forms/949.pdf).

Send to the appropriate state or territory:

- Australian Capital Territory (http://www.canberrayourfuture.com.au/)
- New South Wales (http://www.industry.nsw.gov.au/)
- Northern Territory (https://www.nt.gov.au/)
- Queensland (https://www.migration.qld.gov.au/)
- South Australia (http://www.migration.sa.gov.au/)
- Tasmania (https://www.migration.tas.gov.au/)
- Victoria (https://www.liveinmelbourne.vic.gov.au/)
- Western Australia (http://www.migration.wa.gov.au/)

A representative of the state or territory authority will sign, stamp and send it back to you. You must include the completed form with your visa application.

Step 2

Gather your documents

You must give us documents proving your identity and about your business activities. You also need to provide documents about members of your family unit applying with you.

Provide accurate information

Provide accurate information. See what happens if you can't prove your identity or don't provide true information (/help-support/meeting-our-requirements/providing-accurate-information).

Main applicant documents

Identity documents

Provide colour copies of the pages of your current passport showing your photo, personal details, and passport issue and expiry dates.

Also provide:

- a national identity card, if you have one
- proof of change of name

Documents that prove a change of name include:

- a marriage or divorce certificate
- change of name documents from an Australian Registry of Births, Deaths and Marriages, or the relevant overseas authority
- documents that show other names you have been known by
- If you have been married, widowed, divorced or permanently separated, provide proof such as marriage certificates,
- divorce documents, birth certificate, separation documents or statutory declarations.

Photos

Provide two recent photos (45mm x 35mm) for each person in your application. The photos must have:

- · a plain background
- head and shoulders only
- the name of the person on the back

Relevant periods

Where one of the following criteria requires you to provide evidence for a period that ends not more than 3 months immediately before the date of application you must use the same date for each requirement.

Overview of career and business activities

You must provide with your application a completed Form 1217 Business Skills profile: Business Owner (Residence) (180KB PDF) (/form-listing/forms/1217.pdf).

Additionally, provide an overview of your business career in Australia. This should include a statement outlining your business activities.

Also give us a short summary of how you meet the business eligibility for the Business Owner visa. Your summary should be 2 pages or less and explain:

- your ownership interest in your business(es) in Australia and length of ownership
- · your Australian business activities
- your management role over the 2 years before applying

Your summary should also include information about assets, turnover and employees. The information should cover the 12 months before you apply. Please give us information about:

- your net business assets in Australia
- your net personal assets in Australia
- business turnover
- the number of people you employed
- the citizenship status of those employees and relationship to you, if any

Organisational chart and business premises

Provide a one-page organisational chart for each business claimed. The chart should cover the 2 years before you apply and show:

- your position
- staff attribution
- · management reporting lines
- · functional responsibilities

Also give us photos of business premises and business activities (maximum 6 photos).

Business documents

Overview of career and business activities

You must provide with your application a completed Form 1217 Business Skills profile: Business Owner (Residence) (180KB PDF) (/form-listing/forms/1217.pdf).

Additionally, provide an overview of your business career in Australia. This should include a statement outlining your business activities.

Also give us a short summary of how you meet the business eligibility for the Business Owner visa. Your summary should be 2 pages or less and explain:

- your ownership interest in your business(es) in Australia and length of ownership
- · your Australian business activities
- your management role over the 2 years before applying

Your summary should also include information about assets, turnover and employees. The information should cover the 12 months before you apply. Please give us information about:

- your net business assets in Australia
- your net personal assets in Australia
- · business turnover
- the number of people you employed
- the citizenship status of those employees and relationship to you, if any

Ownership of a main business or main businesses

To prove your legal ownership of the business, include all the items below that apply:

- a complete certified copy of your partnership, trust or franchise agreement with evidence of associated stamp duty payment (where applicable)
- current and historical ASIC extract, with copies of any changes lodged with ASIC for the 2 years immediately before you submit your visa application
- evidence of your share issue, purchase or transfer showing the date of ownership and evidence of stamp duty paid or ASIC registration
- evidence of an Australian Business Number (ABN) for each business claimed covering the 2 years before lodging your visa application
- business or company name registration
- lease agreements for the business from the date you acquired it and copies of subsequent transfers or renewals up until date you submit your visa application

Legal purchase of businesses

If you bought the business or businesses, provide documentary evidence of all applicable items below:

- purchase contract
- transfer of funds between your personal and company bank accounts
- invoices, payment receipts or bank statements relating to the sale
- settlement statements relating to buying the business (or businesses)
- · evidence of stamp duty paid

If you established the business or businesses, include documentary evidence of all applicable items below:

- evidence of payment for tenancy fit out or property, plant and equipment
- evidence of entering into a new franchise agreement
- lease agreement associated with the business premises

Turnover

For the 2 years before you apply, please provide:

- the Australian Business number (ABN) for each business
- Portal generated Business Activity Statements (BAS) for each quarter for each business
- financial statements for each business

Please ensure that:

- the statements cover the beginning and end of a 12-month period ending no more than 3 months before you apply
- you provide full financial statements prepared in accordance with the Australian Accounting Standards. The statements must include a profit and loss statement, detailed balance sheet, depreciation schedule, and all notes to the accounts.
- the directors and the accountant sign the statements

Employees

If you want to meet the **employees' requirement** you will need to provide evidence that shows you have employed 1 or more people over the 12 months before applying for the visa. Their employment must be equivalent to 1 full-time employee working at least 30 hours a week. Employees must have been paid at the federal minimum wage or Award rate.

Evidence of employees should include:

- hourly wage rates and hours worked
- wage books
- the most recent PAYG summary for each employee
- 3-4 payslips for each employee showing salary details during the relevant 12 month period
- employment agreements or contracts workers compensation
- statements from your employees' superannuation provider confirming contributiond made by you for the 12 months immediately before you applied for the visa
- evidence of the business' workers compensation cover

Also provide evidence that those employees are Australian citizens, permanent residents or New Zealand passport holders. Evidence can include:

- passport
- · birth certificate
- citizenship certificate

Meet the assets and employees requirement

Business assets

At the time you apply and throughout the 12 months immediately before you apply, you must show that you and/or your partner met at least 2 of the following requirements:

- Provided an employee, or employees with a total number of hours of employment at least equivalent tot he total numbers of hours that would have been worked by 1 fulltime employee. Employees must be Australian citizens, permanent residents or New Zealand passport holders and you cannot include yourself or members of the family unit.
- show that the net value of your and/or your partner's net business and personal assets in Australia was at least AUD250,000.
- net business assets in the main businesses of at least AUD 75,000 and those assets were lawfully acquired

Business Turnover

• for the 12 months immediately before you apply, you must evidence annual turnover in your main business (or 2 main businesses together) of at least AUD200,000

Business Practices

You must not have engaged in business activities that are generally unacceptable in Australia.

Assets

To meet the business and personal assets requirement, provide evidence of combined business and personal assets in Australia equalling no less than AUD250,000 owned by you, your spouse or de facto partner. These can be held together or separately throughout the 12 months ending immediately before you apply for this visa.

Use the same 2 dates for calculating both net personal assets and business assets that you used for the business assets requirement.

Please provide a 1-page summary statement outlining all your assets and liabilities. Liabilities can include mortgages, credit cards, and loans (including unsecured and third party loans).

Note: Please note that if claims are not proven by the audited financial statements, or with other evidence recommended above, they may not be accepted. A decision on the visa application may be made without requesting additional documents or information.

Business assets

Please provide evidence that the net value of the business assets was AUD75,000 at the beginning and end of a 12-month period ending no more than 3 months before application:

The following evidence is required:

- Financial statements completed by a licenced accountant. These must:
 - be dated no earlier than 3 months immediately before you apply
 - be signed by the directors of the business and the accountant
 - be prepared in accordance with the Australian Accounting Standards AASB102 Inventories, AASB116 Property, plant and equipment, AASB117 Leases, AASB118 Revenue, AASB138 Intangibles
 - include portal generated Integrated Client Account from the Australian Tax Office that covers the relevant period

Include supporting information such as:

Cash assets

Bank statements or similar documents showing:

- account holders names and
- the account balances at the same 2 points in time at the beginning and end of 12-month period ending no more than 3 months before you apply
- trade debtor's listings with evidence of repayment

Plant and equipment

Provide:

- evidence of purchase
- evidence of current registration(for vehicles)
- · depreciation schedules

Director's loans

Bank statements or similar documents showing

- withdrawal of amounts from personal accounts
- · deposit of loan amounts in business account
- · loan agreement
- · general ledger for the loan

Real estate assets

Provide:

- evidence of ownership, such as title deeds
- evidence of value, such as a valuation certificate by an accredited property valuer or a contract of sale
- mortgage statements (if applicable) showing balance of amount owed

Note: We do not accept valuations by real estate agents who are not accredited property valuers.

Goodwill

Goodwill may be included as an asset for Business Skills purposes, but only if:

- The goodwill has been purchased. The goodwill component must appear in the balance sheet of the business as an asset arising from the purchase of the business; and be valued at no more than the original value paid; or
- The goodwill has been built up over a period of time and realised with the sale of the business.

Provide a certified copy of the original purchasing agreement for the business and a copy of the associated Stamp Duty Assessment.

Personal assets

Cash assets

Bank statements or similar documents showing:

- · account holders names and
- the account balances at the same 2 points in time at the beginning and end of 12-month period ending no more than 3 months before you apply

Real estate assets

Provide:

- evidence of ownership, such as title deeds
- evidence of value, such as a valuation certificate by an accredited property valuer or a contract of sale
- mortgage statements (if applicable) showing balance of amount owed
- We do not accept valuations by real estate agents who are not accredited property valuers.

Personal loans

Please provide:

- · loan agreements
- · loan statements showing the amount borrowed and repayment schedule
- if the loan is to or from a business, provide a general ledger for the loan along with evidence to support each loan transaction
- bank statements showing loan contributions from your personal account into the business's account to support a director's loan claim if applicable

Stocks and bonds

Give us evidence of the stocks or bonds you hold and their value. Evidence can include:

- share or bond registers
- · share or fixed interest securities certificates
- debentures certificates
- · transfer certificates
- market value for example a market report for a specific date

Assets held in trust

Provide a copy of the trust deed

Other personal assets

For other personal assets such as antiques or motor vehicles, give us evidence of ownership and value. This can include a valuation certificate by an accredited valuer.

Management in the main business or businesses

You must prove that you:

- Contributed to the day-to-day management of your nominated main business or businesses
- made decisions that affected the direction and performance of the business in the 2 years immediately before you apply

Evidence may include

- documents prepared or signed by you(supplier contracts, credit applications, eftpos or merchant agreements, insurance policy agreements, employment contracts)
- copies of Food Assessment reports
- copies of emails, letters, faxes between you and third parties
- documents from customers or suppliers addressed to you
- statements or references from customers, suppliers, neighbouring businesses, or landlord
- a copy of your business' bank authority confirming you as a signatory
- documents showing any repair or maintenance work you have managed
- · council registration and any applicable licenses
- business insurance papers
- employee PAYG summaries
- export shipping summary sheet together with associated evidence for each export if applicable
- photos of your business premises and activities

If you spent more than 6 weeks overseas during the 2-year period, you must tell us how you managed the business during this period.

It is important that you provide all documents and evidence that best supports your claims as processing may be delayed when excessive inconsequential documents are provided.

The evidence provided must directly link your management to that of the claimed business and must support activity over the specified period, including periods when you may have been absent from Australia. General correspondence etc., addressed to the company with no reference to you may not be sufficient to demonstrate this requirement.

Character documents

For each person in your application, provide an Australian police certificate if they have spent a total of 12 months or more in Australia in the last 10 years since they turned 16. We only accept complete disclosure National Police Certificates issued by the Australian Federal Police

(https://www.afp.gov.au/what-we-do/services/criminal-records/national-police-checks). We do not accept standard disclosure certificates or national police certificates issued by Australian state or territory police.

Also provide:

- an overseas police certificate from every <u>country</u> (/help-support/contact-us/offices-and-locations), including your home country, where you spent a total of 12 months or more in the last 10 years since they turned 16
- military service records, military exemption certificate or discharge papers if they served in the armed forces of any country

Complete and provide the following forms:

- Form 80 Personal particulars for assessment including character assessment (596KB PDF) (/form-listing/forms/80.pdf)
- Form 1221 Additional personal particulars information (331KB PDF) (/form-listing/forms/1221.pdf)

Partner documents

Please provide evidence of your partner's identity and relationship with you.

Provide:

- identity documents and photos
- · character documents
- · as marriage certificate, if applicable
- documents about other relationships, if applicable

For de facto relationship provide either:

• evidence that your relationship is registered by an Australian State or Territory

If your partner is a person who was not included in or a subsequent entrant to your provisional visa application, please also provide evidence that you are in a genuine and continuing relationship. Evidence can include but is not limited to:

- documents to prove you have been in a de facto relationship with your partner for at least 12 months before you applied for this visa
- joint bank account statements
- billing accounts in joint names
- joint leases or mortgages
- documents that show your partner has lived at the same address as you for the 12 months immediately before you made the application.

Dependants under 18 documents

For every dependant 18 years old or younger who is applying with you, provide:

- copies of birth certificates or the family book showing the names of both parents of all your dependent children
- copies of the adoption paper, if applicable.

Parental responsibility documents

You must get consent for any applicant under 18 years of age to migrate to Australia from anyone who:

- · has a legal right to decide where the child lives and
- is not coming to Australia with the child

They must complete either:

- Form 1229 Consent form to grant an Australian visa to a child under the age of 18 years (276KB PDF) (/form-listing/forms/1229.pdf)
- a statutory declaration (https://www.ag.gov.au/Publications/Statutory-declarations/Pages/default.aspx) giving their consent for the child to visit Australia on this visa

Alternatively, you can show us:

- an Australian court order that allows your child to migrate to Australia, or
- that the laws of your home country allow them to migrate

Include:

- an identity document that shows the signature and photo of the person who completed the form or declaration, such as a passport or driver's licence
- adoption papers or other court documents if applicable

Note: If your child is likely to turn 18 while your application is being processed, you will need to provide evidence they are dependent on you. See the section 'Dependants over 18 documents' below for further information. A child who turns 18 while your application is being processed and who is not dependent on you cannot satisfy the criteria for this visa.

Dependants over 18 documents

If you are including a dependant aged over 18 years of age who holds an eligible visa (/visas/getting-a-visa/visa-listing/state-or-territory-sponsored-business-owner-892#Eligibility) granted on the basis of being a member of your family unit at time of grant of that visa, this section does not apply.

To include in your visa application your child who is over 18 and doesn't hold an eligible visa, they must be:

over 18 years of age but not yet turned 23, and dependent on you or your partner, or

• over 23 years of age and unable to earn a living to support themselves due to physical or cognitive limitations and dependent on you or your partner

If your child is likely to turn 23 while your application is being processed, you will need to provide evidence in relation to the second dot point above.

Provide:

- · identity documents
- documents about their other relationships, if applicable

You must also provide proof the child is dependent on you:

- proof of your relationship with the dependant such as a birth certificate or adoption papers
- a completed Form 47a Details of a child or other dependent family member aged 18 years or over (307KB PDF) (/form-listing/forms/47a.pdf)
- proof of financial dependency such as bank statements, money transfers and rent receipts
- if the child is aged 23 or is likely to turn 23 while your application is being processed, you must also provide a report from a qualified medical practitioner that states they are dependent on you or your partner due to the total or partial loss of their bodily or mental functions

Note: A child who turns 23 while your application is being processed and who does not meet these requirements cannot satisfy the criteria for this visa.

Proof of functional English

This information applies to dependent family members who are 18 years or older and who do not hold an eligible visa (/visas/getting-a-visa/visa-listing/state-or-territory-sponsored-business-owner-892#Eligibility) at the time of application for this visa.

You don't have to provide any documents to prove functional English if your dependant is a citizen of and holds a valid passport from:

- the United Kingdom
- the Republic of Ireland
- the United States
- Canada
- New Zealand

Otherwise, provide proof your dependant has <u>functional English (/help-support/meeting-our-requirements/english-language)</u>.

If you can't show us your dependant has functional English, you will need to pay the second instalment of the visa application charge (/visas/getting-a-visa/visa-listing/state-or-territory-sponsored-business-owner-892?bk=aboutVisa-index-3#About)When we ask you to.

Tell us you are getting help

To nominate someone to:

- receive your correspondence, use Form 956A Appointment or withdrawal of an authorised recipient (301KB PDF) (/form-listing/forms/956a.pdf)
- provide immigration assistance, use <u>Form 956 Appointment of a registered migration agent, legal</u> practitioner or exempt person (308KB PDF) (/form-listing/forms/956.pdf).

Send written notification or your forms with your paper application.

Prepare your documents

Translate

Have all non-English documents translated into English.

Translators in Australia must be accredited by the <u>National Accreditation Authority for Translators</u> and Interpreters (https://www.naati.com.au/).

Translators outside Australia do not have to be accredited. But on each translation, they must include their:

- full name
- address and telephone number
- qualifications and experience in the language they are translating

These details must be in English.

Keep

Keep a copy of your completed application.

Send

Send us:

- · original police certificates
- certified copies of all other documents
- as much information as possible to help us decide on your application
- each document only once, even if you are using to show more than one thing
- all documents with your application, if you can



Apply for the visa

You must be in Australia when we receive your application. Members of your family unit can be in or outside Australia but not in immigration clearance.

Provide accurate information

Provide accurate information. See what happens <u>if you can't prove your identity or don't provide true</u> information (/help-support/meeting-our-requirements/providing-accurate-information).

Apply on paper

To apply for this visa, you need to pay the application fee (/help-support/applying-online-or-on-paper/on-paper/how-to-pay) before you submit your application. We will not process your application until you pay the fee. Form 47BU tells you how to calculate and pay the fee.

Your application should also include evidence of payment of the application fee and all the relevant supporting documentation.

- Form 47BU Application for a Business Skills (permanent) visa (707KB PDF) (/form-listing/forms/47bu.pdf)
- 1217 Business Skills profile: Business Owner (residence) (180KB PDF) (/form-listing/forms/1217.pdf)
- Form 949 State/Territory sponsorship: Business Skills class (/form-listing/forms/949.pdf)

You **must** post (with the correct prepaid postage) or send by courier your application to the Adelaide Business Skills Processing Centre. If you submit your application at any other office or in any other way, it will not be a valid application and can't be considered further.

Postal address

Adelaide Business Skills Processing Centre Department of Immigration and Border Protection GPO Box 2399 Adelaide SA 5001 Australia

Courier address

Adelaide Business Skills Processing Centre
Department of Immigration and Border Protection
Level 4
70 Franklin Street
Adelaide SA 5001
Australia

Step 4

After you apply

We will let you know when we have received your application. See what you can and what you must do after you apply.

Status updates

We do not give updates on applications under assessment.

Travel after you apply

You don't have to tell us if you want to travel outside Australia while we process your application. However, to be granted this visa you must be in Australia when we make a decision. If your family are part of the application they can be in or outside Australia when we make a decision.

If you leave Australia, make sure you have a valid visa to return. To see if you can return on your current visa, check VEVO (/help-support/tools/vevo).

Health exams

We will let you know if you need health examinations (/help-support/meeting-our-requirements/health)

Biometrics

We might ask for <u>biometrics</u> (/help-support/meeting-our-requirements/biometrics) (fingerprints and photo). We will let you know if you need to provide them.

Provide more information

If you didn't send us all documents when you applied, send them to us by courier or post as soon as you can.

We might also ask you to provide more information; however we are not obliged to do so and may make a decision on your application without asking for more documents.

Stay lawful

Make sure you stay lawful in Australia by holding a valid visa while we process your application.

When you apply for this visa, you will be considered for the automatic grant of a Bridging Visa A (BVA). If you are granted a BVA, it will come into effect when your current visa expires and enable you to stay lawfully in Australia while we process your application.

Do not ask to have the visa you currently hold cancelled. If your visa is cancelled:

- you will be staying in Australia unlawfully
- your BVA will cease

Learn more about visa expiry (/visas/visa-about-to-expire).

Add family

You can't add family to your application after you have submitted it.

Newborn children

If your child is born after you submit your application but before we decide on your visa, you must tell us as soon as possible. Find out what to do if your child is born after you apply (/change-in-situation/had-a-baby).

Mistakes on your application

You must tell us as as soon as possible if you made a mistake on your application.

Complete Form 1023 Notification of incorrect answers (168KB PDF) (/form-listing/forms/1023.pdf) and send to the address you sent your application.

Help with your application

Let us know if you no longer want someone to:

- receive your correspondence complete <u>Form 956A Appointment or withdrawal of an authorised</u> recipient (301KB PDF) (/form-listing/forms/956a.pdf)
- provide immigration advice complete Form 956 Appointment of a registered migration agent, legal practitioner or exempt person (308KB PDF) (/form-listing/forms/956.pdf).

Send written notification or your forms to the office your submitted your application.

For more information see Who can help you with your application (/help-support/who-can-help-with-your-application/overview).

Tell us if things change

Things you need to let us know about after you have applied include:

- changes to your phone number, email, address or passport
- changes to your marital or de facto status
- · changes to your business status
- · the birth of a child
- you want to withdraw your application

See how to tell us if your situation changes (/change-in-situation)

Step 5

Visa outcome

You must be inside Australia when we decide on your visa application.

We will let you know our decision in writing. If we grant your visa, we will tell you:

- your visa grant number
- the date your visa starts
- · your visa conditions, if applicable

Keep a copy of the decision.

If we refuse your visa, we will tell you:

- · why we refused the visa
- · whether you have a right to a review of the decision

We will not refund the application charge if we refuse your application.

When you have this visa

In Australia (#haveThisVisa-index-0)

Leaving Australia (#haveThisVisa-index-1)

In Australia

What you can do when you have this visa

- stay in Australia indefinitely
- · work and study in Australia
- enrol in Australia's public health care scheme, Medicare (http://www.humanservices.gov.au/individuals/medicare)
- sponsor your relatives to come to Australia
- travel to and from Australia for 5 years
- if eligible, become an Australian citizen (/citizenship/become-a-citizen)

Your visa may have conditions. To see your conditions use <u>VEVO</u>. (/visas/already-have-a-visa/check-visa-details-and-conditions/check-conditions-online)

What you must do on this visa

You and members of your family unit must obey all Australian laws.

We expect you to continue your business activity in Australia, or make a realistic commitment to doing so.

Tell us if things change

Things you need to let us know about include:

- · a new passport
- · the birth of a child

See how to tell us if there is change in your situation (/change-in-situation).

See how long you can stay

his is a permanent visa. It lets you stay in Australia indefinitely.

You become a permanent resident on the day we grant the visa.

For citizenship purposes, your permanent residency starts on the day we grant the visa.

Travelling on your visa

You can travel in and out of Australia as many times as you want for 5 years from the date we grant the visa. After 5 years you will need a Resident Return (RRV) visa (subclasses 155 and 157) (/visas/getting-a-visa/visa-listing/resident-return-visa-155-157) to re-enter Australia as a permanent resident.

To see when your travel facility ends, use VEVO (/visas/already-have-a-visa/check-visa-details-and-conditions).

New Zealand passport holders

If an immigration officer processes your clearance at our border, we recommend you tell them:

- you have a State or Territory Sponsored Business Owner visa (subclass 892)
- you do not want a Special Category visa (subclass 444)

If you don't tell them, you might be granted a 444 visa. Grant of a subclass 444 visa will cease your permanent visa, which will then affect your eligibility for permanent citizenship.

Proving you have a visa

To prove you have a visa and show your conditions to someone, use <u>VEVO</u> (/visas/already-have-a-visa/check-visa-details-and-conditions). (/visas/already-have-a-visa/check-visa-details-and-conditions/check-conditions-online)

Working

You are protected by Australian workplace law. See your workplace rights and entitlements. (https://www.fairwork.gov.au/how-we-will-help/templates-and-guides/fact-sheets/rights-and-obligations/visa-holders-and-migrant-workers-workplace-rights-and-entitlements)

Bringing family

As an Australian permanent resident, you might be able to sponsor eligible family to come to Australia.

To find a visa for your family member, explore visa options (/visas/getting-a-visa/visa-finder).

Becoming an Australian citizen

After a certain time, you might be eligible for Australian citizenship. Find out more about <u>becoming a citizen</u> (/citizenship/become-a-citizen).

For citizenship purposes, your permanent residency starts on the day:

- we grant the visa, if you are in Australia
- you enter Australia on this visa, if you are outside Australia

Leaving Australia

Before you leave

Check your travel documents

You must have a valid passport or other travel document to leave Australia.

Ensure your visa is still valid and allows you to re-enter Australia

Check the travel component of your current visa in VEVO (/visas/already-have-a-visa/check-visa-details-and-conditions).

See what to do if your visa has expired or is about to expire (/visas/visa-about-to-expire).

At the border

Leaving the airport faster

We have an automated process that uses facial recognition technology and your ePassport. You might be able to leave the airport faster if you use SmartGate (http://www.abf.gov.au/smartgates).

After you leave

Proving you have been to Australia

Request your international movement records (https://immi.homeaffairs.gov.au/entering-and-leaving-australia/request-movement-records) to get proof of your travel in and out of Australia.

Last updated: 31 August 2023



Immigration and citizenship

Subclass 893

State or Territory Sponsored Investor visa

This is a permanent resident visa for subclass State/Territory Sponsored Investor (Provisional) visa (subclass 165) holders and who have held a designated investment of AUD750,000 for 4 years.

Overview

Stay

Permanent

Cost

From AUD2,810.00

Processing times

For an indication of processing times for this visa, use the visa processing time guide tool (/visas/getting-a-visa/visa-processing-times/global-visa-processing-times). This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

With this visa, you can

- stay in Australia permanently
- continue your business and investment activity in Australia
- apply for Australian citizenship, if eligible

See all conditions (/visas/already-have-a-visa/check-visa-details-and-conditions/see-your-visa-conditions?product=893)

Check your eligibility (#Eligibility)

You must

- hold a <u>Subclass 165</u> <u>State/Territory Sponsored Investor (Provisional) visa (/visas/getting-a-visa/visa-listing/repealed-visas/business-skills-provisional-visas-subclasses-160-165)</u>
- be committed to continuing your business or investment activity in Australia
- continue your business and investment activity in Australia

Help with your visa

Ask a question

If you are getting help with your visa, before you pay someone, read information on Who can help with your visa application (/help-support/who-can-help-with-your-application/overview).

About this visa

- With this visa, you can (#aboutVisa-index-0)
- How long you can stay (#aboutVisa-index-1)
- Include family (#aboutVisa-index-2)
- Cost (#aboutVisa-index-3)
- Apply from (#aboutVisa-index-4)
- Processing times (#aboutVisa-index-5)
- Your obligations (#aboutVisa-index-6)
- Travel (#aboutVisa-index-7)
- Visa label (#aboutVisa-index-8)

With this visa, you can

- stay in Australia permanently
- · work and study in Australia
- enrol in Australia's public health care scheme, Medicare (https://www.humanservices.gov.au/individuals/medicare)
- · sponsor your relatives to come to Australia
- travel to and from Australia for 5 years
- if eligible, become an Australian citizen (/citizenship/become-a-citizen)

Newly arrived residents may have to <u>wait before they can access certain Australian Government payments and benefits</u> (https://www.humanservices.gov.au/individuals/enablers/newly-arrived-residents-waiting-period).

How long you can stay

For citizenship purposes, your permanent residency starts on the day:

- · we grant the visa, if you are in Australia
- · you enter Australia on this visa, if you are outside Australia

Include family

You can include members of the family unit in your application. You can:

- include them when you lodge your visa application
- add them after you lodge your application but before we decide on your visa

Members of the family unit who apply for the visa must meet our <u>health</u> (/help-support/meeting-our-requirements/health) and character (/help-support/meeting-our-requirements/character). Family members not accompanying you to Australia may also need to meet our health and character requirements.

Cost

Application charge

The visa costs AUD2,810.00 for the main applicant.

There is also a charge for members of the family unit who applies for the visa with you.

Second instalment charge

You might have to pay an extra charge for any applicant 18 years old or older who has less than functional English (/help-support/meeting-our-requirements/english-language/functional-english) and who does not hold an eligible visa when they apply. This charge is called the second instalment. This charge is only payable if you are requested to pay it and we send you an invoice.

The second instalment charge for family members is AUD4,890.

You might also have to pay other costs for health checks, police certificates and biometrics.

To work out what your visa will cost use the Visa Pricing Estimator (/visas/visa-pricing-estimator?visa=890).

The Visa Pricing estimator does not include the second instalment or other costs.

We can't process your application if you do not pay the correct visa application charge. We will notify you if this is the case and if necessary return your application.

Apply from

You must be in Australia when you submit your application. Members of your family unit can be in or outside Australia but not in immigration clearance.

You must hold an eligible visa to make a valid application for this visa.

Processing times

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> (/visas/getting-a-visa/visa-processing-times/global-visa-processing-times). This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

We assess applications on a case-by-case basis, and actual processing times can vary due to individual circumstances including:

- whether you have lodged a complete application, including all necessary supporting documents
- how quickly you respond to any requests for additional information

- · how long it takes to perform required checks on the supporting information provided
- how long it takes to receive additional information from external agencies, particularly in relation to health, character, and national security requirements
- for permanent migration visa applications, how many places are available in the migration program

Your obligations

You, and members of your family unit, must obey all Australian laws.

You must meet your business obligations.

Travel

You can travel to and from Australia for 5 years from the date we grant the visa. After 5 years you will need a <u>Resident</u> Return (RRV) visa (subclasses 155 and 157) (/visas/getting-a-visa/visa-listing/resident-return-visa-155-157) to re-enter Australia as a permanent resident.

To see when your travel facility ends, use VEVO. (/visas/already-have-a-visa/check-visa-details-and-conditions)

Visa label

We will digitally link your visa to your passport. You will not get a label in your passport.

Eligibility

Have this visa

You can apply for this visa if you are the primary holder of <u>State/Territory Sponsored Investor (Provisional) visa</u> (subclass 165) (/visas/getting-a-visa/visa-listing/repealed-visas/business-skills-provisional-visas-subclasses-160-165).

Meet the residence requirement

You must have been resident, as the holder of a State/Territory Sponsored Investor (Provisional) visa (subclass 165), in the State or Territory of your sponsoring authority for at least 2 years in the 4 years immediately before you submit your visa application.

The 2-year period does not have to be continuous.

Meet business requirements

You, or you and your partner together, must:

• have held continuously for at least 4 years, in your name or your name and your <u>partner</u>'s name, your designated investment of at least AUD750, 000 made for the purpose of being granted a State/Territory Sponsored Investor

(Provisional) visa (subclass 165)

- have a genuine and realistic commitment to continue a business or investment activity in Australia
- never been involved in unacceptable business activities

Have a sponsor

You must be sponsored by the regional authority in the state or territory in which you have lived for at least 2 years in the 4 years immediately before you apply for this visa.

Be this age

There is no age limit for this visa.

Meet our health requirement

You and any family members included in your application must meet our health requirement <u>health requirements</u> (/help-support/meeting-our-requirements/health).

In some circumstances you will not have to do medicals again to meet the health requirement.

You should not do medicals until we ask you to do so.

Meet our character requirement

You, and family aged 16 years and over who apply for the visa with you, must meet our <u>character requirement</u> (/help-support/meeting-our-requirements/character).

Family members not accompanying you to Australia must also meet the requirement

Sign the Australian values statement

All applicants who are 18 years of age or older, must:

- have read, or had explained to them, the Life in Australia (/help-support/meeting-our-requirements/australian-values) and
- confirm they will respect the Australian way of life and obey Australian laws when they sign an <u>Australian Values</u> Statement (/help-support/meeting-our-requirements/australian-values)

Have paid back your debt to the Australian government

If you or any family members (including those who don't apply for the visa with you) owe the Australian Government money, you or they must have paid it back or arranged to pay it back.

Not have had a visa cancelled or a previous application

refused

We will consider your immigration history when we make a decision on your application, which means you might not be eligible for this visa if you have had a visa cancelled or refused.

In some circumstances you may still apply for a permanent visa if you have had a visa cancelled or an application refused see Limitations on applications in Australia (129KB PDF) (/form-listing/forms/1026i.pdf).

If applying for a visa from outside Australia see Can I go to Australia (/entering-and-leaving-australia/entering-australia/can-i-go-to-australia/re-entry-ban).

If you want immigration assistance, see Who can help with your visa application (/help-support/who-can-help-with-your-application/overview).

Meet all these criteria? Check how to apply in our step by step (#HowTo) guide.

Step by step

Step 1

Before you apply

Before you apply, you must get sponsorship from the regional authority in the state or territory in which you have lived for at least 2 years in the 4 years immediately prior to visa application.

Get help with your application

Only some people can help you with your application. If you appoint someone to give you immigration assistance they must be:

- a registered migration agent (/help-support/who-can-help-with-your-application/using-a-migration-agent)
- a legal practitioner (/help-support/who-can-help-with-your-application/using-a-legal-practitioner), or
- an exempt person (/help-support/who-can-help-with-your-application/exempt-person).

You can appoint anyone to <u>receive documents</u> (/help-support/who-can-help-with-your-application/authorised-recipents) on your behalf relating to your visa matter.

Get sponsorship

You must be sponsored by the regional authority in the state or territory in which you have lived for at least 2 years in the 4 years immediately before you submit your visa application.

To do this you must complete the sponsorship form: Form 949 State/Territory notification: Business Skills class (219KB PDF) (/form-listing/forms/949.pdf)

Send to the appropriate state or territory:

- Australian Capital Territory (http://www.canberrayourfuture.com.au/)
- New South Wales (http://www.industry.nsw.gov.au/)
- Northern Territory (https://www.nt.gov.au/)
- Queensland (https://www.migration.qld.gov.au/)
- South Australia (http://www.migration.sa.gov.au/)
- Tasmania (https://www.migration.tas.gov.au/)
- Victoria (https://www.liveinmelbourne.vic.gov.au/)
- Western Australia (http://www.migration.wa.gov.au/)

A representative will sign, stamp and send it back to you. Include this completed form with your visa application.

Step 2

Gather your documents

You must give us documents proving your identity and about your business activities. You also need to provide documents about family members applying with you.

Provide accurate information

Provide accurate information. See what happens if you can't prove your identity or don't provide true information (/help-support/meeting-our-requirements/providing-accurate-information).

Main applicant documents

Identity documents

Provide colour copies of the pages of your current passport showing your photo, personal details, and passport issue and expiry dates.

Also provide:

- a national identity card, if you have one
- proof of change of name

Documents that prove a change of name include:

- a marriage or divorce certificate
- change of name documents from an Australian Registry of Births, Deaths and Marriages, or the relevant overseas authority
- documents that show other names you have been known by

If you have been married, widowed, divorced or permanently separated, provide proof such as marriage certificates, divorce documents, birth certificate, separation documents or statutory declarations.

Photos

Provide two recent photos (45mm x 35mm) for each person in your application. The photos must have:

- a plain background
- head and shoulders only
- the name of the person on the back

Relevant periods

Where one of the following criteria requires you to provide evidence for a period that ends not more than 3 months immediately before the date of application you must use the same date for each requirement.

Residence requirement

You must have been living in your sponsoring State or Territory as a <u>State/Territory Sponsored</u> Investor (Provisional) (subclass 165) (/visas/getting-a-visa/visa-listing/repealed-visas/business-skills-provisional-visas-subclasses-160-165) visa holder for a total of at least 2 years in the 4 years immediately before you submit your visa application. The 2-year period does not need to be continuous.

Evidence of residence might include:

- your residential address
- title deed to your home
- · lease or rental agreements and rental receipts
- · electricity, gas, telephone bills
- · correspondence addressed to you

Designated investment

You must provide evidence you have held your Designated Investment of at least AUD750, 000 made for the purpose of being granted a State/Territory Sponsored Investor (Provisional) visa (subclass 165):

- continuously for at least 4 years
- in your name or your name and your partner's name

This should include evidence from the state/territory corporation confirming the date that the original designated investment and the name(s) in which the investment was made.

If the investment has already matured, provide:

- · written or emailed confirmation from the Treasury Corporation, and
- · bank statements confirming repayment of the amount

Commitment to your business or investment activity

Please provide:

- a 1-page summary of your business or investment activities in Australia
- a 1-page summary of your business or investment intentions in the long-term
- · a report of the Australian business or investment operating environment if you have one

Business or investment record and history

Provide a short summary of any business and/or investment activities in Australia (besides holding the Designated Investment).

Partner documents

Please provide evidence of your partner's identity and relationship with you.

Provide:

- identity documents and photos
- · character documents
- as marriage certificate, if applicable
- documents about other relationships, if applicable

For de facto relationship provide either:

• evidence that your relationship is registered by an Australian State or Territory

If your partner is a person who was not included in or a subsequent entrant to your provisional visa application, please also provide evidence that you are in a genuine and continuing relationship. Evidence can include but is not limited to:

- documents to prove you have been in a de facto relationship with your partner for at least 12 months before you applied for this visa
- · joint bank account statements
- billing accounts in joint names
- joint leases or mortgages
- documents that show your partner has lived at the same address as you for the 12 months immediately before you made the application.

Dependants under 18 documents

For every dependant 18 years old or younger who is applying with you, provide:

- copies of birth certificates or the family book showing the names of both parents of all your dependent children
- copies of the adoption paper, if applicable.

Parental responsibility documents

You must get consent for any applicant under 18 years of age to migrate to Australia from anyone who:

- · has a legal right to decide where the child lives and
- · is not coming to Australia with the child

They must complete either:

- Form 1229 Consent form to grant an Australian visa to a child under the age of 18 years (276KB PDF) (/form-listing/forms/1229.pdf)
- a statutory declaration (https://www.ag.gov.au/Publications/Statutory-declarations/Pages/default.aspx) giving their consent for the child to visit Australia on this visa

Alternatively, you can show us:

- an Australian court order that allows your child to migrate to Australia, or
- that the laws of your home country allow them to migrate

Include:

- an identity document that shows the signature and photo of the person who completed the form or declaration, such as a passport or driver's licence
- adoption papers or other court documents if applicable

Note: If your child is likely to turn 18 while your application is being processed, you will need to provide evidence they are dependent on you. See the section 'Dependants over 18 documents' below for further information. A child who turns 18 while your application is being processed and who is not dependent on you cannot satisfy the criteria for this visa.

Dependants over 18 documents

If you are including a dependant aged over 18 years of age who holds a State/Territory Sponsored Investor (Provisional) (subclass 165) visa ranted on the basis of being a member of your family unit at time of grant of that visa, this section does not apply.

To include in your visa application your child who is over 18 and doesn't hold an eligible visa, they must be:

- over 18 years of age but not yet turned 23, and dependent on you or your partner, or
- over 23 years of age and unable to earn a living to support themselves due to physical or cognitive limitations and dependent on you or your partner

If your child is likely to turn 23 while your application is being processed, you will need to provide evidence in relation to the second dot point above.

Provide:

- identity documents
- documents about their other relationships, if applicable

You must also provide proof the child is dependent on you:

- proof of your relationship with the dependant such as a birth certificate or adoption papers
- a completed Form 47a Details of a child or other dependent family member aged 18 years or over (307KB PDF) (/form-listing/forms/47a.pdf)
- proof of financial dependency such as bank statements, money transfers and rent receipts
- if the child is aged 23 or is likely to turn 23 while your application is being processed, you must also provide a report from a qualified medical practitioner that states they are dependent on you or your partner due to the total or partial loss of their bodily or mental functions

Note: A child who turns 23 while your application is being processed and who does not meet these requirements cannot satisfy the criteria for this visa.

Proof of functional English

This information applies to dependent family members who are 18 years or older and who do not hold an eligible visa at the time of application for this visa.

You don't have to provide any documents to prove functional English if your dependant is a citizen of and holds a valid passport from:

- the United Kingdom
- the Republic of Ireland
- the United States
- Canada
- New Zealand

Otherwise, provide proof your dependant has <u>functional English</u> (/help-support/meeting-our-requirements/english-language).

If you can't show us your dependant has functional English, you will need to pay the second instalment of the visa application charge (/visas/getting-a-visa/visa-listing/state-or-territory-sponsored-investor-893?bk=aboutVisa-index-3#About)when we ask you to.

Character documents

For each person in your application, provide an Australian police certificate if they have spent a total of 12 months or more in Australia in the last 10 years since they turned 16. We only accept complete disclosure National Police Certificates issued by the Australian Federal Police

(https://www.afp.gov.au/what-we-do/services/criminal-records/national-police-checks). We do not accept standard disclosure certificates or national police certificates issued by Australian state or territory police.

Also provide:

- an overseas police certificate from every <u>country</u> (/help-support/contact-us/offices-and-locations), including your home country, where you spent a total of 12 months or more in the last 10 years since they turned 16
- military service records, military exemption certificate or discharge papers if they served in the armed forces of any country

Complete and provide the following forms:

- Form 80 Personal particulars for assessment including character assessment (596KB PDF) (/form-listing/forms/80.pdf)
- Form 1221 Additional personal particulars information (331KB PDF) (/form-listing/forms/1221.pdf)

Tell us you are getting help

To nominate someone to:

- receive your correspondence, use <u>Form 956A Appointment or withdrawal of an authorised</u> recipient (301KB PDF) (/form-listing/forms/956a.pdf)
- provide immigration assistance, use Form 956 Appointment of a registered migration agent, legal practitioner or exempt person (308KB PDF) (/form-listing/forms/956.pdf).

Send written notification or your forms with your paper application.

Prepare your documents

Translate

Have all non-English documents translated into English.

Translators in Australia must be accredited by the <u>National Accreditation Authority for Translators</u> and Interpreters *()*.

Translators outside Australia do not have to be accredited. But on each translation, they must include their:

- full name
- address and telephone number
- qualifications and experience in the language they are translating

These details must be in English.

Keep

Keep a copy of your completed application.

Step 3

Apply for the visa

You must be in Australia when we receive your application. Your family can be in or outside Australia but not in immigration clearance.

Provide accurate information

Provide accurate information. See what happens if you <u>can't prove your identity or don't provide true</u> information (/help-support/meeting-our-requirements/providing-accurate-information).

Apply on paper

To apply for this visa, you need to pay the application fee (/help-support/applying-online-or-on-paper/on-paper/how-to-pay) before you submit your application. We will not process your application until you pay the fee. Form 47BU tells you how to calculate and pay the fee.

Your application should also include evidence of payment of the application fee and all the relevant supporting documentation.

- Form 47BU Application for Business Skills (permanent) visa (707KB PDF) (/form-listing/forms/47BU.pdf)
- Form 949 State/Territory sponsorship: Business Skills class (219KB PDF) (/form-listing/forms/949.pdf)

You **must** post (with the correct prepaid postage) or send by courier your application to the Adelaide Business Skills Processing Centre. If you submit your application at any other office or in any other way, it will not be a valid application and can't be considered further.

Postal address

Adelaide Business Skills Processing Centre Department of Immigration and Border Protection GPO Box 2399 Adelaide SA 5001 Australia

Courier address

Adelaide Business Skills Processing Centre
Department of Immigration and Border Protection
Level 4
70 Franklin Street
Adelaide SA 5001
Australia

Step 4

After you apply

We will let you know when we have received your application and documents.

There are other things you need to know and might need to do.

Status updates

We do not give updates on applications under assessment.

Travel after you apply

You don't have to tell us if you want to travel outside Australia while we process your application. However, to be granted this visa you must be in Australia when we make a decision.

If you leave Australia, make sure you have a valid visa to return. To see if you can return on your current visa, check VEVO (/visas/already-have-a-visa/check-visa-details-and-conditions/).

Health exams

We will let you know if you need health examinations (/help-support/meeting-our-requirements/health).

Biometrics

We might ask for <u>biometrics</u> (/help-support/meeting-our-requirements/biometrics) (fingerprints and photo). We will let you know if you need to provide them.

Provide more information

If you did not send us all documents when you applied, send them to us by courier or mail as soon as you can.

We might also ask you to provide more information, however we are not obliged to do so and may make a decision on your application without asking for more documents.

Stay lawful

Make sure you stay lawful in Australia by holding a valid visa while we process your application.

When you apply for this visa, you will be considered for the automatic grant of a Bridging Visa A (BVA). If you are granted a BVA, it will come into effect when your current visa expires and enable you to stay lawfully in Australia while we process your application.

Do not ask to have the visa you currently hold cancelled. If your visa is cancelled:

- you will be staying in Australia unlawfully
- your BVA will cease

Learn more about visa expiry (/visas/visa-about-to-expire).

Pay the second instalment

If you need to pay a second instalment, we will send you an invoice after you have met all other requirements for the visa. Pay the invoice after you get it. Do not ask for the invoice.

Add family

You can add members of the family unit to your application after you apply but before we decide on your visa.

Use Form 1436 adding an additional applicant after lodgement, pay using ImmiAccount, send the form and evidence of payment to the address where you submitted your application.

Family members who apply for the visa must meet our health and character requirements.

Family members who are not coming to Australia might also have to meet our character and health requirement.

Complete Form 1436 Adding an additional applicant after lodgement (481KB PDF) (/form-listing/forms/1436.pdf)

Send your form to the office processing your application and include:

- evidence of the family member's relationship to you
- · other supporting documents for your family member, such as identity documents
- evidence that you have paid the additional application fee (/help-support/applying-online-or-on-paper/on-paper/how-to-pay)

Newborn children

If your child is born after you submit your application but before we decide on your visa, you must tell us as soon as possible. Find out what to do if your child is born after you apply (/change-in-situation/had-a-baby).

Mistakes on your application

You must tell us as soon as possible if you made a mistake on your application. Complete <u>Form 1023 Notification of incorrect answers (168KB PDF) (/form-listing/forms/1023.pdf)</u> and send to the address you sent your application.

Help with your application

Let us know if you no longer want someone to:

- receive your correspondence complete Form 956A Appointment or withdrawal of an authorised recipient (301KB PDF) (/form-listing/forms/956a.pdf)
- provide immigration advice complete Form 956 Appointment of a registered migration agent, legal practitioner or exempt person (308KB PDF) (/form-listing/forms/956.pdf).

Send written notification or your forms to the office your submitted your application.

For more information see Who can help you with your application (/help-support/who-can-help-with-your-application/overview).

Tell us if things change

Things you need to let us know about after you have applied include:

- changes to your phone number, email, address or passport
- changes to your marital or de facto status
- · the birth of a child
- you want to withdraw your application

See how to tell us if your situation changes (/change-in-situation)

Step 5

Visa outcome

You can be in or outside Australia when we decide your visa application but you must be inside Australia if our decision is to grant you a visa.

We will let you know our decision in writing. If we grant you the visa, we will tell you:

- your visa grant number
- the date your visa starts
- your visa conditions, if applicable

Keep a copy of the decision.

If we refuse your visa we will tell you:

- why we refused the visa
- whether you have a right to a review of the decision.

We will not refund the application fee if we refuse your application.

When you have this visa

- In Australia (#haveThisVisa-index-0)
- Leaving Australia (#haveThisVisa-index-1)

In Australia

What you can do when you have this visa

- stay in Australia indefinitely
- · work and study in Australia
- enrol in Australia's public health care scheme, Medicare (http://www.humanservices.gov.au/individuals/medicare)
- sponsor your relatives to come to Australia
- travel to and from Australia for 5 years
- if eligible, become an Australian citizen (/citizenship/become-a-citizen)

Your visa may have conditions. To see your conditions use <u>VEVO</u>. (/visas/already-have-a-visa/check-visa-details-and-conditions/check-conditions-online)

What you must do on this visa

You and your family members must obey all Australian laws.

We expect you to continue your business activity in Australia, or make a realistic commitment to doing so.

Tell us if things change

Things you need to let us know about include:

- · a new passport
- the birth of a child

See how to tell us if there is change in your situation (/change-in-situation).

See how long you can stay

his is a permanent visa. It lets you stay in Australia indefinitely.

You become a permanent resident on the day we grant the visa.

For citizenship purposes, your permanent residency starts on the day we grant the visa.

Travelling on your visa

You can travel in and out of Australia as many times as you want for 5 years from the date we grant the visa. After 5 years you will need a Resident Return (RRV) visa (subclasses 155 and 157) (/visas/getting-a-visa/visa-listing/resident-return-visa-155-157) to re-enter Australia as a permanent resident.

To see when your travel facility ends, use VEVO (/visas/already-have-a-visa/check-visa-details-and-conditions).

New Zealand passport holders

If an immigration officer processes your clearance at our border, we recommend you tell them:

- you have a State or Territory Sponsored Investor visa (subclass 893)
- you do not want a Special Category visa (subclass 444)

If you don't tell them, you might be granted a 444 visa. Grant of a subclass 444 visa will cease your permanent visa, which will then affect your eligibility for permanent citizenship.

Proving you have a visa

To prove you have a visa and show your conditions to someone, use <u>VEVO</u> (/visas/already-have-a-visa/check-visa-details-and-conditions). (/visas/already-have-a-visa/check-visa-details-and-conditions/check-conditions-online)

Working

You are protected by Australian workplace law. See your <u>workplace rights and entitlements</u>. (https://www.fairwork.gov.au/how-we-will-help/templates-and-guides/fact-sheets/rights-and-obligations/visa-holders-and-migrant-workers-workplace-rights-and-entitlements)

Bringing family

As an Australian permanent resident, you might be able to sponsor eligible family to come to Australia.

To find a visa for your family member, explore visa options (/visas/getting-a-visa/visa-finder).

Becoming an Australian citizen

After a certain time, you might be eligible for Australian citizenship. Find out more about <u>becoming a citizen</u> (/citizenship/become-a-citizen).

For citizenship purposes, your permanent residency starts on the day:

- · we grant the visa, if you are in Australia
- · you enter Australia on this visa, if you are outside Australia

Leaving Australia

Before you leave

Check your travel documents

You must have a valid passport or other travel document to leave Australia.

Ensure your visa is still valid and allows you to re-enter Australia

Check the travel component of your current visa in VEVO (/visas/already-have-a-visa/check-visa-details-and-conditions).

See what to do if your visa has expired or is about to expire (/visas/visa-about-to-expire).

At the border

Leaving the airport faster

We have an automated process that uses facial recognition technology and your ePassport. You might be able to leave the airport faster if you use SmartGate (http://www.abf.gov.au/smartgates).

After you leave

Proving you have been to Australia

Request your international movement records (https://immi.homeaffairs.gov.au/entering-and-leaving-australia/request-movement-records) to get proof of your travel in and out of Australia.

Last updated: 31 August 2023



Immigration and citizenship

Subclass 485

Temporary Graduate visa

A temporary visa that allows international students to live, study and work after you have finished your studies.

Basic Eligibility

You must:

- be under 50 years of age
- hold an eligible visa
- · have held a student visa in the last 6 months
- have a recent qualification in a CRICOS-registered course
- nominate one stream only it is not possible to change visa streams after you apply
- attach specified evidence when you apply

Temporary Graduate visa (subclass 485)

Graduate Work stream

(https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/temporary-graduate-485/graduate-work)

This visa is for international students who have recently graduated with qualifications that are relevant to specific occupations Australia needs. It lets you live, study and work in Australia temporarily.

Stay

Up to 18 months.

Hong Kong and British National Overseas passport holders may stay for 5 years.

Cost

From AUD1,895.00

Processing Time

For an indication of processing times for this visa, you can use the <u>visa processing time guide tool</u> <u>(/visas/getting-a-visa/visa-processing-times/global-visa-processing-times)</u>. This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

Ask a question

- ◆ Applicants who have graduated with a Bachelor degree or higher, may wish to consider if the Post-Study Work stream (/_layouts/15/FIXUPREDIRECT.ASPX?WebId=1057a7be-45e1-4b08-af28-b81c4827a08c&TermSetId=a76074c9-979d-4db3-adcc-34af89495da2&TermId=27fc0780-6b62-41ab-9349-8968c2bfd7ac) visa is more appropriate for them, (noting that the Post-Study work stream is only available for applicants whose first Student visa was granted on or after 5 November 2011)
- You can work in Australia
- ▼ You must have a qualification relevant to an occupation on the <u>skilled occupation list</u>

 (/_layouts/15/FIXUPREDIRECT.ASPX?WebId=1057a7be-45e1-4b08-af28-b81c4827a08c&TermSetId=a76074c9-979d-4db3-adcc-34af89495da2&TermId=4da35599-608f-45e4-8c1e-d32756c816dc)
- You can bring your family with you

Temporary Graduate visa (subclass 485)

Post-Study Work stream

(https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/temporary-graduate-485/post-study-work)

This visa is for international students who have recently graduated with a degree from an Australian institution. It lets you live, work and study in Australia, temporarily.

Stay

Usually between 2 and 4 years, depending on your qualification.

Applicants holding a select degree may be eligible for an extended 2 year stay on their visa. See Eligibility (/_layouts/15/FIXUPREDIRECT.ASPX?WebId=1057a7be-45e1-4b08-af28-b81c4827a08c&TermSetId=a76074c9-979d-4db3-adcc-34af89495da2&TermId=27fc0780-6b62-41ab-9349-8968c2bfd7ac)

If you already hold a Post-Study Work visa and are eligible for the additional 2 year stay for holding a select degree, lodge your application via ImmiAccount (https://online.immi.gov.au/). Applicants holding a select degree are only eligible to be granted the extended 2 years once and further applications for the extension will be made invalid.

Hong Kong and British National Overseas passport holders may stay for 5 years.

Cost

From AUD1,895.00

Processing Time

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> <u>(/visas/getting-a-visa/visa-processing-times/global-visa-processing-times)</u>. This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

- You can work in Australia
- You can bring your family with you

▼ You need a recent degree a CRICOS-registered course (http://cricos.education.gov.au/)

Temporary Graduate visa (subclass 485)

Second Post-Study Work stream

(https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/temporary-graduate-485/second-post-study-work)

This visa is for holders of a Temporary Graduate visa (first Post-Study Work stream or Replacement stream) who graduated with a degree from an Australian institution located in a regional area. It lets you live, work and study in Australia, temporarily.

Stay

Between 1 and 4 years depending on:

the regional location of the educational institution that you graduated from that led to the grant of your first Temporary Graduate visa in the post-study work stream

the regional area that you live in as the holder of your first Temporary Graduate visa in the post-study work stream, or your Temporary Graduate visa in the replacement stream

applicants with a select degree may be eligible for an extended 2 years on their visa. See Eligibility (/_layouts/15/FIXUPREDIRECT.ASPX?WebId=1057a7be-45e1-4b08-af28-b81c4827a08c&TermSetId=a76074c9-979d-4db3-adcc-34af89495da2&TermId=55cf9a3d-e0a2-4747-9f7f-97e10b11ad33)

If you already hold a Second Post-Study Work visa and are eligible for the additional 2 years with a select degree, lodge your application via ImmiAccount (https://online.immi.gov.au/). Applicants with a select degree are only eligible to be granted the extended 2 years once and further applications for the extension will be made invalid.

Cost

From AUD745.00

Processing Time

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> <u>(/visas/getting-a-visa/visa-processing-times/global-visa-processing-times)</u>. This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

- You can work in Australia
- You can bring your family with you

Temporary Graduate visa (subclass 485)

Replacement stream

(https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/temporary-graduate-485/replacement-stream)

This visa is for current and former Temporary Graduate visa holders who lost time on their original visa due to COVID-19 travel restrictions. It lets you live, work and study in Australia temporarily.

Stay

Usually between 18 months and 6 years.

You will receive the same grant period as your previous visa, with the following exceptions:

Post Study Work applicants with a select degree may be eligible for an extended 2 years on their visa. See Eligibility (/_layouts/15/FIXUPREDIRECT.ASPX?WebId=1057a7be-45e1-4b08-af28-

b81c4827a08c&TermSetId=a76074c9-979d-4db3-adcc-34af89495da2&TermId=829edf2d-c2a8-4231-bbab-5bc6e55a7803)

If you already hold a replacement post-study work visa and are eligible for the additional 2 years with a select degree, lodge your application via ImmiAccount (https://online.immi.gov.au/). Applicants with a select degree are only eligible to be granted the extended 2 years once and further applications for the extension will be made invalid.

Hong Kong and British National Overseas passport holders may stay for 5 years.

Cost

From AUD1,895.00

Processing Time

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> <u>(/visas/getting-a-visa/visa-processing-times/global-visa-processing-times)</u>. This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

- You can work in Australia
- You can bring your family with you
- You can include your spouse or children in your application, even if you have not previously done so

Last updated: 8 December 2022



Immigration and citizenship

Subclass 482

Temporary Skill Shortage visa

This temporary visa lets an employer sponsor a suitably skilled worker to fill a position they can't find a suitably skilled Australian to fill.

Basic Eligibility

You must:

- be nominated for a skilled position by an approved sponsor
- · have the right skills to do the job
- · meet the relevant English language requirements

Temporary Skill Shortage Visa (subclass 482)

Short-term stream

(https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/temporary-skill-shortage-482/short-term-stream)

This visa enables employers to address labour shortages by bringing in skilled workers where employers can't source an appropriately skilled Australian worker.

Stay

You can stay for up to 2 years or up to 4 years if an International Trade Obligation (ITO) applies. Hong Kong passport holders may stay up to 5 years.

Cost

From AUD1,455.00

Processing Time

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> <u>(/visas/getting-a-visa/visa-processing-times/global-visa-processing-times)</u>. This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

The occupation is on the short-term skilled occupations list (/_layouts/15/FIXUPREDIRECT.ASPX? WebId=1057a7be-45e1-4b08-af28-b81c4827a08c&TermSetId=a76074c9-979d-4db3-adcc-34af89495da2&TermId=4da35599-608f-45e4-8c1e-d32756c816dc)
 Ask a question

Temporary Skill Shortage visa (subclass 482)

Medium-term stream

(https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/temporary-skill-shortage-482/medium-term-stream)

This visa enables employers to address labour shortages by bringing in skilled workers where employers can't source an appropriately skilled Australian worker.

Stay

Up to 4 years.

Hong Kong passport holders may stay up to 5 years.

Cost

From AUD3,035.00

Processing Time

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> <u>(/visas/getting-a-visa/visa-processing-times/global-visa-processing-times)</u>. This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

- ✓ Your occupation is on either the Medium and Long-term Strategic Skills List (MLTSSL) (/_layouts/15/FIXUPREDIRECT.ASPX?WebId=1057a7be-45e1-4b08-af28-b81c4827a08c&TermSetId=a76074c9-979d-4db3-adcc-34af89495da2&TermId=9195aefd-df94-4169-9a4f-a32aa5f654bd) or the Regional Occupation List (ROL) (/_layouts/15/FIXUPREDIRECT.ASPX?WebId=1057a7be-45e1-4b08-af28-b81c4827a08c&TermSetId=a76074c9-979d-4db3-adcc-34af89495da2&TermId=9195aefd-df94-4169-9a4f-a32aa5f654bd)
- You can work in Australia for up to four years.

Temporary Skill Shortage visa (subclass 482)

Labour agreement stream

(https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/temporary-skill-shortage-482/labour-agreement-stream)

This visa is for skilled workers nominated by employers who have a Labour Agreement. It lets you live and work in Australia temporarily. Labour agreements are developed between the Australian

Government (represented by the Department) and employers.

Stay

Up to a maximum of 4 years, depending on the terms in the labour agreement. Hong Kong passport holders may stay up to 5 years.

Cost

From AUD3,035.00

Processing Time

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> <u>(/visas/getting-a-visa/visa-processing-times/global-visa-processing-times)</u>. This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

Your employer has to have a labour agreement with the Australian government in effect.

Temporary Skill Shortage visa (subclass 482)

Subsequent entrant

(https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/temporary-skill-shortage-482/subsequent-entrant)

This visa is for family members of subclass 457 and TSS visa holders who are applying separately for their TSS visa and wish to join the primary subclass 457 or TSS visa holder in Australia.

Stay

You can stay for as long as your visa is valid.

Cost

From AUD1,455.00

Processing Time

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> <u>(/visas/getting-a-visa/visa-processing-times/global-visa-processing-times)</u>. This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

▼ It is for family members of subclass 482 and 457 visa holders

Last updated: 31 August 2023



Immigration and citizenship

Subclass 403

Temporary Work (International Relations) visa

A temporary visa to work in specific circumstances that improve Australia's international relations.

Basic Eligibility

Each stream has specific eligibility requirements.

Temporary work (International relations) visa (subclass 403)

Government Agreement stream

(https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/temporary-work-403/government-agreement)

This visa stream allows a person to work in Australia under the terms and conditions of a bilateral agreement between the Australian Government and a government of another country.

Stay

You can stay until the time we specify in your visa grant notice, which may be up to 2 years.

Cost

From AUD355.00

Processing Time

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> <u>(/visas/getting-a-visa/visa-processing-times/global-visa-processing-times)</u>. This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

- Be employed or engaged under the terms and conditions of a bilateral agreement between Australia and another country
- Stay in Australia for up to 2 years
- ◆ Apply for the visa in or outside Australia

Ask a question

Temporary work (International relations) visa (subclass 403)

Foreign Government Agency stream

(https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/temporary-work-403/foreign-government-agency)

This visa stream lets you come to Australia for specific activities. You could work in Australia employed by a foreign government as a foreign language teacher or as a representative of a foreign government agency.

Stay

You can stay until the time we specify in your visa grant notice, which may be up to 4 years.

Cost

From AUD355.00

Processing Time

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> <u>(/visas/getting-a-visa/visa-processing-times/global-visa-processing-times)</u>. This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

- ✓ You can represent a foreign government and will not be given an official status in Australia by the Department of Foreign Affairs and Trade (DFAT)
- You can be employed as a foreign language teacher by a foreign government in an Australian school
- You can apply for the visa in or outside Australia, but not from immigration clearance

Temporary Work (International Relations) visa (subclass 403)

Domestic Worker (Diplomatic or Consular) stream

(https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/temporary-work-403/domestic-worker)

This visa stream lets a person aged 18 years or older do temporary full-time domestic work in Australia in the household of someone who holds a Diplomatic (Temporary) visa (subclass 995).

Stay

Your first visa is usually valid for a stay of up to 12 months.

A further visa is usually valid for the length of your employer's posting to Australia.

You can stay until the time we specify in your visa grant notice.

Cost

From AUD355.00

Processing Time

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> <u>(/visas/getting-a-visa/visa-processing-times/global-visa-processing-times)</u>. This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

- ▼ You can do full-time domestic work in the household of someone who holds a Diplomatic (Temporary) visa (subclass 995)
- You can work in Australia in line with Australian employment conditions for the time your employer is posted to Australia
- You must be outside Australia the first time you apply

Temporary Work (International Relations) visa (subclass 403)

Privileges and Immunities stream

(https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/temporary-work-403/privileges-immunities)

This visa stream lets you come to Australia if you have, or expect to have, privileges and immunities under relevant legislation. You can stay in Australia on this visa while you are working as an international representative.

Stay

You can stay for the time we specify in your visa grant letter. This is usually the time you are an international representative with the support of the Department of Foreign Affairs and Trade (DFAT).

Cost

Free

Processing Time

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> <u>(/visas/getting-a-visa/visa-processing-times/global-visa-processing-times)</u>. This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

You can stay in Australia while you are working as an international representative

- Your position must have, or expect to have, privileges and immunities under relevant legislation
- You need a letter of support from the DFAT

Temporary Work (International Relations) visa (subclass 403)

Pacific Australia Labour Mobility stream

(https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/temporary-work-403/pacific-australia-labour-mobility-stream)

This visa stream lets you come to Australia to participate in the Pacific Australia Labour Mobility (PALM) scheme.

Stay

You can stay until the time we specify in your visa grant notice, which may be up to 4 years.

Cost

From AUD335.00

Processing Time

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> <u>(/visas/getting-a-visa/visa-processing-times/global-visa-processing-times)</u>. This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

- be a citizen and resident of a specified Pacific Island country (https://www.palmscheme.gov.au/countries)
- ◆ be sponsored by a Temporary Activities Sponsor, approved by the Department of Foreign Affairs and Trade (DFAT) to participate in the program
- be employed in a contract of short term (seasonal) work for up to 9 months
- be employed in a contract of long term (non-seasonal) work for up to 4 years

Last updated: 4 April 2022



Immigration and citizenship

Subclass 408

Temporary Activity visa

This visa allows you to come to Australia to do specific types of work on a short-term, temporary basis.

Basic Eligibility

You must

- · have the skills to undertake the activity to be carried out in Australia
- be supported or sponsored
- · meet additional requirements of the relevant stream

Temporary Activity visa (subclass 408)

Australian Government Endorsed Events

(https://immi.homeaffairs.gov.au/visas/getting-a-visa/visalisting/temporary-activity-408/australian-government-endorsedevents)

This temporary visa lets you come to Australia to participate in events endorsed by the Australian Government.

Stay

For the duration of the event (up to 4 years)

Cost

From AUD405.00

Processing Time

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> <u>(/_layouts/15/FIXUPREDIRECT.ASPX?WebId=1057a7be-45e1-4b08-af28-b81c4827a08c&TermSetId=a76074c9-979d-4db3-adcc-34af89495da2&TermId=8d21fa49-19a7-4d58-8bb0-31134b271c2b)</u>. This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

- It is only for participation in certain events that have been endorsed by the Australian Government
- ✓ You can stay in Australia for the duration of the event, or up to 4 years a question

Temporary Activity visa (subclass 408)

Special Program

(https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/temporary-activity-408/special-program)

This visa lets you stay in Australia to take part in an approved special program. Special programs can include youth exchange, cultural enrichment or community programs, school language assistants or "gap year school volunteering".

Stay

Up to 12 months

Cost

From AUD405.00

Processing Time

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> <u>(/visas/getting-a-visa/visa-processing-times/global-visa-processing-times)</u>. This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

- Take part in a special program in Australia to exchange culture, knowledge and social experiences
- Stay in Australia for usually up to 12 months with members of your family unit
- Apply for the visa in or outside Australia, but not in immigration clearance

Temporary Activity visa (subclass 408)

Religious Work (https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/temporary-activity-408/religious-work)

This visa lets you do full-time religious work for a religious institution in Australia. You and your family who apply for the visa with you can stay here for up to 2 years.

Stay

Up to 2 years

Cost

From AUD405.00

Processing Time

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> <u>(/visas/getting-a-visa/visa-processing-times/global-visa-processing-times)</u>. This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

- Do full-time religious work to serve a religious institution in Australia
- Stay in Australia for up to 2 years with members of your family unit
- Apply for the visa in or outside Australia, but not in immigration clearance

Temporary Activity visa (subclass 408)

Research activities

(https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/temporary-activity-408/research-activities)

This visa lets you observe or take part in a research project at a research or tertiary institution in Australia. You and your family who apply for the visa with you can stay here for up to 2 years.

Stay

The applicant can be granted a period of stay in Australia of up to two years

Cost

From AUD405.00

Processing Time

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> <u>(/visas/getting-a-visa/visa-processing-times/global-visa-processing-times)</u>. This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

- Observe or take part in an Australian research project
- Stay in Australia for up to 2 years with members of your family unit
- Apply for the visa in or outside Australia, but not in immigration clearance

Temporary Activity visa (subclass 408)

Invited for other social and cultural activity (Invited Participant) (https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/temporary-activity-408/invited-for-other-social-and-cultural-activity)

This visa lets you come to Australia if you are invited to participate in a community-based event, including sporting events. You and your family who travel on the visa with you can stay here for up to 3 months.

Stay

Up to 3 months

Cost

From AUD405.00

Processing Time

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> (/visas/getting-a-visa/visa-processing-times/global-visa-processing-times). This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

- You must have been invited to take part in a community-based event in Australia
- You can stay in Australia for up to 3 months with members of your family unit
- You can apply for the visa in or outside Australia, but not in immigration clearance

Temporary Activity visa (subclass 408)

Sporting Activities

(https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/temporary-activity-408/sporting-activities)

This visa allows you to play, coach, instruct or adjudicate for an Australian team, or do high level sports training with a sporting organisation. You and your family can stay in Australia for up to 2 years.

Stay

Up to 2 years

Cost

From AUD405.00

Processing Time

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> (<u>/visas/getting-a-visa/visa-processing-times/global-visa-processing-times</u>). This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

- ✔ Play, coach, instruct or adjudicate for an Australian team, or do high-level sports training with a sporting organisation
- Stay for up to 2 years with members of your family unit
- ◆ Apply for the visa in or outside Australia, but not in immigration clearance

Temporary Activity visa (subclass 408)

Entertainment Activities

(https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/temporary-activity-408/entertainment-activities)

This temporary visa lets you come to Australia to work in the entertainment industry on film, television or live productions as a performer, production or support staff. You can include family members in your visa application.

Stay

Up to 2 years

Cost

From AUD405.00

Processing Time

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> <u>(/visas/getting-a-visa/visa-processing-times/global-visa-processing-times)</u>. This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

- Work on film, television or live productions in the entertainment industry
- Stay in Australia for up to 2 years with members of your family unit
- Apply for the visa in or outside Australia, but not in immigration clearance

Temporary Activity visa (subclass 408)

Superyacht Crew

(https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/temporary-activity-408/superyacht-crew)

This visa lets you work in Australia as a crew member of a superyacht. You can stay here for up to 12 months.

Stay

Up to 12 months

Cost

AUD405.00

Processing Time

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> <u>(/visas/getting-a-visa/visa-processing-times/global-visa-processing-times)</u>. This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

- ❷ Be a crew member on a superyacht in Australia
- Stay in Australia for up to 12 months
- ◆ Apply for the visa in or outside Australia, but not in immigration clearance

Temporary Activity visa (subclass 408)

Exchange Arrangements

(https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/temporary-activity-408/exchange-arrangements)

This visa lets you come to Australia as part of a staff exchange with an Australian organisation. You and your family members who travel here on the visa with you can stay for up to 2 years.

Stay

Up to 2 years

Cost

From AUD405.00

Processing Time

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> (<u>/visas/getting-a-visa/visa-processing-times/global-visa-processing-times</u>). This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

- ▼ Take part in a staff exchange and work in an Australian organisation
- Stay in Australia for up to 2 years with members of your family unit

Temporary Activity visa (subclass 408)

Domestic work for executives

(https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/temporary-activity-408/domestic-work-for-executives)

This visa lets you come to Australia to do full-time domestic work in the household of certain senior foreign executives. You and members of your family unit can stay here for up to 2 years.

Stay

Up to 2 years

Cost

From AUD405.00

Processing Time

For an indication of processing times for this visa, use the <u>visa processing time guide tool</u> <u>(/visas/getting-a-visa/visa-processing-times/global-visa-processing-times)</u>. This will show the processing times for recently decided applications. It is a guide only and not specific to your application.

- Do full-time domestic work in an Australian household of certain senior foreign executives
- Stay in Australia for up 2 years with members of your family unit
- Apply for the visa in or outside Australia, but not in immigration clearance

1 July 2021