

ACT NOMINATION GUIDELINES

BUSINESS INNOVATION AND INVESTMENT (PERMANENT) VISA (SUBCLASS 888) July 2021

The Business Innovation and Investment (Permanent) visa (Subclass 888) is a permanent visa for people who invested in Canberra and successfully conducted business or entrepreneurial activity in the ACT for at least two years.

This visa has five streams:

- A. Business Innovation stream: this is a permanent visa for successful business people who invested at least \$200,000 to establish or purchase a business in Canberra.
- B. Investor stream: the ACT does not participate in this stream.
- C. Significant Investor stream. This is a permanent visa for people who invested \$5 million into a complying investment of economic benefit to Canberra.
- D. Premium Investor stream: the ACT does not participate in this stream.
- E. Entrepreneur stream. This is a permanent visa for people who successfully undertook an entrepreneurial venture in Canberra.

How to apply for ACT 888 nomination

You must be invited to apply for ACT 888 nomination. After carefully checking that you meet the 888 eligibility criteria, you can request an invitation by emailing migrationservices@act.gov.au and explain how your business or entrepreneurial activity was of economic benefit to the ACT.

ACT 888 A nomination - Business Innovation stream

This visa is for successful business people who invested a minimum \$200,000 to establish or purchase a business in Australia. If you are seeking ACT 188 A nomination, you must show that the ACT business activity was viable and of economic benefit to the Territory. You must meet the following criteria:

- Meet Department of Home Affairs criteria for a Business Innovation and Investment (permanent) visa (subclass 888) – Business Innovation stream.
- Provide evidence that you have invested in the ACT and conducted business activity in accordance with the approved ACT business proposal.
- Show that you have complied with your ACT nomination obligations to settle in Canberra as the holder of a subclass 188 visa.

Document checklist

If you are invited to apply for ACT 888 nomination, you will receive an email with the weblink to the online application form. You must attach the following information:

- Signed declaration that you have met the ACT nomination obligations as the holder of a Business Innovation and Investment (Permanent) (Subclass 888) Visa at Attachment A.
- Provide a short summary (no more than two pages) describing your ACT business activity, including photographs of business premises and business activities (no more than six photos).
- Evidence of ACT business ownership
 - Australian Business Number (ABN) and registration for each business claimed.
 - Evidence of initial investment to purchase or establish the ACT business and ownership interest in the business.
 - Business Activity Statement (BAS) and Personal taxation notice of assessment for the two years prior to application.
 - One page organisation chart showing your position in the business, staff attribution, management reporting lines and functional responsibilities.
- Evidence of net value of your ACT business and personal assets.
- Resume/Curriculum Vitae and summary of successful investment career.
- A current Department of Home Affairs form [1139A - Statement of Assets and Liabilities Position](#).
- Copy of passport (bio page and Australian visas *if any*) for main applicant and dependents.
- Department of Home Affairs *Form 1414: Nomination Business Visas (completed and signed)*
- Service fee: \$1100. The service fee must be paid to complete your application.
Please note that documents in languages other than English MUST be accompanied by an English translation, completed by an accredited translator.

ACT 888 C nomination: Significant Investor Stream

This is a permanent visa for people who have invested at least \$5 million in a complying significant investment.

If you are seeking ACT nomination, you must show that the complying investment was of economic benefit to the ACT. You must meet following criteria:

- Meet the Department of Home Affairs criteria for a [Business Innovation and Investment \(Permanent\) visa \(subclass 888\) – Significant Investor stream](#).

- Provide evidence that a proportion (minimum \$500,000) of your complying investments have been of economic benefit to the ACT, as required by your ACT nomination.

Document checklist

If you are invited to apply for ACT nomination, you will receive an email with the weblink to the online application form. You must attach the following information:

- Documentary evidence to support the \$5 million significant complying investment over the last four years; including the minimum \$500,000 investment into a Complying Significant Investment that is of economic benefit to the ACT.
- Statement outlining Australian investment activity, including details on how the investment activity contributed to the ACT economy.
- Resume/Curriculum Vitae and summary of successful investment career.
- A current Department of Home Affairs form [1139A - Statement of Assets and Liabilities Position](#).
- Copy of passport (bio page and Australian visas *if any*) for main applicant and dependents.
- Completed and signed Form 956 *Advice by a migration agent/exempt person of providing immigration assistance (if applicable)*.
- *Form 1414: Nomination Business Visas (completed and signed)*
- Service fee: \$1100. The service fee must be paid to complete your application.

Please note that all documents in languages other than English MUST be accompanied by an English translation, completed by an accredited translator.

Service fee:

A non-refundable service fee is charged for processing applications of nomination of a Business Innovation and Investment visa. The service fee is an administration charge only and does not guarantee the approval of a nomination. The service fee is an administration charge only and does not guarantee the approval of a nomination. The service fee may be paid by one of the following options:

Credit Card – pay now or pay later

- Select 'pay now' on the online application.
- Select 'pay later' and access '[Pay an ACT Government Account](#)' within 14 days to pay the service fee

Assessing your application

We will process all applications in the order they are submitted. In assessing your application, we will check your supporting documents to make sure they support your claim that your business / investment activity was of economic benefit to the ACT.

When we assess your application, we will only look at the documents that you attached. We will not accept any additional documents or contact you for additional information.

If your application is approved, we will confirm ACT Government support of your application for a Business Innovation and Investment (Permanent) visa (subclass 888) on the completed *Form 1414: Nomination Business Visas*

ACT nomination does not guarantee that the Business migration visa will be granted.

What happens if your application is refused?

If your application is refused, we will tell you why you were unsuccessful. You can ask us to reconsider this decision if an error was made by the case officer. Any request for reconsideration must be in writing, explaining why the decision is wrong.

If we agree to reconsider the decision, we will only re-assess the original documents attached to the application. If you now have new documentation to support your ACT business / investment activity, you can start the process again requesting another invitation to apply for ACT 888 nomination.

Administrative Appeals Tribunal

Please note that the ACT will not, under any circumstances, appeal to the Administrative Appeals Tribunal against decisions by the Department of Home Affairs to decline granting a visa to any business migration applicants nominated by the ACT.

Disclaimer

The ACT Government and its employees are not liable for any inaccuracies or omissions in the information provided to the applicant in the context of their application for Territory nomination.