



# GUIDELINES FOR APPLYING FOR AUSTRALIAN CAPITAL TERRITORY (ACT) NOMINATION OF A BUSINESS TALENT (PERMANENT) (SUBCLASS 132) VISA –

## SIGNIFICANT BUSINESS HISTORY STREAM

The Australian Capital Territory (ACT) Government welcomes overseas investment in Canberra, Australia's national capital; a city of innovation and opportunity. Canberra is internationally recognised for an enviable lifestyle and a business friendly environment. Your business venture can take advantage of a strong and stable economy, a vibrant, safe and well-educated community, and a collaborative and innovative business sector. Canberra offers investors a pro-business culture that is actively supported by the ACT Government.

**Canberra. City of choice, city of talent, city of ambition.**

Discover how Canberra and the ACT is the ideal place to base and build your business in Australia and the Asia Pacific region. Read the latest on the '[Canberra Advantage](#)' delivering a compact and competitive Canberra for all.

### About these Guidelines

These guidelines explain how to lodge an application for ACT nomination of a Business Talent (Permanent) (subclass 132) visa – Significant Business History stream.

Before lodging an application for nomination, it is recommended that you obtain specific migration advice relevant to your circumstances from the Department of Immigration and Border Protection or a Registered Migration Agent.

The ACT Migration Program is managed by Innovate Canberra; Chief Minister, Treasury and Economic Development, a Directorate of the ACT Government.

## Significant Business History Stream

**Significant Business History stream:** a permanent residence visa for business people who are nominated by an Australian state or territory government agency.

Applicants seeking Australian Capital Territory (ACT) nomination must be high-calibre business owners or part-owners who have entered into a contractual arrangement with an actively operating ACT registered business to invest at least \$2 million into the ACT for business purposes.

## ACT Nomination Criteria

- Meet the Department of Immigration and Border Protection criteria for a Business Talent (Permanent) (subclass 132) visa – Significant Business History stream.
- Enter into a legally binding agreement with an actively operating ACT registered business to:
  - invest at least \$2 million into an ACT business or investment opportunity. The business proposal must be of economic benefit to the ACT; and
  - create three jobs in Canberra for Australian citizens and/or permanent residents.
- Make a personal commitment, and have sufficient personal funds, to settle in Canberra upon grant of the Business Talent (Permanent) (subclass 132) visa – Significant Business History stream.
- Sign a declaration acknowledging the ACT nomination obligations as the holder of a Business Talent (Permanent) (subclass 132) visa. See Attachment A.

## Department of Immigration and Border Protection Criteria

Before you submit an application for ACT nomination you must:

- Be satisfied that you meet the Department of Immigration and Border Protection criteria for a [Business Talent \(Permanent\) \(subclass 132\) visa](#).
- Record your details through the Department of Immigration and Border Protection [SkillSelect Expression of Interest \(EOI\)](#).

Your EOI must be submitted on *SkillSelect* before you apply for ACT nomination. You must select the ACT as your preferred location to live in Australia. You must attach a copy of the full EOI record of response to the application for ACT nomination.

If your application for ACT nomination is approved, your EOI will be confirmed on *SkillSelect* and the visa invitation will be automatically issued by the Department of Immigration and Border Protection.

## Applying for ACT Nomination

Complete the online application for ACT nomination of a Business Talent (Permanent) (subclass 132) visa at [Access Canberra](#).

Attach the following information to the application:

### Documentary evidence

- *SkillSelect* EOI: full EOI record of response
- Signed declaration acknowledging the ACT nomination obligations as the holder of a subclass 132 visa. [See Attachment A](#).
- Documentary evidence of the agreement to invest a minimum \$2 million in partnership with an existing ACT business.
- Documentary evidence to support the current business activity of the ACT business partner:
  - a short summary (no more than one page) describing the current ACT business activity;
  - ACT Business Registration and ABN;
  - Financial statements for the two years prior to application.
- Statement detailing how the proposed business activity will be of economic benefit to the ACT.
- Resume/Curriculum Vitae of the applicant; and summary of successful business career.
- Evidence of current overseas business activity and ownership share e.g. recent financial statements, business registration.
- A current Department of Immigration and Border Protection form [1139A - Statement of Assets and Liabilities Position](#).
- Copy of passport (bio page and Australian visas *if any*) for main applicant and spouse / defacto partner.
- Completed and signed Form 956 *Advice by a migration agent/exempt person of providing immigration assistance (if applicable)*.
- Service fee: \$1100. The service fee must be paid to complete your application.

*Please note that documentary evidence 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 of \$1100 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.

## Electronic Funds Transfer (EFT) – pay later

- Transfer the fee to:  
Westpac Bank – City Walk, Canberra, 2600  
Account name: 'EDD Operating Account'  
BSB: 032-777  
Account Number: 000145
- Reference: Name of applicant
- Email the EFT receipt to: [migrationservices@act.gov.au](mailto:migrationservices@act.gov.au)

*Please note your bank may charge a transaction fee for processing the EFT. This charge must be paid by the applicant and is in addition to the service fee.*

## Assessment

The assessment of the application for ACT nomination will be based solely on the supporting documents provided at the time of application. If the application is incomplete, or it does not meet the nomination criteria, the application will be refused.

## Processing time

Most applications for nomination will be processed within 30 working days. Please do not enquire about the progress of your application before 30 working days have passed. Progress enquiries can delay application processing.

## Notification of Outcome

You will be notified of the outcome of the application by email. If the application for ACT nomination is approved, ACT nomination of your EOI will be confirmed on *SkillSelect* and the Department of Immigration and Border Protection will immediately issue the visa invitation. Once the visa invitation is issued, you will not be able to update the EOI. You must apply for the Business Talent (Permanent) (subclass 132) visa within 60 days.

## ACT Nomination expires after three months

The offer of ACT nomination is valid for three (3) months from date of approval. If the visa application is not lodged within three months, the offer of ACT nomination will expire. You would have to reapply for ACT nomination and meet the current nomination criteria.

## Department of Immigration and Border Protection Visa Decision

You must notify the ACT Government of the outcome of your ACT nominated Business Talent (Permanent) (subclass 132) visa application, and if granted by the Department of Immigration and Border Protection, the expected date of your arrival in Australia. Notification should be made via email to [migrationservices@act.gov.au](mailto:migrationservices@act.gov.au) and include a copy of your visa grant notification.

## 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 Immigration and Border Protection 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.

ACT nomination is exclusive to the ACT and is NOT transferable to any other State or Territory in Australia.

## Contact us

Client Manager: ACT Business Migration Program

Small Business, Skills and Study Canberra; Innovate Canberra;

Chief Minister, Treasury and Economic Development Directorate; ACT Government

Address: Nara House. 1 Constitution Avenue Canberra ACT 2601

Mail: GPO Box 158, Canberra ACT 2601

International callers: +61 2 6207 5111 (*International call rates apply*)

Australian callers: 13 22 81

Email: [migrationservices@act.gov.au](mailto:migrationservices@act.gov.au)

**Australian Capital Territory (ACT) Declaration of Nomination Obligations – Significant Business History Stream**

I (name)..... (DOB)...../...../.....  
of address).....

do solemnly and sincerely declare that:

- The information contained in my application for Australian Capital Territory (ACT) nomination is true and accurate.
- I have access to the net business and personal assets which are lawfully acquired and are available for transfer to Australia within 1 year of the grant of the subclass 132 visa for the conduct and establishment of a business in the ACT.
- I have a realistic commitment to establish or participate in a qualifying business in the ACT, hold a substantial ownership interest in that business, and maintain direct and continuous involvement in the management of that business.
- I will inform ACT Business Migration of the outcome of my subclass 132 visa and, if successful, my expected arrive date in Australia.
- I will seek the approval of ACT Business Migration before engaging in any prime business activity that differs from the original proposal.
- I will inform ACT Business Migration of any changes to personal information.
- I will settle in the ACT within 6 months of grant of the subclass 132 visa.

*Privacy: The information you provide with your application is collected by Innovate Canberra, Chief Minister, Treasury and Economic Development, a Directorate of the ACT Government and will be used to assess your application for ACT nomination of a Business Talent (Permanent) (subclass 132) visa – Significant Business History stream. Information you provide in the monitoring surveys will be collected and used to monitor your ACT business activity if you are a successful applicant. Depersonalised business activity information may be used to compile statistical reports for internal reporting and may be published in media releases. Personal information you provide in the business activity surveys may be disclosed to the Minister’s Office and other government agencies. Any information submitted by you in and/or with your application and in the business activity surveys which contains personal information, will be stored, used and disclosed in accordance with the requirements of the Privacy Act 1988 (Cth).*

(Signature of applicant) ..... Date: ...../...../.....

Name of Witness.....

(Signature of witness) ..... Date...../...../.....