

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

### Investor stream

Applicants for NSW nomination for the Business Innovation and Investment (Provisional) visa (subclass 188) – Investor stream need to meet NSW nomination criteria and the Department of Home Affairs visa criteria.

The Commonwealth Government Department of Home Affairs has the sole responsibility for granting visas to enter or stay in Australia. The Commonwealth Government is responsible for all health, character, source of funds and security checking on visa applications. NSW nomination does not imply that any subsequent visa application will be approved by the Department of Home Affairs.

<b>NSW criteria</b>	<b>1) Department of Home Affairs visa criteria for the Business Innovation and Investment (Provisional) visa (subclass 188) – Investor stream.</b>
	<b>2) Designated investment:</b> You must provide a signed statement agreeing to make a designated investment with the NSW Treasury Corporation.
	<b>3) Age:</b> You are aged less than 55 years of age at time of application.
	<b>4) Successful business/investment career:</b> You must provide a full resume of your business or investment career and responsibilities demonstrating a successful business or investment career.
	<b>5) Net assets:</b>  <i>If you are seeking to migrate to <b>Sydney</b></i> <ul style="list-style-type: none"> <li>for the two years immediately before the application is made, the net value of your (or your and your spouse's) assets was at least A\$3.0 million.</li> </ul> <i>If you are seeking to migrate to <b>Regional NSW</b><sup>1</sup></i> <ul style="list-style-type: none"> <li>for the two years immediately before the application is made, the net value of your (or your and your spouse's) assets was at least A\$2.25 million</li> </ul>
	<b>6) Availability of funds:</b> You must provide evidence of the availability of funds for settling and living expenses for not less than one year.
	If the Department of Home Affairs has previously refused to grant you a business visa, or has cancelled your business visa, NSW may not sponsor you for a provisional or permanent residence visa unless you can show mitigating circumstances.

<sup>1</sup> Regional NSW is defined as all areas outside Sydney and suburbs as shown below:

Area	Postcodes
Sydney and suburbs	1000-1920, 2000-2249, 2555-2573, 2755, 2759-2772
Regional NSW	All other postcode areas*

In assessing applications for NSW nomination for this visa, NSW also assesses against the following Department of Home Affairs criteria\*:

## Department of Home Affairs visa criteria\*

- 1) **Points test:** You have at least 65 points on the Department of Home Affairs points test for the Business Innovation and Investment visa.
- 2) **Business / investment management experience:** You have experience of direct involvement in managing one or more qualifying businesses or eligible investments.
- 3) **Net assets:** For the two years immediately before the application is made, the net value of your (or your and your spouse's) assets was at least A\$2.25 million.
- 4) **Designated investment:** At the time of decision, you have made a designated investment of A\$1.5 million.
- 5) **Maintain business activity in Australia:** You have a realistic commitment to continue to maintain a business or investment activity in Australia after the designated investment has matured.
- 6) **Acceptable business / investment activities:** Neither you nor your spouse have a history of involvement in business or investment activities that are of a nature that is not generally acceptable in Australia.

Prospective applicants are encouraged to consider seeking independent migration, legal, financial and tax advice before submitting an application for NSW nomination for this visa.

\*Please note: this is only a summary of the selected Department of Home Affairs criteria that NSW assesses in the nomination application. This is not a comprehensive list of the Department of Home Affairs criteria for the Business Innovation and Investment (Provisional) visa (subclass 188) - Investor stream. In order to be granted a visa, applicants will need to meet all Department of Home Affairs criteria. Applicants should refer to the Department of Home Affairs [website](#) for this information.

## Find out more

- Contact the NSW Business and Investor Migration Visa team: [business.migration@treasury.nsw.gov.au](mailto:business.migration@treasury.nsw.gov.au).
- Information on the 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>