

REGIONAL ESTABLISHED BUSINESS VISA SUBCLASS 846

MIGRATE TO AUSTRALIA AS A BUSINESS OWNER

Ferguson Cannon are Migration Lawyers and Registered Migration Agents (Registered Number 0105779) located on the Sunshine Coast and Brisbane in Queensland, Australia. We specialise in complex and difficult applications.

If you are a temporary resident in Australia, and have a proven ownership interest in one or more successful businesses in Australia, you can apply for permanent migration under the Regional Established Business in Australia (Subclass 846 visa) category. You must be sponsored by a state/territory government authority.

If you hold a Business (long stay) visa (Subclass 457), and have owned a business in a designated regional area of Australia for at least two years, you may be able to apply for this visa.

With this visa you can:

- work in your established business in Australia
- travel in and out of Australia any number of times as long as your visa is valid
- study in Australia
- have your family accompany you to Australia, who will have the same entitlements as you
- live in Australia as a permanent resident for five years (after 5 years, you will need to apply for a resident return visa).

You must meet the following requirements to qualify for the visa-

Hold correct visa

You hold a Business (Long Stay) visa (subclass 457).

Sponsorship

You have been sponsored by the relevant State/Territory government authority.

In Australia recently

You have been in Australia as a temporary resident for at least 12 months cumulatively out of the last 24 months before the date of application.

Ownership interest

You have held an ownership interest of at least 10% in up to two main businesses in a designated area of Australia for at least two years immediately before applying and continue to have an interest of that kind.

Annual turnover

Your main business (or two main businesses) have had a turnover of at least A\$200,000.

or

Your main business has total exports of at least A\$100,000; in each of the two years immediately before you apply.

Net assets in Australia

Your (or your and your spouse's) total net assets in Australia were at least A\$200,000 for the two years before you apply.

Net assets in business in Australia

Your (or your and your spouse's) net assets in your main business (or two main businesses) in a designated area of Australia were no less than A\$75,000 in the 24 months before you apply.

Business involvement

You have been actively involved in, and directly responsible for, the day to day management and overall performance of your main business (or two main businesses) for the 24 months before you apply.

Business success

You have an overall successful business career.

Acceptable business record

You have not been involved in business or investment activities considered unacceptable in Australia.

Points test

You must score at least 105 points in the regional established business in Australia points test (unless there are exceptional circumstances).

Health

You must meet certain health requirements and may need to undergo a health examination.

Character

You must be of good character for you to enter Australia.

Australian Values Statement

If you are aged 18 years or over, you are required to sign an Australian values statement. The statement is included in your visa application form and all applicants aged 18 years and over will need to sign it to confirm that they will respect the Australian way of life and obey Australian laws. Before signing this statement you are required to have read, or had explained to you, material made available by the government on life in Australia which is contained in the Life in Australia book.