

Business Innovation and Investment Program (BIIP)

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

This visa is for the Business Innovation and Investment (Provisional) visa holders (subclass 188) to apply for the second stage permanent residency. It allows you to stay in Queensland permanently for the purpose of managing a business or investment.

State nomination for the Business Innovation and Investment (Permanent) visa (subclass 888) is directly managed by the Queensland Government through Migration Queensland (MQ) in collaboration with the Australian Government's Department of Home Affairs (HA).

It includes four streams:

1. Business Innovation
2. Investor
3. Significant Investor
4. Entrepreneur

ELIGIBILITY CRITERIA

To be considered for Queensland nomination for this permanent residency visa, you are not required to lodge an Expression of Interest (EOI) through SkillSelect. You must however:

- hold a valid Business Innovation and Investment (Provisional) visa (subclass 188)
- have complied with the Queensland nomination requirements of your provisional visa.

- demonstrate you meet the Australian Government HA's Immigration Eligibility Criteria for the Business Innovation and Investment (Permanent) visa (subclass 888).
- register your interest online
<https://migration.qld.gov.au/register-now/>

The eligibility criteria are based on your original visa and are different for each visa stream.

1. Business Innovation stream

- Provide evidence of your genuine commitment to Queensland, such as: purchase of properties for family residence, additional investment, study in Queensland, and etc.
- Provide evidence that you have resided in Queensland for at least one year.

EOI for 188 visa submitted from 1 July 2021

- Provide evidence that a minimum of A\$400,000 was invested in one or two qualifying businesses located in the Greater Brisbane and Gold Coast regions; OR
- provide evidence that a minimum of A\$300,000 was invested in one or two qualifying businesses located in regional Queensland.

Additional requirements:

1. Export business must develop international markets for Queensland products.
2. General importing business are not acceptable unless the imported products are highly innovative, advanced in technology, or currently unavailable in Queensland. You should also provide value-adding service to the imported products, such as customised design, product assembly, installation, testing, repair, maintenance, and etc.
3. Property development business are not acceptable.

EOI for 188 visa submitted from 14 July 2016 to 30 June 2021

- Provide evidence that a minimum of A\$200,000 was invested in one or two qualifying businesses located in Queensland.

Additional requirements:

1. Entry level small retail businesses, such as convenience stores, cafés, restaurants, are only accepted if your business(es) are established in regional Queensland.
2. General importing business are not acceptable unless the imported products are highly innovative, advanced in technology, or currently unavailable in Queensland. You should also provide value-adding service to the imported products, such as customised design, product assembly, installation, testing, repair, maintenance, and etc.
3. Property development business are not acceptable.

EOI for 188 visa submitted prior to 14 July 2016

- Provide evidence that a minimum of A\$500,000 was invested in one or two qualifying businesses located in the Greater Brisbane and Gold Coast regions; OR
- Provide evidence that a minimum of A\$300,000 was invested in one or two qualifying businesses located in regional Queensland.

If your current business is different from that initially approved as part of your 188 application, please provide a copy of MQ's written approval of changing your business proposal. This approval must be granted before proceeding to lodge your nomination application for 888 visa.

New Zealanders on a Special Category visa (subclass 444)

Please refer to the current nomination criteria and send an email to migration@qld.gov.au if you have specific questions.

2. Investor stream

- Provide evidence of your genuine commitment to Queensland, such as: purchase of properties for family residence, additional investment, study in Queensland, and etc.
- Provide evidence that you have resided in Queensland for at least two years.

EOI for 188 visa submitted from 1 July 2021

- Provide evidence that you have transferred at least A\$3 million to Queensland, Australia, including A\$500,000 for settlement in Queensland and A\$2.5 million held in Complying Investment for the entire period of your 188 visa.

EOI for 188 visa submitted prior to 1 July 2021

- Provide evidence that you have transferred at least A\$2.25 million to Queensland, including A\$1.5 million of Designated Investment into Queensland Treasury Corporation (QTC) Bond for at least four years.

3. Significant Investor stream

- Provide evidence of your genuine commitment to Queensland, such as: purchase of properties for family residence, additional investment, study in Queensland, and etc.
- Provide evidence of residing in Queensland (applicant 40 days x number of years of holding 188 visa or spouse 180 days x number of years holding 188 visa).

EOI submitted for 188 visa from 1 July 2021

- Provide evidence of having held complying investment of A\$5 million for the entire period of your 188 visa.

If you applied for your 188 visa of Significant Investor stream on or after 1 July 2021, you may be eligible to apply for your Permanent visa (subclass 888) after having held your provisional visa for 3 years.

EOI for 188 visa submitted prior to 1 July 2021

- Provide evidence of having held complying investment of A\$5 million for the entire period of your 188 visa.

If you applied for your 188 visa of Significant Investor stream prior to 1 July 2015, you may be eligible to apply for your Permanent visa (subclass 888) after having held your provisional visa for 3 years and 11 months.



MIGRATION
QUEENSLAND

If you applied for your 188 visa of Significant Investor stream on or after 1 July 2015, you may be eligible to apply for your Permanent visa (subclass 888) after having held your provisional visa for 4 years.

It is recommended that prior to your application, you should seek advice from a registered migration agent/lawyer regarding the timeframe of maintaining your complying investment.

4. Entrepreneur stream:

- Provide evidence that you have undertaken successful entrepreneurial activities in Queensland after being granted your 188 visa.
- Provide evidence of your genuine commitment to Queensland, such as: purchase of properties for family residence, additional investment, study in Queensland, and etc.
- Provide evidence that you have resided in Queensland for at least two years.

APPLICATION PROCESS

To be considered for Queensland nomination:

Step 1: Review your eligibility criteria, visa conditions, and document checklist for your 888 application:

- on the HA website:
<https://immi.homeaffairs.gov.au/visas/getting-a-visa/visa-listing/business-innovation-and-investment-888>
- and on the MQ website
<https://migration.qld.gov.au/business-visa-options/subclass-888/>

Ensure you meet both HA Immigration Eligibility criteria and MQ State Nomination criteria, and have all your documentation ready before you apply.

Step 2: You must first register your interest online <https://www.migration.qld.gov.au/register-now/> in order to apply for state nomination.

Step 3: You will then be invited to lodge your application documentation through online portal. Please check the documentation requirements relevant to your visa stream.

Step 4: When you have uploaded your documents, you will be required to pay a non-refundable application fee to MQ, in order to process your application. MQ will review your application and may request further information.

Please note: you will be given **14 days** to finalise your application from the date of invitation. If you are unable to provide the relevant information within this time frame, you must seek an extension from MQ. Applications not finalised within time frames will be closed and applicants will need to withdraw and register a new application.

Step 5: Once you are nominated, you will receive a signed copy of the HA Form 1414 to lodge with your visa application. You will be given **90 days** to lodge your visa application with HA, however you must lodge your visa application before your provisional visa expires.

APPLICATION PROCESSING TIME

The processing time of each application varies, depending on the quality of your application documents, timely payment of your application fee, and volume of applications.

DISCLAIMER NOTICE TO APPLICANTS

Nomination and approval

Applying for nomination correctly does not guarantee you will receive Queensland nomination or be granted an Australian visa. Nomination is granted at the discretion of the State of Queensland. It is recommended you seek professional legal and financial advice before making an investment. The final decision and timeframe on granting a visa is made by the Department of Home Affairs (HA). The State of Queensland takes no responsibility in the event that your visa application is not approved by HA.

Administrative Appeals Tribunal (AAT)

Please note that Migration Queensland (MQ) will not, under any circumstances, appeal to the Administrative Appeals Tribunal (AAT) against HA's decision of not granting a visa to any skilled or business visa applicants nominated by Queensland.

Complying Investments and Business Proposals

Complying investments or business proposals may carry risk and it is the applicant's responsibility to evaluate and determine the merit, viability and risk of the proposed investment or business and to verify the reliability, accuracy and completeness of the information gathered.

By granting nomination, the State of Queensland makes no endorsement or representation regarding:

- the business proposal or complying investments
- the viability or otherwise of the proposed business or complying investments
- or the origin, validity, accuracy, completeness or reliability of any information in the business proposal.





The State of Queensland disclaims and excludes to the full extent permitted by law, any liability for losses of whatsoever nature arising in any way out of or in connection with the business proposal or complying investment as to either the applicant's business proposal or by reason of any reliance thereon by any person.

It is highly recommended that you seek migration, legal and financial advice regarding your proposed investment to ensure compliance with all eligibility requirements.

After moving to Queensland

It is a requirement of nomination by the State of Queensland that the applicant supplies their residential address and contact details to MQ when you settle in Queensland. You are also required to advise us when your circumstances change, including a change of business proposal, complying investment, or contact details.

Connect. Be connected.

-  migration@qld.gov.au
-  migration.qld.gov.au
-  [@migrationqueensland](https://www.facebook.com/migrationqueensland)
-  [@qldmigration](https://twitter.com/qldmigration)

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