



Application for a long-stay temporary business visa

(for a stay of up to 4 years)

Please ensure that all questions on this form are answered and any requested information attached. The Department of Immigration and Multicultural and Indigenous Affairs (DIMIA) may decide your application on the basis of the information provided in your application form.

Please read these notes carefully before you complete this application form.

This form should only be used by persons seeking to work in Australia on a long-stay temporary basis (ie. up to 4 years) as a temporary business entrant.

Who should use this form?

Use this form if:

- you have been sponsored to work in Australia and you have been advised by your sponsor to apply for your visa;
- you will be working in Australia under a labour agreement and you have been advised by your sponsor to apply for your visa;
- you will be working in Australia on the basis of a transfer within your company;
- you will be working in Australia under a Regional Headquarters agreement (RHQ);
- you have established a business in Australia as the holder of an independent executive visa and you are applying for a second independent executive visa;
- you will be a representative of a supplier of services located outside Australia; or
- you are a person recommended for entry by the Australian Minister for Foreign Affairs.

Charges and method of payment

You will be required to pay the prescribed charge when you lodge this application. See form 990i *Charges* for current fees and charges.

Payment must accompany your application and is generally not refunded if the application is unsuccessful. To make a payment in Australia, please pay by credit card, debit card or by bank cheque or money order made payable to DIMIA. **Please do not pay by cash or personal cheque.**

If you are applying outside Australia, before you make your payment, please contact the nearest Australian mission overseas to find out what methods of payment can be accepted at that office.

Who can be included in this application?

At no extra charge, you can include in this application form any dependants who will accompany you to Australia. Dependants include children under 18 years of age AND children and other relatives 18 or over who are wholly or substantially reliant on you for financial support for their basic needs. Persons 18 or over must also show that they have been reliant on you for a substantial period and that they are more reliant on you than on any other person or source. A person may also be considered dependent on you if they rely on you for financial support because of a disability.

Residential Address

You must provide the address of where you intend to live during the period that your application is being considered. Failure to give a residential address may result in your application being invalid. A Post Office box address will not be accepted as your residential address.

Let DIMIA know if you change your address

If you change your residential address for more than 14 days while your application is being processed, you must tell DIMIA your new address and how long you will be there. DIMIA will send communication about your application to the latest address for correspondence you have provided.

Communication about your application can be sent to another person that you have authorised, but you will be taken to have received the communication that DIMIA sends to that person. DIMIA must be informed (in writing) of any address change for either you or your authorised person.

Medical and x-ray examinations

Please enquire about health checking procedures and forms at the office where you intend to lodge this application. If examinations are required, you will need to submit 2 additional passport-sized photographs for attachment to the health examination form.

How to apply

Step 1

If your sponsor's nomination has been approved, your sponsor will provide you with a copy of the sponsorship and/or nomination approval letter and other documents needed to assist in deciding your application.

It is essential that you attach all these documents to your visa application.

Step 2

Make sure you and your accompanying dependants have passports which are valid.

If you are already in Australia, check the expiry date of your current visa. You should lodge your visa application before your current visa expires.

Note: If you already have a visa for travel to Australia and you are granted another visa, the first visa will cease.

Step 3

Complete the application form.

Please either type or use a pen, and write neatly in English using BLOCK LETTERS.

If you need more space to answer questions or wish to provide additional relevant information, attach a signed and dated sheet giving the details.

Any alterations made before you lodge the form must be initialled and dated.

Continued on the next page ►

Step 4

Lodge your application form, passports, fee and any attachments at the nearest office of the Australian Government, or at an office of DIMIA if you are in Australia.

Note: If you are sponsored by a business that is based outside of Australia, you must lodge your visa application at an Australian mission overseas. You must be outside of Australia when you lodge your application.

Your application can be lodged personally or by your representative, or sent by mail.

If you want to change any details after you lodge your application, or if you want to withdraw it, please contact the office where you lodged the form.

You should also advise that office if any of the information you gave in your application changes while your application is being considered.

What happens then?

Your application will be considered and you may be asked to provide additional information to enable a decision to be made.

You will be advised in writing whether your application has been approved or not.

If your application is refused, you will be given a reason for the decision as well as information about your review rights.

Applications made by people who are in Australia

If you are applying for a visa in Australia this form also serves as an application for any class of bridging visa (classes A, C or E) for which you may be able to apply. A bridging visa is granted to ensure visa applicants retain the legal authority to remain in Australia pending a decision on their application, even after the visa they held prior to applying has expired.

If you need to travel overseas temporarily before the application is decided, you should contact the processing office to enquire if you are eligible for a Bridging visa B to enable you to return to Australia.

If you are seeking to change the work conditions of your existing visa before the application is decided, you should apply on form 1005 *Application for a Bridging visa*.

Intra-company transfers

Streamlined processing arrangements are in place to assist executives, managers and specialists on intra-company transfer (ie. employees of an international business transferred to Australia to work in the business' branch or subsidiary). These arrangements also assist intra-company transfers between Asia Pacific Economic Co-operation (APEC) economies [APEC economies are: Australia, Brunei Darrussalam, Canada, Chile, China, Hong Kong (China), Indonesia, Japan, Korea, Malaysia, Mexico, New Zealand, Papua New Guinea, Peru, the Philippines, Russia, Singapore, Chinese Taipei, Thailand, the United States of America, and Vietnam].

Visa condition – 8107

If your visa application is approved, it will be subject to visa condition 8107 unless you are granted an independent executive visa. This requires that a holder of a temporary long-stay business visa (subclass 457), sponsored to work in Australia, must not:

- cease to be employed by the employer who sponsored them (ie. become unemployed or change employer); or
- work in a position or occupation inconsistent with the nominated position or occupation for this visa subclass; or

- work for another person or for themselves while working for the sponsoring employer.

If a visa holder wishes to change employer, a new visa application is required, together with an approved sponsorship and nomination, to allow full consideration against the visa regulations.

Sponsorship obligations

The business employing you in Australia must meet a number of sponsorship obligations in relation to you, eg. sponsors must comply with Australian industrial relations laws, Australian levels of remuneration and conditions of employment. These obligations are detailed on form 1067 *Business sponsor application*. Failure to meet sponsorship obligations may result in cancellation of the business' sponsorship status, and/or cancellation of your visa, and the visas of any of your family members.

Medical Coverage

You should discuss health insurance arrangements with your sponsor as temporary business entrants are generally not entitled to access Australia's national health insurance scheme.

Medicare Levy Exemption

The Medicare Levy is a tax paid through the personal tax system. The *Income Tax Assessment Act 1936* imposes a Medicare levy on individuals who are considered to be Australian residents under the taxation laws. People granted temporary residence visas by DIMIA are often considered to be Australian residents under the taxation laws and may be subject to the Medicare Levy. The Medicare Levy is based on the taxable income of the individual for each income tax year.

Temporary residents who have not been entitled to Medicare benefits (or Medicare benefits under reciprocal health care agreements) and have no dependants who are entitled to such benefits can seek an exemption from the Medicare levy in their income tax return at the end of each financial year, provided their lack of entitlement to Medicare benefits has been certified by the Minister for Health.

Temporary residents from countries with which Australia has reciprocal health care arrangements are eligible for Medicare assistance for immediately necessary treatment. Nationals from most of these countries are therefore not exempt from the Medicare levy (applicants for parent visas, New Zealand residents not residing in Australia and people from Ireland may be able to obtain exemptions via certification).

Before claiming an exemption from the Medicare levy in your income tax return to the Australian Taxation Office, you need to apply to the Levy Exemption Certification Unit of the Health Insurance Commission (HIC) for certification that you (including any dependants) were not entitled to Medicare benefits for a particular period. If your application is successful, the letter advising of certification should be submitted in support of a claim for exemption from the Medicare levy in your income tax return. Such certification is done on an individual basis and must be done retrospectively, ie. you can only apply after the end of financial year for certification of any period in the financial year just finished.

If you are not sure about your entitlement to Medicare benefits, you should check with the Medicare Levy Exemption Certification Unit of the HIC on telephone number 1300 300 271 (for the cost of a local call within Australia). The application form for Medicare levy exemption certification and further information about procedures can also be obtained by phoning this number, or from the internet at www.hic.gov.au/yourhealth/forms/mf.htm (select the 'Medicare Levy Exemption Certification form' link to download the document in Adobe Acrobat format), or by writing to:

Levy Exemption Certification Unit
Health Insurance Commission
GPO Box 9822
HOBART TAS 7001

About the information you give in this form

DIMIA is authorised to collect information provided on this form under Part 2 of the *Migration Act 1958* 'Control of Arrival and Presence of Non-Citizens'. Information provided will be used for assessing your visa application, and for other purposes relating to the administration of the Migration Act.

Information about your health, including the results of any tests for Human Immunodeficiency Virus (HIV), will be used to assess your health for an Australian visa. A positive HIV or other test result will not necessarily lead to a visa being denied. Your result(s) may be disclosed to the relevant Commonwealth, State and Territory Health agencies.

Form 1163i *Health requirement for temporary entry to Australia* provides additional information on Australia's visa health requirements. This form is available at DIMIA offices or via the internet at: www.immi.gov.au

DIMIA may disclose information you provide to other government departments or agencies to assist in assessing the application or to ensure Australian laws are complied with.

The information provided might also be disclosed to agencies who are authorised to receive information relating to adoption, border control, business skills, citizenship, education, health assessment, health insurance, health services, law enforcement, payment of pensions and benefits, taxation, review of decisions and registration of migration agents.

The information form 993i *Safeguarding your personal information*, available from DIMIA offices, gives details of agencies to which your information might be disclosed.

Authorisation of a person to act and receive communication

You may authorise another person to act on your behalf in connection with your application with DIMIA. If so, you will need to complete form 956 *Authorisation of a person to act and receive communication* which is on the last page of this form.

Nominating a person to act on your behalf includes authorising DIMIA to send to that person any communication relating to your application that would otherwise have been sent to you. You will be taken to have received any communication about your application sent to that person as if they were sent to you.

Use of a migration agent

You are not required to use a migration agent to assist with your application. However, in the event that you wish to use a migration agent, a list of registered migration agents is available from the Migration Agents Registration Authority (MARA).

You can contact the MARA at:

PO Box Q1551
QVB NSW 1230
AUSTRALIA

Fax: +61 2 9299 8448

Website: www.themara.com.au

Registered migration agents are bound by the Migration Agents Code of Conduct and generally charge for their services. The MARA investigates complaints against registered migration agents and may take disciplinary action against them. If you have a concern about a registered migration agent, you can contact the MARA.

Under Australian law, anyone who uses knowledge of migration procedures to offer advice or assistance to a person wishing to obtain a visa to enter or remain in Australia must be registered. If you intend to use a migration agent, you are advised to use a registered migration agent.

Consent to communicate electronically

DIMIA may use a range of means to communicate with you. However, electronic means such as fax or e-mail will only be used if you indicate your agreement to receiving communication in this way.

To process your application DIMIA may need to communicate with you about sensitive information, for example, health, police checks, financial viability and personal relationships. Electronic communications, unless adequately encrypted, are not secure and may be viewed by others or interfered with. If you agree to DIMIA communicating with you by electronic means, the details you provide will only be used by DIMIA for the purpose for which you have provided them, unless there is a legal obligation or necessity to use them for another purpose, or you have consented to use for another purpose. They will not be added to any mailing list.

The Commonwealth Government accepts no responsibility for the security or integrity of any information sent to DIMIA over the internet or by other electronic means.

If you authorise another person to receive documents on your behalf and they wish to be contacted electronically, their signature is required on the form to indicate their consent to this form of communication.

DIMIA enquiry line

Telephone **131 881** for the cost of a local call (24 hours a day, 7 days a week). This number is available only in Australia. If you are outside Australia, please contact your nearest Australian mission.

Home page

www.immi.gov.au

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Application for a long-stay temporary business visa (for a stay of up to 4 years)

Please use a pen, and write neatly in English using BLOCK LETTERS.

Tick where required

Details of the applicant

1 Your full name

Family name

Given names

2 Sex Male Female

3 Date of birth DAY / MONTH / YEAR

4 Place of birth
Town/city
Country

5 Your current residential address

Note: A Post Office box address is not acceptable as a residential address. Failure to give a residential address will result in your application being invalid.

POSTCODE

6 Address for correspondence
(If the same as your residential address, write 'AS ABOVE')

POSTCODE

7 Telephone numbers

Office hours (AREA CODE)

After hours (AREA CODE)

8 Do you agree to DIMIA communicating with you by facsimile, e-mail or other electronic means?

No

Yes Give details

Facsimile (AREA CODE)

E-mail address

PHOTOGRAPH

Please attach a recent passport photograph of yourself
AND
all family members included in this application.

9 Present country of citizenship

10 Do you hold any other citizenship?

No

Yes Please provide country of citizenship

11 National identity number (if applicable)

12 Passport details

Passport number

Date of expiry DAY / MONTH / YEAR

13 Marital status
Never married Divorced
Married Separated
De facto Widowed
Engaged to be married

14 If the sponsorship and nomination applications have been approved, indicate the Nomination Permission Request Identifier in the nomination approval letter.

15 If the sponsorship or nomination application is refused, do you wish to withdraw your visa application?

No

Yes **Note:** If you withdraw your application, the case will be considered closed and you will forego any review rights to which you might have been entitled.

Continued on the next page ▶

16 If you are applying on the basis of being the dependant (eg. spouse or child) of another person (the primary applicant), what is that person's name?

Family name

Given names

Sex Male Female

Details of accompanying family members

17 Give details of all family members who will accompany you to Australia or who are in Australia and are a member of your family unit. (If there are more than 6 family members, please copy this page and attach it to this form with additional details)

1. Family name

Given names

Sex Male Female

Date of birth

Relationship to the applicant

Citizenship

Passport number

Date of expiry

2. Family name

Given names

Sex Male Female

Date of birth

Relationship to the applicant

Citizenship

Passport number

Date of expiry

3. Family name

Given names

Sex Male Female

Date of birth

Relationship to the applicant

Citizenship

Passport number

Date of expiry

4. Family name

Given names

Sex Male Female

Date of birth

Relationship to the applicant

Citizenship

Passport number

Date of expiry

5. Family name

Given names

Sex Male Female

Date of birth

Relationship to the applicant

Citizenship

Passport number

Date of expiry

6. Family name

Given names

Sex Male Female

Date of birth

Relationship to the applicant

Citizenship

Passport number

Date of expiry

18 Please provide evidence of marriage certificate, birth certificate or other evidence if de-facto spouse.

If any of your dependants were not included in the nomination application made by your employer, you should attach written confirmation from your employer that they will meet the sponsorship undertakings set out in form 1067 in relation to those dependants.

31 How are you applying for a visa to enter or remain in Australia?

As a person sponsored by an Australian business (including RHQ or labour agreements) or a person sponsored by a business outside Australia

Complete Sections A and E before signing the Declaration at Section F

As a person sponsored by an Australian business as an intra-company transfer

Complete Sections A and E before signing the Declaration at Section F

As the holder of an independent executive visa who has an established business in Australia

Complete Sections B and E before signing the Declaration at Section F

As a representative of a supplier of services located outside Australia

Complete Sections C and E before signing the Declaration at Section F

As a person accorded certain privileges and immunities under the *International Organisations (Privileges and Immunities) Act 1963* or the *Overseas Missions (Privileges and Immunities) Act 1995*

Complete Sections D and E before signing the Declaration at Section F

Section A

Note: Only complete this section if you are applying for a visa to enter Australia after being sponsored by an Australian business (including a labour agreement or RHQ agreement) or sponsored by a business outside Australia.

32 Details of your employer

Business name

Postal address

33 How are you entering Australia?

As a person sponsored by an Australian or overseas business
Please attach a copy of the nomination approval letter and other documents provided by your sponsor then go to Question 35

As a person sponsored as an intra-company transfer
Please attach a copy of the nomination approval letter and other documents provided by your sponsor then go to Question 34

Under a Labour agreement
Labour agreement name and number

Please attach a copy of the nomination approval letter to this application, then complete Questions 35 and 36, then go to Section E

Under a RHQ agreement
RHQ agreement name and number

Please attach a copy of the nomination approval letter to this application, then go to Section E

34 Are you transferring to Australia from a branch or subsidiary of the business' operations elsewhere in the APEC region?
(A list of APEC economies can be found on page 2 of this form.)

No

Yes

Continued on the next page ►

35 Details of your qualifications, training and skills relevant to your proposed activity in Australia

(If you need more space to answer, attach a signed and dated sheet giving the required details)

Educational qualifications

Trade or professional qualifications

Training (including on-the-job training)

Special skills

36 Details of your employment over the past 3 years

1. Employer	
Position	
Duration of employment	
Duties of position	

2. Employer	
Position	
Duration of employment	
Duties of position	

3. Employer	
Position	
Duration of employment	
Duties of position	

You should attach to your application, evidence of any qualifications, employment references, and a curriculum vitae

▶▶ If you are entering Australia under a labour agreement, go to Section E

37 Annual salary (gross)

(This is the gross salary that you will be paid, excluding any additional payments or allowances such as superannuation, accommodation, bonuses, shares, meals and vehicles)

You should attach to your application an employment contract or offer of employment setting out the salary arrangements

38 If you are nominated by an overseas business to establish or assist to establish a business activity in Australia, please attach the following documents to this application.

(Keep a copy of the documents for your own records.)

A statement outlining:	<input type="checkbox"/>
<ul style="list-style-type: none"> • your previous business experience and expertise 	<input type="checkbox"/>
<ul style="list-style-type: none"> • details of the business to be established including <ul style="list-style-type: none"> – the nature of the proposed business activity – the name or proposed name of the business – the proposed location – local and expatriate employees to be involved – the capital to be invested – your proposed function in the business – a broad outline of any research conducted and by whom. 	

▶▶ Now go to Section E

Section B

Note: Only complete this section if you are applying for a visa to remain in Australia as an independent executive.

- 39** If you are the holder of an independent executive visa and are applying for a visa to remain in Australia as an independent executive, please attach the following documents to this application.

(Keep a copy of the documents for your own records.)

Note: It is not necessary to provide a separate statement for each point. It may be possible to cover some or all of these points in one covering statement.

<p>A statement outlining:</p> <ul style="list-style-type: none"> • details of the business activity you have been involved in, for at least the past 15 months in Australia: (If you have been in business for a lesser period you must show evidence, such as a letter of support from a State/Territory government business development agency, as well as the following documents:) – name of the business; – level of ownership in the business; – the activities of the business; – the location of the business; – number of staff employed; – revenue of business; and – details of any support received from other businesses in Australia or Government agencies (including Austrade and Australian State/Territory government agencies). 	<input type="checkbox"/>
<ul style="list-style-type: none"> • how your current business activity has achieved one or more of the following: <ul style="list-style-type: none"> – created or maintained employment for Australian citizens or Australian permanent residents; – expanded Australian trade in goods and services; – improved Australian business links with international markets; or – contributed to the competitiveness within sectors of the Australian economy. 	<input type="checkbox"/>
<ul style="list-style-type: none"> • either: <ul style="list-style-type: none"> – how the business activity has introduced, utilised or created new or improved technology or business skills in Australia; or – evidence of training conducted by the business activity in Australia, in the last 15 months. 	<input type="checkbox"/>
<ul style="list-style-type: none"> • the net assets belonging to you and/or your spouse which are being used to conduct your business. Please note that personal assets should be objectively valued. Evidence of the value of net assets in business should include: <ul style="list-style-type: none"> – evidence of level of ownership; and – financial records (balance sheets) showing the net assets of owners equity of that business. 	<input type="checkbox"/>
<ul style="list-style-type: none"> • your management role in the business activity. 	<input type="checkbox"/>

▶▶ Now go to Section E

Section C

Note: Only complete this section if you are applying for a visa to enter Australia as a representative of a supplier or services located outside Australia.

- 40** Please attach the following documents to this application. *(Keep a copy of the documents for your own records.)*

An original letter of appointment from the company you represent outlining the nature of your relationship with the company and your proposed activities in Australia.	<input type="checkbox"/>
A statement outlining: <ul style="list-style-type: none"> • your previous business experience and expertise; and 	<input type="checkbox"/>
<ul style="list-style-type: none"> • the name(s) of businesses you propose contacting in Australia. 	<input type="checkbox"/>

▶▶ Now go to Section E

Section D

Note: Only complete this section if you are applying for a visa to enter Australia as a person accorded certain privileges and immunities under the *International Organisations (Privileges and Immunities) Act 1963* or the *Overseas Missions (Privileges and Immunities) Act 1995*.

- 41** Please attach the following documents to this application. *(Keep a copy of the documents for your own records.)*

An original letter from the Australian Minister for Foreign Affairs recommending the applicant should be granted the visa.	<input type="checkbox"/>
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Section E – Authorising another person

- 42** Do you want to authorise another person to act and receive communication about this application on your behalf?

(For further information on authorisation of a person to act and receive communication, read the information at the front of this form.)

No

Yes ▶ After you have completed the declaration and payment details, complete form 956 *Authorisation of a person to act and receive communication* on the last page.

Section F – Declaration

Note: All applicants must complete this section.

43 This declaration must be read and signed by the applicant and any family members included in this application who are aged 18 years or over

- The information on this form is correct.
- I will abide by the conditions of the visa.

Signature of main applicant

Date

Signatures of family members over the age of 18

Signature

Name

Date

Signature

Name

Date

Signature

Name

Date

Signature

Name

Date

44 Declaration by custodial parent/guardian

Where the visa applicant is under 18 years of age, I am not aware of any reason why the visa applicant should not travel to Australia (the custody/access/guardianship rights of another person are not affected).

Signature of custodial parent/guardian

Date

Credit card details

If you wish to pay by credit card, please complete this section.

Payment by (tick one box)

Australian dollars

MasterCard

Diners Club

American Express

Visa

\$

Credit card number

Expiry date /

Cardholder's name

Telephone (AREA CODE)

Address

POSTCODE

Signature of cardholder

Credit card information will be used for charge paying purposes only.

Complete form 956 on the next page if you are authorising another person to act and receive communication on your behalf

Office use only

Request ID number



Authorisation of a person to act and receive communication

Authorisation by applicant or sponsor or Business Skills visa holder

I, (Family name)

(Given names)

(Date of birth) DAY MONTH YEAR

of (current residential address)

 POSTCODE

authorise the following person to act on my behalf in relation to (tick one box only)

my application OR
my sponsorship OR
any correspondence concerning my Business Skills visa (eg. monitoring and, where appropriate, cancellation)

in dealings with the Department of Immigration and Multicultural and Indigenous Affairs (DIMIA). This includes authorising DIMIA to send that person any communication, documents or notifications relating to my application or sponsorship or Business Skills visa that would otherwise have been sent to me.

Is this authorisation made in connection with an existing application?

No
Yes Give details of your existing application
Client number or file number or application receipt number
At which office was that application made?

Details of authorised person

Title: Mr Mrs Miss Ms Other

Family name

Given names

Authorised person's postal address

 POSTCODE

Telephone number COUNTRY CODE AREA CODE NUMBER
() ()

Migration Agent Registration Number 7 DIGITS
(if applicable) : : : : :

Signature of applicant or sponsor or Business Skills visa holder

Date DAY MONTH YEAR

Consent by authorised person for e-communication

As the authorised person named on this form, do you agree to DIMIA communicating with you by facsimile, e-mail, or other electronic means?

No
Yes Give details

Facsimile number COUNTRY CODE AREA CODE NUMBER
() ()

E-mail address

Do you require e-communication for: All communication OR
All communication **except** the final decision

Authorised person's signature

Date DAY MONTH YEAR