

Subclass 858 - National Innovation Visa FACT SHEET

The subclass 858 - National Innovation visa allows individuals with an internationally recognised record of achievement in their field of expertise, or those who have provided specialised assistance to the Australian Government in matters of security, to migrate permanently to Australia. You must be nominated by an eligible individual or Australian organisation/business, or the Minister or Director-General responsible for national security. The minimum requirements for this visa are set out below:

VISA REQUIREMENTS

As the visa applicant, you must meet the relevant health and character criteria, AND satisfy **ONE** of the two sets of requirements listed below:

1. Nomination

You must:

- be nominated by a nationally recognised Australian Citizen, permanent resident or eligible New Zealand citizen or Australian organisation/business in your field, endorsing your achievements and international standing; and
- have an **internationally recognised record of exceptional and outstanding achievement** in a profession, sport, the arts or academia and research (and are still prominent in that field); and
- be an **asset to the Australian community** (if under 18 or over 55 years of age, you must demonstrate that you would be of exceptional benefit to the Australian community); and
- have **no difficulty in obtaining employment in Australia or establishing yourself** independently in your field.

OR

2. National Security Endorsement

You must be **endorsed by the Minister or Director-General responsible for national security** for having provided specialised assistance to the Australian Government in matters of security.

APPLICATION PROCESS

In order to qualify for the subclass 858 - National Innovation visa, you must firstly lodge an Expression of Interest (**EOI**), which sets out how you meet the relevant requirements. If successful in your EOI, the Department of Home Affairs (the DOHA) will invite you to apply for the subclass 858 - National Innovation visa.

Stage 1: Initial Eligibility Assessment

We will first conduct an initial assessment of your eligibility for this visa. This involves reviewing your qualifications, work experience, English language and other circumstances, to establish whether or not you are likely to meet the relevant requirements.

We will then provide you with informed and comprehensive advice about your ability to meet the minimum standards that the DOHA requires migrants to fulfil in order to qualify to apply for this visa.

Note: Our initial assessment of your eligibility does not guarantee that you will (or will not) in fact successfully apply for this visa. Whether or not the DOHA grants you a visa will depend upon whether you meet the visa criteria.

Stage 2: Expression of Interest

Once your eligibility for this visa has been determined, we will prepare and lodge your EOI. If you are applying under the Nomination requirements, at the time of your EOI you will need to specify your nominator and provide your nominator's completed form and supporting evidence. You must also provide supporting documents regarding your international standing and record of achievement in your field.

Note: The DOHA retains an EOI for 2 years from the date that it is lodged.

Stage 3. Visa Application

If your National Innovation visa EOI is successful, and the DOHA has invited you to apply for this visa, we will prepare and lodge your visa application for assessment within the specified time frame, together with all of the documents that support the information that you provided in your EOI. The main criterion is that you meet the requirements referred to above.

You may be in or outside Australia when applying for this visa. However, you may be ineligible to apply in Australia if you do not hold the required type of visa, hold or held an ineligible visa, or have previously been refused a visa (or had your visa cancelled). Please contact us for further details.

Should your visa application be approved, you will be granted a permanent visa. You may be either in Australia or overseas when this visa is granted.

PLEASE NOTE: We estimate that it may take several weeks to prepare and lodge your application, with the time taken largely dependent on how promptly you provide us with the necessary supporting information and documents.

The time that it takes the DOHA to process your application is dependent upon its processing time service standards, and may also vary due to a number of other factors, including the complexity of your case, perceived risk factors and processing priorities. Please contact us for current information regarding likely processing timeframes for this type of application.

This Fact Sheet contains **general information only**. We strongly recommend that you seek specific guidance from us that is relevant to your circumstances before taking any further action.

Do you have additional questions regarding the subclass 858 - National Innovation visa? Please feel free to contact us by email at support@dojolegal.com.au, or by phone on **+61 02 9138 0688** to arrange a paid consultation.

THANK YOU!



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