

Business Innovation and Investment (Provisional) (subclass 188) visa – Business Innovation stream

Victorian Nomination Declaration

DECLARATIONS

1. I declare that for myself as the primary applicant and my dependents:
 - a. all information provided in this application is true and accurate; and
 - b. I understand that if providing false documentation, it will not only result in the refusal of Victorian Government nomination, but is also serious misconduct and may be reported to the Department of Home Affairs; and
 - c. I will comply with the attached conditions and limitations which have been explained to me and I understand how these apply to myself and my dependents.
2. I consider that myself and my dependents qualify for and meet the minimum criteria required to be eligible for visa nomination by the Victorian Government.
3. I understand that whilst the Victorian Government may approve my visa nomination application, all decisions concerning eligibility for visas are the separate responsibility of the Australian Government and its Department of Home Affairs.
4. I consent to the Victorian Government, in assessing my application:
 - a. disclosing my work history and/or other relevant personal information, consistently with the provisions of the Health Records Act 2001 and Privacy and Data Protection Act 2014, to third parties involved in this process; and
 - b. contacting my current and previous employers, education institutions and skills assessing authorities; and
 - c. contacting me to seek further information if required, including requesting an interview.
5. I consent to the Victorian Government providing information, including health information to the Department of Home Affairs if it is requested to do so. Without limiting the circumstances in which information may be provided to the Department of Home Affairs, I understand that information may be provided to the Department of Home Affairs for various purposes including assessing visa applications, compliance with visa conditions or to conduct surveys.
6. I declare that I have sufficient financial resources to support myself and my dependents.
7. I will notify the Victorian Government of any changes to my contact details.
8. I will notify the Victorian Government of my Australian visa application outcome and arrival date in Victoria in a timely manner.
9. I understand that the Victorian Government may contact me in relation to my nomination at any stage during the period of my visa.
10. I understand that Victorian visa nomination is not transferable to any other jurisdiction.
11. I understand that my Nomination Conditions may contain words and phrases with specific meanings as defined by the Victorian Government. A complete glossary of these terms can be reviewed on the Live in Melbourne website.

LIMITATIONS

1. Visa nomination is only one element of obtaining an Australian visa under the Skill stream of the Australian Government's Migration Program.
2. The Australian Government, not the States or Territories, has sole responsibility for approving visas to enter or stay in Australia.
3. The Victorian Government is not responsible for finding employment, accommodation, or providing financial or establishment assistance to me or my dependents.
4. Approval of visa nomination by the Victorian Government does not imply that a visa application will be approved by the Australian Government.
5. The Victorian Government has no legal authority to deal with visa matters and will not advocate to the Department of Home Affairs or the Administrative Appeals Tribunal on behalf of the applicant.
6. The Victorian Government does not endorse any investment made, or any business activity undertaken, by the applicant nor does it accept liability for any financial loss, cost or expense incurred as a result of any business decision, business activities or investments made by any person in any way connected with this application, or otherwise.
7. While every effort is made to ensure all application forms and publicly available information remain current and accurate, Victorian Government staff are not liable for any inaccuracies or omissions in any information provided.


NOMINATION CONDITIONS

I understand that if my Victorian nomination application is successful, and I am granted a Business Innovation and Investment (Provisional) (subclass 188) visa - Business Innovation stream by the Australian Government, Victorian nomination will be provided with the following conditions:

1. I understand that I must employ at least 2 eligible full-time employees in my Victorian business for a minimum of 24 months. I am exempt from this requirement if:
 - a. My eligible business records a turnover of at least \$A 1 million per 12 months, over a consecutive 24-month period immediately before the lodgement of my Business Innovation and Investment (Permanent) visa (subclass 888) nomination application.
2. I understand that my proposed business must contribute to either Product or Process innovation in Victoria.
3. I understand that if I decide to change my business activity that was proposed in my provisional visa nomination application, I must seek advice from the Victorian Government's Skilled and Business Migration Program prior to undertaking this business activity.
4. I will establish a residence and reside in Victoria to the exclusion of all other Australian States and Territories.
5. I understand that these Nomination Conditions will also apply to any subclass 188 visa that I hold in the Business Innovation Extension stream.
6. I acknowledge that, without express written consent from the Victorian Government, failure to comply with the above conditions may result in the withdrawal of Victorian Government nomination for the applicant's visa.

Privacy Statement

The Department of Jobs, Precincts and Regions (DJPR) is committed to protecting personal information provided by you in accordance with the principles of the Victorian privacy laws. The information you provide will be used to manage the terms and conditions of your application, provide you with information about any changes to approval terms and conditions or fees, provide reminders for renewal,



obtain your feedback and provide other information. The information you provide may be made available to departmental staff, contractors or another government organisation for the purpose of administering or enforcing the *Migration Act 1958* (Cth) or another relevant Act. DJPR employees and contractors are required to protect and handle your personal information in accordance with the *Privacy and Data Protection Act 2014* (Vic). For more information on how DJPR handles your personal information go to www.djpr.vic.gov.au/privacy You may contact us to request access to your personal information, or for other concerns regarding the privacy of your personal information, by emailing the Department's Privacy Unit at privacy@ecodev.vic.gov.au