



Australian Government

Department of Immigration and Citizenship

Subclass 457 – Temporary Business (Long Stay) Visa Program (Standard Business Sponsorship)

Visa Application Checklist – to be used with Form 1066 *Application for a Subclass 457 – Business (Long Stay) visa* and online subclass 457 applications (e457)

The subclass 457 visa program is designed for people who want to work temporarily in Australia. This program allows applicants to work for up to four years for a sponsoring employer and is restricted to people seeking to be employed in skilled occupations. There are three processing stages: sponsorship, nomination and **visa application**.

This checklist is designed to help you provide relevant information that will assist the Department of Immigration and Citizenship to process your application for a subclass 457 visa through the standard business sponsor stream. Please ensure that the documents you submit cover your particular circumstances.

Complete applications

You should ensure that you lodge a completed visa application. While the department may ask you to provide more information to determine if you meet the criteria for grant of the visa, a decision on the visa application may be made solely on the information provided at the time of application.

Note: The Visa Application Charge (VAC) will not be refunded if a decision is made to refuse to grant the visa because the applicant did not satisfy the criteria for grant of the visa.

Visa application – The prospective overseas skilled worker applies for a subclass 457 visa

Your subclass 457 visa application may be lodged at the same time as the sponsorship and/or nomination applications, but should not be lodged before them. To be eligible for a subclass 457 visa some of the things you need to demonstrate are that you:

- are the subject of an approved nomination by a standard business sponsor
- have completed (or commenced) the 457 visa skills assessment (if required)
- meet health and character requirements
- meet English language proficiency requirements and
- have made adequate arrangements in Australia for health insurance during the period of your intended stay in Australia.

Some of the documentation that you will need to provide can take several weeks to obtain, for example, evidence of professional registration and/or licensing, or professional membership (if required) in your nominated occupation. If possible these requirements should be completed prior to lodging your visa application. Please note that the visa can not be granted if your skills assessment has not been completed.

Note: There is no age limit for the applicant in this visa subclass.

How to lodge your visa application

If you are being sponsored by a business operating in Australia, you will need to:

- complete Form 1066 *Application for a Subclass 457 – Business (Long Stay) visa* (paper based application)
See: www.immi.gov.au/allforms/application-forms
and lodge it at any state or territory Immigration office in Australia, or at an Australian mission overseas.
See: www.immi.gov.au/contacts/offices.htm
or
- complete an online visa application (e457)
See: www.immi.gov.au/e Visa
- **Note:** If you are sending electronic attachments, please upload them as a document in PDF format through eVisa rather than sending them as email attachments.
and
- pay the VAC.
See: www.immi.gov.au/allforms/990i/employer-sponsored-temporary.htm

If you are being sponsored by a business operating outside Australia, you will need to:

- complete Form 1066 *Application for a Subclass 457 – Business (Long Stay) visa* (paper based application) only
See: www.immi.gov.au/allforms/pdf/1066.pdf
and lodge it at any state or territory Immigration office in Australia, or at an Australian mission overseas.
See: www.immi.gov.au/contacts/offices.htm
- pay the VAC.
See: www.immi.gov.au/allforms/990i/employer-sponsored-temporary.htm

Existing subclass 457 visa holders wanting to change sponsor

You do not need to apply for a new visa to change your sponsor. Your proposed new sponsor is required to be an approved standard business sponsor and they must lodge a nomination application by completing and lodging a Form 1196N *Nominating overseas employees to work temporarily in Australia*, which identifies you as the person who will work in the nominated occupation.

You **must not** commence employment with your proposed new sponsor until the nomination application has been approved. A new nomination does not extend the term of your visa. It is your responsibility to ensure that you have a valid visa to remain in Australia. To check your visa conditions including expiry date:

See: www.immi.gov.au/managing-australias-borders/compliance/working-legally/evo-for-visa-holders.htm

There are a number of sponsorship obligations that your sponsor must satisfy. More information about sponsorship obligations and the sanctions that may be imposed on sponsors for failing to satisfy them is available on the website.

See: www.immi.gov.au/skilled/skilled-workers/sbs/obligations-employer.htm

For further information, please look at our website or call our general enquiry line during business hours.

See: www.immi.gov.au/employers

Telephone: 131 881

If you are outside Australia, please contact your nearest Australian mission.

Requirements for Primary Applicants

To be granted a subclass 457 visa through the standard business sponsor stream, you must meet various requirements. The following is a list of some of the requirements and the documentation which you can provide to meet them.

Proof of identity

Evidence may include, but is not limited to:	Passport Biodata Page (page with photo and personal details)
	Passport size photograph
	Birth Certificate
	Family Register Document
	Identity Card
	Details of any name change

That your intention to perform the occupation is genuine and, if required, that you have the necessary skills to perform the occupation

Note: Refer to the Trades Recognition Australia website to determine if you are an applicant required to undertake a skills assessment

See: www.deewr.gov.au/tra

Evidence may include, but is not limited to:	457 Skills Assessment conducted by Trades Recognition Australia ^A
	Qualification Certificates (Professional and Educational)
	Registration, licensing or professional Membership as required ^B
	Previous employment references ^C
	Curriculum vitae (CV) or Resume ^D
	Skills Assessment from the relevant assessing authority ^E

That you have the required level of English language proficiency ^F

Note: The English language proficiency requirement does not apply to certain applicants. Please refer to the relevant legislation (IMMI 10/086) to determine if you are an exempted applicant.

See: www.comlaw.gov.au/Details/F2011L00249

Evidence may include, but is not limited to:	IELTS test results (must meet English language requirements)
	Education undertaken in English (based on the completion of five continuous years of study at a secondary or higher institution where the instruction was in English)

Health and character requirements^G	
Evidence may include, but is not limited to:	Certificate of adequate Health Insurance cover ^H
	Health Assessment as defined in Form 1163i <i>Health requirement for temporary entry to Australia</i> See: www.immi.gov.au/allforms/health-requirements
Evidence may include, but is not limited to:	Penal Clearances for each country you have lived in for more than 12 months in the past 10 years See: www.immi.gov.au/allforms/character-requirements
	Form 80 <i>Personal particulars for character assessment</i> See: www.immi.gov.au/allforms/application-forms
	Form 1221 <i>Additional personal particulars information</i> See: www.immi.gov.au/allforms/application-forms
	Military Discharge Papers
Requirements for dependent family members included in the visa application	
Proof of identity of dependent family members	
Evidence may include (for each family member)	Passport Biodata Page - copy (page with photo and personal details)
	Passport size photograph
	Birth Certificate
	Marriage Certificate
	Family Register Document
	Identity Card
	Details of any name change
If you have a de facto partner additional evidence is required ^I and may include	Co-habitation evidence
	Joint bank account statements
	Joint ownership/leasing of property
	Other legal documents
Additional requirements for dependents 18 years of age and over (other than your de facto partner)	Form 47A <i>Details of child or other dependent family member aged 18 years or over^J</i> See: www.immi.gov.au/allforms/application-forms
	Bank statements
	Residential details (such as mail addressed to the dependent)
	School enrolment details

Additional requirements for dependents under the age of 18 years where only one parent/guardian is included in the application	Form 1229 <i>Consent to grant an Australian visa to a child under the age of 18 years</i> ^K See: www.immi.gov.au/allforms/application-forms
	Other parent/guardian's passport (copy)
	Custody papers
	Court documents
	Adoption papers
	Letter of consent from non-migrating parent
Health and character requirements ^G for dependent family members	
Evidence may include	Certificate of adequate Health Insurance cover ^H
	Health Assessment as defined in Form 1163i <i>Health requirement for temporary entry to Australia</i> See: www.immi.gov.au/allforms/health-requirements
Additional evidence that may be required	Penal Clearances for each country they lived in for more than 12 months in the past 10 years See: www.immi.gov.au/allforms/character-requirements
	Form 80 <i>Personal particulars for character assessment</i> See: www.immi.gov.au/allforms/application-forms
	Form 1221 <i>Additional personal particulars information</i> See: www.immi.gov.au/allforms/application-forms
	Military Discharge Papers

Important: Do not supply original documents with your application. If we require an original document at any stage, we will ask for it.

You should provide 'certified copies' of original documents. This means a copy which is authorised as a true copy by a person before whom a Statutory Declaration may be made. Such authorised persons include:

- magistrates
- Justice of the Peace
- Commissioners for Declarations
- Commissioners for Affidavits
- a person before whom a Statutory Declaration may be made under the law of the state in which the Declaration is made
- solicitors
- registered medical practitioners
- bank managers
- postal managers
- Australian Postal Corporation Officers with five years service.

Note: Documents in languages other than English should be accompanied by an English translation completed by a professional translator. In Australia, this is a translator who is accredited by the National Accreditation Authority for Translators and Interpreters. Information on how to obtain translations is available from any office of the department.

Note: If you provide us with fraudulent documents or claims, this may result in processing delays and/or your application being refused. Providing false or misleading information, documents or statements to an officer is a serious offence, with a maximum penalty of 10 years imprisonment or 1 000 penalty units, or both.

NOTES

^A Trades Recognition Australia 457 Visa Skills Assessment

To be granted a subclass 457 visa in certain trade occupations you may be required to undertake a skills assessment conducted by Trades Recognition Australia (TRA).

Occupations requiring a TRA 457 visa skills assessment may change so please refer to the TRA website to determine if you are an applicant required to undertake a formal subclass 457 visa skills assessment.

See: www.deewr.gov.au/tra

^B Registration, licensing or Professional Membership

Evidence from the relevant Australian registration and licensing authorities that you hold, or will be able to meet, the necessary registration and licensing requirements. The evidence relating to registration and licensing must specify:

- the type of registration or licensing held and
- the name and contact details for the registration or licensing authority.

You may be required to undertake an English language test as part of the licensing and registration requirement, or if prescribed by the relevant authority.

Medical Practitioner registration and licensing

If you are an overseas trained medical practitioner, it is advised that you apply for your licensing and registration with the Australian Health Practitioners Regulation Agency (AHPRA) **prior** to lodging your visa application with the department.

See: www.ahpra.gov.au

Alternatively there may be other short term, temporary migration visa options available to allow you to be inside Australia while you are finalising your licensing and registration with AHPRA. For a full list of visa options, please visit the department's website.

See: www.immi.gov.au/visawizard

For further information regarding licensing and registration requirements, please see the department's website.

See: www.immi.gov.au/asri/a-z/htm

^C Previous employment references

Employment references must be on the letterhead of the employer and include the name, title and contact details of the person providing the reference. The reference should include details of the your work position and dates of employment and should cover a period sufficient to demonstrate relevant skill level.

^D Curriculum vitae (CV) or Resume

A CV or Resume must have your full employment and educational history and include dates and positions held for the last five years or more.

^E Skills assessment from the relevant assessing authority

You may be required to undertake a skills assessment in your nominated occupation with the relevant assessing authority listed on the Australian Skills Recognition Index (ASRI).

See: www.immi.gov.au/asri/a-z.htm

^F English language proficiency

There are specific requirements in relation to English language skills.

See: www.immi.gov.au/skilled/skilled-workers/changes-eng-req.htm

^G Health and Character requirements

Applicants must meet health requirements for the grant of a visa.

See: www.immi.gov.au/allforms/health-requirements/index.htm

For the Australian Government to determine whether you are of good character, you may have to provide police certificates for each country that you have lived in for 12 months or more over the last 10 years since turning 16.

See: www.immi.gov.au/allforms/character-requirements/index.htm

^H Health Insurance cover

You are required to provide written advice from your health insurance provider that you, and any dependents, have started, or have made arrangements to start on arrival in Australia, adequate health or travel insurance. Evidence that can be provided to the department may include, but is not limited to:

- a statement from your health insurance provider stating that the level of insurance coverage being provided meets the minimum level of insurance required by the department for a subclass 457 visa
- the name of the health insurance provider
- the health insurance product name
- the commencement date or period of coverage
- the name and date of birth of other people included in the health insurance policy.

Further details regarding the health insurance requirement can be found on the department's website.

See: www.immi.gov.au

Note: If you are covered by a Reciprocal Health Care Agreement (RHCA) with Australia, you only need to provide a copy of your Medicare card or evidence that you have lawfully enrolled with Medicare. For the list of countries that have RHCAs with Australia, please refer to the Medicare Australia website.

See: www.medicare.gov.au.

^I De facto partner

If you have a de facto partner you must provide independent evidence of a mutually exclusive relationship. Evidence you can provide to the department may include, but is not limited to:

- evidence of co-habitation
- joint bank accounts statements
- joint ownership of property
- billing accounts in joint names.

^J Form 47A Details of child or other dependent family member aged 18 years or over

You must complete Form 47A for each dependent included in your application that is aged 18 years or over, other than your de facto partner. Relevant documentation supporting claims must be submitted.

See: www.immi.gov.au/skilled/skilled-workers/sbs/eligibility-family.htm

^K Form 1229 Consent to grant an Australian visa to a child under the age of 18 years

If a child under 18 years is applying to come to Australia without one or both parents or legal guardians, you must have a consent Form 1229 signed by the non-accompanying parent(s) or legal guardian(s) in order to grant the visa. Acceptable photo ID, such as the personal details page of

passport, of the signing parent or legal guardian must be provided. Where custodial arrangements apply, relevant custody documents must be provided.