



INVESTORS

Those who make a significant capital investment, either directly (as individuals), or through a legal entity that is registered in a territory that is not considered a tax haven and provided that the beneficiary owns the majority of the voting rights in it and have the power to appoint or remove the majority of the members of its administrative body. For a capital investment to be considered as significant, one of the following criteria must be fulfilled:

a) An initial investment with a value equal to or greater than:

- 2.000.000 euros in Spanish public debt securities
- 1.000.000 Euros in company shares or stock of Spanish capital companies with an actual business activity
- 1.000.000 euros in investment funds, closed-end investment funds or venture capital funds constituted in Spain
- 1.000.000 euros in bank deposits in Spanish financial institutions.

b) The acquisition of real estate property in Spain, free of all liens or encumbrances with an investment value equal to or greater than 500,000 Euros per each applicant (the investment that exceeds this amount may be subject to liens or encumbrances)

c) A business project intended to be carried out in Spain that is deemed and proved to be of general interest, being necessary to be considered as such the fulfilment of at least one of the following conditions:

- The creation of jobs.
- Making an investment with relevant socio-economic impact in the geographic area where the activity will be carried out.
- A relevant contribution to scientific and/or technological innovation.

The residence visa for investors may be obtained by a representative, appointed by the investor and duly accredited, for the management of a project of general interest

NOTE.- The visa is not a mandatory procedure for foreigners included in the scope of this Law if they are legally in Spain, since in such a case they can choose to request the residence authorization without the need for a visa before the General Directorate of Migrations of the Ministry of Employment and Social Security. Its processing is carried out by the Unit for Large Companies and Strategic Economic Sectors

http://extranjeros.mitramiss.gob.es/es/UnidadGrandesEmpresas/ley14_2013/index.html

The Spanish Consulate General in Miami has full authority to evaluate and request additional documents from those initially submitted by the applicant.

WHAT TO SUBMIT

(original and copy of all the documents requested)

1. **Two national visa application form** completed and signed.
2. **Two recent photographs** (US passport size) in color, centered, with a uniform and clear background, preferably white. Photographs with a dark background or with objects or people behind the head are not accepted.
3. **Passport or travel document** recognized with a minimum validity of one year.
4. **Immigration status in the United States** (not applicable to US citizens): residence card, valid US student visa or US work permit (stamp on the passport) or "parole".
5. **Driver's license or Identity Card**, with the current address of the State of Florida, Georgia or South Carolina.
6. **Consular fee**. Payment must be made with MONEY ORDER (Non-refundable) addressed to: "CONSULATE GENERAL OF SPAIN"
7. **Certificate of criminal record** dated no more than three months before the application date, stating that applicant does not have criminal record in countries where it has resided for the past five years. Does not apply to under 18 years old

In the US you can request the one issued by the US Department of Justice- Federal Bureau of Investigation (FBI) or the one issued by the Department of Law Enforcement of your State of residence. We do not accept local police criminal certificates: This certificate is valid for three months.

INFO FBI BACKGROUND CHECK DEPARTMENT OF STATE

<https://www.fbi.gov/services/cjis/identity-history-summary-checks>

INFO FLORIDA DEPARTMENT OF LAW ENFORCEMENT

<https://www.fdle.state.fl.us/Criminal-History-Records/Obtaining-Criminal-History-Information.aspx>

INFO GEORGIA BACKGROUND CHECK

<https://gbi.georgia.gov/services/obtaining-criminal-history-record-information-frequently-asked-questions>

You can obtain a copy of your Georgia criminal record from most sheriff's offices or police departments. Contact your local law enforcement agency for specific requirements for obtaining a copy of your Georgia criminal record. A local police certificate will be accepted as long as it indicates that the search was conducted at the state level, not just at the local or county level

INFO SOUTH CAROLINA BACKGROUND CHECK

<https://catch.sled.sc.gov/>

The criminal record, either the FBI or The Department of Law Enforcement, must be legalized with the **Apostille certification** and **translated into Spanish by a sworn/certified translator**. (Submit originals of criminal certificate, apostille and translation into Spanish, along with copies of all the documents).

Traducciones: **AMERICAN TRANSLATORS ASSOCIATION** <https://www.atanet.org/>

INFO DEPARTMENT OF STATE APOSTILLE

<https://travel.state.gov/content/travel/en/records-and-authentications/authenticate-your-document/apostille-requirements.html>

INFO FLORIDA APOSTILLE

<https://dos.myflorida.com/sunbiz/other-services/apostille-notarial-certification/https://dos.myflorida.com/sunbiz/other-services/apostille-notarial-certification/>

INFO GEORGIA APOSTILLE

https://sos.ga.gov/index.php/Elections/great_seal

INFO SOUTH CAROLINA APOSTILLA

<https://sos.sc.gov/services-and-filings/apostilles>

If the applicant has spent six months or more during the last five years in another country/State, he/she must submit the police records from that country/State, legalized with the Apostille Certification and translated into Spanish. If the country is not part of the Hague Convention the document must be legalized by the Ministry of Foreign Affairs and then by the Spanish Consulate in that country.

8. Proof of sufficient financial resources for the period of residence that you are requesting or proving a source of periodic collection of income not derived from work or possession of an estate that guarantees said collection of income. At least the amount of 2259,6 euros per month or its equivalent in dollars is required

The base of the economic income will be increased by 564,90 euros (or its equivalent in dollars) additional per month for each member of your family that is in your charge.

Attach a set of copies of the bank account statements of the last year and / or investment accounts, property rental income, etc.

9. Private health insurance from an insurer recognized and authorized to operate in Spain, valid for one year and providing coverage comparable to those provided by the National Health System. For the interested party and all family members who travel with him.

It must cover at least all the preventive, diagnostic, treatment and rehabilitation assistance activities that are carried out in health centers or socio-health centers, as well as urgent health transport.

10. Accreditation of the investment

a) An initial investment in a period not exceeding one year from the presentation of the application with a value equal to or greater than:

- 2.000.000 euros in Spanish public debt securities, a certificate shall be submitted from the financial institution or the Bank of Spain, indicating that the applicant is the sole holder of the investment for a period equal to or greater than 5 years.

- 1,000,000 euros in shares or social participations of Spanish companies with a real business activity.

- In the case of investment in unlisted company shares or stock, the copy of the investment declaration recorded in the Foreign Investments Registry of the Ministry of Economy and Competitiveness must be submitted
- In the case of investment in listed shares, it is necessary to submit a certificate from the financial broker, duly registered at the Spanish Securities Market Commission or in the Bank of Spain.

- 1.000.000 euros in investment funds, closed-end investment funds or venture capital funds constituted in Spain, a certificate shall be submitted from the fund management company, constituted in Spain, duly registered at the Spanish Securities Market Commission.
- 1,000,000 euros in bank deposits in Spanish financial institutions, by means of a certificate from the financial institution stating that the applicant is the sole holder of the bank deposit

b) The acquisition of real estate property in Spain, free of all liens or encumbrance, with an investment value equal to or greater than 500,000 euros (the portion of the investment exceeding the required amount may be subject to liens or encumbrances), by means of **certification of domain and charges** of the Property Registry that corresponds to the property or properties. The certification may incorporate an electronic verification code for online consultation. This certification will include the amount of the acquisition; otherwise, it must be accredited by providing the corresponding **public deed**.

If the purchase of the property has not been formalized but there is a pre-contract with guarantee of its compliance by means of a deposit or other means allowed by law formalized in public deed, you must submit the pre-contract with guarantee together with a certificate from a financial institution established in Spain stating that the applicant has a non-available bank deposit with the amount necessary for the acquisition, fulfilling the agreed contract of the indicated property or properties, including encumbrances and taxes. The amount of the deposit can only be used for the final purchase of the properties indicated in the pre-contract with guarantee.

In this case, the interested party shall be granted an investor residence visa with a maximum validity of 6 months.

c) A business project that is going to be developed in Spain and that is accredited as of general interest, through a **report from the Economic and Commercial Office in Miami**

<http://www.exteriores.gob.es/Consulados/MIAMI/es/Consulado/Paginas/Oficina-Comercial-en-Miami.aspx>

If the investor appoints a representative for the management of the business project and the aim is that he/she obtains the investor residence visa, the report of the Economic and Commercial Office will also assess the need for the intervention of the mentioned representative for the adequate management of the business project..

d) If the investment in any of its modalities is made by a legal entity, a report from the Economic and Commercial Office in Miami must also be presented, proving that the beneficiary directly or indirectly holds the majority of the voting rights and has the power to appoint or dismiss the majority of the board of directors.

DOCUMENTATION TO BE PRESENTED BY FAMILY MEMBERS

(original and copy of all the documents requested)

The following are considered relatives for this type of visa:

- a) Spouse or person with an analogous affective relationship.
- b) Children of the owner, or of the spouse or partner, minors or adults who, being financially dependent on the holder, have not formed a family unit for themselves.

- c) First-degree ascendants when they are under the responsibility of the owner or his spouse or partner.

Applications may be submitted jointly and simultaneously or successively to that of the investor.

In addition to the documents detailed with Nos. 1, 2, 3, 4, 5, 6, 7 and 9, must present the following:

11. **Accreditation of the family** or kinship bond or of the existence of the de facto union and, where appropriate, age and economic dependence.

- **Original marriage** certificate for the spouse.
- **Registration of the common-law partner relationship** or, if there is no registration, document that proves the validity of a common-law partner relationship for more than one year.
- **Original birth certificate** of the children.
- **Travel authorization** signed by both parents and certified copies of their personal identifications

The parent's travel authorization may be made:

- before a Notary, legalized or apostilled and officially translated into Spanish if it is written in a language other than Spanish or English;
- If either parent does not reside in Florida, Georgia or South Carolina, it can be done before the Consulate of Spain corresponding to their place of residence

In the case of minor children of divorced parents, they must also submit **the final divorce decree and Judge's sentence containing the custody** provisions of the minor granting custody to the parent who is processing the visa application, legalized or apostilled and officially translated into Spanish if it is written in a language other than Spanish or English.

IMPORTANT INFORMATION

If the certificates are from a foreign Civil Registry they must be legalized with the Apostille of the Hague or in those countries that are not part of the Hague Convention they must be legalized by the Ministry of Foreign Affairs and then by the Spanish Consulate in that country. In both cases, officially translated into Spanish if it is written in a language other than Spanish or English.

Legalization is not necessary if it is a certificate issued by a Civil Registry of a member country of the European Union, European Economic Area or Switzerland.

In the event of granting the visa, the foreigner, must pick it up personally within a maximum period of one month. If the collection is not made within the mentioned period, it will be understood that the interested party has waived the visa granted, and the procedure will be closed.

The visa that is issued is sufficient title to reside in Spain for a year without the need to process the Foreigner Identity Card