

SELF-EMPLOYED VISA

GENERAL INFORMATION

The Consulate General of Spain in Miami has jurisdiction over the following states: Florida, Georgia and South Carolina

The procedure consists two phases: one related to the self employment and one related to the visa. The first one must be previously resolved favorably in order to begin the process of the second.

FIRST PHASE: Application for authorization of temporary residence and self-employment

SECOND PHASE: Visa application for residence for self-employment

Both applications will be submitted personally, in official form, from Monday to Friday between 8:30 and 13:30 (NO APPOINTMENTS). B1/B2 visa holders must submit applications in the country of legal residence.

Honorary Consulates of Spain are not authorized to process visa applications

Note.- Some cases of entrepreneurs can benefit from the special regime of International mobility Section, Entrepreneurial Support. Act of 27 September 2013 (Law 14/2013) which provides a simplified procedure of residence for them and some of their relatives (See corresponding section)

REQUIREMENTS

- a) To fulfill the conditions that the current legislation requires to Spanish nationals for the opening and operation of the projected activity
- b) Possess the legally required professional qualification or proven experience for the opening and operation of the projected activity
- c) Prove that the investment planned for the implementation of the project is sufficient and the impact, where appropriate, on job creation.
- d) That the applicant has sufficient financial resources for their maintenance and accommodation. In the event that the accredited resources derive from the exercise of the activity on their own, their valuation will be carried out once deducted the necessary resources for the maintenance of the activity.

WHAT TO SUBMIT

(original and copy of all the documents requested)

FIRST PHASE. Application for temporary residence and self-employment authorization

1. Two Applications for authorization of temporary residence and self-employment, in the official model, completed and signed by the interested party (model EX07)

http://extranjeros.mitramiss.gob.es/es/ModelosSolicitudes/Mod_solicitudes2/07-Formulario_cta_proprate_FEB19.pdf

2. Passport or travel document recognized with a minimum validity of 4 months.

3. 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".

4. **Driver's license or Identity Card**, with the current address of the State of Florida, Georgia or South Carolina

5. **Fees for the application for a residence permit**, Model 790 code 052.

<http://www.exteriores.gob.es/Consulados/MIAMI/es/InformacionParaExtranjeros/Documents/Tasas%20Modelo%20790-%20codigo%20052.pdf>

6. **Application fee for self-employment authorization**. Model 990 code 062.

Ibero-American, Filipino, Andorran, Equatoguinean nationals, Sephardis, children and grandchildren of Spanish citizens or Spanish origin and foreigners born in Spain are exempt

<http://www.exteriores.gob.es/Consulados/MIAMI/es/InformacionParaExtranjeros/Documents/Modelo%20990%20-%20código%20062.pdf>

Payment of the fees mentioned in points 5 and 6 must be made with MONEY ORDER (Non-refundable) addressed to: "CONSULATE GENERAL OF SPAIN"

7. **List of authorizations or licenses** required for the installation, opening or operation of the projected activity or for the professional practice, indicating the situation in which the procedures for its achievement are, including, where appropriate, the application certifications before the corresponding agencies.

8. **Accreditation of the capacity** and, where appropriate, **the professional qualification** legally required for the exercise of the profession.

9. **Project of establishment or activity to be carried out**, with indication of the planned investment, its expected profitability and, where appropriate, jobs whose creation is foreseen; as well as supporting documentation that the applicant has the necessary economic investment for the implementation of the project, or sufficient support commitment from financial institutions or others.

SECOND PHASE. Visa application for self-employment residence

If the Subdelegation of the Government of the province where you wish to carry out work or professional activity resolves favorably the application for temporary residence authorization for self-employment, the following documents must be submitted within one month from of the notification of the aforementioned favorable resolution.

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. **Consular fee**. Payment must be made with MONEY ORDER (Non-refundable) addressed to: "CONSULATE GENERAL OF SPAIN"

4. **Medical certificate**. A recent doctor's statement, dated no more than three months before the application date, with the doctor or medical center's letterhead, duly signed, stamped and translated into Spanish by a sworn/certified translator stating:

"This medical certificate certifies that Mr. / Mrs. (...) does not suffer from any diseases that may have serious implications for public health in accordance with the provisions of the International Health Regulations 2005."

5. **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:

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 month 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.

IMPORTANT INFORMATION

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 filed.

Once the visa has been collected, the applicant must enter the Spanish territory during the period of validity of the visa, which in no case will exceed three months. Within one month of entering Spain, the foreigner must personally request the Foreigner Identity Card.