

Start-up Visa(D-8-4) and Overall Assistance for Start-up Immigration System(OASIS)

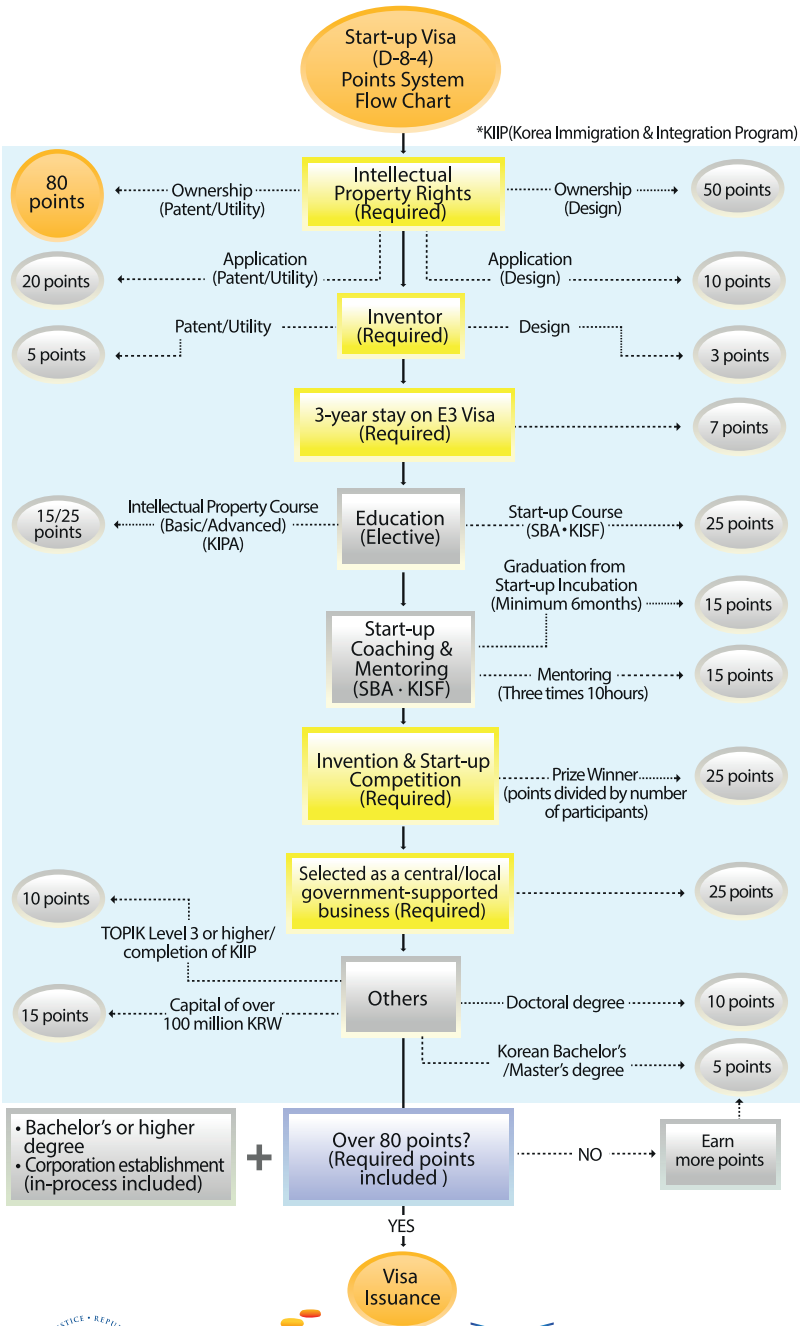


Got creative ideas?
Come to Korea!

VISA



2015 Start-up Visa (D-8-4) & Overall Assistance for Start-up Immigration System (OASIS)



MINISTRY OF JUSTICE
REPUBLIC OF KOREA

Ministry of Justice

Hi Korea: <http://www.hikorea.go.kr>
Start-up Visa: <http://oasisvisa.kr>
Immigration Contact Center: 1345



Korea Institute of Startup
& Entrepreneurship
Development

<http://www.kised.or.kr/>
1357 without a telephone
exchange number



중소기업청
Small & Medium Business
Administration

Small and Medium Business
Administration

<http://www.smba.go.kr/kr>
1357 without a telephone
exchange number



Gwangju Institute of
Science and Technology

<http://www.gist.ac.kr>
062-715-2114



K I S F
한국이민재단

Korea Immigration
Service Foundation

<http://www.kisf.org>
02-6959-3166



Korea Techno -
Venture Foundation

<http://www.hongneung.com>
02-958-6690



Korea Invention
Promotion Association
www.ipcampus.kr/oasis-visa
02-3459-2894



Seoul Global Center
global.seoul.go.kr
02-2075-4180

OASIS Points System: Items and Points

■ Requirements for Start-up Visa (D-8-4)

- Bachelor's degree + corporation establishment + 80 or more points earned out of total 360 points (at least one required item should be included.)

■ Details

1. Prerequisite Items and Points (225 Points): At least one item is required.

Item	Intellectual property ownership (registration)		Intellectual property application		Co-inventor of owned (registered) intellectual property rights		3-year stay on E-3 (Researcher) visa	OASIS-6, OASIS-9
	Patent or utility	Design	Patent or utility	Design	Patent or utility	Design		
Points	80	50	20	10	5	3	7	25(each)

2. Elective Items and Points (135 Points)

*KIIP : Korea Immigration and Integration Program

Item	OASIS-2, OASIS-4	OASIS-1, OASIS-5, OASIS-7	Capital of 100 million KRW	Educational background		TOPIK level 3 or higher/Completion of KIIP
				Doctoral degree (from a Korean or foreign university)	Bachelor's or Master's degree (from a Korean university)	
Points	25(each)	15(each)	15	10	5	10

<Reference>

- ① Completion of Basic Intellectual Property Course (OASIS-1: Korea Invention Promotion Association) (Elective, 15 points)
- ② Completion of Advanced Intellectual Property Course (OASIS-2 : Korea Invention Promotion Association) (Elective, 25 points)
- ③ Completion of Start-up Class (OASIS-4: Korea Immigration Service Foundation and Seoul Global Center) (Elective, 25 points)
- ④ Completion of Start-up Coaching and Mentoring Service (OASIS-5 : Korea Immigration Service Foundation and Seoul Global Center) (Elective, 15 points)
- ⑤ Achievement of the 3rd or higher prize at invention, start-up exhibitions (OASIS-6 : co-hosting) (Required, 25 points)
- ⑥ Completion of Start-up Incubator (OASIS-7 : Korea Immigration Service Foundation and Seoul Global Center) (Elective, 15 points)
- ⑦ Foreigner's business start-up item recognized by the Ministry of Justice and selected as a central or local government-supported project (OASIS-9) (Required, 25 points)

<Notes>

- Ⓐ If there are more than one inventors (participants) for intellectual property rights (registered or applied for) and start-up items (OASIS-6 and OASIS-9), the total points divided by the number of inventors (participants) are recognized only.
- Ⓑ When more than two items are from the same category, they are counted as one. (e.g. : 10 points are awarded even with the three design application cases.)
- Ⓒ OASIS courses can be individually enrolled (However, participants cannot take OASIS-2 before OASIS-1).

Overall Assistance for Start-up Immigration System (OASIS)

OASIS-1 Basic Intellectual Property Course (15 points) : Korea Invention Promotion Association

- Basic course required to acquire (apply for) intellectual property rights and to stay in Korea
- Total of 18 hours (2-8 hours a day, 2 weeks), all courses are provided in a proper language for participants and a minimum attendance of 80% is required for the completion.

(Unit : hr)

Hour	Course	Description
0.5	Orientation and course introduction	
2.0	Understanding immigration control	Understanding immigration laws and regulations
2.0	Basic understanding of Korean society	Basic understanding of the Korean society and culture
2.0	Introduction to intellectual property systems	Overall understanding of intellectual property rights-related laws, institutions and practices
3.0	Understanding patent system (registration requirements and application procedures, etc.)	Understanding invention components, the importance of patent system, the scope of patent-able inventions, and the procedure of patent applications
2.0	Finding invention ideas	How to get an idea for an invention and to develop & materialize invention ideas
3.0	Understanding patent specifications and introduction to prior art search	Theoretical study about patent specifications and prior art search through patent search sites
2.0	Introduction to design (registration requirements and application procedures, etc.)	Basic knowledge about design rights and trademarks required for a business start-up
2.0	Introduction to design laws (registration requirements and application procedures, etc.)	
0.5	Survey and closing ceremony	

OASIS-2 Advanced Intellectual Property Course (25 points): Korea Invention Promotion Association

- Advanced course necessary to acquire (apply for) intellectual property rights; required to stay in Korea
- Total of 25 hours (2-8 hours a day, 2 weeks), provided in a proper language for participants and a minimum attendance of 80% is required for the course completion.

(Unit : hr)

Hour	Course	Description
0.5	Orientation and course introduction	
2.0	Understanding immigration laws and regulations	Understanding immigration laws and regulations
2.0	Understanding Korean society	Advanced understanding of Korean culture and social features
3.0	Advanced prior art search for patent information	Reviewing the potential of one's technology through prior art search practice at the patent search sites.
3.0	Patent information search practice (result presentation and sharing)	
3.0	Understanding and writing of invention declaration	How to write an invention declaration for acquiring patent rights and to maximize the scope of rights
4.0	Writing of invention declaration and advanced understanding of patent specifications (Presentation and sharing the result)	Increasing the possibility of registration through the practice of writing an invention declaration. How to write a specification that can maximize the scope of the rights after registration
3.0	Major causes for refusal and response measures	Understanding major causes for refusal and response measures
3.0	Interpretation of the scope of a request for a patent and infringement judgment	How to interpret the scope of a request for a patent through rights infringement cases and practice writing within the scope of a request for a patent
2.0	Understanding patent trial and litigation system	Developing abilities to acquire rights and to counteract disputes through improved understanding of the patent trial system and patent litigation system
0.5	Survey and closing ceremony	

OASIS-3 Intellectual Property Application Support and Prototype Production Support: the Korea Invention Promotion Association

- Provide support in the intellectual property application process for outstanding items (ideas) with creativity
- Provide expenses for acquiring the rights of the ideas {application fee (written opinion can be supported), agent commission} within the given range, one time per person, and only for patent, utility model and design (trademark is excluded)
- Select technologies (ideas) applied or registered with high commercialization possibility through public contests and support for commercialization and model production, one time per person.

OASIS-4 Basic Start-up Class (25 points) : Korea Immigration Service Foundation, Seoul Global Center

- Basic start-up course for foreigners equipped with basic technologies for a business start-up
- A total of 20 hours (2 hours a day, 3 weeks), all courses are provided in a proper language for participants and a minimum of 80% attendance is required for the course completion

(Unit : hr)

Hour	Description
0.5	Orientation and course introduction
2.0	Understanding immigration laws and regulations
2.0	Advanced understanding of Korean society 3 (including Korean business culture)
2.0	Understanding business management and tax system
2.0	Practice of real estate (rent system, lease protection, etc.)
2.0	Understanding and practice of target marketing
2.0	Theory and practice of business plan writing methods
2.0	Understanding policies relevant to small business start-up support, etc.
2.0	Understanding start-up and business management-related laws and regulations (labor, economy, etc.)
2.0	Presentation before investors and shareholders
2.0	Advanced understanding of Korean society 4 (including meeting with start-up mentor, on-the-job training, etc.)
0.5	Survey and closing ceremony

OASIS-5 Start-up Coaching & Mentoring (15points) : Korea Immigration Service Foundation, Seoul Global Center

- Provide a professional coaching and mentoring service on the issues necessary for a business start-up including selecting a location, market research and customer analysis
- Minimize start-up failure rate early on through one-on-one coaching from a start-up immigration mentor or experts, experience sharing, and site visits
- ☞ A minimum of 10 hours (3 sessions) of exclusive coaching and mentoring is recognized as points.

OASIS-6 Invention, Start-up Exhibition (required) (25 points) : Co-hosting

- Find opportunities to identify foreigner's creative intellectual property ideas and start-up items, open sales channels, and connect investors, etc.
- Find opportunities to identify outstanding and inventive start-up items of potential immigrant entrepreneurs, etc. and to promote technology transaction and investment counseling among participants
- ☞ Provide opportunities for participants to take part in inventions and start-up exhibitions held by universities that attract international students, to meet with company-affiliated research institutions and invested companies, etc. and to give prize to awarded participants.

OASIS-7 Graduation from Start-up Incubation (Provide a space for Start-up) (15 points) : Korea Immigration Service Foundation, Seoul Global Center

- Provide a stable start-up environment by giving a space to individuals who are prepared for a business start-up
- Provide a space for initial start-up to individuals who have completed support programs for intellectual property rights and start-up with outstanding performance or those who have received awards at invention/start-up exhibitions
- ☞ Graduation is recognized only after six months have passed since the start-up moved in the start-up incubation.

OASIS-8 Support for corporation establishment : Korea Immigration Service Foundation

- Support the establishment of corporation, which is imperative to achieve a start-up visa (D-8-4) for successful start-up immigration
- Support preparation procedure and administrative affairs for corporation establishment to help foreigners obtain a start-up visa(D-8-4)
- ☞ Comprehensive assistance in administration and corporate registration required to establish a corporation

OASIS-9 Support Start-up Items Commercialization (required) (25 points) : Korea Institute of Start-up and Entrepreneurship Development, Korea Technology Venture Foundation, Gwangju Institute of Science and Technology

- Promote successful start-up immigration with policy support for start-ups at early stages
- Provide initial commercialization expenses as well as support R&D and post-management
- ☞ Select start-up visa(D-8-4) holders who are to start-up a business or have been in business for less than three years since start-up establishment

Revised guidelines on Job Seeker (D-10) Visa Issuance and Sojourn Management (Technology-based Start-up)

1. Eligible applicants and range of activities

- (Eligible applicants) Persons who plan to prepare for establishment of a technology-based start-up and fall under Item C of 17. Corporate / Foreign Investor (D-8) of Table 1 of the Enforcement Decree of the Immigration Control Act (Visa code: D-8-4)
- * Corporate founders recognized by the Minister of Justice who have earned a bachelor's degree or higher and own either intellectual property rights or the equivalent technological capacity (Immigrants who start up a technology-based business)
- (Range of activities) Overall start-up preparation activities for participation in start-up immigration education programs, application for intellectual property rights including patents, and establishment of corporations

2. Visa issuance

- (Eligible applicants) Persons who have earned (or are expected to earn) a bachelor's degree or higher and prepare for a business start-up based on intellectual property rights or the equivalent technology
- (Issuance Standards) Persons who meet one of the following requirements :
 - Who own or have applied for patent rights, utility model rights or design rights among intellectual property rights
 - Who have completed or participated in all or part of Overall Assistance for Start-up Immigration System (OASIS) courses offered by the Global Startup Immigration Center, designated by the Ministry of Justice and the Small and Medium Business Administration

- If an applicant does not satisfy one of the above requirements, a technology-based start-up plan should be submitted for a comprehensive review of the relevance between a major and start-up area as well as expenses required for a business start-up in order to issue a visa.

• (Required documents) A certificate of education, technology-based start-up plan, a copy of a certificate of patent, utility model registration or design registration or a certificate of application for a patent, etc. (where applicable), and a certificate proving that the person has completed or participated in OASIS courses (where applicable)

3. Extension of stay

• (Required documents) A written plan for job seeking or technology-based business start-up activities (The documents should include the history of the job seeking or start-up preparation activities for the latest 6 months as well as future plans)

• (Maximum period of stay) A maximum of two years for persons who own or have applied for patent rights, utility model rights or design rights, or who earned 50 points or higher from the start-up immigration points system (a maximum of one year for other cases)

- The history of the relevant activities (job seeking and technology-based start-up preparation) and the future plans is comprehensively reviewed, and if appropriate, the stay period will be extended for six months at a time within the period of stay.

4. Change of status of stay

• (Eligible applicants) Persons who have earned (or are expected to earn) a bachelor's degree or higher from a Korean or foreign university and prepare for a business start-up based on intellectual property rights or the equivalent technology

• (Required documents) A certificate of education (bachelor's degree or higher), technology-based start-up plan, a copy of a certificate of patent, utility model registration or design registration, or a copy of certificate or a receipt of application for a patent, etc. (where applicable), and a certificate proving that the person has completed or participated in OASIS courses (where applicable)

Revised Standards on International Trade (D-9-5) Visa

• (Standards) Student (D-2) or Job Seeker (D-10) visa holders who have earned (are expected to earn) a master's degree or higher from a Korean university, and have completed business registration according to the Value-added Tax Act and plan to manage a company or engage in a commercial business after investing 100 million KRW or more (Capital raised in Korea is recognized up to 50 million KRW but the rest must be foreign capital in accordance with the Foreign Exchange Transactions Act and the Regulations.)

- However, persons who have earned (are expected to earn) a bachelor's degree from a Korean university and gained 40 points or higher from the OASIS 1 through 8 are eligible to apply for a D-9-5 visa.

Revised standards on Permanent Resident (F-5) Visa for Start-up Visa (D-8-4) Holders (Technology-based Start-up)

• (Standards) Persons who have stayed in Korea for at least three years on a start-up visa (D-8-4), attracted 300 million KRW or more from investors and hired two or more Korean employees

Applicants must have

- stayed in Korea for at least three years on a start-up visa (D-8-4) as of the date of permanent resident visa application.

- attracted 300 million KRW or more from global investors or obtained the equivalent capital.

- employed at least two Korean nationals for six months or more as of the date of permanent resident visa application.