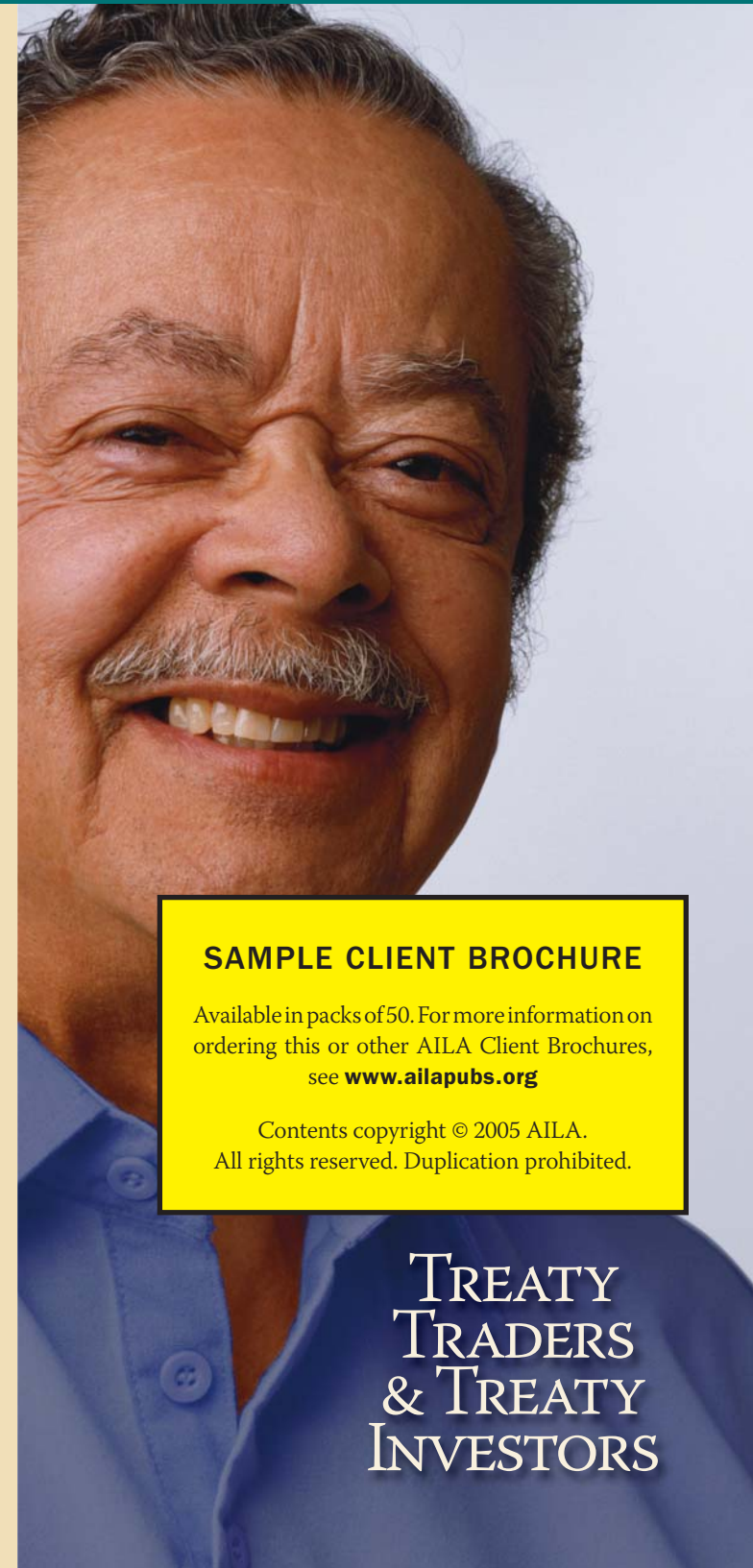


TREATIES between the United States and many countries allow foreign nationals to come to the United States to conduct trade or to manage substantial investments. Unlike the \$1 million threshold for the permanent resident investor visa, there is no fixed minimum dollar amount for treaty investment. Those qualifying for the E-1 (Trader) or E-2 (Investor) visas can pursue long-term business objectives using these practical visas. Be sure to consult with an attorney experienced in immigration matters to be certain that your case is prepared correctly.

**SAMPLE CLIENT BROCHURE**

Available in packs of 50. For more information on ordering this or other AILA Client Brochures, see www.ailapubs.org

Contents copyright © 2005 AILA.
All rights reserved. Duplication prohibited.

**TREATY
TRADERS
& TREATY
INVESTORS**

E-1 AND E-2 VISAS—TREATY TRADERS & TREATY INVESTORS

Who Qualifies for an E-1 Treaty Trader Visa?

A person may be issued an E-1 Treaty Trader visa if:

- The individual or the company has the nationality of the treaty country (at least half of the company must be owned by nationals of the treaty country)
- There is substantial trade (more than 50 percent of the company's international trade) between the United States and the treaty country. "Trade" includes the exchange, purchase, or sale of goods or services; the transfer of technology; and binding contracts that call for the immediate exchange of items of trade. Such trade must be continuous and ongoing
- The individual is either the principal trader who is coming to the United States to engage in substantial trade, or an executive, manager, or employee with special skills essential to the company

Who Qualifies for an E-2 Treaty Investor Visa?

A person may be issued an E-2 Treaty Investor visa if:

- The individual or the company has the nationality of the treaty country (at least half of the company must be owned by nationals of the treaty country)
- The individual or the company has made or is in the process of making a substantial capital investment (relative to the total value of the company) in a bona fide business enterprise in the United States
- The individual is either the principal investor who will direct and develop the enterprise, or an executive, supervisor, or employee whose services are essential to the efficient operation of the U.S. company
- The investment has the present or future capacity to generate more than enough income to provide minimal living for the investor and his or her family, or has a present or future capacity to make a significant economic contribution

How Long Can E Visa Holders Remain in the United States?

E visas are generally issued for five years. Extensions of stay in the United States may be granted as long as eligibility continues and the treaty remains in force.

At the border, E visa holders are admitted to the United States for two years at each entry (notwithstanding the visa-validity period). Extensions of stay in the United States may be granted for up to two years at a time from the appropriate U.S. Citizenship and Immigration Services (USCIS) service center.

An E visa may be reissued for up to five years at the home consulate with submission of appropriate documentation establishing the ongoing trade or continuing operation of the business investment enterprise. The spouse and children of E visa holder do not require treaty country nationality. Children may attend school and spouses in E status are eligible to apply for an employment authorization document.

COUNTRIES WITH TREATIES FOR E-1 AND E-2 VISAS

COUNTRIES WITH TREATIES FOR E-1 VISAS

Argentina	Estonia	Latvia	Serbia & Montenegro
Aruba	Ethiopia	Liberia	Singapore
Australia	Finland	Luxembourg	Slovenia
Austria	France	Macedonia	Spain
Belgium	Germany	Mexico	Suriname
Bolivia	Gibraltar	Netherlands	Sweden
Bosnia & Herzegovina	Greece	Netherlands Antilles	Switzerland
Brunei	Honduras	New Caledonia	Thailand
Canada	Iran (very limited)	Norway	Togo
Chile	Ireland	Oman	Turkey
China (Taiwan)	Israel	Pakistan	United Kingdom
Colombia	Italy	Paraguay	Wallis & Futuna
Costa Rica	Japan	Philippines	
Croatia	Jordan	Poland	
Denmark	Korea (South)		

COUNTRIES WITH TREATIES FOR E-2 VISAS

Albania	Chile	France	Latvia	Panama	Thailand
Argentina	China (Taiwan)	Georgia	Liberia	Paraguay	Togo
Armenia	Colombia	Germany	Lithuania	Philippines	Trinidad & Tobago
Aruba	Congo, Dem. Rep. of (Kinshasa)	Gibraltar	Luxembourg	Poland	Tunisia
Australia	Congo, Rep. of (Brazzaville)	Grenada	Macedonia	Romania	Turkey
Austria	Costa Rica	Honduras	Mexico	Senegal	Ukraine
Azerbaijan	Croatia	Iran	Moldova	Serbia & Montenegro	United Kingdom
Bahrain	Czech Republic	Ireland	Mongolia	Singapore	Wallis & Futuna
Bangladesh	Ecuador	Italy	Morocco	Slovakia	
Belgium	Egypt	Jamaica	Netherlands	Slovenia	
Bolivia	Estonia	Japan	Netherlands Antilles	Spain	
Bosnia & Herzegovina	Ethiopia	Jordan	New Caledonia	Sri Lanka	
Bulgaria	Finland	Kazakhstan	Norway	Suriname	
Cameroon		Korea (South)	Oman	Sweden	
Canada		Kyrgyzstan	Pakistan	Switzerland	