IMMIGRATION REGULATIONS 2011

No. 2011/02

1 Name
2 Interpretation
3 Rights of persons who are not born in Niue
4 Exemptions from the requirement to hold a temporary permit
5 Fees

Pursuant to sections 5 and 42 of the Immigration Act 2011 Cabinet makes the following Regulations:

1 Name
These are the Immigration Regulations 2011.

2 Interpretation
(1) The terms and phrases defined in the Immigration Act 2011 shall be given the same meaning in these regulations unless the context requires otherwise.
(2) In these regulations unless the context otherwise requires -

"the Act" means the Immigration Act 2011.

3 Rights of persons who are not born in Niue
The class of persons specified in Schedule 1 are deemed for the purposes of section 4 of the Act to be born in Niue.

4 Exemptions from the requirement to hold a temporary permit
The classes of persons specified in Schedule 2 are exempt from the requirement to hold a temporary permit of the type and in the circumstances specified in respect of those persons unless they are persons to whom section 9 of the Act applies.

5 Fees
Subject to this regulation, the fees set out in Schedule 3 are payable in respect of the applications and matters set out in that Schedule.
Schedule 1 - Rights of persons who are not born in Niue

A child of any person who has at some period resided continuously in Niue for at least 3 years and who has lived outside Niue continuously for any period of more than three years for work, family or medical reasons.

Schedule 2 - Exemptions

Citizens of the countries specified below whom on arrival will be seeking a visitors permit for no longer than 30 days:

- Andorra
- Australia
- Austria
- Belgium
- Canada
- Cyprus
- Denmark
- Fiji
- Finland
- France
- Germany
- Greece
- Iceland
- Ireland
- Italy
- Japan
- Kiribati
- Liechtenstein
- Luxembourg
- Malta
- Marshall Islands
- Monaco
- Nauru
- Netherlands
- New Caledonia
- Norway
- Portugal (having the right of permanent residence in Portugal)
- Samoa
- San Marino
- Singapore
- Solomon Islands
- Spain
- Sweden
- Switzerland
- Tonga
Sweden  
Switzerland  
Tonga  
Tuvalu  
United Kingdom (having the right of permanent residence in the United Kingdom)  
United States of America  
Vanuatu  
Vatican City

Schedule 3 – Fees

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<thead>
<tr>
<th>Application</th>
<th>Fee</th>
<th>Inclusive of NCT</th>
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<tr>
<td>Cabinet review</td>
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<tr>
<td>Enter and Reside</td>
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<td>Extension to Enter and Reside Permit</td>
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<td>Extension to Visitor’s Visa</td>
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<td>Immigration Advisor’s licence</td>
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<td>One way visa waiver</td>
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<td>Work Permit</td>
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Approved by the Cabinet of Ministers at the Cabinet Chambers, Fale Fono, Alofi this

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Signed by Hon. Toke Tufukia Talagi  
Premier

Countersigned by Georgina Tukiuha  
Clerk to Cabinet