



Immigration Amendment Regulations (No 3) 2007

Anand Satyanand, Governor-General

Order in Council

At Wellington this 25th day of June 2007

Present:

His Excellency the Governor-General in Council

Pursuant to section 150 of the Immigration Act 1987, His Excellency the Governor-General, acting on the advice and with the consent of the Executive Council, makes the following regulations.

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New Part 1 of Schedule 3 substituted	

Regulations

1 Title

These regulations are the Immigration Amendment Regulations (No 3) 2007.

2 Commencement

These regulations come into force on 30 July 2007.

3 Principal regulations amended

These regulations amend the Immigration Regulations 1999.

4 Fees

Regulation 42(3) is amended by omitting “Sydney, Apia, Nuku’alofa, or Suva” and substituting “the Pacific (ie, in Apia, Honiara, Niue, Nuku’alofa, Port Moresby, Port Vila, Rarotonga, Suva, or Tarawa) or Sydney”.

5 Visa and permit fees not payable in certain circumstances

Regulation 43 is amended by revoking subclause (3) and substituting the following subclauses:

“(3) Subclause (3A) applies to a citizen of—

“(a) any of the countries listed in regulation 3(a) of the Immigration (Transit Visas) Regulations 2005; or

“(b) any of the following countries:

“(i) Federated States of Micronesia:

“(ii) Palau:

“(iii) Papua New Guinea.

“(3A) The fee imposed by item 8 of Part 1 of Schedule 3 for an application for a transit visa is not payable by a citizen to whom this subclause applies if transiting to or from 1 of the countries listed in regulation 3(a) of the Immigration (Transit Visas) Regulations 2005.”

6 Certain persons entitled to fee reduction

(1) Regulation 43A(1)(c) is amended by omitting “item 3(d)(i) or 3(e)(i) or 3(g)” and substituting “item 6(d)(i), 6(e)(i), or 6(g)”.

(2) Regulation 43A(2) is amended by—

- (a) omitting “3(g)” and substituting “6(g)”; and
- (b) omitting “item 3(d)(i) or 3(e)(i)” and substituting “item 6(d)(i) or 6(e)(i)”; and
- (c) omitting “item 3(d)(i) or 3(e)(i) or 3(g)” and substituting “item 6(d)(i), 6(e)(i), or 6(g)”.

7 Migrant levy

Regulation 45(1)(c) and (2)(b) are revoked.

8 New Part 1 of Schedule 3 substituted

Schedule 3 is amended by revoking Part 1 and substituting the Part 1 set out in the Schedule of these regulations.

Schedule

New Part 1 of Schedule 3 substituted

r 8

Part 1 Fees

rr 42, 43A

	Application or other matter	Fee (\$)*		
		Location of designated receiving office		
		A New Zealand	B Pacific or Sydney	C Any other location
1	Application for residence permit or visa—			
	(a) skilled migrant category	1,400	1,200	1,800
	(b) business investor category	2,600	2,600	2,600
	(c) entrepreneur category	2,600	2,600	2,600
	(d) family category	700	700	1,200
	(e) Samoan quota category	600	600	—
	(f) Pacific access category	650	650	—
	(g) family quota category	630	630	1,130
	(h) refugee family support category	490	490	690
	(i) residence from work category	700	—	—
	(j) any other category	700	700	1,200
2	Expression of interest, under the skilled migrant category, in invitation to apply for residence—			
	(a) written paper notification	500	500	500

Part 1—*continued*

Application or other matter	Fee (\$)*		
	Location of designated receiving office		
	A New Zealand	B Pacific or Sydney	C Any other location
(b) online notification	400	400	400
3 Expression of interest, under the business investor category, in invitation to apply for residence	460	460	460
4 Request, under the business investor category, for consideration of a business plan (whether a first or subsequent business plan) or of an amended business plan	750	750	750
5 Application for returning resident's visa	140	140	140
6 Application for temporary permit or visa—			
(a) visitor permit or visa	130	100	130
(b) student permit			
(i) written paper application	200	—	—
(ii) online application	70	—	—
(c) student visa	200	150	200
(d) work permit—			
(i) under talent (accredited employers), talent (arts, culture, and sports), and priority occupations list work policies	240	—	—
(ii) work partnership	280	—	—
(iii) other	200	—	—
(e) work visa—			
(i) under talent (accredited employers), talent (arts, culture, and sports), and priority occupations list work policies	240	240	240
(ii) work partnership	280	280	280
(iii) other	200	180	200
(f) working holiday scheme	120	—	120
(g) long-term business visa or permit	2,600	2,200	2,600
(h) group visitor visa, per person—			

Part 1—*continued*

Application or other matter	Fee (\$)*		
	Location of designated receiving office		
	A New Zealand	B Pacific or Sydney	C Any other location
(i) Beijing, Shanghai, Taipei only	—	—	75
(ii) client of approved destination status travel agents (China only)	—	—	40
(iii) Bangkok (citizens of Thailand) only	—	—	75
(iv) other	80	80	80
7 Application for limited purpose permit or visa—			
(a) visa for study purposes	200	150	200
(b) further permit for study purposes	200	—	—
(c) other	130	100	130
8 Application for transit visa	120	120	120
9 Special direction fee	140	140	140
10 For permit granted under section 35A of Act	200	—	—
11 Application for reconsideration under section 31 of Act of decision to decline another temporary permit	140	—	—
12 Application for variation of conditions of permit	120	—	—
13 Request by employer for approval in principle for granting of permit for purpose of recruitment of staff outside New Zealand	180	—	—
14 Confirmation of residence status under regulation 11	80	—	—
15 Appeal to Residence Appeal Authority—			
(a) in relation to application for residence visa or permit declined under humanitarian category	700	—	—
(b) other	700	—	—
16 Appeal to Removal Review Authority	700	—	—
17 Additional call-out fee, where office is opened outside ordinary opening hours in order to process application or other matter as requested	210	210	210

Part 1—continued

Application or other matter	Fee (\$)*			
	Location of designated receiving office			
	A New Zealand	B Pacific or Sydney	C Any other location	
18	Transfer fee, where permit stamp or label transferred from one passport or certificate of identity to another	100	100	100
19	Registration under Pacific access category—			
	(a) first year's registration	50	50	—
	(b) second and subsequent years' registration	20	20	—
20	Registration under family quota category—			
	(a) first year's registration	70	—	—
	(b) second and subsequent years' registration	50	—	—
21	Registration under refugee family support category—			
	(a) tier 1 queue registration or tier 2 ballot first year's registration	70	—	—
	(b) tier 2 ballot second and subsequent years' registration	50	—	—
22	Employer accreditation under talent (accredited employer) work policy—			
	(a) first year's accreditation	1,400	—	—
	(b) second and subsequent years' re-accreditation	400	—	—
23	Reconsideration of application from employer for accreditation	140	—	—
24	Application for recognised seasonal employer status	1,400	—	—
25	Application for agreement to recruit under recognised seasonal employer work policy	120	—	—

*Reduced by \$90 if regulation 43A applies

Rebecca Kitteridge,
for Clerk of the Executive Council.

Explanatory note

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations, which come into force on 30 July 2007, amend the Immigration Regulations 1999 (the **principal regulations**) to—

- include the Ministry of Foreign Affairs and Trade posts located in Honiara, Niue, Port Moresby, Port Vila, Rarotonga, and Tarawa as designated receiving offices for applications, appeals, and other matters in respect of which fees are payable under the separate fee category in column B of Part 1 of Schedule 3 of the principal regulations. That category, which is renamed the Pacific or Sydney category, also includes the designated receiving offices in Apia, Nuku'alofa, and Suva;
- exempt the citizens of a country that is a member of the Pacific Islands Forum from the requirement to pay the fee for an application for a transit visa if transiting to or from 1 of the 14 Pacific countries listed in regulation 3(a) of the Immigration (Transit Visas) Regulations 2005;
- remove the requirement for an applicant under the work to residence (skilled migrant category) policy who is issued with a temporary visa or granted a temporary permit to pay a migrant levy before being issued with that visa or being granted that permit;
- substitute a new Part 1 of Schedule 3 of the principal regulations.

The new Part 1 of Schedule 3—

- changes many of the fees payable for applications, appeals, and other matters set out under the Part; and
- renames the separate fee category under column B of the Part as the Pacific or Sydney category; and
- renames the refugee family quota category as the refugee family support category.

Issued under the authority of the Acts and Regulations Publication Act 1989.

Date of notification in *Gazette*: 28 June 2007.

These regulations are administered by the Department of Labour.
