



IMMIGRATION (TRANSIT VISAS) REGULATIONS 1997

MICHAEL HARDIE BOYS, Governor-General

ORDER IN COUNCIL

At Wellington this 26th day of May 1997

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to sections 14E (2) and 150 of the Immigration Act 1987, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, makes the following regulations.

REGULATIONS

1. Title and commencement—(1) These regulations may be cited as the Immigration (Transit Visas) Regulations 1997.

(2) These regulations come into force on 1 July 1997.

2. Expiry—These regulations expire with the close of 30 June 1998 unless their application is extended beyond that date by a further regulation made under the Immigration Act 1987.

3. Persons required to obtain transit visas—(1) The persons specified in Part 1 of the Schedule are the persons classified by these regulations as the persons who must apply for, and obtain, a transit visa before proceeding to New Zealand.

(2) Persons who belong to the class of persons specified in Part 2 of the Schedule are exempt from the requirement to obtain a transit visa.

4. Revocation—The Immigration (Transit Visas) Regulations 1996 (S.R. 1996/105) are revoked.

Reg. 3 (1)

SCHEDULE

PART 1

PERSONS WHO MUST OBTAIN TRANSIT VISAS

Any person—

(a) Who is a citizen of—

- (i) Afghanistan; or
- (ii) Algeria; or
- (iii) Bangladesh; or
- (iv) Bulgaria; or
- (v) People's Republic of China; or
- (vi) Ethiopia; or
- (vii) Ghana; or
- (viii) India; or
- (ix) Iran; or
- (x) Iraq; or
- (xi) Libya; or
- (xii) Morocco; or
- (xiii) Myanmar; or
- (xiv) Nigeria; or
- (xv) Pakistan; or
- (xvi) Somalia; or
- (xvii) Sri Lanka; or
- (xviii) Republic of the Sudan; or
- (xix) Syria; or
- (xx) Turkey; or
- (xxi) Zaire; and

(b) Who either—

- (i) Has travelled from—
 - (A) Cook Islands; or
 - (B) Fiji; or
 - (C) New Caledonia; or
 - (D) Solomon Islands; or
 - (E) Tahiti; or
 - (F) Tonga; or
 - (G) Vanuatu; or
 - (H) Western Samoa,—

(whether it be that person's original point of departure or an intermediate point of departure); or

(ii) Is travelling to one of the countries specified in subparagraph (i), after transiting through New Zealand (whether it be that person's intermediate or ultimate place of destination).

SCHEDULE—*continued*

PART 2

Reg. 3 (2)

PERSONS EXEMPT FROM REQUIREMENT TO OBTAIN TRANSIT VISAS

Persons whose intermediate or ultimate destination after transiting through New Zealand is Australia and who hold a current visa issued by the Government of Australia to enter Australia.

MARIE SHROFF,
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 1 July 1997, revoke and replace the Immigration (Transit Visas) Regulations 1996.

The intention behind the regulations is twofold:

- (i) They add Algerian, Moroccan, and Sudanese citizens to the list of persons who require transit visas in the circumstances specified in the regulations; and
- (ii) By revoking and replacing the 1996 regulations they obviate the need for a specific extension of those regulations, which by virtue of section 14E (2) (b) of the Immigration Act 1987 expire with the close of 30 June 1997.

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

Date of notification in *Gazette*: 29 May 1997.

These regulations are administered in the Department of Labour.