

ARRANGEMENT ON A WORKING HOLIDAY SCHEME BETWEEN THE GOVERNMENT OF THE REPUBLIC OF THE PHILIPPINES AND THE GOVERNMENT OF NEW ZEALAND

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The Government of the Republic of the Philippines and the Government of New Zealand (hereinafter referred to as "the Participants") have come to the following understandings for the operation of a Working Holiday Scheme (hereinafter referred to as "the Scheme") between the two countries:

Part I – Responsibilities of the Government of New Zealand

Paragraph 1

The Government of New Zealand will, subject to Paragraph 2 of this Arrangement, on application by a citizen of the Republic of the Philippines, issue a visa, valid for presentation in New Zealand for a period of twelve (12) months from the date of issue, to any person who satisfies each of the following requirements:

(a)

is a citizen of the Republic of the Philippines;

(b)

has the primary intention to holiday in New Zealand, with employment and study being incidental rather than primary reasons for the visit;

(c)

is aged between eighteen (18) and thirty (30) years, both inclusive, at the time of application;

(d)

is not accompanied by dependants for the duration of his/her stay in New Zealand;

(e)

possesses a valid passport issued by the Republic of the Philippines;

(f)

possesses a ticket for departure from New Zealand, or sufficient funds to purchase such a ticket;

(g)

possesses sufficient funds for his/her maintenance during the period of stay in New Zealand, as determined by the relevant authorities;

(h)

possesses a tertiary education qualification granted in respect of a minimum of three (3) years full-time university

study;

(i)

has a level of proficiency in English which is assessed as at least functional;

(j)

pays the prescribed visa application fee;

(k)

agrees to hold medical and comprehensive hospitalization insurance which will remain in force throughout his/her stay in New Zealand;

(l)

complies with any health and character requirements imposed by New Zealand; and

(m)

has not participated in the Scheme previously.

Paragraph 2

(1) The Government of New Zealand will issue up to 100 visas per annum to citizens of the Republic of the Philippines who satisfy the requirements in Paragraph 1 of this Arrangement. The Government of New Zealand will provide written advice to the Government of the Republic of the Philippines of any decision to adjust the number of visas issued per annum. For the avoidance of doubt, an adjustment in the number of visas issued per annum will not be regarded as a formal amendment to this Arrangement, unless its effect is to reduce the number of visas to be issued per annum to less than 100 visas, in which case the procedure in Paragraph 13 of this Arrangement will apply.

(2) The Government of New Zealand will provide a letter along with the visa issued to explain that citizens of the Republic of the Philippines who are granted a visa under this Arrangement do not have to possess a travel clearance or Overseas Employment Certificate (see an example of such a letter in Annex A).

Paragraph 3

The Government of New Zealand will allow any citizen of the Republic of the Philippines who holds a visa issued pursuant to Paragraph 1 of this Arrangement and who is granted permission to enter New Zealand:

(a)

to stay in New Zealand;

(b)

to undertake paid employment pursuant to the terms of this Arrangement for a period of not more than twelve (12) months from the date of entry into New Zealand;

(c)

to enrol in training or study courses pursuant to the terms of this Arrangement; and

(d)

to enter and exit New Zealand during the period of validity of the visa.

Paragraph 4

(1) The Government of New Zealand will require any citizen from the Republic of the Philippines who has entered New Zealand under the Scheme to comply with the laws and regulations of New Zealand and not to engage in employment or study that is contrary to the terms of this Arrangement.

(2) The Government of New Zealand will not allow citizens of the Republic of the who have entered New Zealand under the Scheme to engage in permanent employment during their stay in New Zealand or allow those citizens to work for the same employer for more than three (3) months during their stay in New Zealand.

(3) The Government of New Zealand will allow citizens of the Republic of the Philippines who have entered New Zealand under the Scheme to enrol in training or study courses not exceeding a total of three (3) months' duration during their stay in New Zealand.

Part II – Responsibilities of the Government of the Republic of the Philippines

Paragraph 5

The Government of the Republic of the Philippines will, subject to Paragraph 6 of this Arrangement, on application by a citizen of New Zealand, issue a visa, valid for presentation in the Republic of the Philippines for a period of twelve (12) months from the date of issue, to any person who satisfies each of the following requirements:

(a)

is a citizen of New Zealand;

(b)

has the primary intention to holiday in the Republic of the Philippines, with employment and study being incidental rather than primary reasons for the visit;

(c)

is aged between eighteen (18) and thirty (30) years, both inclusive, at the time of application;

(d)

is not accompanied by dependants for the duration of his/her stay in the Philippines;

(e)

possesses a valid passport issued by New Zealand;

(f)

possesses a ticket for departure from the Republic of the Philippines, or sufficient funds to purchase such a ticket;

(g)

possesses sufficient funds for his/her maintenance during the period of stay in the Republic of the Philippines, as determined by the relevant authorities;

(h)

pays the prescribed visa application fee;

(i)

agrees to hold medical and comprehensive hospitalization insurance which will remain in force throughout his/her stay in the Republic of the Philippines;

(j)

complies with any health and character requirements imposed by the Republic of the Philippines; and

(k)

has not participated in the Scheme previously.

Paragraph 6

The Government of the Republic of the Philippines will issue up to 100 visas per annum to citizens of New Zealand who satisfy the requirements in Paragraph 5 of this Arrangement. The Government of the Republic of the Philippines will provide written advice to the Government of New Zealand of any decision to adjust the number of visas issued per annum. For the avoidance of doubt, an adjustment in the number of visas issued per annum will not be regarded as a formal amendment to this Arrangement, unless its effect is to reduce the number of visas to be issued per annum to less than 100 visas, in which case the procedure in Paragraph 13 of this Arrangement will apply.

Paragraph 7

The Government of the Republic of the Philippines will allow any citizen of New Zealand who holds a visa issued pursuant to Paragraph 5 of this Arrangement and who is granted permission to enter the Republic of the Philippines:

(a)

to stay in the Republic of the Philippines;

(b)

to undertake paid employment pursuant to the terms of this Arrangement for a period of not more than twelve (12) months from the date of entry into the Republic of the Philippines;

(c)

to enrol in training or study courses pursuant to the terms of this Arrangement; and

(d)

to enter and exit the Republic of the Philippines during the period of validity of the visa.

Paragraph 8

(1) The Government of the Republic of the Philippines will require any citizen from New Zealand who has entered the Republic of the Philippines under the Scheme to comply with the laws and regulations of the Republic of the Philippines and not to engage in employment or study that is contrary to the terms of this Arrangement.

(2) The Government of the Republic of the Philippines will not allow citizens of New Zealand who have entered the Republic of the Philippines under the Scheme to engage in permanent employment during their stay in the Republic of the Philippines or allow those citizens to work for the same employer for more than three (3) months during their stay in the Republic of the Philippines.

(3) The Government of the Republic of the Philippines will allow citizens of New Zealand who have entered the Republic of the Philippines under the Scheme to enrol in training or study courses not exceeding a total of three (3) months' duration during their stay in the Republic of the Philippines.

Part III – General Provisions

Paragraph 9

(1) Notwithstanding Paragraphs 1 and 5 of this Arrangement, either Participant may, consistent with its own laws and regulations, refuse any particular visa application it receives pursuant to this Arrangement.

(2) Either Participant may, consistent with its own laws and regulations, refuse the entry into its territory of any person who has been issued a visa pursuant to this Arrangement or remove from its territory any person issued a visa pursuant to this Arrangement who has obtained entry into its territory.

Paragraph 10

Either Participant may, at any time, through the diplomatic channel request consultations on the implementation and operation of this Arrangement. Such consultations will begin at the earliest possible date, but not later than sixty (60) days from the date the other Participant receives the request unless otherwise mutually determined by the Participants. This Arrangement may be jointly reviewed by the Participants upon the request of either Participant.

Paragraph 11

Either Participant may temporarily suspend this Arrangement, in whole or in part, for reasons of public security, public order, public health or immigration risk. Any such suspension, and the date of its effect, will be notified to the other Participant through the diplomatic channel.

Paragraph 12

Either Participant may terminate this Arrangement by giving three (3) months' prior written notice to the other Participant. Any person who, at the date of termination or suspension of this Arrangement, already holds a visa issued pursuant to Paragraph 1 or Paragraph 5 of this Arrangement will be permitted to enter and/or remain in the Republic of the Philippines or New Zealand unless the Participants mutually determine otherwise in writing.

Paragraph 13

This Arrangement may be amended at any time by the mutual written consent of the Participants. Each Participant will notify the other Participant, through the diplomatic channel, of the completion of its internal procedures necessary for the amendments to come into effect. Such amendments will come into effect on the date of the later written notification.

Paragraph 14

Each Participant will notify the other Participant, through the diplomatic channel, of the completion of its internal procedures necessary for this Arrangement to come into effect. This Arrangement will enter into effect on the date of the later written notification.

Signed at _____ on this _____ day of _____, 20____ in two original copies, in the English language.

For the Government of the
Republic of the Philippines:

For the Government of

New Zealand:

(Sgd.)

ALBERT F. DEL ROSARIO

Secretary of Foreign Affairs

(Sgd.)

MURRAY MCCULLY

Minister of Foreign Affairs

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