

ANTIGUA AND BARBUDA

STATUTORY INSTRUMENTS

1996, No. 5

The Permanent Resident Scheme Regulations 1996, made by the Minister under Section 38 of the Immigration and Passport Act, Cap. 208.

1. These Regulations may be cited as the Permanent Resident Scheme Regulations, 1996. Short title.
2. In these Regulations — Interpretation.
- “Administrator” means the person appointed by the Minister under paragraph 3 of these Regulations;
- “Commissioner” means the Commissioner of Inland Revenue;
- “Minister” means the Minister responsible for Immigration;
- “permanent resident certificate” means a certificate issued by the Minister under section 17B of the Immigration and Passport Act, Cap. 208.
- “scheme” means the permanent resident scheme specified in section 17B of the Immigration and Passport Act.
3. (1) There is established for the purposes of these Regulations an Administrator. Establishment of office of Administrator.
- (2) The Minister shall designate a senior public servant to be the Administrator.
4. The functions of the Administrator are — Functions of the Administrator.
1. to examine applications for the grant of permanent residence;
 2. to ensure that all relevant documents in support of the application have been verified;

3. to satisfy himself that an applicant has complied with the requirement under the Immigration and Passport Act and has undertaken to spend thirty days of the year in Antigua and Barbuda;
4. to satisfy himself that an applicant has the financial ability to meet his levy and tax obligations in Antigua and Barbuda;
5. to make recommendations to the Minister in respect of the applicant's fitness for a grant of a permanent residence permit;
6. to submit all applications examined by him together with his recommendations to the Minister.

Procedure for application.

5. (1) Every application for a permanent resident certificate shall be made to the Administrator on the form prescribed in the Schedule.

(2) Every application for a permanent resident certificate shall be accompanied by the following documents —

- (a) a financial statement in respect of his annual earnings;
- (b) a bank statement of his financial standing;
- (c) a security bond in the form of a cash deposit of not less than twenty thousand United States dollars paid to the Commissioner of Inland Revenue;
- (d) two character references;
- (e) evidence of citizenship abode;
- (f) two recent passport size photographs;
- (g) birth certificate;
- (h) medical certificate issued by a certified medical practitioner.

(3) Every application shall be accompanied by a non-refundable fee of fifty United States dollars.

6. (1) The Minister shall, on receipt of application submitted to him by the Administrator consider and determine whether the applicant is a fit and proper person to be issued with a resident certificate.

Minister to approve fitness for permanent residence.

(2) The Minister shall before issuing a certificate to an applicant submit the application together with his recommendation to the Cabinet for approval.

(3) On approval of an application by Cabinet the applicant shall pay to the Commissioner of Inland Revenue a levy of twenty thousand United States dollars.

(4) The Minister shall, subject to subsections (2) and (3), issue the applicant with a permanent resident certificate.

(5) Every person issued with a permanent resident certificate is entitled on application to be issued with Non-Citizen Land Holding Licence.

7. (1) A permanent resident certificate issued under these Regulations is valid for twelve months from the date of issue and is subject to renewal on application to the Administrator on the prescribed form.

Validity and renewal of certificate.

(2) Every application for the renewal of a permanent resident certificate shall be made three months before the expiry of the current certificate.

(3) No application shall be renewed unless —

(a) the application is accompanied by a tax clearance certificate issued by the Commissioner of Inland Revenue; and

(b) the applicant proves to the satisfaction of the Minister that he owns a residential property in Antigua and Barbuda and has resided in Antigua and Barbuda for at least thirty days during the previous year.

SCHEDULE

PERMANENT RESIDENT CERTIFICATE

APPLICATION FORM

Print clearly, or place "x" in appropriate box.
This form must be accompanied by relevant documents.

SECTION 1:

SURNAME (Block Capitals).....
OTHER NAMES (Block Capitals).....
MAIDEN NAME.....
PERMANENT ADDRESS.....
BUSINESS ADDRESS.....

SECTION 2:

DATE OF BIRTH..... MARITAL STATUS.....
Day Month Year

PLACE OF BIRTH..... SEX: M F

NATIONALITY..... CHILDREN: Yes No

PASSPORT NO. (a) Place of Issue.....
(b) Date of Issue.....
(c) Expiry Date.....

SECTION 3:

STATUS OF APPLICATION FIRST TIME

RENEWAL STATE EXPIRY DATE
OF CERTIFICATE

OTHER (Specify)

NAME OF AGENT.....
ADDRESS OF AGENT.....

Have you ever been convicted of any offence? Yes No
(if yes state the offence and the name of the jurisdiction in which you were
convicted).

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Made this 17th day of April, 1996.

Lester B. Bird,
Minister responsible for Immigration.

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