IMMIGRATION

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Immigration Act 2014

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Immigration Act 2014

TABLE OF AMENDMENTS

The Immigration Act 2014 No 1 was certified and commenced on 28 January 2014 (GN No 64/2014; Gaz 12/2014).

Amending Legislation	Certified	Date of Commencement
Immigration (Amendment) Act 2016 No 55	23 December 2016	23 December 2016
Revised Written Laws Act 2021 No 7	1 June 2021	1 June 2021
Constitution (Amendment) (No 2) Act 2026 No 21	12 May 2026	s 5: 12 May 2026

[The next page is 720,601]

An Act to make provision for the entry of persons into Naoero, the presence of non-citizens in Naoero, and the departure or removal of persons from Naoero.
[Long title am Act 21 of 2026 s 5, opn 12 May 2026]

Enacted by the Parliament of Naoero as follows:
[cl am Act 21 of 2026 s 5, opn 12 May 2026]

PART 1 — PRELIMINARY

1 Short title

This Act may be cited as the *Immigration Act 2014*.

2 Commencement

This Act shall come into force upon certification by the Speaker and came into effect on 28 January 2014.

3 Interpretation

In this Act:

'airport' means the Naoero International Airport;
[def am Act 21 of 2026 s 5, opn 12 May 2026]

'authorised officer' means:
(a) an immigration officer; or
(b) a police officer;

'captain' means the captain, master or other person for the time being in charge of a vessel or aircraft, but does not include a ship's pilot;

'contravention' includes failure to comply;

'crew member' means a person for the time being in the service of a vessel or aircraft;

'Director' means the Director of Immigration appointed under Section 4;
[Consequential amendment of s 4 insrt Act 55 of 2016 s 4, opn 23 Dec 2016]

'enter', in relation to Naoero, means:
(a) in the case of a person arriving by sea:
  (i) if a restricted area has been declared in relation to a port — leaving the restricted area to enter Naoero; or
  (ii) in any other case — disembarkation in Naoero from the vessel in which the person has arrived; and
(b) in the case of a person arriving by air:
  (i) at the airport — leaving the restricted area to enter Naoero; or
  (ii) at any place other than the airport — landing in Naoero,
  and includes re-entry;
[def am Act 21 of 2026 s 5, opn 12 May 2026]

'immigration officer' means:
(a) the Director; or
(b) a person appointed as an immigration officer under Section 4A;

'Minister' means the Minister for Justice and Border Control;

'passenger' means a person travelling or intending to travel on board a vessel or aircraft;

'passport' includes a document of identity issued from official sources, whether in or outside Naoero, and having the characteristics of a passport, but does not include a document of a class declared by the Regulations not to be a passport;
[def am Act 21 of 2026 s 5, opn 12 May 2026]

'Principal Immigration Officer (Administration)'
[def omitted by the Law Revision Commission under powers authorised by Act 10 of 2019]

'Principal Immigration Officer (Operations)'
[def omitted by the Law Revision Commission under powers authorised by Act 10 of 2019]

'removal order' means an order for the removal of a person from Naoero made under Section 11;
[def am Act 21 of 2026 s 5, opn 12 May 2026]

'restricted area' means an area declared as a restricted area under Section 5;

'Secretary' means the Secretary for Justice and Border Control;

'unlawfully in Naoero' a person who contravenes Section 10 is unlawfully in Naoero;
[def am Act 21 of 2026 s 5, opn 12 May 2026]

'vessel' includes a boat, ship, canoe or other floating craft, whether or not propelled by motor, but does not include an aircraft; and

'visa' means a visa granted under the Regulations.

3A Act binds Republic

This Act binds the Republic.

3B Repeal

The Acts listed in Schedule 1 are repealed.

[The next page is 720,801]

4 Director of Immigration

(1) The Secretary, acting on the recommendation of the Minister, may appoint a person in the position of Director of Immigration.

(2) The role and duties of the Director of Immigration shall be determined by the Minister, acting on the recommendation of the Secretary.

(3) The Director of Immigration is subject to the control and direction of the Minister.

(4) Any reference to a Director in this Act and in the Regulations is a reference to the Director of Immigration.

[s 4 subst Act 55 of 2016 s 4, opn 23 Dec 2016]

4A Immigration officers

(1) The Chief Secretary may appoint a public officer to be an immigration officer to assist the Director.

(2) An appointment is subject to the conditions specified in the instrument of appointment.

(3) When performing functions or exercising powers under this Act, an immigration officer is subject to control and direction by the Director.

(4) Nothing in this Act precludes an immigration officer from also being authorised to perform functions and exercise powers under any other written law.

4B Identity cards

(1) The Director and each immigration officer shall be issued with an identity card that:
  (a) specifies the officer's name and office;
  (b) bears a recent photograph of the officer; and
  (c) is in a form capable of being worn or displayed on outer clothing.

(2) When exercising a power as an authorised officer under this Act in relation to a person, the Director or immigration officer shall:
  (a) produce his or her identity card for the person's inspection before exercising the power; or
  (b) display the identity card so it is clearly visible to the person when the officer is exercising the power.

(3) Where it is not practicable to comply with subsection (2), the officer shall produce the identity card for the person's inspection at the first reasonable opportunity.

(4) On ceasing to be an immigration officer, a person shall return his or her identity card to the Secretary.

(5) A person who fails to return his or her identity card to the Secretary commits an offence under this Act and is liable to a maximum penalty of $500.

4C Delegation

(1) The Minister may delegate to the Secretary or the Director his or her functions or powers under this Act, other than a function or power specified by the Regulations as made under Section 33.

(2) The Secretary may delegate to the Director or to an immigration officer his or her functions or powers under this Act, other than a function or power specified by the Regulations as made under Section 33.

(3) The Director may delegate to an immigration officer his or her functions or powers under this Act, other than a function or power specified by the Regulations as made under Section 33.

5 Restricted areas

(1) The Minister may, by Gazette notice, declare places at a port or airport as restricted areas for the purposes of:

(a) the questioning of persons arriving in or leaving Naoero;

(b) the holding of persons arriving in Naoero until they are permitted by an immigration officer to enter Naoero;

(c) the holding of persons leaving Naoero who have completed immigration formalities until embarkation; and

(d) the holding of persons in transit via Naoero to another country,

and may declare the limits of those places together with such other details as may be necessary or desirable to delimit the places.

[subs (1) am Act 21 of 2026 s 5, opn 12 May 2026]

(2) A person shall not enter a restricted area unless the person is in the process of entering, leaving or transiting through Naoero.

[subs (2) am Act 21 of 2026 s 5, opn 12 May 2026]

(3) A person who enters a restricted area whilst not in the process of entering, leaving or transiting through Naoero commits an offence and is liable to a maximum penalty of $10,000.

[subs (3) am Act 21 of 2026 s 5, opn 12 May 2026]

(4) Subsection (2) does not apply to:

(a) an authorised officer;

(b) a public officer entering for legitimate purposes of customs, quarantine or agricultural quarantine matters; or

(c) any other person authorised by or under a written law, either expressly or by necessary implication.

6 Powers of authorised officers

(1) For the purposes of the administration of this Act, an authorised officer may:

(a) without a search warrant, enter and search a vessel, aircraft, vehicle, premises or place;

(b) question a person:

(i) who desires to enter or leave Naoero;

(ii) whom the officer suspects may be unlawfully in Naoero; or

(iii) whom the officer believes can give material information regarding a person referred to in subparagraph (i) or (ii);

(c) require a person referred to in paragraph (b) to produce such documents in his or her possession as may be necessary or desirable to enable the officer to carry out official duties;
(d) require a person who desires to enter or leave Naoero to make and sign a declaration in the form required by the Regulations;
(e) prevent a person whom the officer believes is not authorised to enter Naoero from entering Naoero;
(f) prevent a person in respect of whom a removal order is in force from leaving the vessel or aircraft on which the person has been placed for removal; and
(g) require a person who desires to enter Naoero to submit to be examined by a medical officer and to undergo and assist in the carrying out of a test or investigation as the medical officer requires.

[subs (1) am Act 21 of 2026 s 5, opn 12 May 2026]

(2) In exercising powers under this Act, an authorised officer may:
(a) use such force as is reasonably necessary; and
(b) be assisted by such persons as he or she considers necessary in the circumstances.

(3) Where an authorised officer has reasonable cause to suspect:
(a) that a person has committed an offence against this Act; or
(b) that the presence of a person in Naoero is or would be unlawful,
the officer may, without warrant, arrest the person.

[subs (3) am Act 21 of 2026 s 5, opn 12 May 2026]

(4) Where a person arrested is a passenger or a member of the crew of a vessel or aircraft, the authorised officer who arrested the person may hand over custody of the person to the captain until the vessel or aircraft leaves Naoero.

[subs (4) am Act 21 of 2026 s 5, opn 12 May 2026]

(5) For the purposes of Section 10 of the *Criminal Procedure Act 1972*, an offence against this Act is a cognizable offence and, for Sections 15 and 20 of that Act, an authorised officer other than a police officer will, if he or she arrests a person without warrant, be regarded as a private person.

(6) A person who:
(a) hinders or obstructs an authorised officer, or a person assisting an authorised officer, in the exercise of powers conferred by this Act;
(b) refuses or fails to comply with a requirement of an authorised officer under this Section;
(c) when required by an authorised officer under this Section to answer a question, refuses or fails to answer the question to the best of the person's knowledge, information and belief; or
(d) falsely represents, by words or conduct, that he or she is an authorised officer or other person with powers under this Act,
commits an offence and is liable to a maximum penalty of $10,000.

[The next page is 721,001]

7 Passenger and crew lists

(1) On arrival of a vessel or aircraft in Naoero, the captain shall deliver to an immigration officer a list, in a form approved by the Secretary, of all officers, crew, passengers and other persons on board the vessel or aircraft.

[subs (1) am Act 21 of 2026 s 5, opn 12 May 2026]

(2) Where the captain of a vessel or aircraft:

(a) fails to make a report under this Section; or

(b) provides a list or statement which the captain knows to be false or misleading,

the captain, the owner and the agent of the vessel or aircraft each commit an offence and are each liable to a maximum penalty of $10,000.

(3) It is a defence to a prosecution for an offence against subsection (2)(a) if the defendant proves that the arrival was caused by stress of weather, medical or other emergency or there was other reasonable cause for the contravention.

8 Arrival of vessel or aircraft

(1) On arrival of a vessel or aircraft in Naoero, the captain shall:

(a) not permit a person to disembark until disembarkation has been authorised by an immigration officer;

(b) if the captain reasonably believes a person on board the vessel is a stowaway, a person required to have a visa but who is not entitled to one or a person who is in the course of deportation or compulsory repatriation:

(i) immediately inform an immigration officer; and

(ii) prevent the person from disembarking unless the disembarkation is authorised by an immigration officer; and

(c) prevent from disembarking any other person whom an immigration officer informs the captain is required to have a visa but is not entitled to one.

[subs (1) am Act 21 of 2026 s 5, opn 12 May 2026]

(2) Where the captain fails to comply with subsection (1)(a), (b) or (c) then the captain has committed an offence and is liable to a maximum penalty of $10,000.

(3) In preventing a person from disembarkation under subsection (1)(b) or (c), the captain may use such force as is reasonably necessary.

(4) The captain of a vessel or aircraft arriving in Naoero shall immediately comply with any instruction or direction given by an immigration officer and shall by all reasonable means facilitate boarding by and provide necessary assistance to an immigration officer.

[subs (4) am Act 21 of 2026 s 5, opn 12 May 2026]

(5) Where the captain fails to comply with subsection (4), the captain is liable to a maximum penalty of $10,000.

(6) Where a person enters Naoero unlawfully as a result of the captain of a vessel or aircraft contravening this Section, the captain, the owner and the

agent of the vessel or aircraft are jointly and severally liable to pay to the Republic all expenses incurred by the Republic in connection with the care, maintenance and treatment of the person and with the removal of the person from Naoero, not exceeding in the case of removal, the costs of removal to the place from which the person was brought by the vessel or aircraft.

[subs (6) am Act 21 of 2026 s 5, opn 12 May 2026]

(7) The expenses may be recovered in an action brought by or in the name of the Republic.

9 Information to be provided on entry and departure

(1) A person entering or departing from Naoero shall:
(a) appear before an immigration officer; and
(b) provide the immigration officer with such information as the officer may require or as may be prescribed by regulations.

[subs (1) am Act 21 of 2026 s 5, opn 12 May 2026]

(2) A person who fails to comply with subsection (1), commits an offence and is liable to a maximum penalty of $10,000.

(3) It is a defence to a prosecution for an offence against this Section if the defendant proves that the entry or departure was caused by stress of weather, medical or other emergency or there was other reasonable cause for the contravention.

10 Requirement for visa

(1) A person who is not a citizen of Naoero shall not enter or remain in Naoero without a valid visa authorising that entry or presence and a person failing to comply with this subsection commits an offence and is liable to a maximum penalty of $10,000.

[subs (1) am Act 21 of 2026 s 5, opn 12 May 2026]

(2) The Regulations may exempt a person from the application of subsection (1) absolutely or subject to conditions.

(3) The burden of proof that a person has a valid visa authorising the entry to or the presence of the person in Naoero or is exempt under subsection (2) lies on the defendant.

[subs (3) am Act 21 of 2026 s 5, opn 12 May 2026]

(4) Except in the case of a regional processing centre visa or unless exemption has been granted by the Minister, upon the expiration of a visa, the holder of the visa shall leave Naoero in order to reapply for the same visa or a different class of visa.

[subs (4) am Act 21 of 2026 s 5, opn 12 May 2026]

(5) It is a defence to a prosecution for an offence against this Section if the defendant proves that the entry or departure was caused by stress of weather, medical or other emergency or there was other reasonable cause for the contravention.

(6) A person who remains in Naoero after the expiration of their visa, is deemed to be an overstayer and shall pay the relevant fee as specified in Schedule 2.

[subs (6) am Act 21 of 2026 s 5, opn 12 May 2026]

(7) Where a decision is made not to grant a visa, the applicant shall be given written notice of the decision and a statement of the reasons for the decision.

11 Removal orders

(1) Subject to Section 11(1A), the Minister may order the removal from Naoero of a person, other than a citizen, who:
(a) is a prohibited immigrant;
(b) has entered Naoero in breach of this Act or any other law;
(c) has been convicted in Naoero or elsewhere of any offence nominated by the Minister by Notice and has not received a free pardon;
(d) remains in Naoero after the expiration or cancellation of the person's visa; or
(e) is a holder of a regional processing centre visa.

[subs (1) subst Act 55 of 2016 s 5, opn 23 Dec 2016; am Act 21 of 2026 s 5, opn 12 May 2026]

(1A) The Minister shall not order the removal from Naoero of a person who has a valid application before the Secretary made under Section 5 of the *Refugees Convention Act 2012*, or an:
(a) application before the Tribunal;
(b) appeal before the Supreme Court; or
(c) appeal before the Naoero Court of Appeal,
relating to such an application, that has not been finally determined.

[subs (1A) insrt Act 55 of 2016 s 6, opn 23 Dec 2016; am Act 21 of 2026 s 5, opn 12 May 2026]

(2) The Minister may declare a person a prohibited immigrant who:
(a) has been deported from Naoero or any other country;
(b) has breached a term or condition of the person's visa;
(c) is likely to be a danger to the peace, order or good governance of Naoero;
(d) if in Naoero, would put at risk:
(i) any Naoero citizen; or
(ii) Naoero's relationship with any other country or place or any international or regional organisation;
(e) is without sufficient lawful means of support for the person or any of the person's dependants;
(f) is declared by the Minister to be a people smuggler or a person involved with people smuggling; or
(g) is regarded by the Minister as an undesirable immigrant due to:
(i) the individual breaching any other written laws of Naoero;
(ii) the individual committing an act so gross that it has offended the custom, tradition and morals of the people of Naoero;
(iii) the individual refusing to cooperate with Naoero authorities regarding any investigation resulting in an unnecessary delay of justice; or
(iv) any other breach that the Minister considers reasonable enough to declare the person an undesirable immigrant.

[subs (2) am Act 21 of 2026 s 5, opn 12 May 2026]

(3) Where so requested by a person in respect of whom a removal order is made, the Minister may, inform the person of the reason for making the removal order.

(4) A person against whom a removal order is made may, before the person leaves Naoero and while being conveyed to the place of departure, be kept in prison or in police custody, and while so kept is taken to be in lawful custody.

[subs (4) am Act 21 of 2026 s 5, opn 12 May 2026]

(5) The Minister may vary or revoke a removal order made, or directions given, under this Section.

(6) A person against whom a removal order has been made may be removed:
(a) to the place from which the person came; or
(b) with the approval of the Minister, to a place in the country to which the person belongs, or to a place to which the person consents to be removed, provided that the Government of the last-mentioned place consents to receive the person.

(7) The captain of a vessel or aircraft proceeding to a place to which a person is directed to be removed under this Section and who is required by the Minister to do so shall:
(a) receive a person against whom a removal order has been made on board the vessel or aircraft; and
(b) afford the person a passage to that place and proper accommodation and maintenance during the passage.

(8) Where a captain fails to comply with subsection (7), the captain, the owner of the vessel or aircraft and any agent of the owner in Naoero each commit an offence and is liable to a maximum penalty of $10,000.

[subs (8) am Act 21 of 2026 s 5, opn 12 May 2026]

(9) Except as provided by Section 8(6), the cost of passage, accommodation and maintenance under subsection (7) shall be paid by the person removed, or if the Minister so directs, out of the Treasury Fund, which is appropriated accordingly.

(10) Where a person against whom a removal order has been made holds a ticket for the person's conveyance from Naoero to a place outside Naoero, the Minister may, on behalf of the person arrange, with or without the person's consent, for the ticket to be applied for or towards the conveyance of the person.

[subs (10) am Act 21 of 2026 s 5, opn 12 May 2026]

(11) Where a person against whom a removal order is made has been sentenced to a term of imprisonment, the sentence shall, unless the Minister otherwise directs, be served before the order is carried into effect.

(12) For the purpose of subsection (9), the Minister may use money or property belonging to or found on the person removed in payment of the whole or a part of the cost of passage, accommodation, and maintenance under subsection (7).

(13) Save for the appeal provided by Section 13, no person shall have any right or entitlement to challenge or seek review or bring any other legal proceedings whatsoever, including but not limited to any proceedings by way of prerogative writ or judicial review, in any court concerning any decision, act or omission by the Minister, under this Section.

12 Review of decisions relating to visas

(1) An application for a review of a decision in relation to visas, under this Act, shall be made to the Minister as follows:

(a) an applicant for a visa may apply to the Minister for review of a decision to refuse to grant the application or to impose visa conditions; or

(b) the holder of a visa may apply to the Minister for review of a decision to vary, or impose further, visa conditions or to suspend or cancel the visa.

(2) This Section does not apply to a person who has been issued with a removal order under Section 11.

(3) Subject to this Section, the application for review shall be made within 14 days after the person receives notice of the decision.

(4) Where the reasons for a decision are not given in writing at the time it is made and a person who may apply for review of the decision requires, within 14 days after the making of the decision, the decision maker to give reasons in writing, the time for making an application for review runs from the time when the person receives the written statement of reasons.

(5) An application for review shall be in writing and shall set out the reasons for the application and shall include the prescribed fee as stated in Schedule 2.

(6) On a review of a decision made, the Minister may:

(a) affirm the decision;

(b) vary the decision; or

(c) set aside the decision and substitute a new decision.

(7) Notice of a decision on a review shall be published in the Gazette.

13 Review of decisions relating to removal orders

(1) A person aggrieved by a removal order made against him or her under Section 11, may appeal within 7 days of the removal order being served.

(2) The appeal shall be made by written petition to the President of the Republic of Naoero and shall be submitted with the prescribed fee as stated in Schedule 2.

[subs (2) am Act 21 of 2026 s 5, opn 12 May 2026]

(3) Upon receipt of the written petition, the President shall make a determination of the appeal and inform the applicant within 7 days of receiving the appeal.

(4) A person who has submitted an appeal under subsection (1), may be granted a permit, by the President, to enter or remain in Naoero for the purposes of conducting the appeal, and where the permit has been granted, any removal order made against the person is stayed until the conclusion of the appeal, whether by way of decision, withdrawal, or otherwise.

[subs (4) am Act 21 of 2026 s 5, opn 12 May 2026]

(5) The President in his or her discretion may uphold, vary or revoke the removal order.

(6) Where at any time, the positions of President and Minister are held by the same individual, the President shall delegate to another Minister the power to hear an appeal submitted under subsection (1).

(7) No person has any right or entitlement to challenge or seek review or bring any other legal proceedings whatsoever, including but not limited to any

proceedings by way of prerogative writ or judicial review, in any court concerning any decision, act or omission by the President or delegated person, under this Section.

[The next page is 721,201]

14 Definitions

In this Part:

'child' means a person under the age of 18 years;

'exploitation' includes forced labour or service, slavery or practices similar to slavery, servitude, removal of organs, and sexual servitude;

'fraudulent travel or identity documents' means a travel or identity document that:

(a) has been made, or altered in any way, by a person other than a person or agency lawfully authorised to make or issue the travel or identity document on behalf of a country;
(b) has been issued or obtained through misrepresentation, corruption or duress or in any other unlawful manner; or
(c) is being used by a person other than the lawful holder;

'illegal entry' means entering Naoero or any other country without complying with the requirements for lawful entry of that country;

[def am Act 21 of 2026 s 5, opn 12 May 2026]

'material benefit' includes any type of financial or non-financial inducement, payment, bribe, reward, advantage or service;

'receiving country' means a country into which a trafficked person or smuggled migrant is brought as part of an act of trafficking persons or smuggling of migrants;

'smuggled migrant' means a person who is subject to smuggling of migrants;

'smuggling of migrants' means the arranging or assisting of an unauthorised migrant's illegal entry into any country;

'trafficked person' means a person who is subject to trafficking in persons;

'trafficking in persons' means the recruitment, transportation, transfer, harbouring or receipt of a person for the purpose of exploitation;

'unauthorised migrant', for a country, means a person who is not a citizen of the country or in possession of all the documents required by the law of the country for that person's lawful entry;

'unlawful employee', for an employer, means a person whom the employer knows, or is reckless to the fact that, is not entitled under law to undertake employment in the employer's service; and

'unlawful means' means any of the following:

(a) threat;
(b) use of force or other form of coercion;
(c) abduction;
(d) fraud, including producing, providing or procuring fraudulent travel or identity documents for the unauthorised migrant;
(e) deception;
(f) abuse of power or of a position of vulnerability; or

(g) giving or receiving payments or benefits to achieve the consent of a person having control over another person.

15 Application of this Part

This Part applies to conduct constituting an offence under this Part that takes place in or outside Naoero in circumstances in which:

(a) Naoero is the receiving country or the exploitation occurs in Naoero;

(b) the receiving country is a country other than Naoero and the offence of trafficking in persons or smuggling of migrants originates in Naoero or the persons or migrants transit Naoero; or

(c) the person who engages in the offence of trafficking in persons or smuggling of migrants is a Naoero citizen or a Naoero visa holder.

[s 15 am Act 21 of 2026 s 5, opn 12 May 2026]

16 Offence of trafficking in persons

A person who engages in trafficking in a person knowing that the person's entry into Naoero or any other country was arranged by unlawful means commits an offence.

[s 16 am Act 21 of 2026 s 5, opn 12 May 2026]

17 Offence of trafficking in children

A person who engages in trafficking in a person who is a child, regardless of whether the child's entry into Naoero or any other country was arranged, commits an offence.

[s 17 am Act 21 of 2026 s 5, opn 12 May 2026]

18 Exploitation of persons not legally entitled to work

(1) An employer who, while allowing an unlawful employee to undertake employment in the employer's service, takes an action with the intention of preventing or hindering the employee from:

(a) leaving Naoero;

(b) ascertaining or seeking that person's entitlement under the law of Naoero; or

(c) disclosing to a person the circumstances of that person's employment by the employer,

commits an offence.

[subs (1) am Act 21 of 2026 s 5, opn 12 May 2026]

(2) Without limiting the generality of subsection (1), the following are examples of actions of the kind mentioned in that subsection:

(a) taking or retaining possession or control of a person's passport, any other travel or identity documents, or travel tickets; and

(b) preventing or hindering a person from:

(i) having access to a telephone or any other means of telecommunication available;

(ii) using a telephone or any other means of telecommunication available;

(iii) using a telephone or any other means of telecommunication privately;

(iv) leaving premises; or

(v) leaving premises unaccompanied.

19 Consent of trafficked persons

For the purposes of Sections 16, 17 and 18, it is not a defence:
(a) that the trafficked person or unlawful employee consented; or
(b) that the person charged believed consent was given.

20 Offence of smuggling migrants

A person who, in order to obtain a material benefit, engages in the smuggling of a migrant, either knowing or being reckless as to the fact that the person's entry into a receiving country is illegal, commits an offence.

21 Offence to facilitate stay of unauthorised migrant

A person who knowingly facilitates the continued presence of an unauthorised migrant in a receiving country:
(a) by an unlawful means; and
(b) in order to obtain a material benefit,
commits an offence.

22 Offence related to fraudulent travel or identity documents

A person who makes, obtains, gives or sells or possesses a fraudulent travel or identity document for the purpose of facilitating:
(a) trafficking in persons; or
(b) smuggling of migrants,
commits an offence.

23 Aiding, abetting, etc

(1) A person who intentionally aids, abets, counsels or procures the commission of an offence under this Part by another person is taken to have committed the offence and is punishable as if the offence had been committed by the first-mentioned person.

(2) A person does not commit an offence of aiding, abetting, counselling or procuring the commission of an offence if, before the offence was committed, the person:
(a) terminated that person's involvement; and
(b) took all reasonable steps to prevent the commission of the offence.

24 Incitement to commit an offence

A person who intentionally urges or incites the commission of an offence under this Part commits an offence.

25 Conspiring to commit an offence

(1) A person who conspires with another person to commit an offence under this Part commits an offence.

(2) A person does not commit the offence of conspiracy if, before the taking of action under the agreement, the person:
(a) withdrew from the agreement; and
(b) took all reasonable steps to prevent the commission of the offence.

26 Attempting to commit an offence

A person who attempts to commit an offence under this Part, commits an offence.

27 Penalty

A person convicted of an offence against this Part is liable to a fine not exceeding $50,000.

[The next page is 721,401]

28 False or misleading information

A person who makes a statement that is false or misleading in a material particular, whether by reason of the inclusion or omission of any particular, in information provided under this Act, commits an offence and is liable to a maximum penalty of $10,000.

29 Statutory declaration

Information required to be provided under this Act shall, at the request of the person to whom it is to be provided, be verified by statutory declaration.

30 Powers in respect of vessel or aircraft

Where the captain, owner or agent of a vessel or aircraft is convicted of an offence against this Act, the vessel or aircraft may, by order of the court, be detained until the fine or any other amount required to be paid under this Act has been paid or guaranteed to the satisfaction of the Secretary, and the court may order execution against the vessel or aircraft in satisfaction of the fine or other amount.

31 Evidentiary presumption

In proceedings for an offence against this Act, any document or certificate signed by the Minister, Secretary or Director certifying a matter relating to:

(a) a delegation under this Act;
(b) an appointment of an immigration officer under this Act; or
(c) a visa granted under this Act,

is, in the absence of proof to the contrary, proof of the matters so certified.

32 No claim for damages maintainable for things done in good faith

(1) No claim for damages lies against:
   (a) the Republic;
   (b) an immigration officer;
   (c) a person delegated or authorised by this Act or any other law to perform or exercise a duty or power under this Act; or
   (d) any other person,

   in respect of any act, matter or thing done or omitted to be done or purported to be done or omitted to be done, in good faith, in the performance or exercise or intended performance or exercise of a duty or power under this Act.

(2) Where a claim for damages lies in any other case, Section 3 of the *Republic Proceedings Act 1972* does not apply to the claim.

33 Regulations

(1) The Cabinet may make regulations under this Act.

(2) The regulations may make provision for or relating to:

(a) visas, including without limitation provision for or relating to:
  (i) classes of visa;
  (ii) the purposes of a visa of a particular class and limitations that apply in relation to entry and presence under a visa of that class;
  (ii) applications for a visa and supporting evidence or documentation;
  (iii) eligibility for the grant of a visa;
  (iv) granting of a visa;
  (v) conditions of a visa;
  (vi) expiry, renewal and extension of a visa; and
  (vii) suspension and cancellation of a visa;
(b) the procedure to be followed by persons entering, in transit through, and departing from Naoero, including the form of information to be given;
(c) the procedure to be followed in the deportation and removal of persons from Naoero;
(d) forms, stamps or directions made, granted or issued under this Act;
(e) fees, charges, bonds or securities payable in respect of a matter under this Act; or
(f) facilitation of proof of the commission of offences against the regulations.

[subs (2) am Act 21 of 2026 s 5, opn 12 May 2026]

(3) The regulations may:
  (a) be of general application or vary in their application according to prescribed factors; and
  (b) give the Minister, the Secretary or the Director discretion to decide a matter.

34 Existing Visas

A person who, on the commencement date, holds a valid visa under the repealed Act and repealed Regulations, is taken to hold a visa under this Act until the end of the period in respect of which the visa was issued.

35 Orders and Proceedings

(1) Any orders or legal proceedings commenced in any court or tribunal made under the repealed Act is no longer taken to be a valid proceeding and hence shall be discontinued.
(2) These include but are not limited to prerogative writs and judicial review.
(3) This Section is taken to have effect from 31 December 2013 to a date not earlier than the commencement date of this Act.

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SCHEDULE 1

[Section 3B]

REPEALED ACTS

Immigration Act 1999, which comprises the following constituent Acts:

Immigration Act 1999

Immigration (Amendment) Act 2005

Immigration (Amendment) Act 2012

Immigration (Amendment) Act 2013

[The next page is 721,801]

SCHEDULE 2

[Section 12(5)]

TABLE OF FEES

Description	***Fee payable $***
Lodgment of Appeal to Minister (s12 (1))	$20
Lodgment of Appeal to President (s13 (1))	$20
Overstayer fee (s10(6))	$50 per day for every day after the expiration of his or her visa.

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Immigration Regulations 2014

TABLE OF PROVISIONS

Regulation	*Title*
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1	Citation
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	PART 2 — VISAS
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	PART 3 — ARRIVAL, ENTRY AND DEPARTURE
20	Procedure on arrival
21	Transit passenger does not enter Naoero
22	Information to be provided on arrival
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24	Departing or transiting passengers in restricted area
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25	Review of decisions
26	Review of decisions
27	Repeal
28	Transitional provision

Title

SCHEDULE 1 — APPLICATION FORMS

FORM 1 — APPLICATION FOR BUSINESS VISA

FORM 2 — APPLICATION FOR DEPENDANT'S VISA

FORM 3 — APPLICATION FOR LOCAL BUSINESS (EMPLOYMENT) VISA

FORM 4 — APPLICATION FOR REGIONAL PROCESSING CENTRE VISA

FORM 5 — APPLICATION FOR RESIDENCE VISA

FORM 6 — APPLICATION FOR SPECIAL PURPOSE VISA

FORM 7 — APPLICATION FOR VISITOR'S VISA

SCHEDULE 2 — FEES

SCHEDULE 3 — VISITOR'S VISA FEE EXEMPT COUNTRIES

SCHEDULE 4 — SIMPLIFIED VISITOR'S VISA APPLICATION COUNTRIES

SCHEDULE 5 — VISA WAIVER AGREEMENT COUNTRIES

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Immigration Regulations 2014

TABLE OF AMENDMENTS

The Immigration Regulations 2014 No 2 were notified and commenced on 30 January 2014 (GN No 66/2014; Gaz 14/2014).

Amending Legislation	Notified	Date of Commencement
Immigration (Amendment) Regulations 2014 No 3	28 February 2014	28 February 2014
Immigration (Amendment) Regulations 2014 No 4	21 May 2014	21 May 2014
Immigration (Amendment) Regulations 2015 No 4	25 February 2015	25 February 2015
Immigration (Amendment) Regulations No 2 2015 No 13	24 September 2015	24 September 2015
Immigration (Amendment) Regulations No 3 2015 No 15	4 October 2015	4 October 2015
Immigration (Amendment) Regulations 2016 No 3	3 March 2016	3 March 2016
Immigration (Amendment) Regulations 2017 No 26	7 November 2017	7 November 2017
Immigration (Amendment) Regulations 2019 No 26	24 August 2019	24 August 2019
Immigration (Amendment) No 2 Regulations 2019 No 30	15 October 2019	15 October 2019
Revised Written Laws Act 2021 No 7	1 June 2021	1 June 2021
Immigration (Amendment) Regulations 2023 SL 8	6 March 2023	6 March 2023
Immigration (Amendment) Regulations 2024 SL 14	7 May 2024	7 May 2024
Immigration (Amendment) Regulations 2025 SL 10	25 March 2025	25 March 2025
Immigration (Amendment) Regulations 2026 SL 20	30 April 2026	30 April 2026
Constitution (Amendment) (No 2) Act 2026 No 21	12 May 2026	s 5: 12 May 2026

[The next page is 730,401]

The Cabinet makes the following Regulations under Section 33 of the *Immigration Act 2014*:

PART 1 — PRELIMINARY

1 Citation

These Regulations may be cited as the *Immigration Regulations 2014*.

2 Commencement

These Regulations commence on the day on which they are published in the Gazette and came into effect on 30 January 2014.

3 Interpretation

In these Regulations:

'aircrew member list' for an aircraft of a commercial air carrier means a list, in a form approved by the Secretary, of all persons travelling on the aircraft who are employed by the commercial air carrier as a crew member;

'business visa' means a business visa granted under Regulation 6;

'commercial air carrier' means a person conducting a business open to the general public of carrying passengers or freight by aircraft for reward, regardless of whether the aircraft is scheduled or chartered;

'commercial aircrew member' means a person who:
(a) is employed by a commercial air carrier as a crew member;
(b) holds a current identity document as a crew member issued by his or her employer;
(c) is travelling to, or departing from, Naoero in the course of his or her employment, whether as a crew member of, or as a passenger on, an aircraft; and
(d) is included in an aircrew member list for the aircraft signed on behalf of the commercial air carrier and given to an immigration officer;
[def am Act 21 of 2026 s 5, opn 12 May 2026]

'complementary protection' has the same meaning as in the *Refugees Convention Act 2012*;
[def insrt SL 4 of 2014 reg 3 and Sch clause [1], opn 21 May 2014]

'dependant' of a person means:
(a) the person's spouse other than a spouse from whom he or she is formally separated;
(b) the person's child under the age of 18 years; or
(c) someone wholly dependent on the person for financial, psychological or physical support;

'diplomatic or consular representative' of a foreign country means a person who has been appointed to, or who holds, a post or position in a diplomatic or consular mission of that country in, or in relation to, Naoero but does not include a person who was ordinarily resident in Naoero when appointed to that post or position;
[def am Act 21 of 2026 s 5, opn 12 May 2026]

'employment visa'

[def rep SL 3 of 2014 reg 3 and Sch clause [1], opn 28 Feb 2014]

'health and security clearance certificate' has the same meaning as in the *Asylum Seekers (Regional Processing Centre) Act 2012*;

'local business (employment) visa' means a local business (employment) visa granted under Regulation 8;

[def insrt SL 8 of 2023 reg 4, opn 6 Mar 2023]

'refugee' has the same meaning as in the *Refugees Convention Act 2012*;

'Refugees Convention' has the same meaning as in the *Refugees Convention Act 2012*;

'regional processing centre' has the same meaning as in the *Asylum Seekers (Regional Processing Centre) Act 2012*;

'regional processing centre visa' means a regional processing centre visa issued under Regulation 9;

'residence visa' means a residence visa granted under Regulation 10;

'Secretary' means the Secretary for Justice and Border Control;

'service provider' has the same meaning as in the *Asylum Seekers (Regional Processing Centre) Act 2012*;

'special purpose visa' means a special purpose visa granted under Regulation 11;

'temporary settlement visa' means a visa granted under Regulation 9A;

[def insrt SL 4 of 2014 reg 3 and Sch clause [1], opn 21 May 2014]

'transit passenger' means a person who:

(a) arrives in Naoero by air or sea;

(b) holds a valid ticket for travel from Naoero to another country within 3 hours after arriving in Naoero; and

(c) holds any documents necessary for entering the country of destination;

[def am Act 21 of 2026 s 5, opn 12 May 2026]

'visa waiver agreement country' means a country with the government of which the Government of Naoero has entered into an agreement allowing entry without a visa for a period, and in the circumstances, specified in the agreement; and

[def am Act 21 of 2026 s 5, opn 12 May 2026]

'visitor's visa' means a visitor's visa granted under Regulation 12.

[The next page is 730,601]

4 Classes of visa

(1) Subject to and in accordance with these Regulations, the Director may grant visas of the following classes:

(a) business visa;
(b) dependant's visa;
(c) local business (employment) visa;
(d) regional processing centre visa;
(e) residence visa;
(f) special purpose visa;
(g) visitor's visa; and
(h) temporary settlement visa.

[subreg (1) am SL 3 of 2014 reg 3 and Sch clause [2], opn 28 Feb 2014; SL 4 of 2014 reg 3 and Sch clause [2], opn 21 May 2014; SL 8 of 2023 reg 5, opn 6 Mar 2023]

(2) Subject to and in accordance with these Regulations, the Head of a Naoero mission or Naoero consular post may grant a visitor's visa on an application made under Regulation 5(2).

[subreg (2) am Act 21 of 2026 s 5, opn 12 May 2026]

Note: Under Section 12 of the Act, an applicant for a visa may apply to the Minister for review of a decision of the Director to impose visa conditions or to refuse to gant a visa application.

5 Visa application

(1) An application for a visa of any class may be made to the Director.

(2) An application for a visitor's visa may be made to the Head of a Naoero mission or Naoero consular post by a person present in the country in which that mission or post is located.

[subreg (2) am Act 21 of 2026 s 5, opn 12 May 2026]

(3) Subject to subregulation (4), an application under subregulation (1) or (2) shall be made in the appropriate form set out in Schedule 1.

(4) A national of a country covered by Regulation 16(4) who, on entry into Naoero, requests to be granted a visitor's visa does not need to complete an application form of any kind.

[subreg (4) am Act 21 of 2026 s 5, opn 12 May 2026]

(5) An application shall be accompanied by:

(a) any information or document:

(i) required by the application form to be provided with it;
(ii) reasonably required by the Director; or
(iii) otherwise relevant to the application; and

(b) except in the case of a regional processing centre visa, or a temporary settlement visa, evidence of the payment of any fee payable under Regulation 16 for the class of visa being applied for.

[subreg (5) am SL 4 of 2014 reg 3 and Sch clause 3.1, opn 21 May 2014]

(6) The Director may require an applicant for a visa to verify by statutory declaration any information provided in connection with the application.

(7) The fee for a regional processing centre visa and a temporary settlement visa is payable by the Commonwealth of Australia when a demand for its payment is made on behalf of the Republic.

[subreg (7) am SL 4 of 2014 reg 3 and Sch clause [3.2], opn 21 May 2014]

(8) [subreg (8) rep SL 3 of 2014 reg 3 and Sch clause [3], opn 28 Feb 2014]

(9) An applicant for a visa shall hold a valid passport or travel document that is not due to expire within 3 months after the date of the application.

[subreg (9) am SL 4 of 2014 reg 3 and Sch clause 3.4, opn 21 May 2014]

(10) Subregulation (9) does not apply to a person:

(a) on whose behalf an application for a regional processing centre visa is being made;

(b) whose arrival in Naoero is due to stress of weather or a medical or other emergency;

(c) who has arrived in Naoero without a passport due to another reasonable cause; or

(d) who has been granted a temporary settlement visa.

[subreg (10) am SL 4 of 2014 reg 3 and Sch clause 3.5, opn 21 May 2014; Act 21 of 2026 s 5, opn 12 May 2026]

6 Business visa

(1) [subreg (1) rep SL 3 of 2014 reg 3 and Sch clause [4], opn 28 Feb 2014]

(2) Business visas are divided into the sub-classes specified in column 1 of the Table.

Column 1	Column 2
Business visa (General)	Conduct a business or profession in Naoero
Business visa (Diplomatic)	Perform the role of diplomatic or consular representative of a foreign country
Business visa (Education)	Engage in education
Business visa (Media)	Engage in film, journalism or other media activities
Business visa (Religious Vocation)	Engage in a religious vocation, whether or not for reward
Business visa (Research)	Engage in research, whether or not for reward
Business visa (Employment)	Engage in employment in Naoero

[subreg (2) am SL 3 of 2014 reg 3 and Sch clause [5], opn 28 Feb 2014; Act 21 of 2026 s 5, opn 12 May 2026]

(3) The purpose of a business visa of a sub-class specified in column 1 of the Table in subregulation (2) is to authorise the holder to engage in Naoero in the activity specified opposite it in column 2 of that Table.

[subreg (3) am Act 21 of 2026 s 5, opn 12 May 2026]

(4) **Business Visa Conditions**

(a) A Business Visa (General) is granted subject to the conditions that the holder shall not while in Naoero:

(i) behave in a manner that is prejudicial to the peace, good order, good government or morale of the people of the Republic of Naoero;

(ii) engage in any religious vocation except with the written approval of the Minister;

(iii) remove from Naoero any chattel, carving, object, or thing which relates to the history, art, culture, and traditions, or economy of the Republic of Naoero; and

(iv) breach any other reasonable condition, not inconsistent with the Act or these Regulations, that the Secretary considers necessary or desirable.

(b) A Business Visa (Diplomatic) is granted by the Director and may be made subject to any reasonable condition (not inconsistent with the Act or these Regulations) that the Secretary considers necessary or desirable.

(c) A Business Visa (Education) is granted subject to the conditions that the holder shall not while in Naoero:

(i) behave in a manner that is prejudicial to the peace, good order, good governance or morale of the people of the Republic of Naoero;

(ii) engage in any employment, trade or business other than that specified in the visa, without the express written permission of the Secretary;

(iii) engage in any religious vocation except with the written approval of the Secretary;

(iv) remove from Naoero any chattel, carving, object, or thing which relates to the history, art, culture, and traditions, or economy of the Republic of Naoero; and

(v) breach any other reasonable condition, not inconsistent with the Act or these Regulations, that the Secretary considers necessary or desirable.

(d) A Business Visa (Media) is granted subject to the conditions that the holder shall not while in Naoero:

(i) behave in a manner that is prejudicial to the peace, good order, good governance or morale of the people of the Republic of Naoero;

(ii) engage in any employment, trade or business other than that specified in the visa, without the express written permission of the Secretary;

(iii) engage in any religious vocation except with the written approval of the Secretary;

(iv) remove from Naoero any chattel, carving, object, or thing which relates to the history, art, culture, and traditions, or economy of the Republic of Naoero; and

(v) breach any other reasonable condition, not inconsistent with the Act or these Regulations, that the Secretary considers necessary or desirable.

(e) A Business Visa (Religious Vocation) is granted subject to the conditions that the holder shall not while in Naoero:

(i) behave in a manner that is prejudicial to the peace, good order, good government or morale of the people of the Republic of Naoero;

(ii) engage in any employment, trade or business other than that specified in the visa, without the express written permission of the Secretary;

(iii) remove from Naoero any chattel, carving, object, or thing which relates to the history, art, culture, and traditions, or economy of the Republic of Naoero; and

(iv) breach any other reasonable condition, not inconsistent with the Act or these Regulations, that the Secretary considers necessary or desirable.

(f) A Business Visa (Research) is granted subject to the conditions that the holder shall not while in Naoero:

(i) behave in a manner that is prejudicial to the peace, good order, good governance or morale of the people of the Republic of Naoero;

(ii) engage in any business, profession or employment, whether or not for reward;

(iii) engage in any religious vocation except with the written approval of the Secretary;

(iv) remove from Naoero any chattel, carving, object, or thing which relates to the history, art, culture, and traditions, or economy of the Republic of Naoero; and

(v) breach any other reasonable condition, not inconsistent with the Act or these Regulations, that the Secretary considers necessary or desirable.

(g) A Business Visa (Employment) is granted subject to the conditions that the holder shall not while in Naoero:

(i) engage in any employment other than that specified in the visa, without the express written permission of the Secretary;

(ii) behave in a manner that is prejudicial to the peace, good order, good governance or morale of the people of the Republic of Naoero;

(iii) engage in any religious vocation except with the written approval of the Minister;

(iv) remove from Naoero any chattel, carving, object, or thing which relates to the history, art, culture, and traditions, or economy of the Republic of Naoero; and

(v) breach any other reasonable condition, not inconsistent with the Act or these Regulations, that the Secretary considers necessary or desirable.

[subreg (4) am SL 3 of 2014 reg 3 and Sch clause [6], opn 28 Feb 2014; Act 21 of 2026 s 5, opn 12 May 2026]

(5) A business visa may be granted:

(a) for a period not exceeding 12 months;

(b) for a single entry or multiple entries; and

(c) subject to any reasonable condition, not inconsistent with the Act or these Regulations, that the Director considers necessary or desirable.

Note: See Table 1, Schedule 2 for specific entry periods for the different classes of business visa.

[subreg (5) am SL 3 of 2014 reg 3 and Sch clause [7], opn 28 Feb 2014]

(6) A Business Visa (Media) is valid only for a single entry of a period up to 3 months as specified in Table 1 of Schedule 2.

(7) A fee specified in Table 1 of Schedule 2 shall, unless waived by the Minister, be paid in respect of that matter.

(a)(8) Employees of the Republic, RONPHOS or any other statutory corporation of the Republic are exempted from the requirements of Regulation 16.

(b) All others engaging in employment in Naoero are required to pay the fee specified in Schedule 2.

(c) Other employees as included in the Schedule include the following:

(i) regional processing centre employees;

(ii) house maids;

(iii) baby sitters; and

(iv) any other class of persons specified by the Director.

[subreg (8) insrt SL 3 of 2014 reg 3 and Sch clause [8], opn 28 Feb 2014; am Act 21 of 2026 s 5, opn 12 May 2026]

7 Dependant's visa

(1) A dependant's visa may only be granted to a person who is a dependant of the holder of a business visa, or residence visa.

[subreg (1) am SL 3 of 2014 reg 3 and clause [10], opn 28 Feb 2014]

(1A) The holder of a temporary settlement visa may apply to the Secretary for a dependant's visa to be granted to a dependant and the Secretary has the discretion to permit the application.

[subreg (1A) insrt SL 4 of 2014 reg 3 and Sch clause 4.1, opn 21 May 2014]

(2) An application for a dependant's visa may be made before, on or after entry into Naoero.

[subreg (2) insrt SL 3 of 2014 reg 3 and Sch clause [9], opn 28 Feb 2014; am Act 21 of 2026 s 5, opn 12 May 2026]

(3) The purpose of a dependant's visa is to authorise the holder to reside with the holder of a business visa, or residence visa as his or her dependant.

[subreg (3) am SL 3 of 2014 reg 3 and clause [10], opn 28 Feb 2014]

(4) A dependant's visa, if granted, is for the remaining period of the visa of the person of whom he or she is a dependant.

(5) A dependant's visa may be granted:

(a) for a single entry or multiple entries; and

(b) subject to any reasonable condition, not inconsistent with the Act or these Regulations, that the Director or the Secretary considers necessary or desirable.

[subreg (5) am SL 4 of 2014 reg 3 and Sch clause 4.2, opn 21 May 2014]

(6) A dependant's visa expires:

(a) for a spouse dependant, on divorce or formal separation;

(b) for any other dependant, on him or her ceasing to be a dependant; or

(c) for any dependant:

(i) on him or her being granted a visa of a different class; or

(ii) on the cancellation or expiry of the visa of the person of whom he or she is a dependant.

(7) A fee specified in Table 2 of Schedule 2 to these Regulations shall, unless waived by the Minister, be paid in respect of that matter.

[subreg (7) insrt SL 3 of 2014 reg 3 and Sch clause [11], opn 28 Feb 2014]

8 Local business (employment) visa

(1) A local business (employment) visa may only be granted to a foreign national who is employed by a Naoero employer where:

(a) there are no skilled persons in Naoero, or there is a shortage of skilled persons in Naoero, to carry out the nature of employment for which an application for the visa is made;
(b) the nature of employment is such that a particular qualification is required under a written law to carry out the profession or employment; or
(c) the nature of employment for which a foreign national is required to be employed is necessary for providing goods and services to the people of Naoero.

[subreg (1) am Act 21 of 2026 s 5, opn 12 May 2026]

(2) A Naoero citizen or a wholly-owned Naoero business, which has assigned the licence or operations of a business or sharing of any profit or gain from the business under any arrangement or understanding in contravention of the *Business Licences Act 2017* or any other written law, to a foreign national or foreign business shall not be qualified as an employer for the purposes of a local business (employment) visa under this Regulation.

[subreg (2) am Act 21 of 2026 s 5, opn 12 May 2026]

(3) A foreign national who is or intends to be employed by a Naoero employer may apply for a local business (employment) visa.

[subreg (3) am Act 21 of 2026 s 5, opn 12 May 2026]

(4) An application for a local business (employment) visa shall:
(a) be made in the appropriate form set out in Schedule 1;
(b) be accompanied by the required particulars;
(c) provide one or more reasons specified under subregulation (1) for the purpose of employing a foreign national;
(d) be accompanied by evidence of payment of the appropriate fee set out in Table 2 of Part 1 of Schedule 2; and
(e) be made to the Director.

(5) A Naoero employer shall provide the following particulars for inclusion in the application under subregulation (4):
(a) in the case of an individual, proof of his or her citizenship;
(b) in the case of a business, a statutory declaration that the business is wholly-owned by a Naoero citizen;
(c) in the case of a business, the current business licence issued under the *Business Licences Act 2017*;
(d) an employment contract or an offer and acceptance letter of employment; and
(e) a letter outlining the reason for employing a foreign national, to ensure that a Naoero citizen is not disadvantaged or deprived of an opportunity to be employed.

[subreg (5) am Act 21 of 2026 s 5, opn 12 May 2026]

(6) A local business (employment) visa may be granted:
(a) for a period not exceeding 12 months;
(b) for multiple entries; and
(c) subject to any reasonable condition, not inconsistent with the Act or these Regulations, that the Director considers necessary or desirable.

(7) The fee payable for a local business (employment) visa shall not be waived or exempted.

(8) A person shall obtain the local business (employment) visa or approval from the Director before entering Naoero.

[subreg (8) am Act 21 of 2026 s 5, opn 12 May 2026]

(9) The holder of a local business (employment) visa shall be authorised to reside and work in Naoero only for:
  (a) the class of the visa granted;
  (b) the Naoero employer specified on the application; and
  (c) the nature of the work associated with the employment contract or the offer and acceptance letter of employment.

[subreg (9) am Act 21 of 2026 s 5, opn 12 May 2026]

(10) A local business (employment) visa is deemed to have been cancelled:
  (a) where the Naoero employer terminates the employment of the holder of the visa;
  (b) where the holder of the visa terminates his or her employment with the Naoero employer; or
  (c) where the holder of the visa undertakes any other work or form of employment other than the work or employment for which the visa is granted.

[subreg (10) am Act 21 of 2026 s 5, opn 12 May 2026]

(11) The Secretary shall cancel a local business (employment) visa where he or she is satisfied:
  (a) the employer is not qualified under subregulation (2) to engage an employee under this class of visa;
  (b) the holder of the visa is not employed as an employee but is engaged in the business by sharing or retaining all or part of the profits or gains from the business;
  (c) the employer and the holder of the visa during the duration of the visa have an agreement, arrangement or understanding by which the employer allows the holder of the visa to carry out and retain any profit or gain from the business; or
  (d) the holder of the visa assumes control and operations of the business for his or her own profit or gain.

(12) The Naoero employer shall immediately make arrangements for the holder of the visa to leave the Republic on the cancellation of the visa under subregulation (10).

[subreg (12) am Act 21 of 2026 s 5, opn 12 May 2026]

(13) The Naoero citizen or wholly-owned Naoero business which in the duration of the visa becomes disqualified as an employer under this Regulation shall immediately make arrangements for the holder of the visa to leave the Republic on the cancellation of the visa under these Regulations.

[subreg (13) am Act 21 of 2026 s 5, opn 12 May 2026]

(14) Where:
  (a) the Naoero employer fails to comply with the requirements of subregulation (12); or
  (b) the Naoero citizen or wholly-owned Naoero business fails to comply with the requirements of subregulation (13),

the Republic shall remove the holder of the visa from the Republic, and the Naoero employer or the Naoero citizen or wholly-owned Naoero business, as the case may be, shall be liable to pay the costs of the removal, which is a debt due to the Republic.

[subreg (14) am Act 21 of 2026 s 5, opn 12 May 2026]

(15) A local business (employment) visa shall not allow any person to act as an employment or recruitment agent or agency and provide, or make arrangements to provide, foreign workers to any other person.

(16) Where there is eligibility for other classes under the business visa class, a person is not eligible to apply for and be granted a visa under this Regulation unless his or her employer meets the criteria under subregulation (1).

(17) A person who is eligible for a visa under this Regulation shall be excluded from the requirements for a business visa under Regulation 6.

(18) Where a person is granted a visa under this Regulation, he or she may be accompanied by his or her spouse and children as part of the local business (employment) visa.

(19) The accompanying spouse and children are not eligible to undertake any employment unless the terms and conditions of the local business (employment) visa are varied by the Director.

(20) For the avoidance of doubt, where a foreign national is employed by any other foreign national or a foreign business in Naoero, he or she is not eligible to apply for a local business (employment) visa under this Regulation.

[subreg (20) am Act 21 of 2026 s 5, opn 12 May 2026]

(21) Where a Naoero citizen or a wholly-owned Naoero business is not qualified as an employer and employs a foreign national who has been granted a local business (employment) visa, the Naoero citizen or wholly-owned Naoero business commits an offence and is liable on conviction to:

(a) in the case of a Naoero citizen, a fine not exceeding $10,000 or a term of imprisonment not exceeding 6 months; and

(b) in the case of a wholly owned-Naoero business, a fine not exceeding $50,000.

[subreg (21) am Act 21 of 2026 s 5, opn 12 May 2026]

(22) In this Regulation:

'business' means an entity carrying out any form of economic activity, trade, profession, commerce, craftsmanship, calling or other activity carried on for the purpose of generating revenue for gain;

'foreign business' means a business or the operations of the business that is not a wholly-owned Naoero business or wholly-operated by a Naoero citizen;

[def am Act 21 of 2026 s 5, opn 12 May 2026]

'Naoero employer' means a Naoero citizen who, or a wholly-owned Naoero business that, employs a foreign national in Naoero, and

[def am Act 21 of 2026 s 5, opn 12 May 2026]

'wholly-owned Naoero business' means:

(a) a sole trader business where the owner is a Naoero citizen;

(b) a corporation where 100% of the shares are held by Naoero citizens;

(c) a firm where all the partners are Naoero citizens;

(d) a trust where all the trust beneficiaries are Naoero citizens; or

(e) any other business that is wholly-owned by Naoero citizens,

but excludes an arrangement or understanding specified under subregulation (2).

[def am Act 21 of 2026 s 5, opn 12 May 2026]

[reg 8 rep SL 3 of 2014 reg 3 and clause [12], opn 28 Feb 2014; insrt SL 8 of 2023 reg 6, opn 6 Mar 2023]

9 Regional processing centre visa

(1) A regional processing centre visa may only be granted to:

(a) an offshore entry person within the meaning of the *Migration Act 1958* of the Commonwealth of Australia who is to be, or has been, brought to Naoero under Section 198AD of that Act; or

(b) a person who is to be, or has been, brought to Naoero under Section 199 of that Act.

[subreg (1) am Act 21 of 2026 s 5, opn 12 May 2026]

(2) An application for a regional processing centre visa shall be made before the entry into Naoero of the person to whom it relates.

[subreg (2) am Act 21 of 2026 s 5, opn 12 May 2026]

(3) An application for a regional processing centre visa may only be made by an officer of the Commonwealth of Australia.

(3A) The Director may, in his or her discretion, grant a regional processing centre visa despite the application being made on or after entry into Naoero of the person to whom it relates in order for the person not to be disadvantaged because of the failure of an officer of the Commonwealth of the Australia to comply with subregulation (2).

[subreg (3A) am Act 21 of 2026 s 5, opn 12 May 2026]

(4) A regional processing centre visa may only be granted for any of the following purposes:

(a) the making by the Secretary of a determination in respect of the person under Section 6 of the *Refugees Convention Act 2012*;

(b) enabling a person in respect of whom the Secretary has made a determination that he or she is not recognised as a refugee, or a decision to decline to make a determination on his or her application for recognition as a refugee, to remain in Naoero until all avenues for review and appeal are exhausted and arrangements are made for his or her removal from Naoero;

(c) enabling a person whose recognition as a refugee has been cancelled to remain in Naoero until all avenues for review and appeal are exhausted and arrangements are made for his or her removal from Naoero;

(d) enabling a person in respect of whom the Secretary has made a determination that he or she is recognised as a refugee to remain in Naoero pending the making of arrangements for his or her settlement in another country; or

(e) enabling a person mentioned in subregulation (1)(b) to reside, as a dependant, with the holder of a regional processing centre visa issued for a purpose mentioned in paragraph (a), (b), (c) or (d).

[subreg (4) am Act 21 of 2026 s 5, opn 12 May 2026]

(5) A regional processing centre visa may be granted for a period not exceeding 3 months.

(5A) In respect of a person who holds a regional processing centre visa, a further regional processing centre visa may be granted on the request of an officer of the Commonwealth of Australia without submitting an application in the prescribed form.

(6) A regional processing centre visa is subject to the following conditions:

(a) the holder shall reside in premises specified in the visa;

(b) *[Repealed]*

(c) *[Repealed]*
(d) the holder shall not behave in a manner prejudicial to peace or good order in Naoero;
(e) the holder shall not engage in any activity for which a business visa may be granted, except with the approval of the Secretary;
(f) if a person covered by subregulation (4)(a), the holder shall cooperate in having a determination made in respect of him or her by the Secretary under Section 6 of the *Refugees Convention Act 2012*; and
(g) if a person mentioned in subregulation (1)(a), the holder shall take all reasonable steps to ensure that a person mentioned in subregulation (1)(b) who is his or her dependant and holds a regional processing centre visa complies with the conditions of that visa.

[subreg (6) am SL 3 of 2014 reg 3 and Sch clause [13], opn 28 Feb 2014; SL 4 of 2015 reg 3 and Sch clause [1], opn 25 Feb 2015; SL 15 of 2015 reg 4, opn 4 Oct 2015; Act 21 of 2026 s 5, opn 12 May 2026]

(6A) [subreg (6A) rep SL 4 of 2014 reg 3 and Sch clause [5], opn 21 May 2014]

(7) A regional processing centre visa may be granted subject to any other reasonable condition, not inconsistent with the Act or the *Refugees Convention Act 2012* or these Regulations, that the Director considers necessary or desirable.

(8) A regional processing centre visa expires on its holder departing from Naoero otherwise than for medical treatment.

[subreg (8) am Act 21 of 2026 s 5, opn 12 May 2026]

(9) The Minister may at any time cancel a regional processing centre visa.

(10) Where the regional processing centre visa of a person mentioned in subregulation (1)(a) is cancelled, the visa of a person mentioned in subregulation (1)(b) who is a dependant of that person is also cancelled.

9A Temporary Settlement visa

(1) Where the Secretary for Multicultural Affairs determines or a Refugee Determination Record is issued to the holder of a regional processing centre visa recognising the holder is:
(a) a refugee;
(b) granted a derivative status; or
(c) in need of complementary protection,
the class of regional processing centre visa is deemed to have changed to the class of a Temporary Settlement visa.

(2) Where a person is:
(a) recognised as a refugee;
(b) granted derivative status; or
(c) in need of complementary protection,
by a country other than the Republic and the Secretary for Multicultural Affairs has recognised such determination under the *Refugees Convention Act 2012* to be granted a Temporary Settlement visa, the Secretary may issue such a visa.

(3) The duration of a Temporary Settlement visa is 6 months.

(4) A visa issued under this Regulation shall be extended from time to time unless otherwise directed by the Secretary for Multicultural Affairs in writing to the Secretary.

(5) A holder of a Temporary Settlement visa may:
  (a) engage in employment for an authorised employer who has been granted authorisation by the Secretary;
  (b) apply for a business licence under the *Business Licences Act 2017*;
  (c) apply for a refugee travel document;
  (d) leave and re-enter the Republic during the period of the temporary settlement visa; and
  (e) apply for a dependant to join him or her in the Republic on a dependant's visa if so permitted by the Secretary for Multicultural Affairs.

(6) A holder of a Temporary Settlement visa shall:
  (a) not behave in a manner prejudicial to the peace and good order of the Republic; and
  (b) take all reasonable steps to ensure that a person who is his or her dependant and holds a Temporary Settlement visa complies with the conditions of that visa.

(7) A Temporary Settlement visa may be granted subject to any other reasonable condition the Secretary for Multicultural Affairs considers necessary not inconsistent with the *Refugees Convention Act 2012*.

(8) The Minister may at any time cancel a Temporary Settlement visa.

(9) Where a visa of a person mentioned in subregulation (1) is cancelled, the visa of a dependant of that person is also cancelled.

[reg 9A subst SL 26 of 2017 reg 4, opn 7 Nov 2017]

10 Residence visa

(1) A residence visa may only be granted to a dependant of a Naoero citizen.

[subreg (1) am Act 21 of 2026 s 5, opn 12 May 2026]

(2) An application for a residence visa may be made before, on or after entry into Naoero.

[subreg (2) am Act 21 of 2026 s 5, opn 12 May 2026]

(3) The purpose of a residence visa is to authorise the holder to enter and remain in Naoero as a resident.

[subreg (3) am Act 21 of 2026 s 5, opn 12 May 2026]

(4) A residence visa:
  (a) may be granted for a limited or unlimited period;
  (b) permits multiple entries; and
  (c) permits the holder to engage in any activity for which a business visa may be granted.

[subreg (4) am SL 3 of 2014 reg 3 and Sch clause [14], opn 28 Feb 2014]

(5) Subject to subregulations (6) and (7), a residence visa expires:
  (a) for a spouse dependant, on divorce or formal separation; or
  (b) for any other dependant, on him or her ceasing to be a dependant.

(6) Subregulation (5) does not apply to a residence visa granted to a child of a Naoero citizen.

[subreg (6) am Act 21 of 2026 s 5, opn 12 May 2026]

(7) The Minister may declare that a visa does not expire in accordance with subregulation (5) but continues in force on the conditions, if any, specified by the Minister.

11 Special purpose visa

(1) An application for a special purpose visa may be made before, on or after entry into Naoero.

[subreg (1) am Act 21 of 2026 s 5, opn 12 May 2026]

(2) A special purpose visa may only be granted to:

(a) a member of the armed forces of another country entering Naoero in an official capacity, and his or her dependants;

(b) a crew member engaged in the positioning, operation or delivery of an aircraft other than one who is exempt from the requirement to hold a visa or who has, or in the opinion of the Director should have, a visa of another class;

(c) a crew member engaged in the positioning, operation or delivery of a vessel other than one who has, or in the opinion of the Director should have, a visa of another class;

(d) a person who wishes to enter or remain in Naoero in order to engage in an activity in connection with legal proceedings, other than an activity for which a business visa may be granted;

(e) a person arriving in Naoero without a passport and who, in the opinion of the Director, should be permitted to enter and remain in Naoero on humanitarian or other grounds;

(f) a person who arrives in Naoero due to stress of weather or a medical or other emergency or other similar cause; or

(g) a person who is not exempt from the requirement to hold a visa but is not eligible to hold a visa of any other class and who, in the opinion of the Director, should be permitted to enter and remain in Naoero for a purpose specified in the visa.

[subreg (2) am SL 3 of 2014 reg 3 and Sch clause [15], opn 28 Feb 2014; Act 21 of 2026 s 5, opn 12 May 2026]

(3) A special purpose visa may be granted:

(a) for any period specified in it; and

(b) for a single entry or multiple entries.

(4) A special purpose visa:

(a) shall specify the purpose for which it is granted;

(b) is granted subject to the condition that the holder shall not, except with the approval of the Secretary, engage in any activity for which a business visa may be granted, other than one covered by the visa; and

(c) if granted to a person mentioned in subregulation (2)(d), is subject to the condition that the legal proceedings shall commence within 14 days after the grant of the visa or, if the holder has not yet entered Naoero, within 14 days after that entry.

[subreg (4) am SL 3 of 2014 reg 3 and Sch clause [16], opn 28 Feb 2014; Act 21 of 2026 s 5, opn 12 May 2026]

(5) A special purpose visa may be granted subject to any other reasonable condition, not inconsistent with the Act or these Regulations, that the Director considers necessary or desirable.

12 Visitor's visa

(1) A visitor's visa may only be granted to a person:

(a) who holds a valid ticket for travel from Naoero to another country and any documents necessary for entering the country of destination;

(b) in respect of whom there are no grounds for a belief that he or she will contravene a visa condition; and

(c) who is able to show means of support, if so requested.

[subreg (1) am SL 4 of 2014 reg 3 and Sch clause [7], opn 21 May 2014; Act 21 of 2026 s 5, opn 12 May 2026]

(2) An application for a visitor's visa:

(a) may be made on entry into Naoero if the applicant is a national of a country covered by Regulation 16(4); and

(b) shall be made before entry in the case of any other applicant.

[subreg (2) am Act 21 of 2026 s 5, opn 12 May 2026]

(3) An application for a visitor's visa shall be made in Form 7 in Schedule 1 of these Regulations.

(4) A visitor's visa may only be granted for the following purposes:

(a) holiday;

(b) visiting friends or relatives;

(c) attending a convention, conference, seminar, workshop or similar meeting;

(d) engaging in cultural or sporting activities; and

(e) any other purpose that the Director considers appropriate for the grant of a visitor's visa.

(5) A visitor's visa is granted subject to the conditions that the holder shall not while in Naoero:

(a) behave in a manner prejudicial to peace or good order in Naoero;

(b) engage in any religious activity other than normal religious observance; or

(c) engage in any activity for which a business visa may be granted.

[subreg (5) am SL 3 of 2014 reg 3 and Sch clause [17], opn 28 Feb 2014; Act 21 of 2026 s 5, opn 12 May 2026]

(6) A visitor's visa may be granted subject to any other reasonable condition, not inconsistent with the Act or these Regulations, that the Director considers necessary or desirable.

(7) A visitor's visa may be granted:

(a) for a period not exceeding 3 months; and

(b) for a single entry only.

(8) A person found breaching the conditions of their visitor's visa shall be liable to a fine of $100.

[subreg (8) insrt SL 3 of 2014 reg 3 and Sch clause [18.2], opn 28 Feb 2014]

(9) All applicants from Australia and New Zealand shall on submitting their application for a visitor visa, provide a sponsorship letter written and signed by a Naoero citizen who is currently residing in Naoero.

[subreg (9) insrt SL 3 of 2016 reg 4, opn 3 Mar 2016; am Act 21 of 2026 s 5, opn 12 May 2026]

(10) A person who provides a sponsorship letter in support of a visitor visa applicant under subregulation (9), is responsible for the activities, including any breach of visa conditions, of the applicant in Naoero should the application be granted.

[subreg (10) insrt SL 3 of 2016 reg 5, opn 3 Mar 2016; am Act 21 of 2026 s 5, opn 12 May 2026]

(11) Where the visitor visa holder breaches the terms and conditions of his or her visa, he or she is liable under these Regulations and the sponsor under

subregulation (9) is also liable to a fine not exceeding $5,000 or to imprisonment for a term not exceeding 1 year or to both.

[subreg (11) insrt SL 3 of 2016 reg 6, opn 3 Mar 2016]

[reg 12 am SL 3 of 2014 reg 3 and Sch clause [18.1], opn 28 Feb 2014]

13 Visa for child

A child may be included in a visa granted to his or her parent or legal guardian if the child is:

(a) travelling with, and has his or her name included in the passport of, the parent or legal guardian; or

(b) born in Naoero to the holder of the visa.

[reg 13 am Act 21 of 2026 s 5, opn 12 May 2026]

14 Exemption from visa requirement

(1) A commercial aircrew member is exempt from the application of Section 10(1) of the Act if entering or remaining in Naoero solely in connection with his or her employment.

[subreg (1) am Act 21 of 2026 s 5, opn 12 May 2026]

(2) A person is exempt from the application of Section 10(1) of the Act if entering or remaining in Naoero for the purpose of:

(a) a criminal proceeding brought against him or her;

(b) serving a sentence of imprisonment; or

(c) being detained in lawful custody for any reason.

[subreg (2) am Act 21 of 2026 s 5, opn 12 May 2026]

(3) A person ceases to be entitled to an exemption if the circumstance specified in subregulation (1) or (2) ceases to apply to him or her.

(4) A person is exempt from the application of Section 10(1) of the Act if he or she:

(a) is a national of a visa waiver agreement country as listed in Schedule 5;

(b) does not intend to remain in Naoero for longer than the period specified in the agreement; and

(c) satisfies any conditions specified in the agreement for eligibility to the exemption.

[subreg (4) am SL 3 of 2014 reg 3 and Sch clause [19], opn 28 Feb 2014; SL 13 of 2015 reg 4, opn 24 Sep 2015; Act 21 of 2026 s 5, opn 12 May 2026]

(5) The Minister shall from time to time, by notice in the Government Gazette, publish an updated list of visa waiver agreement countries in Schedule 5.

[subreg (5) insrt SL 13 of 2015 reg 4, opn 24 Sep 2015]

15 Emergency entry

(1) Subregulation (2) applies despite any provision of these Regulations requiring an application for a visa to be made before entering Naoero.

[subreg (1) am Act 21 of 2026 s 5, opn 12 May 2026]

(2) A visa may be granted after entry if:

(a) the entry was due to stress of weather or a medical or other emergency or there was another reasonable excuse for the failure to apply before entry; and

(b) subregulation (3) is complied with in respect of the entry

(3) The person who has entered Naoero, or another person on his or her behalf, shall inform an immigration officer as soon as practicable of the entry and the reason for it.

[subreg (3) am Act 21 of 2026 s 5, opn 12 May 2026]

(4) A person who is granted a visa in accordance with this regulation shall be taken to have complied with all the requirements of the Act and these Regulations in relation to entry into Naoero and the making of a visa application.

[subreg (4) am Act 21 of 2026 s 5, opn 12 May 2026]

(5) Without limiting subregulation (4), a person who is granted a visa in accordance with this Regulation is exempt from the application of Section 10(1) of the Act.

16 Visa fees

(1) The fee set out in column 2 of the Table in Part 1 of Schedule 2 is payable for the granting of a visa of the description set out in column 1 of that Table opposite that fee.

(2) The fee for a Business Visa is set out separately in Table 1 of Schedule 2 and is payable for the granting of a visa of the description set out in the Table.

(3) There shall be a processing fee of $50 paid for every application for a Business Visa submitted under these Regulations.

(4) A national of the following countries is exempt from the payment of a fee for a visitor's visa:
- (a) a visa waiver agreement country;
- (b) a country specified in Schedule 3; and
- (c) any other country specified by the Minister by notice published in the Gazette.

(5) The Minister may exempt the holder of a diplomatic passport from the payment of a visa fee.

(6) Unless exemption has been granted by the Minister, any fee payable under a provision of these Regulations or the Act, is non refundable or transferable.

[subreg (6) subst SL 3 of 2014 reg 3 and Sch clause [20], opn 28 Feb 2014]

(7) Dependant's of employees of the Republic, RONPHOS or any other statutory corporation of the Republic or any other person exempted by the Minister are exempt from paying the fee specified in Schedule 2.

[subreg (7) insrt SL 3 of 2014 reg 3 and Sch clause [21], opn 28 Feb 2014]

17 Evidence of visa

(1) A visa granted before the holder arrives in Naoero:
- (a) shall be evidenced in a form determined by the Secretary;
- (b) unless otherwise specified, shall include permission for the holder to travel to and enter Naoero;
- (c) may be subject to the condition that the holder arrives in Naoero on or before a specified date or within a specified period; and
- (d) on the arrival of the holder in Naoero, shall be evidenced as specified in subregulation (2).

[subreg (1) am Act 21 of 2026 s 5, opn 12 May 2026]

(2) A visa granted to a person arriving or already in Naoero shall be evidenced, in a form determined by the Secretary, in the passport of the holder or, if the holder does not have a passport, in any other manner that the Secretary considers appropriate.

[subreg (2) am Act 21 of 2026 s 5, opn 12 May 2026]

(3) The holder of a current visa evidenced in his or her passport shall maintain a current and valid passport during the period of validity of the visa.

(4) Where a new passport is issued to replace a passport that has been lost or cancelled or is expired and in which a current visa was evidenced, the current visa shall, on payment of the fee specified in Schedule 2, be re-evidenced in the new passport.

[subreg (4) am SL 3 of 2014 reg 3 and Sch clause [22], opn 28 Feb 2014]

18 Change of circumstances

(1) The holder of a visa, whether in or outside Naoero, commits an offence if:

(a) there is a relevant change in any of his or her circumstances, that is, a change that may affect his or her visa or one held by a dependant of him or her;

(b) the holder is aware of the change; and

(c) the holder does not notify the Director in writing about the change as soon as practicable after becoming aware of it,

and is liable to a maximum penalty of $500.

[subreg (1) am Act 21 of 2026 s 5, opn 12 May 2026]

(2) Without limiting subregulation (1), any of the following may constitute a relevant change in circumstances:

(a) marriage;

(b) divorce;

(c) formal separation;

(d) birth of a child;

(e) adoption of a child;

(f) death of a dependant; or

(g) starting, completing or ending business or employment activity in Naoero.

[subreg (2) am Act 21 of 2026 s 5, opn 12 May 2026]

(3) The former employer of the holder of an business visa (employment) visa commits an offence if that employer:

(a) ceases to employ the holder; and

(b) does not notify the Director in writing about the cessation as soon as practicable after it occurs,

and is liable to a maximum penalty of $500.

[subreg (3) am SL 3 of 2014 reg 3 and Sch clause [23], opn 28 Feb 2014]

(4) A notification under subregulation (1) or (3), shall be accompanied by such evidence of the change as appears to the visa holder or former employer to be relevant or as the Director may require.

19 Cancellation of visa

(1) The Secretary may at any time cancel a visa:

(a) if satisfied that:

(i) the holder should have been granted a visa of another class;
(ii) the visa should not have been granted because the application for, or the granting of, it was made in contravention of the Act, these Regulations or any other law;
(iii) the holder has breached a condition of the visa;
(iv) another person required to comply with a condition of the visa has breached that condition;
(v) the purpose for which the visa was granted has ended or is no longer valid;
(vi) the holder has committed an offence against Regulation 18(1);
(vii) the holder, other than the holder of a residence visa is, or is likely to become, a charge on the Republic; or
(viii) the holder is, or is likely to become, a risk to the health, safety or good order of the Naoero community;

(b) at the request of the holder; or
(c) for any other reason given in the Act or these Regulations.

[subreg (1) am Act 21 of 2026 s 5, opn 12 May 2026]

(2) Subject to subregulations (3) and (4), the cancellation of a visa does not prevent its holder from applying for, and being granted, a visa of another class.

(3) Where a visa is cancelled for a breach of condition, its holder shall not, unless the Minister otherwise directs, be permitted to enter or re-enter Naoero, otherwise than as the holder of a special purpose visa, within a period of 12 months after the date of:
(a) the cancellation, if that happened before entry or re-entry; or
(b) the holder's departure from Naoero as a consequence of the cancellation.

[subreg (3) am Act 21 of 2026 s 5, opn 12 May 2026]

(4) A person who overstays, by more than 7 days, the period of his or her visa shall not, unless the Minister otherwise directs, be permitted to re-enter Naoero, otherwise than as the holder of a special purpose visa, within a period of 6 months after the expiry of the visa.

[subreg (4) am Act 21 of 2026 s 5, opn 12 May 2026]

[The next page is 730,801]

20 Procedure on arrival

(1) A person arriving in Naoero by air shall disembark from the aircraft and immediately enter the restricted area of the airport, except in the case of a medical or other emergency or other reasonable cause.

[subreg (1) am Act 21 of 2026 s 5, opn 12 May 2026]

(2) Where the port into which a person arrives in Naoero by sea has a restricted area, the person shall disembark from the vessel directly into the restricted area, except in the case of a medical or other emergency or other reasonable cause.

[subreg (2) am Act 21 of 2026 s 5, opn 12 May 2026]

(3) A person who has entered a restricted area on arrival in Naoero by air or sea, commits an offence if he or she leaves that area and enters Naoero without being permitted to do so by an immigration officer and is liable to a maximum penalty of $10,000.

[subreg (3) am Act 21 of 2026 s 5, opn 12 May 2026]

(4) Where the port into which a person arrives in Naoero by sea does not have a restricted area, the person commits an offence if he or she disembarks from the vessel and enters Naoero without being permitted to do so by an immigration officer and is liable to a maximum penalty of $10,000.

[subreg (4) am Act 21 of 2026 s 5, opn 12 May 2026]

21 Transit passenger does not enter Naoero

A transit passenger who does not leave the restricted area which he or she entered on arrival in Naoero, except to continue his or her journey, shall be taken not to have entered Naoero.

[reg 21 am Act 21 of 2026 s 5, opn 12 May 2026]

22 Information to be provided on arrival

(1) For the purpose of Section 9(1)(b) of the Act, the information that a person arriving in Naoero shall provide to an immigration officer is the information required by this regulation to be provided on an arrival card.

[subreg (1) am Act 21 of 2026 s 5, opn 12 May 2026]

(2) A person arriving in Naoero shall complete an arrival card, sign a declaration on that card that the information provided by him or her on it is correct and give it to an immigration officer when requested to do so.

[subreg (2) am Act 21 of 2026 s 5, opn 12 May 2026]

(3) Subregulation (2) does not apply to a commercial aircrew member.

(4) An arrival card shall be in the form approved by the Secretary and require the passenger to provide on it the following information about himself or herself:

(a) family name and given names;
(b) passport number and date of expiry;
(c) nationality;
(d) usual occupation;

(e) flight number or name of vessel;
(f) country in which aircraft or vessel was boarded;
(g) intended address in Naoero;
(h) criminal convictions in any country for which a sentence of 2 years or more imprisonment was imposed, whether served or not, together with details of when and where the sentence was imposed;
(i) details of any refusal of a visa for, or of entry into, any country;
(j) details of any cancellation of a visa by any country;
(k) details of any removal or deportation from a country;
(l) if arriving to reside permanently in Naoero:
(i) previous country of residence; and
(ii) reason for coming to reside in Naoero;
(m) if a resident of Naoero returning to reside in Naoero:
(i) amount of time spent away from Naoero; and
(ii) country in which most of that time was spent; and
(n) if a visitor or other temporary entrant:
(i) country of residence;
(ii) intended length of stay in Naoero; and
(iii) main reason for coming to Naoero.

[subreg (4) am Act 21 of 2026 s 5, opn 12 May 2026]

(5) An arrival card may require the provision of any other information that the Secretary considers it necessary or desirable to be provided.

23 Information to be provided on departure

(1) For the purpose of Section 9(1)(b) of the Act, the information that a person departing from Naoero shall provide to an immigration officer is the information required by this regulation to be provided on a departure card.

[subreg (1) am Act 21 of 2026 s 5, opn 12 May 2026]

(2) A person departing from Naoero shall complete a departure card, sign a declaration on that card that the information provided by him or her on it is correct and give it to an immigration officer when requested to do so.

[subreg (2) am Act 21 of 2026 s 5, opn 12 May 2026]

(3) Subregulation (2) does not apply to a commercial aircrew member.

(4) A departure card shall be in the form approved by the Secretary and require the passenger to provide on it the following information about himself or herself:
(a) family name and given names;
(b) passport number;
(c) nationality;
(d) usual occupation;
(e) flight number or name of vessel;
(f) country in which aircraft or vessel will be disembarked;
(g) address in Naoero;
(h) if a visitor or other temporary entrant, length of stay in Naoero;
(i) if a resident of Naoero departing temporarily:
(i) intended length of stay overseas;
(ii) country in which most of that time will be spent; and
(iii) main reason for overseas travel; and

(j) if a resident of Naoero departing permanently, country of future residence.

[subreg (4) am Act 21 of 2026 s 5, opn 12 May 2026]

(5) A departure card may require the provision of any other information that the Secretary considers it necessary or desirable to be provided.

24 Departing or transiting passengers in restricted area

A person in the process of leaving or transiting through Naoero who is lawfully in a restricted area commits an offence, if he or she leaves that area except:

(a) to board the aircraft or vessel on which he or she is departing from Naoero; or

(b) with the permission of an immigration officer,

and is liable to a maximum penalty of $10,000.

[reg 24 am Act 21 of 2026 s 5, opn 12 May 2026]

[The next page is 731,001]

PART 4 — MISCELLANEOUS

25 Review of decisions

The Minister cannot delegate to the Secretary or the Director his or her power to review a decision under Section 12 of the Act.

26 Review of decisions

Except for the exception granted under Section 13(6) of the Act, the President cannot delegate to anyone his or her power to review a decision under Section 13 of the Act.

27 Repeal

The *Immigration Regulations 2013* and *Immigration (Amendment) Regulations 2013* are repealed.

28 Transitional provision

(1) Where an application for a visa was made under the *Immigration Regulations 2013* but not determined by the Director before the commencement of these Regulations, he or she may deal with the application under these Regulations as if it were an application for the corresponding visa under these Regulations.

(2) For the purpose of subregulation (1), a visa of a kind specified in column 1 of the Table corresponds to a visa of the kind specified opposite it in column 2 of that Table:

Column 1	Column 2
Australian regional processing visa	Regional processing centre visa
Business visa for the purpose of the conduct of a business or profession	Business visa (General)
Business visa for the purpose of employment	Business visa (Employment)
Business visa for the purpose of education	Business visa (Education)
Business visa for the purpose of performing consultancy services otherwise than as an employee	Business visa (General)
Business visa for the purpose of performing consultancy services as an employee	Business visa (Employment)
Business visa for the purpose of engaging in research	Business Visa (Research)
Business visa for the purpose of engaging in cultural activities	Visitor's visa
Business visa for the purpose of engaging in a religious vocation	Business Visa (Religious Vocation)
Business visa for the purpose of engaging or participating in film, journalism or other media activities	Business Visa (Media)
Business visa for the purpose of residing with a holder of a business visa as a dependant	Dependant's visa

Residence visa for a dependant of the holder of a residence visa	Dependant's visa
Special purpose visa as a diplomatic or consular representative	Business visa (Diplomatic)
Special purpose visa as a dependant of a diplomatic or consular representative	Dependant's visa
Special purpose visa in order to conduct or appear in legal proceedings in a capacity for which a business visa may be granted	Business visa (Employment)
Transit visa	Visitor's visa

[subreg (2) am SL 3 of 2014 reg 3 and Sch clauses [24]–[28], opn 28 Feb 2014]

[The next page is 731,201]

SCHEDULE 1

APPLICATION FORMS

FORM 1

REPUBLIC OF NAOERO

IMMIGRATION ACT 2014

APPLICATION FOR BUSINESS VISA

[Regulation 6]

About this form

Important – please read this information carefully before you complete your application. Once you have completed your application we strongly advise that you keep a copy for your records.

If you provide incorrect information or documents, this may affect whether you are granted a visa or not, or your visa may be subsequently cancelled.

Visa application fee

Before filling in the form, make sure you have all the required documents, and make sure you have read the information page carefully, particularly the Section on visa conditions.

Payment shall accompany your application. Payment can be made in cash at the Naoero Revenue Office or by electronic bank transfer (receipt being included with your online application or provided to the Immigration Office in Naoero in person by your representative).

The visa application fee is non refundable.

Making a valid application

To make a valid application you shall:

- Use this application form (available from all Naoero diplomatic missions, from the Department's website www.naurugov.nr/justice/visa.html or from the immigration and passport office in Naoero);
- Complete the form in English;
- Answer all questions truthfully;
- Provide all required supporting documents;
- Pay the required visa application fee;

Who the form covers

The application form only covers you. A dependant accompanying you should complete an Application for Dependant's Visa. A dependant accompanying you who wishes to conduct a business or profession or engage in employment should complete a separate Application for Business Visa. A dependant is a spouse (other than a spouse from whom you are formally separated), a child under the age of 18 years or someone wholly dependent on you for financial, psychological or physical support.

- Lodge the application with the immigration office either through a representative in person or online at www.naurugov.nr/justice/immi/onlineapplication.html.

Any application that does not meet these requirements will not be a valid application and cannot be processed.

Passport Information

Please note that your passport shall not be due to expire within 3 months from the date of your application. If you change your passport after you have been granted a visa you shall notify the Immigration Office in Naoero.

Options for receiving written communications

You may opt to have all communications about your visa application sent to you electronically via email, or in hard copy via the postal service. Electronic communication is recommended because of the delays that can occur with the postal service. If you are outside Naoero and do not have access to email but do not wish to incur the delays associated with the postal service, you may request that all communications in relation to your visa application be delivered in hard copy to your representative in Naoero.

Supporting Documents

The documents you shall provide are listed in Part E of this application form. Attach all documents with your application.

'Certified copies' of documents means copies authorised or stamped as being true copies of originals by a Commissioner for Oaths or, if you are outside Naoero, a similar person or agency in your country. Do not provide originals unless you are asked.

All documents not in English shall be accompanied by a certified English translation of the original.

Business Licences Act 2017

If you propose to conduct a business specified in Schedule 1 to the *Business Licences Regulations 2018* you shall obtain a business licence under the *Business Licences Act 2017*.

Conditions of Business Visa

The maximum length of a business is 12 months but it may be renewed. You shall immediately notify the Director if there is a relevant change in your circumstances, for example, ending your business in Naoero, the birth or adoption of a child, the death of a dependant or you getting married, divorced or formally separated. It is an offence not to do so.

REPUBLIC OF NAOERO
DEPARTMENT OF JUSTICE AND BORDER CONTROL

Application for Business Visa

Part A – Application overview

1. What is the type of activity you propose to conduct?
2. For what type of visa are you applying?

□ Multiple entry up to 12 months
□ Single entry up to 3 months

Part B – Your details

3. Your full name (as shown on your passport or travel document)
   Family name _____
   Given names _____
4. Name in your own language or script (if applicable)
   _____
5. Name in Chinese Commercial Code Numbers (if applicable)
   _____
6. Sex
   □ Male
   □ Female
7. Date of birth (day/month/year) _____
8. Place of Birth
   Town/city _____
   Country _____
9. Details from your passport
   Passport number _____
   Country of passport _____
   Date of issue (day/month/year) _____
   Date of expiry (day/month/year) _____
   Issuing authority/
   Place of issue _____
10. Of which countries are you a citizen? _____
    _____
11. Country of current residence? _____
12. Current marital status
    □ Widowed
    □ Single
    □ In a de facto relationship
    □ Married
13. Your current residential address
    _____
14. Your current email address
    _____
15. If the visa is granted and you are not currently residing in Naoero, what is your proposed residential address in Naoero? _____
    _____

16. Address for correspondence (you may nominate either an email address or a postal address)

_____

_____

17. Your telephone numbers

Business hours (country code, area code, number)

_____

After hours (country code, area code, number)

_____

18. Your main language _____

Part C – Processing details

19. Have you previously been to Naoero, or held a visa for Naoero, or do you currently hold a visa for Naoero?

□ No

□ Yes ► Give ALL relevant details

20. Have you ever been refused a visa to enter Naoero?

□ No

□ Yes ► Give ALL relevant details

21. Have you ever had a Naoero visa cancelled?

□ No

□ Yes ► Give ALL relevant details

22. If lodging this application from outside Naoero, from which country are you lodging it? _____

Part D – Health and character

23. Have you ever had or currently have tuberculosis or any other serious disease, condition or disability?

□ No

□ Yes ►

Is the disease, condition or disability one that requires or is likely to require medical care or which is contagious?

□ No □ Yes ►Give ALL relevant details

24. Have you ever:

- Been convicted of an offence which is punishable by a fine of not less than $5,000 or to a sentence of death or to imprisonment for not less than 2 years, for which you have not received a free pardon? No □ Yes □
- Been charged with any offence that is currently awaiting legal action? No □ Yes □
- Been removed or deported from any country? No □ Yes □

If you answered 'Yes' to any of the above questions, you shall give ALL relevant details. If the matter relates to a criminal conviction, please give the nature of the offence and full details of the sentence.

Part E – Document checklist

25. You **shall** provide the following documents with your application.

Note: if the documents are in a language other than English, certified English translations of those documents shall be provided, together with copies of the original documents.

Complete the following checklist by ticking documents that you have attached with your application, and writing "N/A" if a particular document does not apply to you and is not required with your application.

Certified copies of the identity pages of your passport or travel document	□
1 recent passport sized photograph (45mm x 35mm) of yourself, with your name printed on the back of the photograph	□
If you are applying for a multiple entry business visa, a police certificate as to your lack of criminal record, or your criminal record if any, in the place in which you have resided for the previous 12 months (note: the record should cover your whole recorded history in the relevant jurisdiction; and should be from the jurisdiction/s in which you have lived in the previous 12 months; for example, if you have lived in China for the past 12 months, you should provide a police certificate of your whole criminal record in China; if you have lived in Naoero for the last 12 months, you should provide a police clearance from Naoero)	□
If you are applying for a multiple entry business visa, a certificate of medical fitness (including certificate that chest x-ray and blood tests have been conducted and have not shown any contagious disease or serious abnormality)	□

Part F – Payment details

26. [Repealed]

27. Have you attached a receipt as evidence of your payment of the application fee?

□ Yes
□ No (if you answered 'No', your application will not be processed)
□ N/A (business visitor of the Republic of Naoero, RONPHOS or any other statutory corporation of the Republic)
□ N/A (Employees of the Republic, RONPHOS or any other statutory corporation of the Republic)

Part G - Declaration

28. This declaration shall be signed by the applicant.
Warning: Under the *Immigration Act 2014* it is an offence to make a false or misleading statement for the purpose of obtaining a visa.

Declaration:

- I declare that the information I have supplied in this application is complete, correct and up to date in every detail.
- I understand that if I give false or misleading information, my application may be refused or any visa granted may be cancelled.
- I will inform the Immigration Office of any relevant change of circumstances (including change of address) while my application is being considered, or during the period in which I hold a visa.
- I have read and understood the information supplied to me in this application form.

Signature of applicant _____

Date _____

We strongly advise that you keep a copy of your application and all attachments for your records

[Form 1 am SL 3 of 2014 reg 3 and Sch clause [29], opn 28 Feb 2014; Act 21 of 2026 s 5, opn 12 May 2026]

[The next page is 731,301]

FORM 2

REPUBLIC OF NAOERO

IMMIGRATION ACT 2014

APPLICATION FOR DEPENDANT'S VISA

[Regulation 7]

About this form

Important – please read this information carefully before you complete your application. Once you have completed your application we strongly advise that you keep a copy for your records.

Before filling in the form, make sure you have all the required documents, and make sure you have read the information page carefully, particularly the Section on visa conditions.

Making a valid application

To make a valid application you shall:

- Use this application form (available from all Naoero diplomatic missions, from the Department's website www.naurugov.nr/justice/visa.html or from the immigration and passport office in Naoero);
- Complete the form in English;
- Answer all questions truthfully;
- Provide all required supporting documents;
- Pay the required visa application fee;
- Lodge the application with the immigration office either through a representative in person or online at www.naurugov.nr/justice/immi/onlineapplication.html

Supporting Documents

The documents you shall provide are listed in Part E of this application form. Attach all documents with your application.

'Certified copies' of documents means copies authorised or stamped as being true copies of originals by a Commissioner for Oaths or, if you are outside Naoero, a similar person or agency in your country. Do not provide originals unless you are asked.

All documents not in English shall be accompanied by a certified English translation of the original.

Passport Information

Please note that your passport shall not be due to expire within 3 months from the date of your application. If you change your passport after you have been granted a visa you shall notify the Immigration Office in Naoero.

Options for receiving written communications

You may opt to have all communications about your visa application sent to you electronically via email, or in hard copy via the postal service. Electronic communication is recommended because of the delays that can occur with the postal service. If you are outside Naoero and do not have access to email but do not wish to incur the delays associated with the postal service, you may request that all communications in relation to your visa application be delivered in hard copy to the visa holder of whom you are a dependant.

Any application that does not meet these requirements will not be a valid application and cannot be processed.

If you provide incorrect information or documents, this may affect whether you are granted a visa or not, or your visa may be subsequently cancelled.

Conditions of Dependant's Visa

You shall immediately notify the Director if there is a relevant change in your circumstances, for example, the birth or adoption of a child, the death of a dependant or you getting married, divorced or formally separated. It is an offence not to do so.

Expiry of Visa

A Dependant's Visa granted to you will expire if

- It is granted to you as a spouse dependant and you get divorced or formally separated
- You cease to be a dependant
- You are granted a different class
- of visa
  The visa of the person of whom you are a dependant is cancelled or expires.

Who the form covers

The application form only covers you as a dependant of the holder of a residence visa or business visa. A dependent of the holder of a visa is a spouse of the holder (unless you are formally separated from the holder), a child under the age of 18 years of the holder or a person wholly dependent on the holder for financial, psychological or physical support.

REPUBLIC OF NAOERO
DEPARTMENT OF JUSTICE AND BORDER CONTROL

Application for Dependant's Visa

Part A – Application overview

1. Full name of person of whom you are a dependant (as shown on their passport or travel document)?
   Family name _____
   Given names _____
2. How are you a dependant of that person?
   □ spouse
   □ child under the age of 18 years
   □ wholly dependent for financial, psychological or physical support
3. Type of visa held by that person?
   □ business visa
   □ residence visa

Part B – Your details

4. Your full name (as shown on your passport or travel document)
   Family name _____
   Given names _____
5. Name in your own language or script (if applicable)
   _____
6. Name in Chinese Commercial Code Numbers (if applicable)
   _____
7. Sex
   □ Male
   □ Female
8. Date of birth (day/month/year) _____
9. Place of Birth
   Town/city _____
   Country _____
10. Details from your passport
    Passport number _____
    Country of passport _____
    Date of issue (day/month/year) _____
    Date of expiry (day/month/year) _____
    Issuing authority/
    Place of issue _____
11. Of which countries are you a citizen? _____
    _____
12. Country of current residence? _____
13. Current marital status
    □ Widowed
    □ Single
    □ In a de facto relationship
    □ Married
14. Your current residential address

_____

_____

15. Your current email address

_____

16. If the visa is granted and you are not currently residing in Naoero, what is your proposed residential address in Naoero?

_____

17. Address for correspondence (you may nominate either an email address or a postal address)

_____

_____

18. Your telephone numbers

Business hours (country code, area code, number)

_____

After hours (country code, area code, number)

_____

19. Your main language _____

Part C – Processing details

20. Have you previously been to Naoero, or held a visa for Naoero, or do you currently hold a visa for Naoero?

□ No

□ Yes ▶ Give ALL relevant details

21. Have you ever been refused a visa to enter Naoero?

□ No

□ Yes ▶ Give ALL relevant details

22. Have you ever had a Naoero visa cancelled?

□ No

□ Yes ▶ Give ALL relevant details

23. If lodging this application from outside Naoero, from which country are you lodging it? _____

Part D – Health and character

24. Have you ever had or currently have tuberculosis or any other serious disease, condition or disability?

□ No

□ Yes ► Is the disease, condition or disability one that requires or is likely to require medical care or which is contagious?

□ No □ Yes ►Give ALL relevant details

25. Have you ever:

- Been convicted of an offence which is punishable by a fine of not less than $5,000 or to a sentence of death or to imprisonment for not less than 2 years, for which you have not received a free pardon? No □ Yes □
- Been charged with any offence that is currently awaiting legal action? No □ Yes □
- Been removed or deported from any country? No □ Yes □

If you answered 'Yes' to any of the above questions, you shall give ALL relevant details. If the matter relates to a criminal conviction, please give the nature of the offence and full details of the sentence.

Part E – Document checklist

26. You **shall** provide the following documents with your application.

Note: if the documents are in a language other than English, certified English translations of those documents shall be provided, together with copies of the original documents.

Complete the following checklist by ticking documents that you have attached with your application, and writing "N/A" if a particular document does not apply to you and is not required with your application.

Certified copies of the identity pages of your passport or travel document	□
1 recent passport sized photograph (45mm x 35mm) of yourself, with your name printed on the back of the photograph	□
A police certificate as to your lack of criminal record, or your criminal record if any, in the place in which you have resided for the previous 12 months (note: the record should cover your whole recorded history in the relevant jurisdiction; and should be from the jurisdiction/s in which you have lived in the previous 12 months; for example, if you have lived in China for the past 12 months, you should provide a police certificate of your whole criminal record in China; if you have lived in Naoero for the last 12 months, you should provide a police clearance from Naoero)	□
A certificate of medical fitness (including certificate that chest x-ray and blood tests have been conducted and have not shown any contagious disease or serious abnormality)	□

Part F- Declaration

This declaration shall be signed by the applicant.

Warning: Under the *Immigration Act 2014*, it is an offence to make a false or misleading statement for the purpose of obtaining a visa.

27. Declaration:

- I declare that the information I have supplied in this application is complete, correct and up to date in every detail.
- I understand that if I give false or misleading information, my application may be refused or any visa granted may be cancelled.
- I will inform the Immigration Office of any relevant change of circumstances (including change of address) while my application is being considered, or during the period in which I hold a visa.
- I have read and understood the information supplied to me in this application form.

Signature of applicant _____

Date _____

We strongly advise that you keep a copy of your application and all attachments for your records

[Form 2 am SL 3 of 2014 reg 3 and Sch clauses [30] and [31], opn 28 Feb 2014; Act 21 of 2026 s 5, opn 12 May 2026]

FORM 3

REPUBLIC OF NAOERO

IMMIGRATION ACT 2014

APPLICATION FOR LOCAL BUSINESS (EMPLOYMENT) VISA

About this form

Important – please read this information carefully before you complete your application. Once you have completed your application, we strongly advise that you keep a copy for your records.

Before filling in the form, ensure that you have all the required documents, and ensure that you have read the information page carefully, particularly the section on visa conditions.

Making a valid application

To make a valid application, you shall:

- Use this application form (available from all Naoero diplomatic missions, from the Department's website www.naurugov.nr/justice/visa.html or from the Immigration Office in Naoero);
- Complete the form in English;
- Answer all questions truthfully;
- Provide all required supporting documents;
- Pay the required visa application fee;
- Lodge the application with the Immigration Office in Naoero either though a representative in person or online at www.naurugov.nr/justice/immi/online application.html

Any application that does not meet these requirements will not be a valid application and cannot be processed.

If you provide incorrect information or documents, this may affect whether you are granted a visa or not, or your visa may be subsequently cancelled.

Visa application fee

Payment shall accompany your application.

Payment can be made in cash at the Naoero Revenue Office or by electronic bank transfer (receipt being included with your online application or provided to the Immigration Office in Naoero in person by your representative).

The visa application fee is non-refundable.

Who the form covers

The application form covers you and your spouse and children accompanying you to Naoero (where applicable).

Supporting Documents

The documents you shall provide are listed in Part G of this application form. Attach all documents with your application.

'Certified copies' of documents means copies authorised or stamped as being true copies of originals by a Commissioner for Oaths or, if you are outside Naoero, a similar person or agency in your country. Do not provide originals unless you are asked.

Passport Information Please note that your passport shall not be due to expire within 3 months from the date of your application. If you change your passport after you have been granted a visa, you shall notify the Immigration Office in Naoero.	All documents not in English shall be accompanied by a certified English translation of the original. ***Business Licences Act 2017*** If you propose to conduct a business, you shall obtain a business licence under the *Business Licences Act 2017*.
Options for receiving written communications You may opt to have all communication about your visa application sent to you electronically via email, or in hard copy via the postal service. Electronic communication is recommended because of the delays that can occur with the postal service. If you are outside Naoero and do not have access to email but do not wish to incur the delays associated with the postal service, you may request that all communications in relation to your visa application be delivered in hard copy to your representative in Naoero.	**Conditions of Local Business (Employment) Visa** The maximum length of a local business (employment) visa is 12 months but it may be renewed. You shall immediately notify the Director if there is a relevant change in your circumstances, for example, ending your employment in Naoero, the birth or adoption of a child, you getting married, divorced or formally separated or any death. It is an offence not to do so.

REPUBLIC OF NAOERO

DEPARTMENT OF JUSTICE AND BORDER CONROL

Application for Local Business (Employment) Visa

Part A – Application overview

1. What type of activity do you propose to conduct?

   _____

   _____

   _____

2. For what type of visa are you applying?

   □ Multiple entry up to 12 months

Part B – Your details

3. Your full name (as shown on your passport or travel document)

   Family name _____

   Given names _____

4. Name in your own language or script (if applicable) _____
5. Sex □ Male □ Female
6. Date of birth (day/month/year) _____
7. Place of Birth Town/City _____ Country _____
8. Details from your passport

   Passport number _____

   Country of passport _____

   Date of issue (day/month/year) _____

   Date of expiry (day/month/year) _____

   Issuing authority/Place of issue _____
9. Of which countries are you a citizen? _____
10. Country of current residence? _____
11. Current marital status □ Single □ Married □ In a de facto relationship □ Widowed
12. Your current residential address _____
13. Your current email address _____
14. If the visa is granted and you are not currently residing in Naoero, what is your proposed residential address in Naoero? _____
15. Address for correspondence (you may nominate either an email address or a postal address)

    _____

    _____
16. Your telephone numbers

    Business hours (country code, area code, number) _____

    After hours (country code, area code, number) _____
17. Your main language _____

Part C – Your spouse (if spouse is accompanying you)

18. Your spouse's name (as shown on your spouse's passport or travel document)
    Family name _____
    Given names _____
19. Sex □ Male □ Female
20. Date of birth (day/month/year) _____
21. Place of Birth Town/City _____ Country _____
22. Details from your spouse's passport
    Passport number _____
    Country of passport _____
    Date of issue (day/month/year) _____
    Date of expiry (day/month/year) _____
    Issuing authority/Place of issue _____

Part D – Your children (if children are accompanying you)

23. Your child's name (as shown on your child's passport or travel document)
    Family name _____
    Given names _____
24 Sex □ Male □ Female
25. Date of birth (day/month/year) _____
26. Place of Birth Town/City _____ Country _____
27. Details from your child's passport
    Passport number _____
    Country of passport _____
    Date of issue (day/month/year) _____
    Date of expiry (day/month/year) _____
    Issuing authority/Place of issue _____

28. Your child's name (as shown on your child's passport or travel document)
    Family name _____
    Given names _____
29. Sex □ Male □ Female
30. Date of birth (day/month/year) _____
31. Place of Birth Town/City _____ Country _____
32. Details from your child's passport
    Passport number _____
    Country of passport _____
    Date of issue (day/month/year) _____
    Date of expiry (day/month/year) _____
    Issuing authority/Place of issue _____

33. Your child's name (as shown on your child's passport or travel document)
    Family name _____
    Given names _____
34. Sex □ Male □ Female
35. Date of birth (day/month/year) _____

36. Place of Birth Town/City _____ Country _____

37. Details from your child's passport

Passport number _____

Country of passport _____

Date of issue (day/month/year) _____

Date of expiry (day/month/year) _____

Issuing authority/Place of issue _____

* Additional pages with the required information under this Part may be attached to this form if there are additional accompanying children

Part E – Processing details

38. Have you previously been to Naoero, or held a visa for Naoero, or do you currently hold a visa for Naoero? □ No □ Yes ► Give ALL relevant details

39. Have you ever been refused a visa to enter Naoero? □ No □ Yes ► Give ALL relevant details

40. Have you ever had a Naoero visa cancelled? □ No □ Yes ► Give ALL relevant details

41. If lodging this application from outside Naoero, from which country are you lodging it? _____

Part F – Health and character

42. Have you ever had or currently have tuberculosis or any other serious disease, condition or disability?

□ No

□ Yes ► Is the disease, condition or disability one that requires or is likely to require medical care or which is contagious?

□ No □ Yes ► Give ALL relevant details

43. Have you ever:

- Been convicted of an offence which is punishable by a fine of not less than $5,000 or to a sentence of death or to imprisonment for not less than 2 years, for which you have not received a free pardon?
  □ No □ Yes
- Been charged with any offence that is currently awaiting legal action?
  □ No □ Yes
- Been removed or deported from any country? □ No □ Yes

If you answered 'Yes' to any of the above questions, you shall give ALL relevant details. If the matter relates to a criminal conviction, please give the nature of the offence and full details of the sentence.

Part G – Document checklist

44. You shall provide the following documents with your application.

Note: if the documents are in a language other than English, certified English translations of those documents shall be provided, together with copies of the original documents.

Complete the following checklist by ticking documents that you have attached with your application, and writing "N/A" if a particular document does not apply to you and is not required with your application.

Certified copies of the identity pages of your passport or travel document	□
Certified copies of the identity pages of your spouse's passport or travel document	□
Certified copies of the identity pages of your child's passport or travel document	□
1 recent passport sized photograph (45mm x 35mm) of yourself, with your name printed on the back of the photograph	□
1 recent passport sized photograph (45mm x 35mm) of your spouse, with your spouse's name printed on the back of the photograph	□
1 recent passport sized photograph (45mm x 35mm) of your child, with your child's name printed on the back of the photograph	□
A police certificate as to your lack of criminal record, or your criminal record if any, in the place in which you have resided for the previous 12 months (note: the record should cover your whole recorded history in the relevant jurisdiction; and should be from the jurisdiction/s in which you have lived in the previous 12 months; for example, if you have lived in China for the past 12 months, you should provide a police certificate of your whole criminal record in China; if you have lived in Naoero for the last 12 months, you should provide a police clearance from Naoero)	□
A certificate of medical fitness (including certificate that chest x-ray and blood tests have been conducted and have not shown any contagious disease or serious abnormality)	□
Certified copy of marriage certificate	□

Certified copy of birth certificate of child	□
Proof of your employer's citizenship *(Birth certificate or passport bio data page and tax number)*	□
Statutory declaration that your employer's business is wholly-owned by Naoero citizens *(Statutory declaration form under the Oaths, Affirmations and Statutory Declarations Act 1976 is to be completed and witnessed before a Commissioner for Oaths)* Note: Penalty for making a false declaration is $10,000 or 5 years imprisonment	□
Evidence of ownership of business by Naoero citizen or wholly-owned Naoero business *(A certificate from the Registrar of Business Names, Corporations or Partnerships to be submitted)*	□
Current business licence issued to your employer under the *Business Licences Act 2017* *(A copy of the business licence is to be attached)*	□
Employment contract or an offer and acceptance letter of employment *(This must be executed by the employer and the applicant)*	□
Letter by your employer outlining the reason or reasons for employing a foreign national *(Requirement of Regulation 8(5)(e) to be complied with)*	□

Part H – Payment details

45. Have you attached a receipt as evidence of your payment of the application fee?
□ Yes No □ (if you answered 'No', your application will not be processed)

Part I – Declaration

46. This declaration shall be signed by the applicant. Warning: Under the *Immigration Act 2014* it is an offence to make a false or misleading statement for the purpose of obtaining a visa.

Declaration:

- I declare that the information I have supplied in this application is complete, correct and up to date in every detail.
- I understand that if I give false or misleading information, my application may be refused or any visa granted may be cancelled.
- I will inform the Immigration Office of any relevant change of circumstances (including change of address) while my application is being considered, or during the period in which I hold a visa.
- I have read and understood the information supplied to me in this application form.

Signature of applicant _____

Date _____

We strongly advise that you keep a copy of your application and all attachments for your record

[Form 3 rep SL 3 of 2014 reg 3 and Sch clause [32], opn 28 Feb 2014; insrt SL 8 of 2023 reg 7, opn 6 Mar 2023; am Act 21 of 2026 s 5, opn 12 May 2026**]**

[The next page is 731,401]

FORM 4

REPUBLIC OF NAOERO

DEPARTMENT OF JUSTICE AND BORDER CONTROL

APPLICATION FOR REGIONAL PROCESSING CENTRE VISA

[Regulation 9]

This form shall be completed and submitted by an officer of the Commonwealth of Australia

Part A – Details of person for whom application is being made

1. Full name
   Family name _____
   Given names _____
2. Name in their own language or script (if applicable)
   _____
3. Name in Chinese Commercial Code Numbers (if applicable)
   _____
4. Sex
   □ Male
   □ Female
5. Date of birth (day/month/year) _____
6. Current marital status
   □ Widowed
   □ Single
   □ In a de facto relationship
   □ Married
7. Address for correspondence (you may nominate either an email address or a postal address)
   _____
   _____
8. Telephone number of contact person
   _____
9. Main language _____

Signature of person completing the form

_____

Date

Regulation 5(7)of the Immigration Regulations 2014 states that the fee for a regional processing centre visa is payable by the Commonwealth of Australia when a demand for its payment is made on behalf of the Republic

[Form 4 am Act 21 of 2026 s 5, opn 12 May 2026]

FORM 5

REPUBLIC OF NAOERO

DEPARTMENT OF JUSTICE AND BORDER CONTROL

APPLICATION FOR RESIDENCE VISA

[Regulation 10]

About this form

Important – please read this information carefully before you complete your application. Once you have completed your application we strongly advise that you keep a copy for your records.

Before filling in the form, make sure you have all the required documents, and make sure you have read the information page carefully, particularly the Section on visa conditions.

Making a valid application

To make a valid application you shall:

- Use this application form (available from all Naoero diplomatic missions, from the Department's website www.naurugov.nr/justice/visa.html or from the immigration and passport office in Naoero);
- Complete the form in English;
- Answer all questions truthfully;
- Provide all required supporting documents;
- Pay the required visa application fee;
- Lodge the application with the immigration office in person or through a representative or online at www.naurugov.nr/justice/immi/onlineapplication.html.

If you provide incorrect information or documents, this may affect whether you are granted a visa or not, or your visa may be subsequently cancelled.

Who the form covers

The application form only covers you as a dependant of a Naoero citizen. A dependent of a Naoero citizen is a spouse of the citizen (unless you are formally separated from the citizen), a child under the age of 18 years of the citizen or a person wholly dependent on the citizen for financial, psychological or physical support.

Supporting Documents

The documents you shall provide are listed in Part E of this application form. Attach all documents with your application.

'Certified copies' of documents means copies authorised or stamped as being true copies of originals by a Commissioner for Oaths or, if you are outside Naoero, a similar person or agency in your country. Do not provide originals unless you are asked.

All documents not in English shall be accompanied by a certified English translation of the original.

Any application that does not meet these requirements will not be a valid application and cannot be processed.

Options for receiving written communications

You may opt to have all communications about your visa application sent to you electronically via email, or in hard copy via the postal service. Electronic communication is recommended because of the delays that can occur with the postal service. If you are outside Naoero and do not have access to email but do not wish to incur the delays associated with the postal service, you may request that all communications in relation to your visa application be delivered in hard copy to the Naoero citizen of whom you are a dependant.

Conditions of Residence Visa

You shall immediately notify the Director if there is a relevant change in your circumstances, for example, the birth or adoption of a child, the death of a dependant or you getting married, divorced or formally separated. It is an offence not to do so.

Expiry of Visa

A Residence Visa granted to you may expire if

It is granted to you as a spouse
- dependant and you get divorced or formally separated
- You cease to be a dependant.

Passport Information

Please note that your passport shall not be due to expire within 3 months from the date of your application. If you change your passport after you have been granted a visa you shall notify the Immigration Office in Naoero.

REPUBLIC OF NAOERO
DEPARTMENT OF JUSTICE AND BORDER CONTROL

Application for Residence Visa

Part A – Application overview

1. Full name of person of whom you are a dependant (as shown on their passport or travel document)?
   Family name _____
   Given names _____
2. How are you a dependant of that person?
   □spouse
   □child under the age of 18 years
   □wholly dependent for financial, psychological or physical support

Part B – Your details

3. Your full name (as shown on your passport or travel document)
   Family name _____
   Given names _____
4. Name in your own language or script (if applicable)
   _____
5. Name in Chinese Commercial Code Numbers (if applicable)
   _____
6. Sex
   □ Male
   □ Female
7. Date of birth (day/month/year) _____
8. Place of Birth
   Town/city _____
   Country _____
9. Details from your passport
   Passport number _____
   Country of passport _____
   Date of issue (day/month/year) _____
   Date of expiry (day/month/year) _____
   Issuing authority/
   Place of issue _____
10. Of which countries are you a citizen? _____
    _____
11. Country of current residence? _____
12. Current marital status
    □ Widowed
    □ Single
    □ In a de facto relationship
    □ Married
13. Your current residential address
    _____
    _____

14. Your current email address

_____

15. If the visa is granted and you are not currently residing in Naoero, what is your proposed residential address in Naoero?_____

_____

16. Address for correspondence (you may nominate either an email address or a postal address) _____

_____

17. Your telephone numbers

Business hours (country code, area code, number)

_____

After hours (country code, area code, number)

_____

18. Your main language _____

Part C – Processing details

19. Have you previously been to Naoero, or held a visa for Naoero, or do you currently hold a visa for Naoero?

□ No

□ Yes ▶ Give ALL relevant details

20. Have you ever been refused a visa to enter Naoero?

□ No

□ Yes ▶ Give ALL relevant details

21. Have you ever had a Naoero visa cancelled?

□ No

□ Yes ▶ Give ALL relevant details

22. If you are lodging this application from outside Naoero, from which country are you lodging it? _____

Part D – Health and character

23. Have you ever had or currently have tuberculosis or any other serious disease, condition or disability?

□ No

□ Yes ▶

Is the disease, condition or disability one that requires or is likely to require medical care or which is contagious?

□ No □ Yes ►Give ALL relevant details

24. Have you ever:

- Been convicted of an offence which is punishable by a fine of not less than $5,000 or to a sentence of death or to imprisonment for not less than 2 years, for which you have not received a free pardon? No □ Yes □
- Been charged with any offence that is currently awaiting legal action? No □ Yes □
- Been removed or deported from any country? No □ Yes □

If you answered 'Yes' to any of the above questions, you shall give ALL relevant details. If the matter relates to a criminal conviction, please give the nature of the offence and full details of the sentence.

Part E – Document checklist

25. You **shall** provide the following documents with your application.

Note: if the documents are in a language other than English, certified English translations of those documents shall be provided, together with copies of the original documents.

Complete the following checklist by ticking documents that you have attached with your application, and writing "N/A" if a particular document does not apply to you and is not required with your application.

Certified copies of the identity pages of your passport or travel document	□
1 recent passport sized photograph (45mm x 35mm) of yourself, with your name printed on the back of the photograph	□
A police certificate as to your lack of criminal record, or your criminal record if any, in the place in which you have resided for the previous 12 months (note: the record should cover your whole recorded history in the relevant jurisdiction; and should be from the jurisdiction/s in which you have lived in the previous 12 months; for example, if you have lived in China for the past 12 months, you should provide a police certificate of your whole criminal record in China; if you have lived in Naoero for the last 12 months, you should provide a police clearance from Naoero)	□
A certificate of medical fitness (including certificate that chest x-ray and blood tests have been conducted and have not shown any contagious disease or serious abnormality)	□

Part F - Declaration

This declaration shall be signed by the applicant.

Warning: Under the *Immigration Act 2014*, it is an offence to make a false or misleading statement for the purpose of obtaining a visa.

26. Declaration:

- I declare that the information I have supplied in this application is complete, correct and up to date in every detail.
- I understand that if I give false or misleading information, my application may be refused or any visa granted may be cancelled.
- I will inform the Immigration Office of any relevant change of circumstances (including change of address) while my application is being considered, or during the period in which I hold a visa.
- I have read and understood the information supplied to me in this application form.

Signature of applicant _____

Date _____

We strongly advise that you keep a copy of your application and all attachments for your records

[Form 5 am Act 21 of 2026 s 5, opn 12 May 2026]

[The next page is 731,501]

FORM 6

REPUBLIC OF NAOERO

DEPARTMENT OF JUSTICE AND BORDER CONTROL

APPLICATION FOR SPECIAL PURPOSE VISA

[Regulation 11]

About this form

Important – please read this information carefully before you complete your application. Once you have completed your application we strongly advise that you keep a copy for your records.

Before filling in the form, make sure you have all the required documents, and make sure you have read the information page carefully, particularly the Section on visa conditions.

Making a valid application

To make a valid application you shall:

- Use this application form (available from all Naoero diplomatic missions, from the Department's website www.naurugov.nr/justice/visa.html or from the immigration and passport office in Naoero);
- Complete the form in English;
- Answer all questions truthfully;
- Provide all required supporting documents;
- Pay the required visa application fee;
- Lodge the application with the immigration office in person or through a representative or online at www.naurugov.nr/justice/immi/onlineapplication.html.

Supporting Documents

The documents you shall provide are listed in Part E of this application form. Attach all documents with your application.

'Certified copies' of documents means copies authorised or stamped as being true copies of originals by a Commissioner for Oaths or a similar person or agency in your country. Do not provide originals unless you are asked.

All documents not in English shall be accompanied by a certified English translation of the original.

Passport Information

Please note that your passport shall not be due to expire within 3 months from the date of your application. If you change your passport after you have been granted a visa you shall notify the Immigration Office in Naoero.

Options for receiving written communications

You may opt to have all communications about your visa application sent to you electronically via email, or in hard copy via the postal service. Electronic communication is recommended because of the delays that can occur with the postal service. If you are outside Naoero and do not have access to email but do not wish to incur the delays associated with the postal service, you may request that all communications in relation to your visa application be delivered in hard copy to your representative in Naoero.

Any application that does not meet these requirements will not be a valid application and cannot be processed.

If you provide incorrect information or documents, this may affect whether you are granted a visa or not, or your visa may be subsequently cancelled.

Visa application fee

Payment shall accompany your application. Payment can be made in cash at the Naoero Revenue Office or by electronic bank transfer (receipt being included with your online application or provided to the Immigration Office in Naoero in person by your representative).

Your visa application fee is non-refundable.

Conditions of Special Purpose Visa

You shall not engage in any activity for which a business visa may be granted except as permitted by the visa or with the approval of the Secretary.

If you wish to enter or remain in Naoero in order to engage in an activity in connection with legal proceedings, those proceedings commence within 14 days after the visa is granted or after you enter Naoero if you are outside Naoero.

You shall immediately notify the Director if there is a relevant change in your circumstances, for example, the birth or adoption of a child, the death of a dependant or you getting married, divorced or formally separated. It is an offence not to do so.

REPUBLIC OF NAOERO
DEPARTMENT OF JUSTICE AND BORDER CONTROL

Application for Special Purpose Visa

Part A – Application overview

1. In what capacity and for what purpose are you seeking a special purpose visa?
2. For what length of visa are you applying?
3. For what type of visa are you applying?
   □single entry
   □multiple entries

Part B – Your details

4. Your full name (as shown on your passport or travel document)
   Family name _____
   Given names _____
5. Name in your own language or script (if applicable)
   _____
6. Name in Chinese Commercial Code Numbers (if applicable)
   _____
7. Sex
   □ Male
   □ Female
8. Date of birth (day/month/year) _____
9. Place of Birth
   Town/city _____
   Country _____
10. Details from your passport
    Passport number _____
    Country of passport _____
    Date of issue (day/month/year) _____
    Date of expiry (day/month/year) _____
    Issuing authority/
    Place of issue _____
11. Of which countries are you a citizen? _____
    _____
12. Country of current residence? _____
13. Current marital status
    □ Widowed
    □ Single
    □ In a de facto relationship
    □ Married
14. Your current residential address _____
    _____
15. Your current email address _____
16. If the visa is granted and you are not currently residing in Naoero, what is your proposed residential address in
    Naoero? _____
    _____

17. Address for correspondence (you may nominate either an email address or a postal address)

    _____

    _____

18. Your telephone numbers

    Business hours (country code, area code, number _____

    After hours (country code, area code, number) _____

19. Your main language _____

Part C – Processing details

20. Have you previously been to Naoero, or held a visa for Naoero, or do you currently hold a visa for Naoero?

    □ No

    □ Yes ► Give ALL relevant details

21. Have you ever been refused a visa to enter Naoero?

    □ No

    □ Yes ► Give ALL relevant details

22. Have you ever had a Naoero visa cancelled?

    □ No

    □ Yes ► Give ALL relevant details

23. If you are lodging this application from outside Naoero, from which country are you lodging it?

    _____

Part D – Health and character

24. Have you ever had or currently have tuberculosis or any other serious disease, condition or disability?

    □ No

    □ Yes ►

Is the disease, condition or disability one that requires or is likely to require medical care or which is contagious?

□ No □ Yes ►Give ALL relevant details

25. Have you ever:

- Been convicted of an offence which is punishable by a fine of not less than $5,000 or to a sentence of death or to imprisonment for not less than 2 years, for which you have not received a free pardon? No □ Yes □
- Been charged with any offence that is currently awaiting legal action? No □ Yes □
- Been removed or deported from any country? No □ Yes □

If you answered 'Yes' to any of the above questions, you shall give ALL relevant details. If the matter relates to a criminal conviction, please give the nature of the offence and full details of the sentence.

Part E – Document checklist

26. You **shall** provide the following documents with your application.

Note: if the documents are in a language other than English, certified English translations of those documents shall be provided, together with copies of the original documents.

Complete the following checklist by ticking documents that you have attached with your application, and writing "N/A" if a particular document does not apply to you and is not required with your application.

Certified copies of the identity pages of your passport or travel document	□
1 recent passport sized photograph (45mm x 35mm) of yourself, with your name printed on the back of the photograph	□
A police certificate as to your lack of criminal record, or your criminal record if any, in the place in which you have resided for the previous 12 months (note: the record should cover your whole recorded history in the relevant jurisdiction; and should be from the jurisdiction/s in which you have lived in the previous 12 months; for example, if you have lived in China for the past 12 months, you should provide a police certificate of your whole criminal record in China; if you have lived in Naoero for the last 12 months, you should provide a police clearance from Naoero)	□
A certificate of medical fitness (including certificate that chest x-ray and blood tests have been conducted and have not shown any contagious disease or serious abnormality)	□

Part F – Payment details

27. FEES for Special Purpose Visa applications are charged in accordance with the *Immigration Regulations 2014* (regulation 16), as follows:
    - Single entry otherwise than for legal proceedings - $50
    - Multiple entry otherwise than for legal proceedings - $100
    - Single entry for legal proceedings- $100
    - Multiple entry for legal proceedings - $200
28. Have you attached a receipt as evidence of your payment of the application fee?
    □ Yes
    □ No (if you answered 'No', your application will not be processed)

Part G - Declaration

29. This declaration shall be signed by the applicant.
    Warning: Under the *Immigration Act 2014* it is an offence to make a false or misleading statement for the purpose of obtaining a visa.

Declaration:

- I declare that the information I have supplied in this application is complete, correct and up to date in every detail.
- I understand that if I give false or misleading information, my application may be refused or any visa granted may be cancelled.
- I will inform the Immigration Office of any relevant change of circumstances (including change of address) while my application is being considered, or during the period in which I hold a visa.
- I have read and understood the information supplied to me in this application form.

Signature of applicant _____

Date _____

We strongly advise that you keep a copy of your application and all attachments for your records

[Form 6 am SL 3 of 2014 reg 3 and Sch clause [33], opn 28 Feb 2014; Act 21 of 2026 s 5, opn 12 May 2026]

[The next page is 731,601]

FORM 7

REPUBLIC OF NAOERO

IMMIGRATION ACT 2014

APPLICATION FOR VISITOR'S VISA

[Regulation 12]

About this form

Important – please read this information carefully before you complete your application. Once you have completed your application we strongly advise that you keep a copy for your records.

Before filling in the form, make sure you have all the required documents, and make sure you have read the information page carefully, particularly the Section on visa conditions.

Making a valid application

To make a valid application you shall:

- Use this application form (available from all Naoero diplomatic missions, from the Department's website www.naurugov.nr/justice/visa.html or from the immigration and passport office in Naoero);
- Complete the form in English;
- Answer all questions truthfully;
- Provide all required supporting documents;
- Pay the required visa application fee;
- Lodge the application with the immigration office in person or through a representative or online at www.naurugov.nr/justice/immi/onlineapplication.html.

Visa application fee

Payment must accompany your application unless you are exempt from paying. Payment can be made in cash at the Naoero Revenue Office or at the Naoero mission or Naoero consular post (if applying outside Naoero) or by electronic bank transfer (receipt being included with your online application or provided to the Immigration Office in Naoero in person by your representative or to the Naoero mission or Naoero consular post by you).

Your visa application fee is non-refundable.

Supporting Documents

The documents you shall provide are listed in Part E of this application form. Attach all documents with your application.

'Certified copies' of documents means copies authorised or stamped as being true copies of originals by a Commissioner for Oaths or, if you are outside Naoero, a similar person or agency in your country. Do not provide originals unless you are asked.

All documents not in English shall be accompanied by a certified English translation of the original.

Any application that does not meet these requirements will not be a valid application and cannot be processed.

If you provide incorrect information or documents, this may affect whether you are granted a visa or not, or your visa may be subsequently cancelled.

Options for receiving written communications

If you do not have access to email but do not wish to incur the delays associated with the postal service, you may request that all communications in relation to your visa application be delivered in hard copy to your representative in Naoero.

Passport Information

Please note that your passport shall not be due to expire within 3 months from the date of your application. If you change your passport after you have been granted a visa you shall notify the Immigration Office in Naoero.

Conditions of Visitor's Visa

You shall not engage in any activity for which a business visa may be granted or in any religious activity other than normal religious observance

While in Naoero you shall not behave in a manner prejudicial to peace or good order.

REPUBLIC OF NAOERO
DEPARTMENT OF JUSTICE AND BORDER CONTROL

Application for Visitor's Visa

Part A – Application overview

1. For what purpose are you seeking a visitor's visa?
2. For what length of visa are you applying?
   - □ up to 1 month
   - □ up to 2 months
   - □ up to 3 months

Part B – Your details

3. Your full name (as shown on your passport or travel document)
   Family name _____
   Given names _____
4. Name in your own language or script (if applicable)
   _____
5. Name in Chinese Commercial Code Numbers (if applicable)
   _____
6. Sex
   - □ Male
   - □ Female
7. Date of birth (day/month/year) _____
8. Place of Birth
   Town/city _____
   Country _____
9. Details from your passport
   Passport number _____
   Country of passport _____
   Date of issue (day/month/year) _____
   Date of expiry (day/month/year) _____
   Issuing authority/
   Place of issue _____
10. Of which countries are you a citizen? _____
    _____
11. Country of current residence? _____
    NB: Applicants from New Zealand and Australia shall provide the additional information required in Q23
12. Current marital status
    - □ Widowed
    - □ Single
    - □ In a de facto relationship
    - □ Married
13. Your current residential address _____
    _____
14. Your current email address_____
15. If the visa is granted, what is your proposed residential address in Naoero? ___
    _____

16. Address for correspondence (you may nominate either an email address or a postal address)

_____

_____

17. Your telephone numbers

Business hours (country code, area code, number)

_____

After hours (country code, area code, number)

_____

18. Your main language _____

Part C – Processing details

19. Have you previously been to Naoero, or held a visa for Naoero, or do you currently hold a visa for Naoero?

□ No

□ Yes ► Give ALL relevant details

20. Have you ever been refused a visa to enter Naoero?

□ No

□ Yes ► Give ALL relevant details

21. Have you ever had a Naoero visa cancelled?

□ No

□ Yes ► Give ALL relevant details

22. If applying from outside Naoero, from which country are you lodging this application? _____

23. Applicants from New Zealand and Australia shall provide a sponsorship letter from a Naoero citizen currently residing in Naoero, stating the following:

(i) Name of Sponsor

(ii) Place of residence in Naoero (District)

(iii) Relationship to applicant

(iv) Terms of sponsorship (eg: accommodation etc)

Part D – Health and character

24. Have you ever had or currently have tuberculosis or any other serious disease, condition or disability?

□ No

□ Yes ►

Is the disease, condition or disability one that requires or is likely to require medical care or which is contagious?

□ No □ Yes ►Give ALL relevant details

25. Have you ever:

- Been convicted of an offence which is punishable by a fine of not less than $5,000 or to a sentence of death or to imprisonment for not less than 2 years, for which you have not received a free pardon? No □ Yes □
- Been charged with any offence that is currently awaiting legal action? No □ Yes □
- Been removed or deported from any country? No □ Yes □

If you answered 'Yes' to any of the above questions, you shall give ALL relevant details. If the matter relates to a criminal conviction, please give the nature of the offence and full details of the sentence.

Part E – Document checklist

26. You **shall** provide the following documents with your application.

Note: if the documents are in a language other than English, certified English translations of those documents shall be provided, together with copies of the original documents.

Complete the following checklist by ticking documents that you have attached with your application, and writing 'N/A' if a particular document does not apply to you and is not required with your application.

Certified copies of the identity pages of your passport or travel document	□
1 recent passport sized photograph (45mm x 35mm) of yourself, with your name printed on the back of the photograph	□
A police certificate as to your lack of criminal record, or your criminal record if any, in the place in which you have resided for the previous 12 months (note: the record should cover your whole recorded history in the relevant jurisdiction; and should be from the jurisdiction/s in which you have lived in the previous 12 months; for example, if you have lived in China for the past 12 months, you should provide a police certificate of your whole criminal record in China; if you have lived in Naoero for the last 12 months, you should provide a police clearance from Naoero)	□
A certificate of medical fitness (including certificate that chest x-ray and blood tests have been conducted and have not shown any contagious disease or serious abnormality)	□
A letter from sponsor as required in Q23 for citizens of Australia and New Zealand	□

Part F – Payment details

27. FEES for Visitor's Visa applications are charged in accordance with the *Immigration Regulations 2014* (regulation 16), as follows:

- up to 1 month - $50
- up to 2 months - $150
- up to 3 months - $250

28. Have you attached a receipt as evidence of your payment of the application fee?

□ Yes

□ No (if you answered 'No', your application will not be processed unless you are a national of a country covered by regulation 16 of the *Immigration Regulations 2014*)

Part G - Declaration

29. This declaration shall be signed by the applicant.

Warning: Under the *Immigration Act 2014* it is an offence to make a false or misleading statement for the purpose of obtaining a visa.

Declaration:

- I declare that the information I have supplied in this application is complete, correct and up to date in every detail.
- I understand that if I give false or misleading information, my application may be refused or any visa granted may be cancelled.
- I will inform the Immigration Office of any relevant change of circumstances (including change of address) while my application is being considered, or during the period in which I hold a visa.
- I have read and understood the information supplied to me in this application form.

Signature of applicant _____

Date _____

We strongly advise that you keep a copy of your application and all attachments for your records

[Form 7 subst SL 3 of 2016 reg 7, opn 3 Mar 2016; am Act 21 of 2026 s 5, opn 12 May 2026]

[The next page is 731,801]

SCHEDULE 2

[Regulation 16]

FEES

PART 1 — FEES FOR GRANTING OF VISAS

[Pt 1 am SL 3 of 2014 reg 3 and Sch clauses [35]–[37], opn 28 Feb 2014; SL 4 of 2014 reg 3 and Sch clause [8], opn 21 May 2014; SL 26 of 2019 reg 4, opn 24 Aug 2019; SL 8 of 2023 reg 8, opn 6 Mar 2023; SL 20 of 2026 reg 4, opn 30 Apr 2026; Act 21 of 2026 s 5, opn 12 May 2026]

Column 1 **VISA**	Column 2 **FEE**
Business Visa (all sub-classes)	Nil

Business visitors calling on the Republic, RONPHOS or any other statutory corporation of the Republic

Table 1

Business Visa (sub-classes)	**Description**	**Multiple entry up to 12 months**	**Single entry up to 3 months**
Business visa (General)	Conduct a business or profession in Naoero	$6,000	$3,000
Business visa (Diplomatic)	Perform the role of diplomatic or consular representative of a foreign country		
Business visa (Education)	Engage in education		
Business visa (Media)	Engage in film, journalism or other media activities		$8,000
Business visa (Religious Vocation)	Engage in a religious vocation, whether or not for reward		
Business visa (Research)	Engage in research, whether or not for reward	$200	$100
Business visa (Employment)	Engage in employment in Naoero	$6,000	
	Others	$1,000	

NOTE: Regulation 6(6) provides more information on the fee for a Business Visa (Media).

Table 2

Dependant's Visa	$1,000
Local Business (Employment) Visa	
Multiple entries (single person)	$300
Multiple entries (spouse and children)	$400
Regional Processing Centre Visa (*Asylum Seekers*)	$1,000 per month
Residence Visa	Nil
Special Purpose Visa	
For the purpose mentioned in regulation 11	
Single entry	$50
Multiple entry	$100
For any other purpose	
Single entry	$100
Multiple entry	$200
Temporary Settlement Visa (*Refugees*)	$2,000 per month
Visitor's Visa	
For a period not exceeding 1 month	$50
For a period not exceeding 2 months	$150
For a period not exceeding 3 months	$250

PART 2 — FEES FOR RE-EVIDENCING OF VISAS

1. Nil, if no fee was payable for the visa.
2. $10 for a single entry visa.
3. $20 for a multiple entry visa.

NOTE: These fees are non-refundable

PART 3 — PROCESSING FEE (BUSINESS VISA)

1. $50 for single and multiple entry visas
2. $50 for single entry business visa (media)

NOTE: These fees are non-refundable

[The next page is 732,001]

SCHEDULE 3

[Regulation 16(4)]

VISITOR'S VISA FEE EXEMPT COUNTRIES

[Sch 3 am SL 30 of 2019 reg 4, opn 15 Oct 2019; SL 14 of 2024 reg 4, opn 7 May 2024]

1. Cook Islands
2. Federated States of Micronesia, Federated States of
3. Fiji, Republic of
4. Israel, State of
5. Kiribati, Republic of
6. Marshall Islands, Republic of the
7. Niue
8. Palau, Republic of
9. Papua New Guinea, Independent State of
10. People's Republic of China
11. Russian Federation
12. Samoa, Independent State of
13. Solomon Islands
14. Thailand, Kingdom of
15. Tonga, Kingdom of
16. Tuvalu
17. Vanuatu, Republic of

[The next page is 732,201]

SCHEDULE 4

SIMPLIFIED VISITOR'S VISA APPLICATION COUNTRIES

1. Antigua and Barbuda
2. Australia, Commonwealth of
3. Austria, Republic of
4. Bahamas, Commonwealth of The
5. Bangladesh, People's Republic of
6. Barbados
7. Belgium, Kingdom of
8. Belize
9. Botswana, Republic of
10. Brunei, Republic of
11. Bulgaria, Republic of
12. Canada
13. Cape Verde, Republic of
14. Comoros, Union of the
15. Cuba, Republic of
16. Cyprus, Republic of
17. Czech Republic
18. Denmark, Kingdom of
19. Dominica, Commonwealth of
20. Dominican Republic
21. East Timor, Democratic Republic of (Timor-Leste)
22. Estonia, Republic of
23. Finland, Republic of
24. French Republic
25. Germany, Federal Republic of
26. Ghana, Republic of
27. Greece (Hellenic Republic)
28. Grenada
29. Guinea Bissau, Republic of
30. Guyana, Co-operative Republic of
31. Haiti, Republic of
32. Hungary
33. Iceland, Republic of
34. India, Republic of
35. Ireland
36. Italian Republic
37. Jamaica
38. Japan
39. Kenya, Republic of
40. Korea, Republic of
41. Latvia, Republic of
42. Lesotho, Kingdom of
43. Lithuania, Republic of
44. Luxembourg, Grand Duchy of
45. Malawi, Republic of

46. Malaysia
47. Maldives, Republic of
48. Malta, Republic of
49. Mauritius, Republic of
50. Netherlands, Kingdom of the
51. New Zealand
52. Norway, Kingdom of
53. Poland, Republic of
54. Portuguese Republic
55. Romania
56. Saint Kitts and Nevis, Federation of
57. Saint Lucia
58. Saint Vincent and the Grenadines
59. San Marino, Republic of
60. Sao Tome and Principe, Democratic Republic of
61. Slovak Republic
62. Slovenia, Republic of
63. Spain, Kingdom of
64. Sweden, Kingdom of
65. Swiss Confederation
66. Trinidad and Tobago, Republic of

[The next page is 732,401]

SCHEDULE 5

[Regulations 14(4) and 16(4)]

VISA WAIVER AGREEMENT COUNTRIES

[Sch 5 insrt SL 13 of 2015 reg 5, opn 24 Sep 2015; am SL 30 of 2019 reg 5, opn 15 Oct 2019; SL 10 of 2025 reg 4, opn 25 Mar 2025]

1. Japan (*applicable to diplomatic and official passports only*)
2. Russia
3. Spain
4. People's Republic of China (*applicable to diplomatic passports, service passports or passports for public affairs of the People's Republic of China*)
5. Republic of India (*applicable to diplomatic passports or official passports*)
6. Republic of Cuba (*applicable to diplomatic passports or official passports*)

[The next page is 737,401]

Immigration (Long Term Stay Visa) Regulations 2025

TABLE OF PROVISIONS

Regulation	*Title*
1	Citation
2	Commencement
3	Definitions
4	Long term stay visa
5	Visa application
6	Visa Fees
7	Duration of the visa
8	Evidence of visa
9	Change of circumstances
10	Cancellation of visa
11	Visa may be declined on medical or health grounds
12	Procedure for entry into the Republic
13	Terms and conditions of the visa
14	Immigration Regulations 2014 not to apply to these Regulations
	SCHEDULE 1
	FORM — APPLICATION FOR LONG TERM STAY VISA
	SCHEDULE 2 — EVIDENCE OF VISA
	SCHEDULE 3 — TERMS AND CONDITIONS OF THE LONG TERM STAY VISA

[The next page is 737,601]

Immigration (Long Term Stay Visa) Regulations 2025

TABLE OF AMENDMENTS

The Immigration (Long Term Stay Visa) Regulations 2025 No 3 were notified and commenced on 12 February 2025.

Amending Legislation	Notified	Date of Commencement
Constitution (Amendment) (No 2) Act 2026 No 21	12 May 2026	s 5: 12 May 2026

[The next page is 737,801]

The Cabinet makes the following Regulations under Sections 10 and 33 of the *Immigration Act 2014*:

1 Citation

These Regulations may be cited as the *Immigration (Long Term Stay Visa) Regulations 2025*.

2 Commencement

These Regulations commence on the date they are notified in the Gazette.

3 Definitions

In these Regulations:

'Act' means the *Immigration Act 2014*;

'Director' means the Director of Immigration appointed under Section 4 of the Act;

'long term stay visa' is a class of visa established under these Regulations, which shall only be granted to a person or group of persons, who meet the requirements of Regulation 4;

'Secretary' means the Secretary for Justice and Border Control; and

'visa' refers to a long term stay visa.

4 Long term stay visa

(1) A long term stay visa is established as a class of visa.

(2) The Director shall grant a long term stay visa to:

(a) a person or group of persons eligible for the visa pursuant to an arrangement entered into by the Republic with any other State for such person or persons, to enter and remain in the Republic; and

(b) where ordinarily, a visa would not be granted to a person to enter the Republic pursuant to any other classes of visa provided under Regulation 4 of the *Immigration Regulations 2014*.

(3) The visa granted in subregulation (1) allows the holder of the visa unlimited multiple entry and exit to and from the Republic.

5 Visa application

(1) An application for a visa shall be made to the Director and:

(a) submitted by an official of a State, with which the Republic has an arrangement under Regulation 4;

(b) be in the Form in Schedule 1 or any other form with the prior approval of the Secretary;

(c) shall be accompanied by an authenticated identity or document issued by the requesting State;

(d) a medical record of the applicant which the requesting State has knowledge of or privy to;

(e) a history of the applicant's criminal records, recent criminal charges or convictions, including any reforms and rehabilitation undertaken by the applicant; and

(f) such other relevant information, which may be reasonably required by the Director.

(2) For the purposes of the visa, the applicant or the requesting State seeking the granting of the visa, shall provide:

(a) a passport or travel document; or

(b) such other form of identity which shall have an authenticated photograph from the requesting State with available biodata of the applicant.

6 Visa Fees

The visa fee for the visa shall be $1000 per year or any other sum that may be prescribed.

7 Duration of the visa

(1) The duration of the visa shall be for a minimum period of 30 years.

(2) The requesting State which has an arrangement with the Republic under Regulation 4 shall be responsible for the payment of the annual visa fees as stipulated in Regulation 6.

(3) For avoidance of doubt, a visa shall not lapse or be deemed to be invalid where the visa fee has not been paid.

8 Evidence of visa

(1) A person who is eligible to hold a visa under these Regulations may be granted the visa before or after the arrival of the person.

(2) The Director for Immigration may authorise the entry of a person in subregulation (1) without a visa, by a letter authorising entering into the Republic, which entry will allow the person to enter and remain in Republic for the duration of the visa under these Regulations.

(3) A visa granted to a person arriving or already in the Republic shall be evidenced, in the form provided in Schedule 2.

9 Change of circumstances

(1) An official of a State, with which the Republic has an arrangement under Regulation 4, shall notify the Director in writing about the change in a circumstance in relation to a holder of a visa granted under these Regulations.

(2) A notification under subregulation (1) shall be accompanied by evidence of the change of circumstances of the holder of the visa or such other information which may be required by the Director.

10 Cancellation of visa

The Secretary may at any time cancel a visa, where the visa holder:

(a) fails to return to the Republic within 12 months of his or her departure; or

(b) is deceased.

11 Visa may be declined on medical or health grounds

A visa application may be declined for an applicant, if he or she is suffering from or has a history of contagious disease or any other disease which the Republic may declare that it might cause substantial harm or hardship to the Naoero community.

[reg 11 am Act 21 of 2026 s 5, opn 12 May 2026]

12 Procedure for entry into the Republic

(1) A person, who holds or is eligible to hold a visa arriving in the Republic in an aircraft, shall immediately disembark from the aircraft and comply with the directions of an immigration officer on the process of entering into the Republic.

(2) Where necessary, a Police Officer may assist the Immigration Officer in requiring the person to comply with the requirement in subregulation (1).

13 Terms and conditions of the visa

The terms and conditions for the granting of the visa is contained in Schedule 3 to these Regulations.

14 Immigration Regulations 2014 not to apply to these Regulations

(1) The provisions of the *Immigration Regulations 2014* shall not apply to this class of visa.

(2) The operations of a long term stay visa shall exclusively be governed under these Regulations.

[The next page is 741,001]

SCHEDULE 1

FORM

REPUBLIC OF NAOERO

IMMIGRATION ACT 2014

(Regulation 5)

APPLICATION FOR LONG TERM STAY VISA

Part A — Personal details

1. Full name of the applicant (as shown on your passport or any other identity document)
   Family name_____
   Given names_____
2. Sex
   □ Male
   □ Female
3. Date of birth (day/month/year)_____
4. Place of Birth_____
   Town/city_____
   Country_____
5. Details of passport or any identity document
   Passport/Identity document number_____
   Country of passport (*if applicable*)_____
   Country of identity document (*if applicable*)_____
   Date of issue Passport/Identity Document (day/month/year)_____
   Date of expiry Passport/Identity Document (day/month/year)_____
   Issuing authority/_____
   Place of issue_____
6. Country of citizenship?_____
   _____
7. Current marital status
   □ Widowed
   □ Single
   □ In a de facto relationship
   □ Married
8. Email address of applicant or authorised person of the requesting State

_____

9. Speaking language_____

Part B — Health

10. Requesting country to provide all existing health report attached to the application.

_____ _____

Signature of applicant/authorised person of a requesting State Date

We strongly advise that you keep a copy of your application and all attachments for your record.

[Form am Act 21 of 2026 s 5, opn 12 May 2026]

[The next page is 741,201]

SCHEDULE 2

(Regulation 8)

EVIDENCE OF VISA

[Sch 2 am Act 21 of 2026 s 5, opn 12 May 2026]

REPUBLIC OF NAOERO

IMMIGRATION ACT 2014

DEPARTMENT OF JUSTICE AND BORDER CONTROL

LONG TERM STAY VISA
TO ENTER, DEPART, RETURN OR REMAIN IN THE REPUBLIC OF NAOERO

This is to certify that approval has been granted for your entry to the Republic of Naoero. The following is important information, including your visa grant number. This is the unique number assigned to your visa.

Information required	**Details**
Name	
Date of Birth	
Citizenship	
Passport/Identity document Number	
Visa Number	
Visa grant Date	
Visa type	
Visa classification	
Entries	
Visa Expiry Date	
Requesting State	
General requirements	

1. This visa is issued to the above-named person to facilitate travel and entry into the Republic of Naoero and the same must be presented to the Immigration Authority, on arrival at the Republic of Naoero's airport or port, point of entry.

2. Take note that you must present this certificate to all concerned authorities and border control agencies, including airline/shipping agents for such authority, agencies or agents to allow you to board the respective flight or ship.
3. It is important that you inform us about any changes to your circumstance including your name, passport or identity document and such other details provided while applying for a visa as soon as possible. You are required to do this in writing.
4. The terms and conditions of the Visa is in accordance with *Immigration (Long Term Stay Visa) Regulations 2025 (Regulations)* and Schedule 3 of the Regulations. For more information on visa conditions and entitlements you can contact the Immigration Office through email at visa@naurugov.nr.

[The next page is 741,401]

SCHEDULE 3

(Regulation 13)

TERMS AND CONDITIONS OF THE LONG TERM STAY VISA

1 The purpose of the visa is to permit a person who holds the visa to remain in the Republic for a minimum period of 30 years.

2 The holder of the visa shall:

(a) be entitled to freedom and movement permitted under the Constitution;

(b) comply with all the written laws of the Republic;

(c) not while in the Republic behave in a manner that is prejudicial to the peace, order, good governance or morale of the people of the Republic;

(d) not remove from the Republic any chattels, carvings, objects or thing which relate to the history, art, culture, tradition or economy of the Republic;

(e) not engage in any religious vocation, except with the written approval of the Secretary; and

(f) be permitted to depart and re-enter the Republic in accordance with these Regulations or such other written law.

3 The holder of the visa:

(a) is permitted to seek employment or work in the Republic;

(b) shall be provided with appropriate and gender sensitive accommodation including fixture and furnishings suitable for females and males and supporting the cohabitation of the nuclear family. Despite such accommodation provided, it is not mandatory for the holder of the visa to reside in such accommodation;

(c) shall be provided with a reasonable living allowances; and

(d) shall have access to local transport, health services including telecommunication and telehealth, welfare and education services.

4 The holder of a visa:

(a) may apply for any protection claimed and have those claims accessed in accordance with any international instruments, conventions, treaties or protocols; and

(b) the Republic shall allow the holder of the visa to make an application for protection under the laws of the Republic.

5 The holder of a visa shall not be removed from the Republic, where there is a risk of:

(a) deprivation of life, death penalty, cruel inhumane or degrading treatment, punishment or persecution;

(b) chain refoulement;

(c) being imposed with punitive conditions in support of a community safety; or

(d) his or her working right or general safety being denied by any State which requires the transfer or repatriation of the holder of the visa.

[The next page is 743,001]

Immigration (Public Service Employment Visa) Regulations 2025

TABLE OF PROVISIONS

Regulation	*Title*
1	Citation
2	Commencement
3	Definitions
4	Public Service Employment Visa
5	Visa application
6	Visa Fees
7	Duration of the visa
8	Evidence of visa
9	Change of circumstances
10	Cancellation of visa
11	Visa may be declined on medical or health grounds
12	Procedure for entry into the Republic
13	Terms and conditions of the visa
14	*Immigration Regulations 2014* not to apply to these Regulations
	SCHEDULE 1
	FORM — APPLICATION FOR PUBLIC SERVICE EMPLOYMENT VISA
	SCHEDULE 2 — EVIDENCE OF VISA
	SCHEDULE 3 — TERMS AND CONDITIONS OF THE PUBLIC SERVICE EMPLOYMENT VISA

[The next page is 743,101]

Immigration (Public Service Employment Visa) Regulations 2025

TABLE OF AMENDMENTS

The Immigration (Public Service Employment Visa) Regulations 2025 No 31 were notified and commenced on 22 June 2025.

Amending Legislation	Notified	Date of Commencement
Constitution (Amendment) (No 2) Act 2026 No 21	12 May 2026	s 5: 12 May 2026

[The next page is 743,201]

The Cabinet makes the following Regulations under Section 33 of the *Immigration Act 2014*:

1 Citation

These Regulations may be cited as the *Immigration (Public Service Employment Visa) Regulations 2025*.

2 Commencement

These Regulations commence on the date they are notified in the Gazette.

3 Definitions

In these Regulations:

'Act' means the *Immigration Act 2014*;

'Director' means the Director of Immigration appointed under Section 4 of the Act;

'public service body' includes:

(a) a Department under the *Public Service Act 2016* or a statutory authority under any other written law;
(b) a public enterprise or instrumentality of the Republic; or
(c) a contractor engaged by the Republic to perform functions or provide services for and on behalf of the Republic in the public service;

'public service employment visa' is a class of visa established under these Regulations, which shall only be granted to a person or group of persons, who meet the requirements of Regulation 4;

'Secretary' means the Secretary for Justice and Border Control; and

'visa' refers to a Public Service Employment Visa.

4 Public Service Employment Visa

(1) A Public Service Employment Visa is established as a class of visa.
(2) The Director shall grant a Public Service Employment Visa to a person or group of persons eligible for the visa pursuant to an employment contract or consultancy services contract entered into with a public service body.
(3) The visa granted under subregulation (1) allows the holder of the visa unlimited multiple entry and exit to and from the Republic.

5 Visa application

(1) An application for a visa shall be made to the Director and:
  (a) submitted by the head of a public service body under Regulation 4;
  (b) be in the Form in Schedule 1 or any other form with the prior approval of the Secretary;
  (c) shall be accompanied by a letter providing the terms and other details of employment or a copy of the employment contract or consultancy contract;

(d) shall be accompanied by an authenticated identity or document issued by the requesting public service body;
(e) a medical examination report of the applicant;
(f) a police report of the applicant; and
(g) such other relevant information, which may be reasonably required by the Director.

(2) For the purposes of the visa, the body service body seeking the visa shall provide:
(a) a passport; or
(b) such other form of identity which shall have an authenticated photograph from the requesting public service body available with biodata of the applicant.

6 Visa Fees

There shall be no visa fee applicable to this class of visa.

7 Duration of the visa

The duration of the visa shall be for a minimum period of the term of the employment contract or consultancy contract with the respective public service body.

8 Evidence of visa

(1) A person who is eligible to hold a visa under these Regulations may be granted the visa before or after the arrival of the person.

(2) The Director for Immigration may authorise the entry of a person in subregulation (1) without a visa, by a letter authorising entering into the Republic, which entry will allow the person to enter and remain in Republic for the duration of the visa under these Regulations.

(3) A visa granted to a person arriving or already in the Republic shall be evidenced, in the form in Schedule 2.

9 Change of circumstances

(1) The head or the officer in charge of the public service body, with which the visa holder has an employment or consultancy contract, shall notify the Director in writing about the change in a circumstance in relation to a holder of a visa granted under these Regulations.

(2) A notification under subregulation (1) shall be accompanied by evidence of the change of circumstances of the holder of the visa or such other information which may be required by the Director.

10 Cancellation of visa

The Secretary may at any time cancel a visa, where the visa holder:
(a) abandons employment;
(b) has his or her employment terminated; or
(c) resigns and departs the Republic.

11 Visa may be declined on medical or health grounds

A visa application may be declined for an applicant, if he or she is suffering

from or has a history of contagious disease or any other disease which the Republic may declare that it might cause substantial harm or hardship to the Naoero community.

[reg 11 am Act 21 of 2026 s 5, opn 12 May 2026]

12 Procedure for entry into the Republic

A person, who holds or is eligible to hold a visa arriving in the Republic in an aircraft, shall immediately disembark from the aircraft and comply with the directions of an immigration officer on the process of entering into the Republic.

13 Terms and conditions of the visa

The terms and conditions for the granting of the visa is contained in Schedule 3 to these Regulations.

14 *Immigration Regulations 2014* not to apply to these Regulations

(1) The provision of Regulation 6(4)(g) of the *Immigration Regulations 2014* shall not apply to this class of visa.

(2) The operations of the Public Service Employment Visa shall exclusively be governed under these Regulations.

[The next page is 743,601]

SCHEDULE 1

FORM

REPUBLIC OF NAOERO

IMMIGRATION ACT 2014

(Regulation 5)

APPLICATION FOR PUBLIC SERVICE EMPLOYMENT VISA

Part A — Personal details

1. Full name of the applicant (as shown on your passport or any other identity document)
   Family name_____
   Given names_____
2. Sex
   □ Male
   □ Female
3. Date of birth (day/month/year)_____
4. Place of Birth_____
   Town/city_____
   Country_____
5. Details of passport or any identity document
   Passport number_____
   Country of passport_____
   Date of issue Passport (day/month/year)_____
   Date of expiry Passport (day/month/year)_____
   Issuing authority_____
   Place of issue_____
6. Country of citizenship?_____
   _____
7. Current marital status
   □ Widowed
   □ Single
   □ In a de facto relationship
   □ Married
8. Email address of applicant or authorised person of the requesting Public Service Body
   _____

9. Speaking language_____

Part B — Health

10. Requesting country to provide all existing health report attached to the application.

Part C — Dependants

11. Details of dependants of the applicant (*if applicable*)

Full Name	Date of Birth	Relationship with the applicant

_____ _____

Signature of applicant Date

We strongly advise that you keep a copy of your application and all attachments for your record.

[Form am Act 21 of 2026 s 5, opn 12 May 2026]

[The next page is 743,701]

SCHEDULE 2

(Regulation 8)

EVIDENCE OF VISA

[Sch 2 am Act 21 of 2026 s 5, opn 12 May 2026]

REPUBLIC OF NAOERO

IMMIGRATION ACT 2014

DEPARTMENT OF JUSTICE AND BORDER CONTROL

PUBLIC SERVICE EMPLOYMENT VISA
TO ENTER, DEPART, RETURN OR REMAIN IN THE REPUBLIC OF NAOERO

This is to certify that approval has been granted for your entry to the Republic of Naoero. The following is important information, including your visa grant number. This is the unique number assigned to your visa.

Information required	**Details**
Name	
Date of Birth	
Citizenship	
Passport	
Visa Number	
Visa grant Date	
Visa type	
Visa classification	
Entries	
Visa Expiry Date	
Requesting Public Service Body	
General requirements	

1. This visa is issued to the above-named person to facilitate travel and entry into the Republic of Naoero and the same must be presented to the Immigration Authority, on arrival at the Republic of Naoero's airport or port, point of entry.

2. Take note that you must present this certificate to all concerned authorities and border control agencies, including airline/shipping agents for such authority, agencies or agents to allow you to board the respective flight or ship.
3. It is important that you inform us about any changes to your circumstance including your name, passport or identity document and such other details provided while applying for a visa as soon as possible. You are required to do this in writing.
4. The terms and conditions of the Visa is in accordance with *Immigration (Public Service Employment Visa) Regulations 2025* and Schedule 3 of the Regulations. For more information on visa conditions and entitlements you can contact the Immigration Office through email at visa@naurugov.nr.

[The next page is 743,801]

SCHEDULE 3

(Regulation 13)

TERMS AND CONDITIONS OF THE PUBLIC SERVICE EMPLOYMENT VISA

1 The purpose of the visa is to permit a person who holds the visa to remain in the Republic for the period of an employment contract or consultancy services contract which the visa holder has entered or will enter into with a public service body.

2 The holder of the visa shall:

(a) be entitled to freedom and movement permitted under the Constitution;

(b) comply with all the written laws of the Republic;

(c) not while in the Republic behave in a manner that is prejudicial to the peace, order, good governance or morale of the people of the Republic;

(d) not remove from the Republic any chattels, carvings, objects or thing which relate to the history, art, culture, tradition or economy of the Republic;

(e) not engage in any religious vocation, except with the written approval of the Secretary; and

(f) be permitted to depart and re-enter the Republic in accordance with these Regulations or such other written law.

3 The holder of the visa:

(a) is permitted to be employed in the Republic under the employment contract or consultancy services contract for which the visa relates;

(b) shall be provided with appropriate and gender sensitive accommodation including fixture and furnishings suitable for females and males and supporting the cohabitation of the nuclear family; and

(c) shall have access to local transport, health services including telecommunication and telehealth, welfare and education services.

4 The holder of a visa:

(a) may apply for any protection claimed and have those claims accessed in accordance with any international instruments, conventions, treaties or protocols; and

(b) the Republic shall allow the holder of the visa to make an application for protection under the laws of the Republic.

[The next page is 750,001]