

**ANTIGUA AND BARBUDA**



**THE IMMIGRATION AND PASSPORT (AMENDMENT) (NO. 2) BILL, 2020**

**NO. OF 2020**



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**ARRANGEMENT OF CLAUSES**

**CLAUSES**

|  |   |
|--|---|
| 1. Short Title .....   | 5 |
| 2. Interpretation.....                                       | 5 |
| 3. Insertion of Section 12A – Remote Work Visa.....          | 5 |
| 4. Amendment of section 40 - Grant of residence permit ..... | 6 |
| 5. Insertion of Schedule 6 .....                             | 6 |

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**THE IMMIGRATION AND PASSPORT (AMENDMENT) (NO. 2) BILL, 2020**

**NO. OF 2020**

**AN ACT** to amend the Immigration and Passport Act, 2014

**ENACTED** by the Parliament of Antigua and Barbuda as follows —

**1. Short Title**

This Act may be cited as the Immigration and Passport (Amendment) (No. 2) Act 2020.

**2. Interpretation**

In this Act, “the principal Act” means the Immigration and Passport Act, 2014

**3. Insertion of Section 12A – Remote Work Visa**

The principal Act is amended by inserting immediately after section 12 the following new section:

**“12A. Remote Work Visa**

(1) In this section –

“Nomad Digital Residence Visa” or “NDR Visa” means a Visa granted by the Chief Immigration Officer with the approval of the Minister with responsibility for Immigration for a person to live in and work from Antigua and Barbuda for a period of up to 24 months.

(2) The Chief Immigration Officer may, with the approval of the Minister with responsibility for Immigration, grant a Nomad Digital Residence Visa to an applicant who satisfies the conditions set out in this section.

(3) An applicant for a Nomad Digital Residence Visa must -:

(a) be in possession of a valid passport;

(b) show proof –

(i) of annual income in excess of one hundred and thirty-five thousand dollars (\$135,000.00);

(ii) that his or her income is generated outside of Antigua and Barbuda;

(iii) of valid health insurance coverage for the applicant and all dependants for the entire period for which the NDR Visa is granted.

(4) The Chief Immigration Officer may revoke the NDR Visa if a holder of the visa –

(a) engages in employment in Antigua and Barbuda other than the employment for which the NDR Visa is granted;

(b) offers his or her services for a fee to an Antigua and Barbuda registered business or to any person in Antigua and Barbuda;

(c) operates a business in the domestic market.

(5) The Chief Immigration Officer shall maintain a register of all persons issued with a NDR Visa.

(6) Schedule 6 shall have effect as to the operational provisions and otherwise in relation to the NDR Visa scheme.”

#### **4. Amendment of section 40 - Grant of residence permit**

Section 40 of the principal Act is amended by –

(a) in subsection (1) thereof by inserting the words “section 39” between the words, “under” and “subsection (1)”;

(b) repealing paragraph (a) of subsection (3) and substituting the following therefor –  
“(a) of any period or periods amounting in total to six months or more during which the applicant was not lawfully resident in Antigua and Barbuda;”

(c) by repealing subsection (4) and replacing it as follows:

“(4) For the purpose of calculating lawful residency, an applicant who was not lawfully resident in Antigua and Barbuda for a period of less than six months of the time required by this section for the grant of a residence permit shall be treated as having been lawfully resident provided the applicant has paid all arrears prior to making the application;”

#### **5. Insertion of Schedule 6**

The principle Act is amended by inserting a new schedule immediately after Schedule 5 –

## SCHEDULE 6



### Antigua and Barbuda Nomad Digital Residence Application Form

Ministry of Foreign Affairs, Immigration, and Trade

Applicants applying for the Nomad Digital Residence Visa are required to complete and submit this application form to [ndrprogrammeanu@ab.gov.ag](mailto:ndrprogrammeanu@ab.gov.ag). The following documents must also be submitted:

- Passport-sized photograph(s)
- Biodata page of passport(s)
- Proof of relationship of dependant(s)
- Evidence of income of a minimum of £30,000 per annum
- Proof of employment, including self-employment
- Police certificate
- Proof of valid medical insurance

After the application is assessed and approval given, the following fees will be payable: Applicant: £250, spouse £125, dependant relative £125 each.

**Full Name** (First, Middle, Last):

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**Sex:** Male  Female  Prefer Not to Say

**Date of Birth** (DD/MM/YYYY): \_\_\_\_\_

**Country of Birth:**

---

**Country of Citizenship:**

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**Former Nationality (if applicable):**

**Marital/Relationship Status:** Married  Divorced  Single  Widowed

**Passport Details**

Passport Number: \_\_\_\_\_

Date of Issue: \_\_\_\_\_

Date of Expiry: \_\_\_\_\_

Country of Issue: \_\_\_\_\_

**Proposed Date of Entry (DD/MM/YYYY):** \_\_\_\_\_

**Proposed Date of Departure (DD/MM/YYYY):** \_\_\_\_\_

**Dependants**

Is there any person(s) in the family that would be defined as a dependant?

Yes  No

*If yes, please state full name (First, Middle, Last), date of birth (DD/MM/YYYY), and Passport Details (Passport Number, Date of Issue, Date of Expiry, and Country of Issue)*



**Antigua and Barbuda**  
**Nomad Digital Residence Application Form**  
Ministry of Foreign Affairs, Immigration, and Trade

**Contact Information**

Permanent Address

Street Address

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Address Line 2

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City

---

Postal Code

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Country

---

Email

---

Telephone Number

---

Emergency Contact

---



*Intended Address in Antigua and Barbuda*

Street Address

---

Address Line 2

---

Parish

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**Type of Accommodation**

Hotel

Guest House

Private Home

Apt/Villa

Eco Lodge

Other (Specify) \_\_\_\_\_



**Antigua and Barbuda**  
**Nomad Digital Residence Application Form**  
Ministry of Foreign Affairs, Immigration, and Trade

**Brief Description of type of work/nature of business in which you will be engaged (including Name of Employer/Business)**

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**Have you ever been convicted of a serious criminal offence**

Yes  No

**Applicant's Signature**

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**Date** (DD/MM/YYYY)

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**Applicant's Declaration**

I hereby declare that I, or my dependant(s) shall not accept any employment from or offer any services to a citizen, permanent



resident, immigrant, work permit holder, or any person or undertaking conducting business in within Antigua and Barbuda. Please ensure that the information you have provided is true and correct. If you submitted false statements or omitted information requested in this form, your visa application could be declined. If it is found later that you have provided false or incorrect information, the visa will be revoked pursuant to the laws of Antigua and Barbuda.

**Applicant's Consent**

I hereby certify that the information given by me in this application is true and correct to the best of my knowledge. I understand and agree that any false information, misrepresentation, or omission of facts in this application and the application process, may be justification for refusal of entry or revocation of status.

Passed the House of Representatives on  
the          day of                          , 2020.

Passed the Senate on the                          day of  
, 2020.

.....  
*Speaker.*

.....  
*President.*

.....  
*Clerk to the House of Representatives.*

.....  
*Clerk to the Senate.*

**EXPLANATORY MEMORANDUM**

This Bill amends the Immigration and Passport Act 2014 to make provision for a new initiative to be known as the Nomad Digital Residence Visa; and for the doing away with.

The Bill contains five (5) clauses.

**Clauses 1 and 2** – short title and interpretation respectively.

**Clause 3** – Insertion of section 12A into the principle Act. This new section is under the heading “Remote Work Visa”. The clause provides for the Chief Immigration Officer, with the approval of the Minister with responsibility for Immigration, to grant a Nomad Digital Residence Visa to an applicant who meets certain conditions as are set out in the section and also in Schedule 6 to the principal Act which is inserted at clause 5.

**Clause 4** is an amendment to section 40 of the principal Act to address of the issue of gaps in an applicant’s period of lawful residency in Antigua and Barbuda. Such an applicant would have demonstrated an intention to permanently reside in Antigua and Barbuda, and would have satisfied all other conditions leading to residency, but for the fact that his or her period of residency is marked with times when he or she would not have been lawfully resident. This amendment will allow for any such period or periods, amounting in total to less than 6 months of the 4 year period required for residency, to be treated as a period of lawful residence for the purpose of the application for the grant of the residency permit.

**Clause 5** – Insertion of Schedule 6. This Schedule outlines the procedural and other requirements for the granting of a NDR Visa.

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**Hon. Chet Greene**  
*Minister responsible for Immigration*