Revised Regulations of Anguilla: I5-2

IMMIGRATION AND PASSPORT ACT (R.S.A. c. I5)

IMMIGRATION AND PASSPORT REGULATIONS

Note: These Regulations are enabled under section 37 of the Immigration and Passport Act, R.S.A. c. I5.

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Interpretation

1. In these Regulations—

"Anguillian" means a person who is regarded as an Anguillian under section 80(2) of the Constitution of Anguilla;
(U.K. S.I. 2019 No. 852, s. 13(c))

"Form" means a form set out in Schedule 1 to these Regulations.

Declaration of ports of entry

2. The following are declared to be ports of entry for the purposes of the Act—

(a) Clayton J. Lloyd International Airport;

(b) Blowing Point;

(c) Sandy Ground.

List of passengers and crew

3. The master of every vessel that carries passengers to a port in Anguilla from a place outside Anguilla or that carries passengers from a port in Anguilla to a place outside Anguilla shall without delay give to an immigration officer at the port of entry after the vessel's arrival or before the vessel's departure, as the case may be, a complete and correct—

(a) list of the passengers and crew on the vessel in Form 1, in the case of a ship; and

(b) declaration in Form 2, in the case of an aircraft.

Embarkation/disembarkation cards

4. (1) An examination of passengers and crew arriving on a vessel from a place outside Anguilla shall be conducted on the vessel or at another place convenient for the purpose as the immigration officer may direct.

(2) Before being permitted to enter and remain in Anguilla, every passenger shall, if required to do so by the immigration officer, complete and furnish to the immigration officer an International Embarkation/Disembarkation Card in Form 3.

Evidence of means to remain in or leave Anguilla

5. A person on a temporary visit to Anguilla shall, if required by an immigration officer, produce evidence to the officer's satisfaction that—

(a) he is employed elsewhere and intends to return to that place;

(b) he possesses a return ticket;

(c) he possesses or has available an amount of money sufficient to enable him to maintain himself while visiting Anguilla and to provide for his return fare out of Anguilla; or

(d) he has employment, or is about to take up employment, in Anguilla that will provide him with sufficient money to enable him to maintain himself while visiting Anguilla and to provide for his return fare out of Anguilla.

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Medical examinations

6. (1) A medical officer shall, when necessary and required, be present at the examination of persons entering or seeking to enter Anguilla from a place outside Anguilla, and shall indicate to the immigration officer any person who ought, in the opinion of the medical officer, to be medically examined. When the immigration officer requires the medical officer to make a medical examination of a person entering or seeking to enter Anguilla from a place outside Anguilla, the medical officer shall make the examination.

(2) When the immigration officer requires the medical officer to make a medical examination of a person found in Anguilla, the medical officer shall make the examination.

(3) The medical examination of any person referred to in subsection (1) or (2) shall take place at such place as may be convenient, and as soon as possible after the arrival of the person, or after the person is found, as the case may be, and the medical officer shall report the results of the examination to the immigration officer.

Certificate of identity: Anguillians and non-Anguillians

7. (1) An application for a certificate of identity shall be in Form 4.

(2) For the purposes of section 27 of the Act, a certificate of identity for an Anguillian may be in Form 5.

(3) The Chief Immigration Officer may issue a certificate of identity in Form 6 for a non-Anguillian.

(4) A subsisting travel document held by an Anguillian immediately before 15th December, 2000 is deemed to be a certificate of identity under subsection (2).

(U.K. S.I. 2019 No. 852, s. 13(c))

Temporary permit

8. (1) A person who wishes to obtain a temporary permit shall complete an application for extension to stay in Form 7.

(2) A temporary permit shall be in the form and contain the information required by the Chief Immigration Officer.

Provisional restriction

9. The immigration officer, after commencing his examination of any person who has not satisfied the officer that he is not a prohibited immigrant, may provisionally restrict the admission to Anguilla of that person, or cause his detention in custody, and may cause such inquiries to be made, or await such further information as may be necessary, before finally informing the person in accordance with section 32 of the Act that he is a prohibited immigrant, and that he may appeal to the Magistrate's Court.

Arrest of suspected prohibited immigrant

10. In the event that an immigration officer becomes aware of any circumstances constituting reasonable grounds for suspecting that any person within Anguilla is a prohibited immigrant, he may arrest the person, and thereupon proceed to examine him in order to ascertain whether such person is a prohibited immigrant, and such person may, if necessary, be detained pending the completion of such inquiry, and may be further detained thereafter as required under the Act as hereinafter provided if it is found that he is a prohibited immigrant, or shall otherwise proceed in terms of section 9 of the Act.

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Records of prohibited immigrants

11. The immigration officer shall, in the case of every person deemed to be a prohibited immigrant, make his best efforts to ascertain and record the following information about the immigrant—

(a) surname;

(b) first name;

(c) aliases;

(d) date of birth;

(e) nationality;

(f) sex;

(g) height;

(h) colour of eyes;

(i) passport number;

(j) date of issue of passport;

(k) reason why he is a prohibited immigrant.

Appeal

12. (1) If an appeal to the Magistrate under section 32 of the Act is dismissed, the appellant shall remain in the custody of the immigration officer who shall forthwith take such steps as may be required for his removal from Anguilla, or for such temporary or conditional residence within Anguilla as may be permitted under the Act, unless the appellant has notified his intention to appeal further to the Court of Appeal, in which case the appellant shall remain at the place of detention appointed under the Act or other approved place or continue under the terms of his temporary permit until the further appeal has been heard and, if such further appeal has been dismissed, the immigration officer shall then arrange for the removal of the appellant from Anguilla.

(2) If the appeal to the Magistrate's Court or to the Court of Appeal is allowed, the appellant shall be discharged from custody or shall be relieved from the conditions of any temporary permit issued to him.

Order of removal of prohibited immigrant

13. Any order that may be issued under the Act for the removal of a prohibited immigrant from Anguilla shall be in Form 8 or to like effect.

Detention of prohibited immigrants or suspected prohibited immigrants

14. (1) Any gaoler or other officer shall accept custody of any person on the order of the Chief Immigration Officer, or on the order of the Magistrate issued at the request of the Chief Immigration Officer, but no person shall be so detained in custody for any longer period than is necessary for the purpose of any prescribed inquiry or for the completion by the immigration officer of arrangements for the removal of such person from Anguilla at the first reasonable opportunity.

(2) The production of an order of removal shall be sufficient authority to any gaoler or other officer to deliver the person named therein to the escort appointed to bring such person to any place for the purpose of removal in terms of such order.

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Duties of person in charge of prohibited immigrant

15. Any person empowered to have custody and control of any person detained as a prohibited immigrant shall carry out such duties as are assigned to him by the Chief Immigration Officer.

Authority to board vessels

16. For the purpose of administering the Act and these Regulations, all officers appointed thereunder are hereby authorised and empowered to board any vessel in the territorial waters of Anguilla at any time.

Fees for passports and visas

17. The fee for a service set out in Column 1 of Schedule 2 is that set out opposite the service in Column 2 of the Schedule.

Exemption from the payment of permit fees

18. (1) Where, in order to protect public health, the Minister of public health has enacted legislation which restricts the movement of people, including closing the ports then in response to this, the Minister of immigration may exempt a visitor or work permit holder and their spouse and dependent children from paying any fee relating to the extension of permission to stay in Anguilla.

(2) The power of the Minister of immigration to exempt under subsection (1) ends when the legislation restricting the movement of people expires and ports have reopened or the visitor or work permit holder and their spouse and dependent children have been repatriated.

(R.A. 57/2020, s. 1)

Citation

19. These Regulations may be cited as the Immigration and Passport Regulations, Revised Regulations of Anguilla, I5-2.

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SCHEDULE 1
FORMS
(Section 1)

FORM 1

(Section 3(a))

IMMIGRATION AND PASSPORT ACT **ANGUILLA, WEST INDIES**

LIST OF PASSENGERS/CREW

NAME OF SHIP	NAME OF MASTER	BOUND FROM/TO	REGISTERED TONS

	NAME OF PASSENGER	SEX	DATE OF BIRTH	NATIONALITY	PASSPORT NO.	PERMANENT ADDRESS
1.						
2.						
3.						
4.						
5.						
6.						
7.						
8.						
9.						
10.						
11.						
12.						
13.						
14.						
15.						
16.						
17.						
18.						
19.						
20.						
21.						
22.						
23.						
24.						
25.						
26.						
27.						
28.						
29.						
30.						
31.						
32.						
33.						
34.						
35.						
36.						
37.						
38.						
39.						
40.						

I hereby declare that the above list is complete, and that the above particulars are to the best of my knowledge, information and belief, true and correct in every particulars.

Dated this _____day of_____ 20 _____ _____
Master

_____

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FORM 2
(Section 3(b))

GENERAL DECLARATION

Owner or Operator ……

Marks of Nationality and Registration ……..…….. Flight No. ……..…… Date ……

Departure from ……..…… Arrival at ……..……
(Place and Country) (Place and Country)

CAPTAIN …… CREW ……..…….

PASSENGERS	NATIONALITY	NUMBER OF PASSENGERS ON THIS STAGE	CARGO
		Departure Place	
		Embarking …….	……
			Cargo Manifests Attached
		Through on same flight ……	
		Arrival Place	
		Disembarking ……	
		Through on same flight ……	

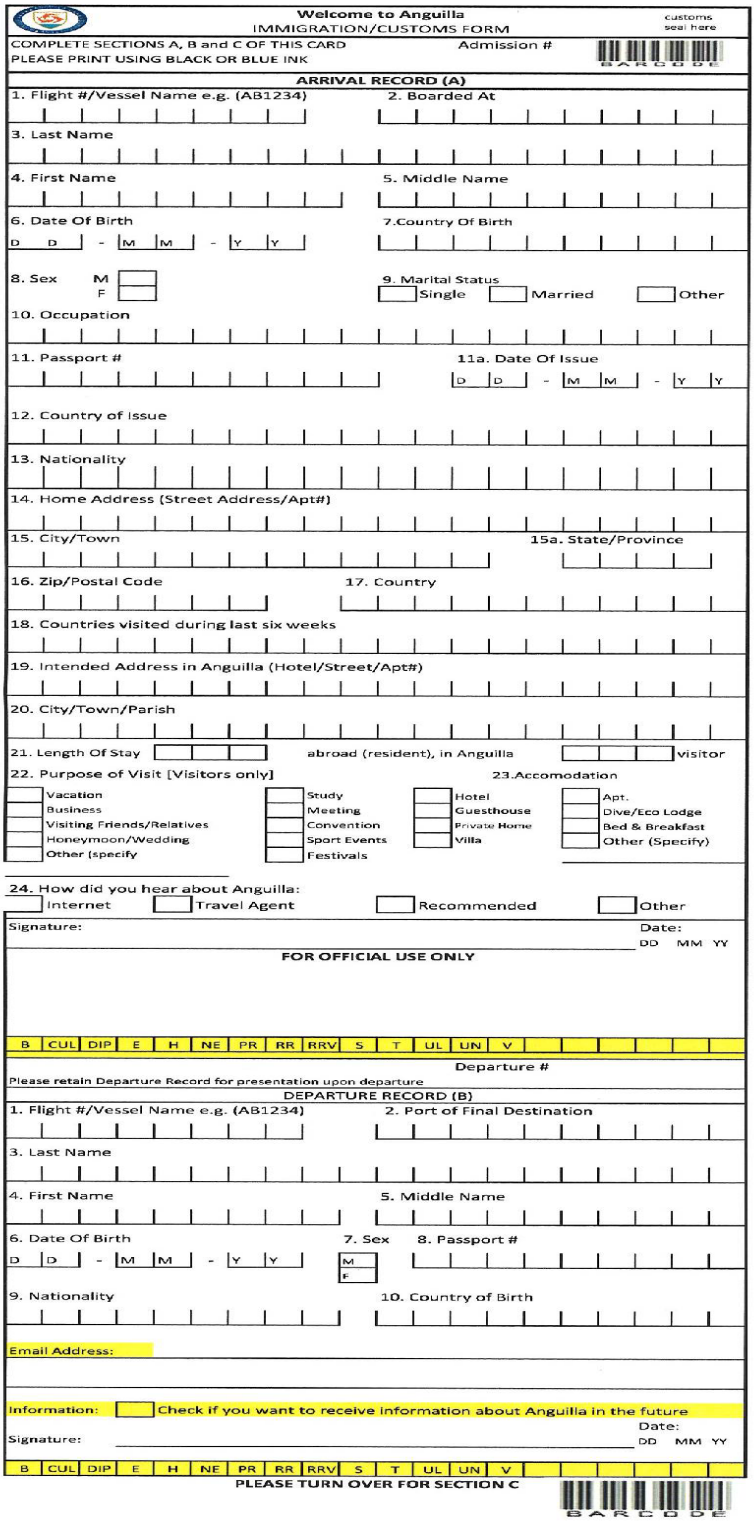
Declaration of Health	For Official Use Only
Persons on board known to be suffering from illness other than airsickness or the effects of accidents, as well as those cases of illness disembarked during the flight:	
Any other conditions on board which may lead to the spread of disease:	
Details of each disinsecting or sanitary treatment (place, date, time, method) during the flight. If no disinsecting has been carried out during the flight give details of most recent disinsecting:	
Signed, if required ……..….	
Crew Member Concerned	

I declare that all statements and particulars contained in the General Declaration, and in supplementary forms required to be presented with this General Declaration are complete, exact and true to the best of my knowledge and that all through passengers will continue/have continued on the flight.

SIGNATURE ……..
Authorized Agent or Pilot-in-Command

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FORM 3
(Section 4(2))



Welcome to Anguilla
IMMIGRATION/CUSTOMS FORM
customs seal here

COMPLETE SECTIONS A, B and C OF THIS CARD
PLEASE PRINT USING BLACK OR BLUE INK
Admission # BARCODE

ARRIVAL RECORD (A)

1. Flight #/Vessel Name e.g. (AB1234)
2. Boarded At
3. Last Name
4. First Name
5. Middle Name
6. Date Of Birth D D - M M - Y Y
7. Country Of Birth
8. Sex M F
9. Marital Status Single Married Other
10. Occupation
11. Passport #
11a. Date Of Issue D D - M M - Y Y
12. Country of Issue
13. Nationality
14. Home Address (Street Address/Apt#)
15. City/Town
15a. State/Province
16. Zip/Postal Code
17. Country
18. Countries visited during last six weeks
19. Intended Address in Anguilla (Hotel/Street/Apt#)
20. City/Town/Parish
21. Length Of Stay abroad (resident), in Anguilla visitor
22. Purpose of Visit [Visitors only]
Vacation, Business, Visiting Friends/Relatives, Honeymoon/Wedding, Other (specify)
Study, Meeting, Convention, Sport Events, Festivals
23. Accomodation
Hotel, Guesthouse, Private Home, Villa
Apt., Dive/Eco Lodge, Bed & Breakfast, Other (Specify)
24. How did you hear about Anguilla:
Internet Travel Agent Recommended Other
Signature: Date: DD MM YY

FOR OFFICIAL USE ONLY

B CUL DIP E H NE PR RR RRV S T UL UN V

Departure #
Please retain Departure Record for presentation upon departure

DEPARTURE RECORD (B)

1. Flight #/Vessel Name e.g. (AB1234)
2. Port of Final Destination
3. Last Name
4. First Name
5. Middle Name
6. Date Of Birth D D - M M - Y Y
7. Sex M F
8. Passport #
9. Nationality
10. Country of Birth
Email Address:
Information: Check if you want to receive information about Anguilla in the future
Signature: Date: DD MM YY

B CUL DIP E H NE PR RR RRV S T UL UN V

PLEASE TURN OVER FOR SECTION C

BARCODE

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NOTICE TO PASSENGER
CUSTOMS DECLARATION (C)

Every passenger, or head of the family travelling with children under the age of 18, is required to complete Section C

1. Spouse and children under age 18 accompanying you:

Name	Date of BirthDD/MM/YY	Relation

2. Number of pieces of luggage
Accompanied (Checked luggage and hand luggage) ☐☐ Unaccompanied (Luggage sent by Air or Sea freight) ☐☐☐

		Yes	No
3)	I am (We are) bringing:		
(a)	fruits, plants, cut flowers, vegetables, soil, meat, live animals and organisms, honey, wildlife products, plant material, food, animal products or live birds.	☐	☐
(b)	pharmaceuticals, chemicals, narcotics and other illicit drugs, biological substances	☐	☐
(c)	arms, ammunitions, explosives, fireworks, toy guns, or other weapons	☐	☐
4)	I am (We are) carrying currency or monetary instruments over EC$27,000) or equivalent	☐	☐
5)	Commercial merchandise (samples used for soliciting orders, articles for sale etc.)	☐	☐
6)	**Resident** (holder of an Anguillan Passport or anyone ordinarily resident in Anguilla) I (We) have goods exceeding the value of my (Our) personal duty free allowance.	☐	☐
7)	**Visitor** I (We) have gifts are articles for resale	☐	☐

Duty Free Allowance

(1) Belongers of Anguilla and returning residents in relation to used personal effects and bagggage and where such persons have been abroad for more than 72 hours, also purchases and gifts to the value of EC$150 for each adult and EC$75 for each child under 18 years;
(2) Visitors in relation to personal effects and baggage compatible with intended length of stay, where they intend to stay for less than 6 months.

In addition, passengers over the age of 18 are entitled to import free of duty 200 Cigarettes; or 50 Cigars; or 1/2 lb or 230g of Tobacco; 1 litre or 40 oz of Spirits; 1 litre or 40 oz of Wine; 170ml or 6 oz of Perfumed Spirits ; and 340ml or 12 oz of Eau de toilette

*Value should be the.....

List of all Good Acquired Abroad	For Official Use Only		
	Import Other	Customs Surcharge	Total
TV, Radios, VCRs, Car Parts, Lights etc.			
Clothing/Footwear			
Household Furniture/ Appliances			
Toys/Sporting Goods			
Records, Tapes, CDS , DVDs			
Computer Hardware, Software			
Jewelry			
Marine Related Materials			
Building Supplies/Groceries			
Micellaneous (Gifts or any items not listed above)			
Duty Free Items, Reading Items etc.			
GRAND TOTAL$			

I declare that the information given is true and correct. I understand that the failure to make a full declaration is an offence and may result in fines, forfeiture of the goods and/or imprisonment. I also understand that I have the right to appeal.

Signature: Date: DD MM YY

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Signature Of Examining Officer ID # ☐☐☐

(R.A. 40/2013 S. 2)

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FORM 4
Anguilla
(Section 7(1))
IMMIGRATION DEPARTMENT
APPLICATION FOR CERTIFICATE OF IDENTITY

<table>
<tr><td colspan="4">1. Family Name First Name Middle Name</td></tr>
<tr><td colspan="4">2. Other names used by which known</td></tr>
<tr><td>3. Date of Birth
Day/Month/Year</td><td>4. Age</td><td>5. Place of Birth</td><td>6. Country of
Citizenship</td></tr>
<tr><td colspan="2">7. Nationality
8. Anguillian: ❑
Non-Anguillian: ❑</td><td>9. Sex:
Male ❑
Female ❑</td><td>10. Marital Status: ❑ Single ❑ Married
❑ Separated ❑ Divorced</td></tr>
<tr><td colspan="4">11. Occupation</td></tr>
<tr><td colspan="4">12. Permanent Address</td></tr>
<tr><td colspan="4">13. Address in Anguilla</td></tr>
<tr><td colspan="4">14. Reasons for requesting Certificate of Identity</td></tr>
<tr><td colspan="4">**FOR OFFICIAL USE ONLY**</td></tr>
</table>

(U.K. S.I. 2019 No. 852, s. 13(c))

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FORM 5

(Section 7(2))

CERTIFICATE OF IDENTITY (ANGUILLIAN)

ANGUILLA

WEST INDIES

CERTIFICATE OF IDENTITY (TRAVEL PERMIT)

To be produced on demand to
any Immigration Officer

Certificate of Identity
(Travel Permit) No. _____

PHOTOGRAPH OF BEARER

.....

.....

ANGUILLA

CERTIFICATE OF IDENTITY

(TRAVEL PERMIT)

This is to certify that:

_____

whose description and photograph are attached is a person belonging to _____

This permit is valid for travel to the West Indies and Guyana, and for re-entry to Anguilla, and expires two years after the date of issue.

Official stamp and Date of Issue *Passport Officer for Governor in Anguilla*

Observations

PARTICULARS

OCCUPATION: ……...……

PLACE OF BIRTH: ……

RESIDENCE:……

HEIGHT: ……...……

COLOUR OF EYES: ……...

COLOUR OF HAIR:……

SPECIAL PECULIARITIES: ……

Endorsements

(U.K. S.I. 2019 No. 852, s. 13(c))

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FORM 6

(Section 7(3))

CERTIFICATE OF IDENTITY
(NON-ANGUILLIAN)

This certificate is issued by the Passport Office, Anguilla, and expires on ……..... unless its validity is extended or renewed.

The present certificate is issued for the sole purpose of providing the holder with identity papers in lieu of a national passport. It is without prejudice to and in no way affects the national status of the holder. If the holder obtains a national passport this Certificate ceases to be valid and must be surrendered to the issuing authority.
……

Surname ……..……...……..……

Forenames ……..……

Accompanied by ……..…… child (children)

Remarks ……....

……

The undersigned certifies that the photograph and signature hereon are those of the bearer of the present document.

Issued at ……...……

Photograph(s)

Signature of Applicant

Date ……..……..

Signature and stamp of
authority issuing the document

Fee paid …….

Place and date of Birth ……..……

Occupation ..…….…...

Present residence ……..……

*Maiden name and forename(s) of wife ……..……..…

*Name and forename(s) of husband ……..……...

DESCRIPTION
Height ……..…….

Hair ..……..……..

Colour of eyes ……...……..……..

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Nose……...……..……..

Shape of face ……..……...……..……..

Special peculiarities ….……...…….……....

CHILDREN

Name	Forename(s)	Place and date of birth	Sex
……...	…….	……...	……
……...	…….	……...	……
……...	…….	……...	……
……...	…….	……...	……

**** Strike out whichever does not apply.***

(U.K. S.I. 2019 No. 852, s. 13(c))

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FORM 7

(Section 8(1))

APPLICATION FOR EXTENSION OF STAY Form 1-1
IMMIGRATION AND PASSPORT ACT ANGUILLA

INSTRUCTIONS: All questions must be answered in a clear and reliable form. All questions must be answered, if applicable. Questions which are not applicable should be marked. If there is insufficient room on the form, answer on a separate sheet using the same item number. Attach the sheet to the forms. The fees payable for an extension of stay are prescribed by the regulations under the Immigration and Passport Act.
WARNING: Any false information given may be grounds for your prosecution and/or deportation.

PHOTO

1. Last Name (Capital letters) First Name Middle Name

2. Other names used by which known

3. Date of Birth Day/Month/Year

4. Age

5. Place of Birth
(City or Town) (Country)

6. Nationality

7. Sex
❑ Male
❑ Female

8. Marital Status:
❑ Single (never married) ❑ Married
❑ Separated ❑ Divorced

9. Passport Number

10. Date and Place of Issue

11. Expiry date

12. Occupation

13. Permanent Address in Home Country

14. Present Address in Anguilla _____

15. Name of person with whom you are residing _____

16. Telephone _____

17. Personal Description
a. Colour of hair _____
b. Colour of eyes _____
c. Height _____ Feet _____ Inches

18. Marks of Identification

19. Purpose in coming to Anguilla

20. Length of intended stay in Anguilla

21. Have you ever been refused admission to Anguilla (If answer yes, explain)
❑ Yes ❑ No

22. Date of arrival in Anguilla

23. Port of entry

24. The following documents are submitted in support of my application:

❑ Passport
❑ Birth Certificate
❑ Marriage Certificate
❑ Birth Certificate of Spouse
❑ Birth Certificate of Father/Mother
❑ Evidence of own Assets
❑ Affidavit of Support
❑ Offer of Employment
❑ Airline Ticket (Please present it to Immigration officer)
❑ Other (desirable)

25. Next-of-kin in Home Country
Name: _____
Relationship to you: _____
Address: _____
_____
Telephone: _____

26. Personal Financial Resources:
a) Cash ❑
b) Bank deposits ❑
c) Other (Please describe) ❑

27. List previous visits to Anguilla

28. Reason(s) for requesting extension of stay

_____ Signature

_____ Date

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FORM 8

(Section 13)

IMMIGRATION AND PASSPORT ACT

ORDER FOR REMOVAL OF PROHIBITED IMMIGRANT

To: ……

WHEREAS …… has rendered himself/herself liable to removal from Anguilla by reason that under section…….of the Immigration and Passport Act;

You are hereby authorised to cause the said……... to be removed from Anguilla under proper escort and subject to necessary detention in custody as provided under the Act.

Dated at …… this …….day of …….. , 20…….. .

…….
Magistrate

(R.A. 40/2013, s. 1)

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SCHEDULE 2

(Section 17)

FEES

Item Number	COLUMN 1 Service	COLUMN 2 Amount EC$
1.	In relation to a permit under section 12(2) of the Act—	
	(a) for processing the first application	200.00
	(b) for granting the permit	300.00
	(c) for processing the extension of the permit	50.00
	(d) for granting the extension of the permit	200.00
2.	In relation to an extension of a permit under section 23(2) of the Act—	
	(a) for an extension for a period of 1 month or less	150.00
	(b) for each additional month	150.00
	(c) for an extension under paragraph (a) or (b) in relation to a child under 18 years	75.00
	(d) for persons or classes of persons exempted by the Governor under section 3(g) of the Control of Employment Act*—	
	(i) for an extension for a period of 1 month or less	50.00
	(ii) for each additional month	50.00
	(e) for a teacher in a private or religious institution—	
	(i) for an extension for a period of 1 month or less	10.00
	(ii) for each additional month	10.00
	(f) for others—	
	(i) for an extension for a period of 1 month or less	50.00
	(ii) for each additional month	50.00
3.	For a certificate of identity under section 27 of the Act	50.00
4.	The non-refundable visa application fee is	55.00
	(a) a single-entry visa entry is	375.00
	(b) multiple entry visa is	670.00

(R.A. 6/2003, s. 1, R.A. 12/2007, s. 2, R.A. 17/2007, s.2 and R.A. 29/2009, s. 1, R.A. 31/2019, s. 1)

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* Labour (Relations) Act, 2018 (Act 14/2018) *repealed* the Control of Employment Act, R.S.A. c. C105.

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