

CAYMAN ISLANDS



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**THE IMMIGRATION LAW, 2003  
(LAW 34 OF 2003)**

**THE IMMIGRATION (AMENDMENT) REGULATIONS, 2005**



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The Governor in Cabinet, in exercise of the powers conferred by section 93 of the Immigration Law, 2003, makes the following regulations -

1. These regulations may be cited as the Immigration (Amendment) Regulations, 2005. Citation
2. The Immigration Regulations, 2004 are amended in regulation 21 as follows Amendment of  
regulation 21 of the  
Immigration  
Regulations, 2004 –  
production of visas
  - 
  - (a) in subregulation (1)(a) by inserting after subparagraph (vii) the following subparagraph–  
“(viia) Jamaica”;
  - (b) in subregulation (1)(b) by deleting the words “Costa Rica”, “El Salvador” and “Guatemala”;
  - (c) by inserting after subregulation (3) the following subregulations:
    - “(4) An application for a visa may be refused on the ground that the applicant-
    - (a) is the subject of a deportation order;
    - (b) is a prohibited immigrant;
    - (c) has failed to satisfactorily establish his identity and nationality;
    - (d) has failed to establish that he has sufficient financial resources or a qualified sponsor to support him and his dependants for the duration of his stay;
    - (e) is suspected, on reasonable grounds, of not being of good character;
    - (f) being outside the Islands, has failed to provide requested information relevant to his application;

- (g) has previously failed to observe any condition attached to an earlier grant of permission to enter and remain in the Islands;
  - (h) has previously obtained, by deception, permission to enter or remain in the Islands;
  - (i) has failed to satisfy the visa issuing officer that he will be admitted to another country after his departure from the Islands;
  - (j) has failed to satisfy the visa issuing officer that he will leave the Islands at the end of his stay;
  - (k) is suspected of seeking to enter the Islands for the purposes of obtaining, or engaging in, employment where no permission has been granted to him to engage in employment;
  - (l) does not have a sponsor who is willing, if requested to do so, to give a written undertaking to be responsible for the applicant's maintenance and accommodation for the period of the permission granted;
  - (m) does not have a sponsor who-
    - (i) is able to satisfy the visa issuing officer that he has sufficient financial resources to support the applicant; and
    - (ii) has made arrangements for the applicant to be properly accommodated;
  - (n) where he is a minor seeking a visa independently of his parents or legal guardian, has failed to provide the visa issuing officer, if requested to do so, with the written consent of his parents or guardian;
  - (o) is deemed, from information received by the visa issuing officer, to be a person whose presence in the Islands would not be conducive to the public good; and
  - (p) has a false document supporting his application, whether or not he is aware of this fact.
- (5) A person in possession of a valid visa seeking permission to enter the Islands may be refused permission only where the immigration officer is satisfied that-
- (a) whether or not to the holder's knowledge, false representations were made or material facts were not

disclosed, either in writing or orally, for the purpose of obtaining the visa;

- (b) a change of circumstances since it was issued has removed the basis of the holder's claim to land; or
- (c) the refusal is justified-
  - (i) on medical grounds;
  - (ii) on grounds of criminal record or bad character;
  - (iii) on the ground of the existence of a deportation order against him; or
  - (iv) on the ground that his presence in the Islands would not be conducive to the public good.

(6) A person whose application for a visa has been refused may not re-apply until a period of twelve months has elapsed following the date of his last application, unless the visa issuing officer in his discretion reduces that period.

(7) A person travelling directly from Jamaica, Costa Rica, El Salvador or Guatemala to the Islands who arrives in the Islands on or before 8th November, 2005 and who can establish that he had purchased his travel ticket on or before 26<sup>th</sup> October, 2005, is exempt from the requirement to produce a visa upon arrival but is nevertheless subject to the provisions of regulation 23.”.

3. The Immigration Regulations, 2004 are amended by deleting the reference to “Visitor’s visa” at the end of the First Schedule and substituting the following:

Amendment of First  
Schedule-visa fee

“Application for a visa	84.00”
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Made in Cabinet the 25th day of October, 2005.

Carmena Watler.  
Clerk of the Cabinet.