

2026-10-27

OBJECTS AND REASONS

This Bill would revise the law regulating the entry of persons into Barbados and would provide for related matters.

Arrangement of Sections

PART I

Preliminary

1. Short title
2. Interpretation

PART II

Immigration Review Committee

3. Establishment of Committee
4. Functions of Committee
5. Committee need not give reasons

PART III

Entry into Barbados

6. Right to enter Barbados
7. Permitted entrants
8. Qualifying resident permit
9. Acquisition of status of permanent resident
10. Permanent residence through qualifying investment etc.

11. Conversion to status of qualifying resident or permanent resident etc.
12. Loss of status of permanent resident
13. Application for and grant of medical visa
14. Emergency medical entry
15. Work permit
16. Prohibited persons
17. Use of passport for entry etc.
18. Entry into Barbados only at port of entry
19. Duty of person entering Barbados
20. Duty of master of vessel
21. Special provisions as to seamen
22. Charging of crew, stowaway or extra hand

PART IV

Removal of persons not permitted to enter Barbados, deportation and detention

23. Persons not permitted to enter Barbados
24. Deportation orders
25. Appeal and revocation of deportation order
26. Effect of revocation of permission to remain in Barbados

- 27. Detention
- 28. Recovery of costs of deportation

PART V

Administration

- 29. Responsibility for general management of department
- 30. Evidence of administrative matters
- 31. Delegation
- 32. Permits generally
- 33. Production of permits

PART VI

Administrative Penalty

- 34. Administrative penalty
- 35. Appeal against administrative penalty

PART VII

Miscellaneous

- 36. Seizure and retention of passports and other documents
- 37. Offences generally
- 38. Offences re smuggling of persons
- 39. General penalties

- 40. Regulations
- 41. Amendment of Schedules
- 42. Transitional provision for granting permanent resident status to certain persons
- 43. General saving and transitional provision
- 44. Repeal of Cap. 190
- 45. Commencement

FIRST SCHEDULE

Domestic Space

SECOND SCHEDULE

Constitution of Immigration Review Committee

THIRD SCHEDULE

Maximum Points to be Awarded

FOURTH SCHEDULE

Prohibited Persons

BARBADOS

A Bill entitled

An Act to revise the law regulating the entry of persons into Barbados and to provide for related matters.

ENACTED by the Parliament of Barbados as follows:

PART I

*Preliminary***Short title**

1. This Act may be cited as the *Immigration Act, 2026*.

Interpretation

- 2.(1) For the purposes of this Act,

“Agreement” means the Agreement instituting the Order of the Caribbean Community signed at Georgetown on the 14th May, 1991 and to which Barbados is a party;

“approved form” means a form approved by the Minister;

“approved medical institution” means a hospital, clinic, medical centre, specialist practice or other healthcare facility approved by the Minister in consultation with the Minister responsible for Health;

“automated passport control kiosk” or “kiosk” means a self-service machine designed to streamline the entry of persons into Barbados, which scans and authenticates passport data and facial biometric data, generates a series of questions to confirm biographic and flight information and prints a receipt to be submitted to an immigration officer;

“CARICOM” means the Caribbean Community established by the Treaty;

“Chief Immigration Officer” means the person appointed as such under section 13 of the *Public Service Act*, Cap. 29;

“citizen” means a person who is a citizen of Barbados by virtue of the *Constitution* or the *Barbados Citizenship Act*, Cap. 186;

“Community” means the Caribbean Community established by Article 2 of the Treaty and includes the CARICOM Single Market and Economy signed at Nassau, The Bahamas on 5th July, 2001;

“dependant”, in relation to a person, means

- (a) a spouse;
- (b) a child or step-child who is under the age of 18 years;
- (c) a child adopted by the person in a manner recognized by law and who is under the age of 18 years; or
- (d) any other relative who is by reason of age or any infirmity of body or mind, wholly dependant on that person for subsistence;

“deportation order” means an order requiring the person against whom it is made to leave Barbados and to remain outside Barbados;

“domestic space” means the countries listed in the *First Schedule*;

“entry receipt” means a receipt printed by an automated passport control kiosk for submission to an immigration officer, which bears

- (a) the letters “PG” indicating that passage has been granted; or
- (b) the letter “X” indicating that further inspection is required;

“former Act” means the *Immigration Act*, Cap. 190;

“immigration officer” means an Immigration Officer appointed under section 13 of the *Public Service Act*, Cap. 29 and includes the Chief Immigration Officer, the Deputy Chief Immigration Officer, an Assistant Chief Immigration Officer and a Senior Immigration Officer;

“international organisation” means an organisation certified as such by the Minister;

“master” means the person in immediate charge or control of a vessel;

“medical treatment” includes diagnosis, consultation, surgery, rehabilitation, therapy, palliative care, wellness recovery, specialist treatment and any other healthcare service approved by the Chief Medical Officer;

“Member State” means a Member State of the Community, excluding an Associate Member within the meaning of Article 231 of the Treaty;

“Minister” means the Minister responsible for Immigration;

“minor” means a person who has not attained the age of 18 years;

“national” means a person who

- (a) is a citizen of a Member State other than Barbados;
- (b) has a connection with that state of a kind which entitles him to be regarded as belonging to or, if it be so expressed, as being a native or resident of that state for the purposes of the laws of that state relating to immigration; or
- (c) is a company or other legal entity constituted in the Member State in conformity with the laws of that state and which that state regards as belonging to it, if the company or other legal entity
 - (i) has been formed for gainful purposes;
 - (ii) has its registered office and central administration in the Community;
 - (iii) carries on substantial activity within the Community; and
 - (iv) is substantially owned and effectively controlled by persons mentioned in paragraph (a) or (b);

“owner”, in relation to a vessel, includes a charterer;

“passport” means a valid passport referring to the person producing the passport, furnished with a photograph of that person and duly issued to him by or on behalf of the Government of the country of which he is a subject or citizen and for a period which, according to the law in force in that country, has not expired, and includes a travel permit or other document establishing to the satisfaction of an immigration officer the nationality and identity of the person to whom it refers;

“passport data” means information in a passport, including the passport number, expiration date of the passport, family and given names, nationality, date of

birth, gender and other particulars which establish the identity of the person to whom the passport is issued;

“permanent resident” means a person who is granted permission to reside and work in Barbados indefinitely under section 9;

“permitted entrant” means a person permitted to enter Barbados under section 7;

“port of entry” means any place in Barbados designated as a port of entry by regulations made under section 40;

“ship” includes a boat or a craft of any kind for travel or transport;

“spouse” includes

(a) a single man who has cohabited with a single woman; or

(b) a single woman who has cohabited with a single man,

continuously for a period of at least 5 years immediately preceding the date an application was made under this Act;

“Treaty” means the Revised Treaty of Chaguaramas establishing the Caribbean Community including the CARICOM Single Market and Economy, that was signed in The Bahamas on 5th July, 2001;

“union other than marriage or “union” has the meaning assigned to it by the *Family Law Act*, Cap. 214;

“vessel” means any ship, aircraft or other means of travel by sea or air;

“work permit” means a permit granted by the Minister under section 15.

(2) For the purposes of this Act a step-child includes a child of either spouse by a previous marriage or other relationship who is acknowledged and treated by both parties as a child of the marriage or union other than marriage.

PART II

Immigration Review Committee

Establishment of Committee

- 3.(1) There is established a committee to be known as the “Immigration Review Committee”.
- (2) The *Second Schedule* has effect with respect to the constitution of the Committee and otherwise in relation to the Committee.
- (3) The Committee is a body corporate and section 21 of the *Interpretation Act*, Cap. 1 applies thereto.

Functions of Committee

- 4.(1) The Committee shall hear and determine appeals made to the Committee by
- (a) any person who has been refused the status of permanent resident; and
 - (b) any person against whom a deportation order has been made.
- (2) An appeal to the Committee against a deportation order stays the execution of the order pending the determination of the appeal.

Committee need not give reasons

5. The Committee need not give reasons for its decisions if to do so would be prejudicial to national security or public policy.

PART III

*Entry into Barbados***Right to enter Barbados**

- 6.(1) A citizen has the right to enter Barbados.
- (2) A permanent resident shall, so long as he continues to be a permanent resident, be permitted to enter Barbados.
- (3) Skilled community nationals and their dependants have a right to enter Barbados and remain for an indefinite period pursuant to section 4 of the *Caribbean Community (Movement of Skilled Nationals) Act*, Cap. 186A.
- (4) Freely-moving community nationals and their dependants have a right to enter and remain in Barbados indefinitely pursuant to section 3 of the *Caribbean Community (Free Movement of Nationals) Act, 2025* (Act 2025-28).
- (5) Nationals of Member States, other than those referred to in subsections (3) and (4), and their dependants, have a right to enter and remain in Barbados for a period of 6 months.
- (6) The Minister may prohibit the entry into Barbados of any person other than a citizen or permanent resident.

Permitted entrants

- 7.(1) The following persons are permitted to enter Barbados for a period of 5 years:
- (a) persons who are duly accredited
 - (i) diplomatic or consular officers of a country other than Barbados;
or
 - (ii) representatives or officials of
 - (A) the United Nations or any of its agencies or sub-agencies;

(B) any governmental organisation in which Barbados participates; or

(C) an international organisation,

entering Barbados to carry out official duties or in transit, and members of the suites or families of such persons;

(b) persons entering Barbados to attend as students at

(i) an educational or training institution approved by the Minister for the purposes of this Act; or

(ii) a university or college authorised by law to confer degrees or to offer training in holy orders;

(c) persons entering Barbados for the purposes of employment (including internship or apprenticeship) trade or business; and

(d) persons entering Barbados for other purposes approved by the Minister.

(2) The following persons are permitted to enter Barbados for a period of 6 months:

(a) passengers in transit through Barbados;

(b) visitors;

(c) persons entering Barbados for medical treatment;

(d) members of crews of vessels entering Barbados for shore leave or some other legitimate and temporary purpose; and

(e) persons entering Barbados for the purpose of engaging in sport or in dramatic or other cultural activities.

(3) Where an agreement to which Barbados is a party provides for persons to which the agreement applies to enter and remain in Barbados for a period, such persons may be permitted to enter and remain in Barbados for such period, and

subject to such conditions, as may be stated in the agreement or in regulations made for the purpose.

(4) An immigration officer shall issue to a person permitted to enter Barbados under subsection (1), (2) or (3), other than a person described in subsection (1) (a), a permit in the form approved by the Minister expressed to be in force for the period, and subject to the conditions specified therein.

(5) A permit issued to a person under subsection (4) does not exempt that person from satisfying any other requirement of this Act or any other enactment to first obtain permission to work in Barbados.

(6) The holder of a permit issued under subsection (4) who wishes

(a) to remain in Barbados for a period longer than that specified in the permit; or

(b) to have the conditions specified in the permit varied,

shall apply for the purpose to the Chief Immigration Officer in the approved form, and, if so required by that officer, report in person to an immigration officer and submit to an examination under this Act and the regulations notwithstanding that the holder of the permit is already in Barbados.

(7) Where an application has been made under subsection (6), the Chief Immigration Officer may, with the approval of the Minister,

(a) extend the period specified in a permit; or

(b) vary the conditions of the permit in such a manner as is fit and proper under this Act or the regulations.

(8) The Minister may, at any time,

(a) modify or cancel any condition specified in a permit issued under subsection (4);

(b) vary the period specified in a permit issued under subsection (4); or

(c) revoke a permit issued under subsection (4).

(9) Where a person to whom a permit was issued under subsection (4) remains in Barbados after the expiration or revocation of the permit, the Minister may make a deportation order against the person.

(10) The Chief Immigration Officer may detain a person mentioned in subsection (9) pending the making and execution of a deportation order.

(11) The detention of a person pursuant to subsection (10) shall not constitute entry into Barbados by the person.

(12) For the purposes of this Act, special permission granted, under section 13(7) of the former Act, to persons to remain in Barbados shall have the same validity as if granted under this Act, and persons to whom such permission was granted shall have and enjoy the same rights and privileges as they enjoyed, and be subject to the same conditions and obligations to which they were subject, under the former Act.

(13) Without limiting or affecting the operation of this section, the Minister may grant to a person special permission to remain in Barbados on such terms and conditions and in such circumstances, as the Minister thinks fit, including in cases of emergency or on humanitarian grounds.

Qualifying resident permit

8.(1) The Minister may, upon application in the approved form and on the payment of the prescribed fee, grant to a person who meets any of the conditions set out in subsection (2) a permit, to be called a “qualifying resident permit”, to

- (a) reside in Barbados; or
- (b) reside and work in Barbados,

for such period, not exceeding 5 years, and subject to such conditions, as may be specified in the permit.

(2) The conditions referred to in subsection (1) are that

- (a) the person has applied to be registered as a citizen or for the status of permanent resident, and the application has not yet been determined;

- (b) the person has not yet applied to be registered as a citizen or for the status of permanent resident but is eligible to apply; or
 - (c) the person has otherwise established, or is in the process of establishing, a genuine, long term connection with Barbados.
- (3) A person to whom a qualifying resident permit is granted shall be referred to as a qualifying resident.

Acquisition of status of permanent resident

9.(1) Subject to this Act, a person who is not a citizen may, upon application to the Minister in the approved form and on payment of the prescribed fee, be registered as a permanent resident where the person

- (a) is a dependant of a citizen or a permanent resident;
- (b) is the child, grandchild or great grandchild of a citizen, although not a dependant;
- (c) has lawfully resided in Barbados for a continuous period of at least 5 years immediately preceding the date of application;
- (d) has rendered exceptional service or made an exceptional contribution to Barbados; or
- (e) has qualified for such registration in accordance with section 10.

(2) A person who does not satisfy subsection (1) may, upon application to the Minister in the approved form and on payment of the prescribed fee, be registered as a permanent resident where the person

- (a) has lawfully resided in Barbados for an aggregate period of at least 180 days within the period of 3 years immediately preceding the date of application; and
- (b) has been awarded, in accordance with subsection (3), points that have been calculated, in accordance with subsection (4) as sufficient to make up the difference between the period during which he lawfully resided

in Barbados immediately preceding the date of application and the period of lawful residence required under subsection (1)(c) for the status of permanent resident.

(3) A person may, upon application to the Minister in the approved form and on payment of the prescribed fee, be awarded on the basis of the criteria set out in the first column of the *Third Schedule*, points in accordance with the second column of the *Schedule*.

(4) A person to whom points are awarded under subsection (3) shall be deemed to have, in addition to the period during which he lawfully resided in Barbados immediately preceding the date of application, an additional period of lawful residence of 6 months for each point so awarded.

(5) For the purposes of subsections (1) to (4), lawful residence includes residence pursuant to

- (a) a work permit;
- (b) a qualifying residence permit;
- (c) a student visa;
- (d) special permission granted under section 7(13) to enter and remain in Barbados;
- (e) a Barbados Welcome Stamp within the meaning of section 2 of the *Remote Employment Act, 2020* (Act 2020-23); and
- (f) an indefinite stay or any corresponding status granted under the former Act.

(6) A citizen who has renounced his citizenship of Barbados is entitled upon application to the Minister to be registered as a permanent resident.

(7) A dependant may, upon application to the Minister in the approved form, and on payment of the prescribed fee, be registered as a permanent resident where the person in respect of whom he is a dependant is willing and able to provide for his care and maintenance.

Permanent residence through qualifying investment etc.

10.(1) Subject to this Act, a person who is not a citizen may, upon application to the Minister in the approved form, and on payment of the prescribed fee, be registered as a permanent resident where the person makes a qualifying investment in Barbados.

(2) In this section,

“qualifying investment” means an investment valued at \$5 000 000 or more in a project designated under subsection (3) as an approved national development project;

“project” includes a programme, fund, undertaking, asset or other initiative.

(3) The Minister may, by Order, designate a project as an approved national development project for the purposes of this section, and section 9 in relation to the points prescribed in the *Third Schedule* in respect of investment other than qualifying investment, where the Minister is satisfied that the project

(a) serves a public purpose; and

(b) contributes significantly to the economic, social, infrastructural, environmental, technological, cultural or strategic development of Barbados.

(4) Without prejudice to the generality of any other provision of this Act, the Minister may revoke the status of permanent resident granted to a person under this section where

(a) the investment was materially misrepresented;

(b) the investment is withdrawn, redeemed or disposed of before the approved period;

(c) the person obtained the status by fraud, concealment or false representation;

- (d) the person fails to execute or complete the project within the approved period;
- (e) the person breaches the labour laws or fails to comply with any other statutory obligations in respect of the project;
- (f) the conduct of the person has been adjudged to be fraudulent, dishonest or unlawful by a court; or
- (g) the person otherwise ceases to satisfy any prescribed requirements relating to the status.

(5) The Minister may, by Order, designate a private enterprise, business, industry or economic activity as an approved private enterprise, business, industry or economic activity for the purposes of section 9 in relation to the points prescribed in the *Third Schedule* in respect of investment other than in an approved national development project, where the Minister is satisfied that it would be in the public interest to do so.

Conversion to status of qualifying resident or permanent resident etc.

11.(1) Notwithstanding any other provision of this Act or any other enactment, the Minister may, after consultation with the Chief Immigration Officer, convert the status of a person granted permission under this Act, the former Act or any other enactment to enter and remain in Barbados into one of the following:

- (a) a qualifying resident;
- (b) a permanent resident; or
- (c) any other resident status established under this Act.

(2) An application for the conversion of a status may be made by a person while lawfully present in Barbados.

(3) No person shall be granted a resident status under this section unless that person satisfies the statutory and regulatory requirements applicable to that status.

Loss of status of permanent resident

12.(1) Where the Minister is satisfied that a person has engaged in activities detrimental to the security of Barbados, the Minister may revoke the status of permanent resident granted to the person.

(2) The Minister may revoke the status of permanent resident granted to a person where the person has been convicted of an offence and sentenced to a period of imprisonment exceeding 5 years.

(3) The Minister may make a deportation order against any person who has lost the status of permanent resident under this section or section 10.

Application for and grant of medical visa

13.(1) The Minister may, upon application made in the approved form and on payment of the prescribed fee, grant to a person a visa, to be called “a medical visa”, to enter and remain in Barbados for a period longer than 6 months for the purpose of obtaining medical treatment from an approved medical institution.

(2) An applicant for a medical visa shall provide

- (a) confirmation from an approved medical institution of the proposed medical treatment;
- (b) evidence of medical insurance or other satisfactory arrangements to meet the cost of the proposed medical treatment and associated medical expenses;
- (c) evidence of sufficient financial resources to meet the cost of accommodation and maintenance during the period of stay in Barbados;
- (d) such other information the Minister may require to determine whether to grant the visa.

(3) A medical visa may be

- (a) granted for a period not exceeding 12 months; and

- (b) renewed where
 - (i) the medical treatment has not been completed;
 - (ii) further treatment is medically necessary; or
 - (iii) exceptional humanitarian circumstances exist.
- (4) A medical visa may be granted to the principal applicant, namely the intended patient, and the following persons:
 - (a) a spouse;
 - (b) a parent, guardian or caregiver;
 - (c) a dependent child of the applicant; or
 - (d) any other person whose presence is certified by an approved medical institution to be necessary for the welfare or care of the patient.
- (5) A medical visa granted under subsection (4) to a person other than the principal applicant shall expire on the expiry of the principal applicant's medical visa unless otherwise determined by the Minister.
- (6) A person who holds a medical visa
 - (a) may reside in Barbados for the duration of the medical treatment involved;
 - (b) shall not engage in employment, business or self-employment in Barbados unless authorised under this Act.

Emergency medical entry

- 14.(1)** Notwithstanding any other provision of this Act, the Minister may authorise the entry into Barbados of a person requiring urgent or life saving medical treatment.
- (2) A medical visa may be issued upon the arrival of the person seeking medical treatment or after arrival where urgent medical circumstances make prior application impracticable.

Work permit

15.(1) A person other than a citizen, a permanent resident or a national of a Member State to whom

- (a) the right of establishment referred to in Articles 32, 33 and paragraph (c) of Article 34 of the Treaty applies;
- (b) the provision of services referred to in Articles 37 and 38 of the Treaty applies;
- (c) the *Caribbean Community (Movement of Skilled Nationals) Act*, Cap. 186A applies; or
- (d) the *Caribbean Community (Free Movement of Nationals) Act, 2025* (Act 2025-28) applies,

may not engage in any occupation in Barbados or accept employment without having first obtained a work permit for the purpose granted by the Minister.

(2) A person may not engage or employ a person other than a citizen, a permanent resident or a national of a Member State to whom

- (a) the right of establishment referred to in Articles 32, 33 and paragraph (c) of Article 34 of the Treaty applies;
- (b) the provision of services referred to in Articles 37 and 38 of the Treaty applies;
- (c) the *Caribbean Community (Movement of Skilled Nationals) Act*, Cap. 186A applies; or
- (d) the *Caribbean Community (Free Movement of Nationals) Act, 2025* (Act 2025-28) applies,

unless there is a work permit in force in relation to that other person for the purpose of the engagement or employment.

(3) A person may apply to the Minister for a work permit in the approved form and shall submit with the application such information as the Minister may

require to determine whether to grant the permit, but it is not necessary for the person to be outside Barbados for the application to be made.

(4) The Minister may grant a work permit to a person where the Minister is satisfied that it is appropriate to do so having regard to

- (a) the requirements of the Barbados Jobs Registry;
- (b) the results of any testing of the labour market relating to the availability of persons who do not require a work permit to meet the demand for the type of employment in respect of which the work permit is sought;
- (c) the evidence presented by the potential employer of the person demonstrating a lack of availability of persons who do not require a work permit to meet the demand for the type of employment in respect of which the work permit is sought;
- (d) any relevant policies and procedures of the Labour Department; and
- (e) such other requirements as may be prescribed.

(5) The Minister may, before granting a work permit, require that

- (a) the vacancy related to the work permit be registered with the Barbados Jobs Registry and publicised by such other means; and
- (b) the potential employer conduct such testing of the labour market relating to the availability of persons who do not require a work permit to meet the demand for the type of employment in respect of which the work permit is sought,

as the Minister considers appropriate.

(6) A work permit

- (a) shall be granted; and
- (b) may be renewed,

subject to such conditions as the Minister thinks fit.

- (7) The Minister may at any time
 - (a) modify or cancel any condition specified in a work permit; or
 - (b) revoke a work permit.
- (8) There shall be paid in respect of the application, grant and renewal of a work permit such fees as may be prescribed; and different fees may be prescribed in respect of different categories of employment and different categories of persons.
- (9) A person who
 - (a) contravenes subsection (1) or (2); or
 - (b) being the holder of a work permit, contravenes or fails to comply with any condition subject to which the permit was granted
 is liable to pay an administrative penalty not exceeding \$50 000 in accordance with Part VI.
- (10) Notwithstanding subsection (9) an employer who, after the imposition of an administrative penalty for a contravention of subsection (2), contravenes subsection (2) on another occasion, commits an offence and is liable, on summary conviction
 - (a) to a fine of \$250 000 or imprisonment for 5 years or both; and
 - (b) to be prohibited, for 5 years, from engaging or employing persons who require work permits.
- (11) The Minister may require the employer or proposed employer of a person
 - (a) in relation to whom a work permit is granted to arrange and meet the cost of the repatriation of the person to whom the permit relates, and his dependants, if any, after cessation of the work to which the permit relates;

- (b) against whom a deportation order is made following a contravention of this section by the employer, to meet cost of the repatriation of the person, and his dependants, if any.

Prohibited persons

16.(1) Subject to subsection (2), entry into Barbados of the persons described in the *Fourth Schedule*, other than citizens and permanent residents, is prohibited.

(2) The Minister or a person designated by the Minister may, in writing, exempt from the operation of subsection (1)

- (a) a person described in the *Fourth Schedule* whose entry into Barbados to seek medical treatment is approved by the Minister responsible for Health;
- (b) a person described in paragraph 1 of the *Fourth Schedule* if the Minister is satisfied that the person is a member of a family already lawfully in Barbados and another member of the family provides security satisfactory to the Minister against the person becoming a charge on public funds;
- (c) a person described in paragraph 7 of the *Fourth Schedule* in respect of whom the Minister is satisfied that
 - (i) the person has ceased to be a member of or associated with an organisation, group or body so described; and
 - (ii) the entry of that person would not be detrimental to the national security of Barbados; or
- (d) a person in lawful custody passing through Barbados in transit to another country.

(3) An exemption under subsection (2) may be granted subject to such conditions as the Minister thinks fit, and, if the person to whom the exemption relates fails to comply with or contravenes any such condition, the Minister may make a deportation order against the person.

Use of passport for entry etc.

17.(1) A person shall not be permitted to enter Barbados without a passport unless he explains why he has no passport and establishes his identity and national status to the satisfaction of an immigration officer.

(2) A person who enters Barbados using a passport shall not be permitted to depart Barbados using a different passport unless he

- (a) establishes his identity and national status; and
- (b) explains the reason for the use of the different passport, and the connection between the two passports,

to the satisfaction of an immigration officer, where the immigration officer requires him to do so.

(3) A person who knowingly uses different passports for the purpose of deception, concealment, fraud, or evasion of immigration control commits an offence and is liable on summary conviction to a fine of \$150 000 or imprisonment for 3 years or both.

(4) A person does not commit an offence under subsection (3) solely on the basis that the person

- (a) enters Barbados using a passport and departs using another passport, each lawfully issued to the person by a state of which he is a citizen or national;
- (b) is subject to the immigration requirements in respect of travel documents of another state;
- (c) has lawfully renewed or replaced a passport after entry into Barbados; or
- (d) otherwise establishes a lawful connection between the travel documents used.

Entry into Barbados only at port of entry

- 18.(1)** No person may enter Barbados by sea or air except at a port of entry.
- (2) No person arriving in Barbados by sea or air may disembark without the consent of an immigration officer.
- (3) The master of a vessel in which a person arrives in Barbados shall not allow that person to disembark without the consent of an immigration officer.
- (4) A person who contravenes subsection (1), (2) or (3) commits an offence is liable on summary conviction to a fine of \$150 000 or imprisonment for 3 years or both.
- (5) Notwithstanding any enactment to the contrary, an information for an offence under this section may be laid at any time.

Duty of person entering Barbados

- 19.(1)** A person who arrives in, seeks to enter or enters Barbados shall appear before an immigration officer at a port of entry for the purpose of being examined as to whether or not that person may be permitted to enter Barbados.
- (2) Notwithstanding subsection (1), and subject to such regulations as may be prescribed, a person who
- (a) is *en route* to Barbados, may complete the online Embarkation and Disembarkation Form; or
 - (b) arrives in Barbados, seeks to enter or enters Barbados, may proceed to an automated passport control kiosk,
- prior to appearing before an immigration officer to be examined.

(3) A person referred to in subsections (1) and (2) shall, upon examination by an immigration officer, truthfully answer all proper questions put by the officer, and, if so required by the officer, shall

- (a) make and sign a declaration stating whether or not the person is carrying or has control of any documents of any description specified by the officer which, in the opinion of the officer, are relevant for the purposes of the examination;
- (b) produce to the officer any documents specified under paragraph (a) which are in the person's possession or control;
- (c) produce to the officer an entry receipt where the person proceeded to an automated passport control kiosk prior to appearing before an officer;
- (d) submit any baggage belonging to the person or in the person's possession or control to be searched by the officer or any person acting under the authority of the officer for the purpose of ascertaining whether the person is carrying or has control of any documents specified under paragraph (a); and
- (e) submit to be medically examined by a registered medical practitioner.

(4) A person, other than a citizen or permanent resident, who

- (a) refuses to be examined as required by subsection (1); or
- (b) fails or refuses to comply with a request made by an immigration officer under subsection (3),

shall not be permitted to enter Barbados.

(5) Where in the opinion of an immigration officer, a person cannot for any reason be properly examined under subsection (1) or subsection (3)(e), the officer may detain that person until the person can be properly examined.

(6) A person detained under subsection (5) may be so detained on the vessel on which the person arrived in Barbados or may be removed to and detained in any place in Barbados approved by the Minister for the purpose.

(7) Removal under subsection (6) of a person from the vessel on which the person arrived in Barbados shall not constitute entry into Barbados by the person, and shall not exempt the owners of the vessel from the application of section 23.

(8) Where a person referred to in subsection (1) is accompanied by a minor whose name does not appear on the passport of the person or whose surname is different from the person's surname, the person shall produce to the immigration officer

- (a) a certified copy of the minor's birth certificate;
- (b) a certified copy of a court order confirming guardianship or custody of the minor; or
- (c) such other document as may be prescribed.

(9) Where the person referred to in subsection (8) is a parent of the minor, the person shall produce to the immigration officer a notarised letter of consent from the other parent or such other document as may be prescribed.

(10) A person referred to in subsection (9) shall sign a declaration verifying his relationship to the minor.

(11) A person who

- (a) wilfully gives an untrue answer to a question referred to in subsection (3); or
- (b) wilfully makes a false statement in a declaration referred to in subsection (3)(a);
- (c) contravenes subsection (3), (8), (9) or (10),

commits an offence and is liable on summary conviction to a fine of \$100 000 or imprisonment for 2 years or both.

Duty of master of vessel

20. The master of a vessel arriving in Barbados shall, if so required by an immigration officer, truthfully answer all proper questions put to him by the officer relating to the passengers and members of the crew of the vessel for the purposes of this Act.

Special provisions as to seamen

21.(1) A member of the crew of a vessel, other than a citizen or permanent resident, shall not be discharged from the vessel in Barbados without the consent of an immigration officer.

(2) An immigration officer shall not give consent under subsection (1) to the discharge in Barbados of a member of the crew of a vessel unless the owner, master or agent of the vessel has made arrangements to the satisfaction of the officer for ensuring that the member of the crew will not become a charge on public funds.

(3) A person who being the master of a vessel arriving in or departing Barbados discharges, or causes or permits anyone to be discharged therefrom in contravention of section 19(1) commits an offence.

Charging of crew, stowaway or extra hand

22. Where a member of the crew of a vessel, a stowaway or an extra hand, other than a citizen or permanent resident, is charged before a magistrate with an offence committed prior to the arrival in Barbados of the vessel or while the vessel is in Barbados, the magistrate

- (a) may, where the magistrate convicts the person, in awarding punishment, order that on the expiration of the sentence or on the sooner readiness of the vessel to proceed from Barbados, the person shall be taken into custody aboard the vessel for removal from Barbados;

- (b) shall, where the magistrate discharges the person, in the order of discharge, order that person to be immediately taken back to the vessel.

PART IV

Removal of persons not permitted to enter Barbados, deportation and detention

Persons not permitted to enter Barbados

23.(1) Where a person who seeks to enter Barbados is not permitted to do so, an immigration officer may give directions

- (a) to the master of the vessel on which the person arrived in Barbados requiring the master to remove the person from Barbados in that vessel;
- (b) to the owner, or agents in Barbados of that vessel, requiring them to remove the person from Barbados in any vessel of which they are owners or agents; or
- (c) to the owners or agents of that vessel, requiring them to arrange for the person's removal from Barbados in any vessel bound for a country specified in the directions, being a country
 - (i) of which the person is a citizen;
 - (ii) in which the person obtained a passport or other document of identity;
 - (iii) in which the person embarked for Barbados; or
 - (iv) which there are reasonable grounds for believing that the person will be permitted to enter,

and for securing the person a passage to that country.

(2) Where a person who is not permitted to enter Barbados appeals against the decision of the immigration officer, neither the liability of the owners or agents

of the vessel in which the person arrived in Barbados nor the person's removal from Barbados is affected by the appeal.

(3) Nothing in subsection (1) affects the liability of a person who is not permitted to enter Barbados to pay to the owner or agents of the vessel in which the person arrived in Barbados the cost of the person's passage from Barbados.

(4) Where it appears to the Minister that in the circumstances of any particular case it is not practicable for directions to be given under subsection (1) in respect of any person who is not permitted to enter Barbados, or that directions so given would be ineffective, the Minister or any person acting under the Minister's authority may give to the owner or agent of any vessel, any directions an immigration officer is empowered to give to the owner or agents of the vessel in which the person arrived in Barbados; but, in any such case, the costs of complying with the directions shall be defrayed out of moneys provided for the purpose by Parliament.

(5) A person who fails or refuses to comply with directions given under subsection (1) or (4) commits an offence.

(6) Any person in respect of whom directions are given under this section may be placed under the authority of an immigration officer on board any vessel in which the person is to be removed from Barbados in accordance with the directions.

Deportation orders

24.(1) A deportation order in the approved form or a copy thereof shall be served on the person against whom it is made and on such other persons as may be prescribed.

(2) Unless otherwise provided in this Act, a deportation order shall be executed as soon as practicable.

(3) A deportation order does not become invalid on the ground of any lapse of time between its making and execution, and remains valid after execution unless cancelled by the Minister.

(4) A person who commits an offence under this Act or the regulations may, notwithstanding the fact that a deportation order has been made against that person, be prosecuted and required to undergo any punishment imposed in respect of that offence before the person is deported.

(5) A deportation order may not be executed where the person against whom it is made

(a) is at the time of its making an inmate of a prison; or

(b) becomes such an inmate before its execution,

until that person ceases to be liable to be detained therein.

(6) A person against whom a deportation order is made, in this Act referred to as “a deportee”, shall leave Barbados in accordance with the terms of the order and shall thereafter, so long as the order is in force, remain outside Barbados.

(7) A person who re-enters Barbados in contravention of a deportation order may again be deported under that order.

(8) A person who contravenes or fails to comply with subsection (6) or (7) commits an offence.

(9) A person who, having been removed or otherwise lawfully sent out of Barbados, enters or resides in Barbados without the permission in writing of the Minister commits an offence, and, in addition to any other penalty provided by this Act, is liable to be again removed from Barbados.

(10) Unless otherwise directed by the Minister, a deportee may be requested or allowed to leave Barbados voluntarily if the deportee complies with the conditions governing his voluntary departure.

(11) The Minister may delegate to the Chief Immigration Officer the power conferred on the Minister by this Act to make a deportation order.

Appeal and revocation of deportation order

25.(1) Notwithstanding any other provision of this Act, a deportee may, within 48 hours after he is served with the order, appeal to the Immigration Review Committee.

(2) Where a deportee appeals under subsection (1), the deportee shall pay a fee of \$3 000 which is not refundable.

(3) The Committee shall, within 72 hours after receipt of the application referred to in subsection (1), by notice in writing, inform the deportee of its decision.

(4) Where the Committee denies the application referred to in subsection (1), the deportee shall be removed from Barbados as soon as practicable.

(5) A person against whom a deportation order has been made may on application to the Minister, and on payment of the prescribed fee seek a revocation of the order.

Effect of revocation of permission to remain in Barbados

26. A person

(a) whose permission to remain in Barbados has been revoked; or

(b) who has been served with a deportation order,

whether the person leaves Barbados voluntarily or is removed from Barbados, shall remain outside Barbados until the order is lifted.

Detention

27.(1) A person who is refused permission to enter Barbados may be detained in custody by an immigration officer, a member of the Police Service or such other person as may be designated by the Chief Immigration Officer, in such place as the Minister approves, until the person is removed from Barbados in accordance with directions given under section 23.

- (2) Where a deportation order is made against a person, the Minister may order that person to be detained in custody in such place as the Minister directs and for such period as may be necessary for the purpose of making arrangements for the person's removal from Barbados.
- (3) Where the relationship between the person and the minor referred to in section 19(9) cannot be immediately verified, the immigration officer may detain the person and the minor for a period not exceeding 72 hours for the purpose, and shall inform the Social Empowerment Agency, the Human Rights Commissioner and the Commissioner of Police.
- (4) Where a person is detained under this section, an immigration officer, a member of the Police Service, prison officer or any other person authorised by the Minister may take such steps as may reasonably be necessary for photographing, measuring or otherwise identifying the person so detained.
- (5) A person who is detained pursuant to the sentence or order of a court and who would otherwise be liable to be detained under this section may be taken into custody by a member of the Police Service, an immigration officer or a prison officer to or from any place where the person's attendance is required for the purpose of ascertaining the person's citizenship or of making arrangements for the person's removal from Barbados.
- (6) A person who is ordered or authorised to be detained under this section may be arrested without warrant by an immigration officer or a member of the Police Service.

Recovery of costs of deportation

- 28.(1)** Where a magistrate is satisfied by information in writing made on oath
- (a) that expenses have been or will be incurred by or on behalf of the State in connection with the maintenance, medical treatment or removal from Barbados of a person against whom a deportation order is made; and
 - (b) as to the amount or estimated amount of those expenses,

the magistrate may issue a warrant for the levy of that amount or estimated amount by distress or sale of any moveable property of that person, and for the purposes of the recovery of that amount or estimated amount may order forfeiture of any moneys in the possession of that person.

(2) A warrant issued under subsection (1) may be executed in the same manner as a writ of execution issued under the *Magistrate's Court Act*, Cap. 116A, for the levy of a sum of money adjudged to be payable by order of a magistrate's court.

(3) The partial recovery of expenses under subsection (1) does not prejudice the liability of any surety for the balance, nor is the issue or execution of a warrant or the forfeiture of moneys under that subsection a condition precedent to the liability of any surety or to the enforcement of that liability.

PART V

Administration

Responsibility for general management of department

29.(1) The Chief Immigration Officer shall be responsible for the general management and administration of the Immigration Department, and all other immigration officers shall perform such functions as are assigned to them by the Chief Immigration Officer.

(2) For the purpose of discharging functions under this Act, an immigration officer may, with the assistance of such persons as the immigration officer thinks fit

- (a) without a search warrant, enter upon and search any vessel in Barbados;
- (b) question any person who seeks to enter or leave Barbados or any person who the immigration officer believes is a prohibited person within the meaning of section 16;

- (c) without warrant, arrest any person whom the immigration officer has reasonable grounds for believing has committed an offence under this Act or the regulations; and
 - (d) on the authority of a warrant, enter and search any place in Barbados if the immigration officer has reasonable grounds for believing that there is in any such place any person who has contravened this Act or any other enactment or any person against whom a deportation order has been made.
- (3) Subsections (1) and (2) of section 84 of the *Magistrate's Courts Act*, Cap. 116A apply to subsection (2)(d) with such adaptations and modifications as circumstances require.

Evidence of administrative matters

30.(1) Notwithstanding any other law to the contrary, any matter relating to the administration of this Act and the regulations, including

- (a) any matter relating to the records in the possession of an immigration officer;
- (b) the delivery or non-delivery or the receipt or non-receipt of any document;
- (c) the failure to do any act or the doing of any act; or
- (d) the date or time for the doing of any act remaining undone,

may be proved by the affidavit of an immigration officer setting out that the officer has examined the records maintained by or under the authority of the Chief Immigration Officer or the Minister and what those records indicate with respect to the matter.

- (2) An affidavit under subsection (1) shall be *prima facie* evidence of
- (a) the facts set out therein; and

- (b) the fact that the records referred to therein show correctly when and whether an act was or was not done,

and it is not necessary for its admissibility in evidence to prove the signature or status of the person making it or the official character of the person before whom it is sworn.

Delegation

31. The Minister may, by instrument in writing, delegate any power conferred by this Act (except the power to make regulations) to the Chief Immigration Officer but such a delegation does not prevent the Minister from exercising the power.

Permits generally

32.(1) A permit granted under this Act shall be in the form approved by the Minister and shall contain such particulars and marks, including photographs and fingerprints, as may be necessary for the purpose of identifying the person to whom it relates.

(2) The Minister may direct that a permit granted under this Act be endorsed on the passport or other document establishing the identity and national status of the person to whom it relates, or in such other manner as the Minister thinks fit.

(3) A person who, before the expiry of a permit under which he remains in Barbados, applies for an extension or renewal of the permit, may continue to remain in Barbados subject to the same conditions on which the permit was issued pending the determination of the application.

Production of permits

33.(1) A person to whom a permit is issued or granted under this Act shall produce that permit to an immigration officer or member of the Police Service on demand, or within 48 hours after such demand, at such place as is specified by that officer or member.

- (2) A person who, without reasonable excuse fails or refuses to comply with subsection (1), commits an offence.

PART VI

Administrative Penalty

Administrative penalty

34.(1) Where the Minister intends to impose an administrative penalty on a person pursuant to section 15, the Minister shall issue an administrative penalty notice in the approved form to the person; and the notice shall

- (a) specify the nature of the act constituting the breach or contravention;
- (b) state the penalty to be paid; and
- (c) require the person to whom it is addressed to pay the penalty within 30 days of the date of the notice.

(2) In determining the appropriate penalty, the Minister shall have regard to

- (a) the seriousness of the breach;
- (b) in a case where the contravention is by an employer, the number of workers involved;
- (c) whether the conduct was deliberate;
- (d) the employer's compliance history;
- (e) any economic benefit obtained; and
- (f) any mitigating circumstances.

(3) A person who is in receipt of an administrative penalty notice issued pursuant to subsection (1) shall pay the amount of the penalty set out in the notice on or before the date specified in the notice.

Appeal against administrative penalty

35.(1) A person who is aggrieved by a decision of the Minister under section 34(1) may appeal to the High Court.

(2) On an appeal under subsection (1), the High Court may confirm, vary or set aside any decision of the Chief Immigration Officer.

PART VII

Miscellaneous

Seizure and retention of passports and other documents

36.(1) For the purposes of this Act, an immigration officer may seize a passport or other identity document or any other document produced by a passenger to establish its authenticity.

(2) Any document seized under subsection (1) may be retained so long as is necessary

- (a) for use as evidence at a trial for an offence;
- (b) for examination;
- (c) for investigation in connection with an offence; and
- (d) to establish its authenticity.

Offences generally

37. A person who

- (a) assaults, resists, obstructs or hinders or uses any threatening, insulting, indecent or abusive language to an immigration officer, a member of the Police Service or any person acting under the authority of this Act, in the execution of the person's duty under this Act or the regulations;

- (b) without lawful excuse knowingly harbours or conceals
 - (i) a person who is in Barbados in contravention of this Act; or
 - (ii) a person who, having entered Barbados under the authority of a permit issued under section 7 or 8, has contravened or failed to comply with any condition to which the permit is subject;
- (c) being a person lawfully detained under this Act, escapes or attempts to escape from such detention;
- (d) knowingly aids, assists or procures a person who has not been permitted to enter Barbados or against whom a deportation order is in force to enter Barbados; or
- (e) with the intention of entering, remaining in or departing from Barbados or of assisting any other person to enter, remain in or depart from Barbados
 - (i) fabricates or falsifies any passport, permit or other document;
 - (ii) uses, utters or possesses, or attempts to use or utter or possess,
 - (A) any passport, permit or other document which has not been lawfully issued or which the person is not entitled to use, utter or possess; or
 - (B) any fabricated or falsified passport, permit or other document knowing the same to be fabricated or falsified,
 - (iii) provides false information to an immigration officer or conceals material information; or
 - (iv) impersonates another person;
- (f) knowingly aids or assists another person, in connection with departure from Barbados, to evade immigration control,

commits an offence and is liable on summary conviction to a fine of \$150 000 or imprisonment for 3 years or both.

Offences re smuggling of persons

38.(1) A person commits the offence of smuggling of persons who with intent to obtain directly or indirectly a financial or other material benefit

- (a) engages in conduct preliminary to or takes part in the smuggling of persons by sea or air without complying with the requirements for legal entry into Barbados;
- (b) while engaging in conduct referred to in paragraph (a),
 - (i) produces a fraudulent travel or identity document; or
 - (ii) procures, provides or possesses a fraudulent travel or identity document; or
- (c) arranges for a person who is not a national or permanent resident of Barbados to enter or remain in Barbados without having that person comply with the legal requirements for entering or remaining in Barbados.

(2) A person commits the offence of smuggling of persons with aggravation where in committing the offence of smuggling, the person

- (a) endangers the lives of the persons concerned; or
- (b) engages in inhumane or degrading treatment.

(3) Where in proceedings brought under subsection (1), evidence is found that a vessel is engaged in the smuggling of migrants by sea, the vessel may be seized and forfeited.

(4) In this section “fraudulent travel or identity document” means any travel or identity document that

- (a) has been falsely made or altered in some material way by a person other than a person lawfully authorised to make or issue the travel or identity document;

- (b) has been improperly issued or obtained through misrepresentation or in any other unlawful manner; or
 - (c) is being used by a person other than the rightful holder.
- (5) A person who is convicted under
- (a) subsection (1) of the offence of smuggling of persons is liable on conviction on indictment to a fine of \$1 500 000 or imprisonment for 15 years or both;
 - (b) subsection (2) of the offence of smuggling of persons with aggravation is liable on conviction on indictment to a fine of \$2 000 000 or to imprisonment for 25 years or to both.

General penalties

39.(1) A person who commits an offence under this Act for which no other penalty is provided is liable on summary conviction to a fine of \$50 000 or to imprisonment for a term of one year or to both.

(2) Where subsidiary legislation made under this Act creates an offence, the subsidiary legislation may provide for such offence to be tried summarily and the subsidiary legislation may prescribe a fine not exceeding \$50 000 or imprisonment for a term of one year or both.

Regulations

40.(1) The Minister may make regulations

- (a) prescribing the functions of immigration officers;
- (b) prescribing the circumstances in which a vessel is to be deemed to be arriving in or departing Barbados;
- (c) designating places in Barbados as ports of entry for the examination by immigration officers of persons seeking to enter or entering Barbados;

- (d) prescribing the time, place and manner of examining persons found in Barbados and who are suspected of being in Barbados contrary to this Act;
- (e) prescribing the means to be taken for identifying persons suspected of being in Barbados contrary to this Act;
- (f) requiring persons disembarking or embarking in Barbados to produce to an immigration officer, if so required, embarkation and disembarkation forms in such form as the Minister directs and requiring the owners or agents of vessels to supply those forms to such persons;
- (g) prescribing the operation of automated passport control kiosks;
- (h) prescribing the use online of the embarkation and disembarkation form;
- (i) in relation to the conditions of entry into Barbados of persons generally;
- (j) providing for the entry of persons into Barbados for medical treatment;
- (k) providing for work permits;
- (l) prescribing an employer's responsibilities in relation to the repatriation of employee who are holders of work permits;
- (m) providing for the imposition of administrative penalties in accordance with subsection (3);
- (n) prescribing the fees to be paid in respect of
 - (i) the making or granting of any application under this Act or the regulations;
 - (ii) the issue of any permit, certificate or other document approved, made or prescribed by or under this Act or the regulations;
- (o) prescribing any other thing that is by this Act authorised or required to be prescribed; and
- (p) generally for carrying out the objects and purposes of this Act.

- (2) Regulations made under subsection (1)(n) may contain such provisions as the Minister considers necessary or expedient for giving effect thereto, including such qualifications, exceptions and conditions as he thinks fit.
- (3) Without prejudice to section 39(2), regulations made under subsection (1) may provide for a person who contravenes a provision of the regulations to be liable to pay an administrative penalty not exceeding \$50 000.
- (4) Regulations made under subsection (1) are subject to negative resolution.

Amendment of Schedules

- 41.(1) The Minister may by Order amend the *First* and *Second Schedules*.
- (2) The Minister may by Order subject to negative resolution amend the *Third* and *Fourth Schedules*.

Transitional provision for granting permanent resident status to certain persons

- 42.(1) Notwithstanding sections 9 and 10 but subject to subsection (2), the following persons may, upon application to the Minister in the approved form within 3 years from the commencement of this Act, and on payment of the prescribed fee, be registered as permanent residents of Barbados:
 - (a) a person who satisfies the Minister that he has lawfully resided in Barbados for an aggregate period of at least 300 days during the period of at least 7 years immediately preceding the commencement of this Act;
 - (b) the spouse of the person referred to in paragraph (a); and
 - (c) the dependants of the person referred to in paragraph (a).
- (2) The Minister may in the interest of national security refuse to grant the status of permanent resident to an applicant.

General saving and transitional provision

43.(1) The regulations and other statutory instruments made under the former Act shall be deemed to have been made under this Act, and shall apply with such adaptations and modifications as circumstances require for the purpose of giving effect to this Act.

(2) The regulations and other statutory instruments referred to in subsection (1) shall remain in force until revoked by regulations or other statutory instruments made under this Act.

(3) Any application for the grant of status of immigrant or permanent resident begun under the former Act, but not completed before the commencement of this Act shall be deemed to be an application for the grant of status of permanent resident under this Act and shall be dealt with accordingly.

Repeal of Cap. 190

44. The *Immigration Act*, Cap. 190 is repealed.

Commencement

45. This Act shall come into operation on a date to be fixed by Proclamation.

FIRST SCHEDULE

(Sections 2 and 41)

Domestic Space

1. Anguilla
2. Antigua and Barbuda
3. Bahamas
4. Barbados
5. Belize
6. Bermuda
7. British Virgin Islands
8. Cayman Islands
9. Dominica
10. Grenada
11. Guyana
12. Haiti
13. Jamaica
14. Montserrat
15. St. Kitts and Nevis
16. St. Lucia
17. St. Vincent and the Grenadines
18. Suriname
19. Trinidad and Tobago
20. Turks and Caicos Islands

SECOND SCHEDULE

(Sections 3 and 41)

Constitution of Immigration Review Committee

- 1.(1) The Committee comprises
 - (a) a Minister who shall be the chairperson, other than the Minister responsible for Immigration, appointed by the Minister responsible for Immigration;
 - (b) the Solicitor General, *ex officio*, or his nominee; and
 - (c) 2 other persons appointed by the Minister.
- (2) The Chief Immigration Officer shall designate a public officer from the Immigration Department to be the Secretary to the Committee.
- 2.(1) Members of the Committee hold office for 3 years and are eligible for re-appointment.
- (2) A member of the Committee who is absent for 3 consecutive meetings of the Committee without the Minister's permission ceases to be a member.
- (3) The chairperson may at any time resign his office by instrument in writing addressed to the Minister and upon the date of receipt by the Minister of the instrument the chairperson ceases to be a member.
- (4) A member of the Committee other than the chairperson, may at any time resign his office by instrument in writing addressed to the Minister and transmitted through the chairperson to the Minister and upon the date of the receipt by the Minister of the instrument the member ceases to be a member.
3. The Committee shall meet at least once every 3 months
 - (a) at such times; and
 - (b) at such places,

as the Committee considers necessary or expedient for the transaction of its business.

4. In the absence of a member or in case of his inability to act, the Minister may appoint any person to act temporarily in the place of the member.
5. The quorum of the Committee at any meeting is the majority of the total membership of the Committee.

THIRD SCHEDULE

(Sections 9, 10 and 41)

Maximum Points to be Awarded

Criteria	Points
1. Age	
(a) under 50 years	3
(b) 50 years and over	1
2. Barbadian Descent other than a child, grandchild or great grandchild	3
3. Education, Skills and Professional Experience	up to 5
4. Employment of Work Experience in Barbados	
(a) 1 - 3 years	2
(b) over 3 years	5
5. Study or Training in Barbados	
(a) 1 - 3 years post-secondary education or training	2
(b) degree programme or 3 or more years of residential study	5
6. Service: Diplomatic Missions, Consular Posts and International Organizations	10

*Third Schedule - (Concl'd)**Maximum Points to be Awarded - (Concl'd)*

Criteria	Points
7. <i>Investment in an approved national development project designated as such under section 10</i>	
(a) valued at \$1 000 000 or more but less than \$2 000 000	2
(b) valued at \$2 000 000 or more but less than or \$3 000 000	4
(c) valued at \$3 000 000 or more but less than \$4 000 000	6
(d) valued at \$4 000 000 or more but less than \$5 000 000	8
8. <i>Investment in an approved private enterprise, business, industry or economic activity designated as such under section 10</i>	
(a) valued at \$1 000 000 or more but less than \$2 000 000	1
(b) valued at \$2 000 000 or more but less than \$3 000 000	2
(c) valued at \$3 000 000 or more but less than \$4 000 000	3
(d) valued at \$4 000 000 or more but less than \$5 000 000	4
(e) valued at \$5 000 000 or more but less than \$6 000 000	5
(f) valued at \$6 000 000 or more but less than \$7 000 000	6
(g) valued at \$7 000 000 or more but less than \$8 000 000	7
(h) valued at \$8 000 000 or more	8

FOURTH SCHEDULE

(Sections 16 and 41)

Prohibited Persons

1. Persons who are likely to become charges on public funds.
2. Persons who are suffering from communicable diseases within the meaning of any regulations relating to such diseases made under the *Health Services Act*, Cap. 44.
3. Persons
 - (a) whose conduct offends public morality; or
 - (b) who groom or sexually assault minors.
4. Persons who
 - (a) are or have been at any time engaged or reasonably suspected of being likely to engage in the unlawful
 - (i) offering or exposing for sale any dangerous or narcotic drugs; or
 - (ii) trading or trafficking in any dangerous or narcotic drugs; or
 - (b) have been convicted of intent to supply any dangerous or narcotic drug or any offence referred to in subparagraph (a).
5. Persons who
 - (a) have been convicted of or admit to having committed a criminal offence, which, if committed in Barbados, is punishable with imprisonment for a term of 5 years or longer;
 - (b) knowingly or for profit or aid, encourage or procure other persons who are not citizens of Barbados to enter Barbados illegally;

- (c) are stowaways or seek to enter Barbados illegally.
- 6.** Persons who are or have been at any time advocates of
 - (a) the overthrow by force or violence of the Government of Barbados or any other country or of all forms or law;
 - (b) the abolition of organized government;
 - (c) the assassination of any person or the unlawful destruction of property.
- 7.** Persons who are or have been members of or affiliated to any organisation which entertains or teaches any doctrine or practice specified in subparagraphs (a) to (c) of paragraph 6.
- 8.** Persons who have been convicted of the offence of terrorism or in respect of whom there are reasonable grounds for believing they have financed or facilitated acts of terrorism.
- 9.** Persons in respect of whom there are reasonable grounds for believing that they are likely to engage in espionage, sabotage or other subversive activity directed against or detrimental to the security of Barbados.
- 10.** Persons against whom deportation orders have been made.
- 11.** Persons who are or have been at any time engaged or reasonably suspected of being likely to engage in the unlawful trafficking in persons.
- 12.** Persons entering Barbados at a place other than a port of entry for the purpose of avoiding detection.

Read three times and passed the House of Assembly this
day of _____, 2026.

Speaker

Read three times and passed the Senate this _____ day of
, 2026.

President