

Immigration

Cap. 190.

IMMIGRATION (STUDENTS) REGULATIONS, 1979

1980/19.

1980/99.

1986/96.

Authority: These regulations were made on 28th December, 1979, by the Minister under section 31 of the *Immigration Act*.

Commencement: 21st February, 1980.

1. These Regulations may be cited as the *Immigration (Students) Regulations, 1979*.

2. For the purposes of these regulations,

"non-immigrant student" means a person who seeks to enter Barbados exclusively for the purpose of undergoing a course of study;

"appropriate authority" means the Ministry or Department of Government charged with responsibility for Immigration. 1986/96.

3. A non-immigrant student who wishes to attend an educational institution in Barbados must apply for and obtain a student visa before entering Barbados.

4. (1) An application for a student visa must be made in the Form H-2 set out in the *Schedule* and must be submitted to the appropriate authority. Schedule.

(2) The application must be accompanied by

- (a) a certificate in the Form H-1 set out in the *Schedule* signed by the head of the educational institution at which the non-immigrant student plans to study; and
- (b) evidence in writing showing that the non-immigrant student is able to pay the tuition cost of the course as well as the cost of maintaining himself while he is undergoing that course.

5. (1) A non-immigrant student who is granted a student visa must be issued with a permit to enter Barbados, to be known as an entry permit, in the Form H set out in the *Schedule*. Schedule.

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Second
Schedule.
1980/99.

(2) A non-immigrant student who is a dependant of a person mentioned in paragraph 1 of the *Second Schedule* to the Act or is a person described in paragraph 2(b) of that *Schedule* must be issued with an entry permit in the Form H 'x' set out in the *Schedule*.

6. (1) A student visa is valid for 1 year, and where a course of study is of longer duration than 1 year, that visa may be renewed at the end of that year and at the end of each subsequent year if the head of the educational institution at which the student is studying submits to the appropriate authority a report containing evidence of satisfactory progress and deportment on the part of the non-immigrant student.

Schedule.

(2) A report referred to in paragraph (1) must be made in the Form H-3 set out in the *Schedule* and must be made annually so long as the student remains at that institution.

7. (1) A non-immigrant student who is the holder of a student visa may not change the educational institution nor the course specified in that visa without the prior permission of the appropriate authority.

Schedule.

(2) Where a non-immigrant student desires to change his course or the institution at which he is studying, he must make application therefor in the Form H-4 set out in the *Schedule*.

(3) A non-immigrant student who fails to comply with this regulation is subject to cancellation of his visa and may be required to leave Barbados.

8. A non-immigrant student must submit a written notice of his address every 3 months to the appropriate authority whether or not he changes his address and where he changes his address he must, within 10 days after so doing, give written notice of that change to the appropriate authority.

9. Where a non-immigrant student makes application for citizenship or for the status of permanent resident the time spent by him in Barbados while pursuing a course of study must not be taken into consideration for the purpose of assessing his application.

H

IMMIGRATION ACT
(Cap. 190)

ENTRY PERMIT
NON-IMMIGRANT STUDENT

NAME:

ADDRESS:.....
.....

DATE OF BIRTH:
(Year) (Month) (Day)

NATIONALITY:

INTENDED ADDRESS IN BARBADOS:.....
.....
.....

EDUCATIONAL INSTITUTION:

.....

EXPIRY DATE:.....

H-X

IMMIGRATION ACT
(Cap. 190)

ENTRY PERMIT
NON-IMMIGRANT H 'x' STUDENT

NAME:

ADDRESS:.....
.....

DATE OF BIRTH:
(Year) (Month) (Day)

NATIONALITY:

INTENDED ADDRESS IN BARBADOS:.....
.....
.....

EDUCATIONAL INSTITUTION:

.....

EXPIRY DATE:

ISSUING OFFICER

PHOTOGRAPH
5 cm x 5 cm

DATE:

ISSUING OFFICER

PHOTOGRAPH
5 cm x 5 cm

DATE:

REGISTRATION NO:
ENDORSEMENT

REGISTRATION NO:
ENDORSEMENT

<p>FORM H-1</p>	<p>THE IMMIGRATION ACT (CAP. 190) CERTIFICATE OF ELIGIBILITY FOR NON-IMMIGRANT STUDENT STATUS</p>	
<p>NAME OF STUDENT – FAMILY NAME First Name Middle Name (Capital letters)</p>		
<p>DATE OF BIRTH (Year, Month, Day)</p>	<p>Country of Birth</p>	<p>Country of Nationality</p>
<p>READ CAREFULLY THE INSTRUCTIONS ON PAGE 8</p>		
<p>NAME OF SCHOOL</p>		
<p>SCHOOL OFFICIAL TO BE NOTIFIED OF STUDENTS ARRIVAL IN BARBADOS</p>		
<p>ADDRESS OF SCHOOL</p>		

It is hereby certified as follows:-

1. This certificate is being issued to the student named herein for
(Check one)
 - a. initial attendance at this school; b. continuation after a temporary absence outside of Barbados. His currently authorised stay as shown on his entry permit expires on
 - c. other (specify)

2. The student named herein has been accepted for a full course of study in this school. (If he must appear on or before a specified date, specify that date here)..... He will be expected to carry a full programme of study. His/Her major course of study isnormally requiring (specify length of proposed course) and he is expected to complete his study at his institution no later than

3. The school has determined by a careful valuation of this student's qualifications that the student has sufficient scholastic preparation to enable him to undertake a full course of study in the following subjects:

4. (Check one and fill in as appropriate)
- a. Proficiency in the English language is required and the school has determined that the student has the required proficiency. Basis for determination _____
- b. Proficiency in the English language is required. If the student lacks such proficiency he will be
- (i) enrolled in a full course of study in English in this School
- (ii) given special instructions in English which will consist of _____
- _____
- c. Proficiency in the English language is not required. (Explain). _____
- _____
- 5a. The present academic year or other academic term of _____ months. Cost for tuition and fee is \$ _____ ; the average academic year (or other academic term). Cost for living and incidental expenses is estimated to be \$ _____. Total cost of academic year (or other academic term) is estimated to be \$ _____
- b. Estimated cost of living and incidental expenses for the summer period (or other non-academic period) of _____ months is \$ _____

6. Indicate how the student expects to meet the expenses estimated in 5a. and 5b. above by completing the following. CHECK and fill in as appropriate:

(Amount/Academic
Year or other
Terms/Months)

Scholarship/Grant from this school at \$ _____
per _____ until _____ \$ _____

The Student has been offered Campus
employment which will not displace a
Barbados Resident and will not affect the
student's ability to carry a full course of
study. The rate of pay is \$ _____ per _____

Scholarship/Grant from another source
(specify source) _____
at \$ _____ per _____ until _____

Personal or family funds (the school has
received certification that these funds are
available)

Summer or other non-academic year,
expenses will be by (explain)

Total _____ \$ _____

7. This school was approved for attendance by Non-Immigrant students by
the Defence and Security Division on _____

Such approval has not been revoked.

8. REMARKS _____

FOR IMMIGRATION OFFICIAL

SIGNATURE OF SCHOOL OFFICIAL
DATE OF ISSUE (This Certificate expires _____ after the date of issue)

INSTRUCTIONS TO SCHOOL OFFICIALS

This Certificate may be signed and issued annually by an authorised School Official in Barbados if he has determined that the student is eligible. A false certification or improper issuing of this Certificate to a student may result in revocation of the approval of your school for attendance by foreign students.

1. Before issuing this certificate you may wish to arrange to have the student tested in English Language proficiency. You should not issue this Certification unless you are satisfied that the student meets the language and scholastic requirements to pursue the proposed course of study at your school and that he is able to pay his expenses (including those of any accompanying spouse and children during his stay in Barbados). A copy of the evidence submitted by the student concerning scholastic preparation and ability to pay expenses must be retained by the school for the duration of the student's attendance there.
2. Complete Form H-1 and PART I of Form H-3 for –
 - (a) Every Non-Immigrant student whom you accept for admission to your school and who will apply for a visa and for admission to Barbados under section 31(1)(k) of the *Immigration Act, Cap. 190*;
 - (b) every Non-Immigrant student in Barbados whom you accept for transfer to your school.
3. A student's spouse and minor children following to join him are not eligible for admission into Barbados unless they present Form H-1 from the school in which the student is enrolled stating that he is taking a full course of study and the Form is noted by the school to indicate the date of expiration of his authorised stay in Barbados as shown on the student's Entry Permit. When issuing Form H-1 for the use of his spouse and minor children, the school should fill in only the block giving the name and personal data relating to the student, the block giving name and address of the school, Item 7 relating to school approval and Item 8 "Remarks" stating the date of expiration of the student's stay.
4. If the student fails to register, does not carry a full course of study or does not attend classes as required or if his attendance is terminated, fill in PART III of Form H-3 and forward immediately to the Defence and Security Division.

SCHEDULE

(Regulations 4, 5, 6, 7)

FORM H-2	THE IMMIGRATION ACT (CAP. 190) CERTIFICATE BY NON-IMMIGRANT STUDENT	
1. I seek to enter or remain in Barbados temporarily and solely for the purpose of pursuing a full course of study at the school named on Page 1 of this form.		
2. Please print name in full		3. My maximum anticipated stay is (Months or Years)
4. My educational objective is		
5. I am financially able to support myself for the entire period of my stay in Barbados while pursuing a full course of study (State source and amount of support) (Documentary evidence of means of actual support must be attached to this form).		
6. I last attended (Name of School) _____		
7. My major field of studies was _____		8. I completed such studies on (Date) _____
9. The person most closely related to me who lives outside Barbados is		
(Name)	(Relationship)	(Address)

10. The person most closely related to me who lives in Barbados is (If you have no relative in Barbados, give the name of a friend or referee)

(Name of person or body)

(Relationship)

(Address)

11. I understand the following:

- a. A Non-Immigrant student applying for admission to Barbados for the first time after being issued a student visa, will not be admitted unless he intends to attend the school specified in that visa. Therefore, if before he departs for Barbados the student decides to attend some other school, he should communicate with the Defence and Security Division, Barbados, for the purpose of having such other school specified in the visa.
- b. A Non-Immigrant student is not permitted to work off Campus for a wage or salary or engage in business while in Barbados unless permission to do so has first been granted by the Defence and Security Division. A student who requires employment (1) because of economic necessity due to unforeseen circumstances arising after admission; or (2) to obtain practical training may apply to the Defence and Security Division for permission to accept such employment.
- c. A Non-Immigrant student is permitted to remain in Barbados only while maintaining Non-Immigrant student status and in any event not longer than the period fixed at the time of admission unless he applies to the Defence and Security Division prior to the expiration of the period of his authorised stay and obtains an extension of his stay.

- d. Each year every Non-Immigrant student who is in Barbados on the first day of January must submit by the 31st January, a written notice of his address to the Defence and Security Division. In addition, a notice must be sent within ten (10) days after every change of address. Regardless of whether or not he moves, each Non-Immigrant student is required to file written notice of his address every three (3) months. Printed forms obtainable at the Defence and Security Division should be used in making the annual address report, change of address report, and the three (3) month address report.
- e. At the time a Non-Immigrant student departs from Barbados, his temporary Entry Permit is to be surrendered to a representative of the Steamship or Airline if he departs via a Seaport or Airport.
- f. A Non-Immigrant student may remain in Barbados temporarily only for the purpose of pursuing a full course of study at a specified school. If after being admitted the student desires to transfer to another school, he must make written application for permission to make such transfer. The application must be submitted to the Defence and Security Division. The application must be accompanied by Form H-4 completed by the school to which he wishes to transfer. He may not transfer until his application is approved. The application will be denied if the student fails to take a full course of study at the school he was last authorised by the service to attend, unless he established that his failure to do so was due to circumstances beyond his control or was otherwise justified.
- g. A student who seeks to re-enter Barbados as a Non-Immigrant student after a temporary absence must be in possession of the following documents:
- (i) A valid unexpired student visa (unless exempt from visa requirements);
 - (ii) A passport valid for six months beyond the period of readmission;
 - (iii) A current copy of Form H-1.

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However, only the copy of Form H-1 is required in the case of a Non-Immigrant student returning from temporary absence outside of Barbados to continue attendance at the same school which the Defence and Security Division last authorised him to attend. In such case, Form H-1 may be retained by the student and used by him for any number of re-entries within twelve (12) months from the date of issue.

- h. A Non-Immigrant student who does not register at the school specified in his temporary entry permit, or whose school attendance is terminated, or who takes less than a full course of study, or who accepts any employment, thereby fails to maintain his status and *must depart from Barbados immediately.*

I CERTIFY THAT THE ABOVE IS CORRECT. I hereby agree to comply with the above and any other terms and conditions of my admission and any extension of study. I hereby authorise the named school and any school to which I am specifically transferred to release to Defence and Security Division any information from my education records which the Division needs to know in order to determine if I am maintaining the lawful Non-Immigrant status in which I was admitted to Barbados under the Immigration Law. More specifically, I authorise the school to report in writing to the Defence and Security Division if I fail to register within sixty (60) days of the time expected, if I fail to carry a full course of study, if I am failing courses, if I become employed, or if I terminate attendance at the named school and to provide the Division upon demand with my latest address.

Signature of Student

Address

Date

Signature of Parent/Guardian
(if student is under 18
years of age)

Address

Relationship

Date

INSTRUCTIONS FOR NON-IMMIGRANT STUDENT

1. Fill in Form H-2.
2. If you are an applicant for admission to Barbados, submit both H-1 and H-2 to the Defence and Security Division at the time of your visa application unless you are exempted from visa requirements. Your Entry Permit (Non-Immigrant Student) should be presented to the Immigration Officer upon your arrival in Barbados. If you are exempted from visa requirements and are applying for admission to Barbados for the first time as an H 'x' student you should present H 'x' Student Entry Permit to the Immigration Officer. For procedure applicable in the case of a student returning from a temporary absence outside of Barbados to continue attendance at the school (see Item 11.g. of H-2).
3. If you are an applicant for permission to transfer to any school (or for transfer of an extension of stay) submit Form H-4 and both H-1 and H-2 to the Defence and Security Division together with your temporary Entry Permit. (If your temporary Entry Permit is attached to your Passport, the permission should be removed for this purpose).

DO NOT SEND YOUR PASSPORT.

Severe penalties are provided by law for knowingly and wilfully falsifying or concealing a material fact in filling out this Form.

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Form II-3	THE IMMIGRATION ACT, (CAP. 190) NOTICE AND REPORT CONCERNING NON-IMMIGRANT STUDENTS						
PART I - Name of Student - Family Name First Name Middle Name <i>(Capital Letters)</i>							
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 33%; padding: 2px;">Date of Birth (Year, Month, Day)</td> <td style="width: 33%; padding: 2px;">Country of Birth</td> <td style="width: 33%; padding: 2px;">Country of Nationality</td> </tr> </table>		Date of Birth (Year, Month, Day)	Country of Birth	Country of Nationality			
Date of Birth (Year, Month, Day)	Country of Birth	Country of Nationality					
READ CAREFULLY THE INSTRUCTIONS ON PAGE 15							
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 80%; padding: 2px;">Name of School</td> <td rowspan="2" style="width: 20%; padding: 2px; vertical-align: middle; text-align: center;">Visa Issuing Post</td> </tr> <tr> <td style="padding: 2px;">School Official to be notified of Student's Arrival in Barbados</td> </tr> <tr> <td style="padding: 2px;">Address of School</td> <td></td> </tr> </table>		Name of School	Visa Issuing Post	School Official to be notified of Student's Arrival in Barbados	Address of School		
Name of School	Visa Issuing Post						
School Official to be notified of Student's Arrival in Barbados							
Address of School							
PART II - NOTICE TO SCHOOL CONCERNING STUDENT							
<p>As indicated herein, the above named student was admitted to or authorised to remain in Barbados for a temporary period as a Non-Immigrant student. <u>PLEASE REPORT PROMPTLY TO THE DEFENCE AND SECURITY DIVISION THE OCCURRENCE OF ANY OF THE CIRCUMSTANCES DESCRIBED IN PART III BELOW.</u> <u>FAILURE TO SUBMIT THE REQUIRED REPORTS MAY RESULT IN WITHDRAWAL OF APPROVAL OF YOUR SCHOOL FOR ATTENDANCE BY NON-IMMIGRANT STUDENTS.</u></p>							
<table border="1" style="width: 100px; border-collapse: collapse;"> <tr> <td style="text-align: center; padding: 2px;">For Immigration Official</td> </tr> </table>		For Immigration Official					
For Immigration Official							
PART III - REPORT OF SCHOOL CONCERNING NON-IMMIGRANT STUDENT							
<p>To Defence and Security Division,</p> <p>1. The Student (Check one)</p> <p>(A) <input type="checkbox"/> Did not register personally at this school within 14 days of the date expected.</p> <p>(B) <input type="checkbox"/> Is carrying less than a full course of study or is attending classes to a lesser extent than formally required <i>(explain in Remarks)</i>.</p> <p>* (C) <input type="checkbox"/> Terminated attendance of this school before completion of the school year. _____ <i>(Give reason for termination in Remarks)</i> <small>(Termination date)</small></p> <p>* (D) <input type="checkbox"/> Terminated attendance at this school upon completion of school term. _____ <i>(Give reasons for termination in Remarks)</i> <small>(Termination date)</small></p> <p>* Do not report temporary discontinuance of attendance during a visit abroad or because of acute illness or injury. However, if student fails to resume attendance, this report must be submitted. A student who on the basis of the recommendation of your school has been authorised to accept employment for practical training in a field related to his course of studies is considered to be in attendance at your school during the authorised period of such employment. Please be guided accordingly in submitting reports concerning students who have been permitted to engage in practical training.</p>							
<p>2. The Student's last reported address in Barbados was _____</p>							
<p>3. The following information is furnished concerning the student's departure from Barbados:</p> <table border="1" style="width: 100%; border-collapse: collapse; margin-top: 5px;"> <tr> <td style="width: 33%; padding: 2px;">Date of Departure</td> <td style="width: 33%; padding: 2px;">Port of Departure</td> <td style="width: 33%; padding: 2px;">Name of Ship or Airline</td> </tr> <tr> <td colspan="3" style="padding: 2px;">Address abroad</td> </tr> </table>		Date of Departure	Port of Departure	Name of Ship or Airline	Address abroad		
Date of Departure	Port of Departure	Name of Ship or Airline					
Address abroad							
<p>4. Remarks</p>							
Signature of School Official	Tutor						
Date							

INSTRUCTIONS TO SCHOOL OFFICIALS

This Certificate may be signed and issued annually by an authorised School official in Barbados if he has determined that the student is eligible. A false certification or improper issuing of this Certificate to a student may result in revocation of the approval of your school for attendance by foreign students.

1. Before issuing this certificate you may wish to arrange to have the student tested in English Language proficiency. You should not issue this Certification unless you are satisfied that the student meets the language and scholastic requirements to pursue the proposed course of study at your school and that he is able to pay his expenses (including those of any accompanying spouse and children during his stay in Barbados). A copy of the evidence submitted by the student concerning scholastic preparation and ability to pay expenses must be retained by the school for the duration of the student's attendance there.
2. Complete Form H-1 and PART 1 of Form H-3 for –
 - a. every Non-Immigrant student whom you accept for admission to your school and who will apply for a visa and for admission to Barbados under section 31(1)(k) of the Immigration Act, Cap. 190;
 - b. every Non-Immigrant student in Barbados whom you accept for transfer to your school.
3. A student's spouse and minor children following to join him are not eligible for admission into Barbados unless they present Form H-1 from the school in which the student is enrolled stating that he taking a full course of study and the Form is noted by the school to indicate the date of expiration of his authorised stay in Barbados as shown on the Student's Entry Permit. When issuing Form H-1 for the use of his spouse and minor children, the school should fill in only the block giving the name and personal data relating to the student, the block giving name and address of the school, Item 7 relating to school approval and Item 8 "Remarks", stating the date of expiration of the student's stay.
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FORM H-4	THE IMMIGRATION ACT, (CAP. 190) STUDENT TRANSFER FORM		
1. NAME OF STUDENT <div style="display: flex; justify-content: space-around; margin-top: 5px;"> Family Name (Capital Letters) First Name Middle Name </div>			
2. DATE OF BIRTH Year Month Day	3. COUNTRY OF BIRTH	4. NATIONALITY	
		PREVIOUS: PRESENT:	
5. STUDENT VISA NO.	6. DATE OF ISSUE	7. EXPIRY DATE	
8. EDUCATIONAL INSTITUTION CURRENTLY ATTENDED <div style="display: flex; justify-content: space-around; margin-top: 5px;"> Name Address </div>			
9. TERMINATION DATE OF PRESENT COURSE			
10. EDUCATIONAL INSTITUTION TO WHICH TRANSFER IS REQUESTED <div style="display: flex; justify-content: space-around; margin-top: 5px;"> Name Address </div>			
11. DURATION OF PROPOSED COURSE	12. DATE OF COMMENCEMENT		
13. REASONS FOR TRANSFER			