

China-New Zealand Free Trade Agreement Working Holiday Arrangement

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7 April 2008

CHEN Deming
Minister of Commerce
The People's Republic of China

Your Excellency,

I have the honour to refer to the conclusion on this date of the Free Trade Agreement between the Government of New Zealand and the Government of the People's Republic of China ("the Agreement").

I also have the honour to refer to the discussions held in the context of the negotiation of the Agreement on the subject of a Working Holiday Scheme between New Zealand and China and our decision to establish a scheme as set out in the *Arrangement on a Working Holiday Scheme between the Government of New Zealand and the Government of the People's Republic of China*, signed on 7 April 2008 at Beijing.

I propose that this letter and your reply will constitute a record of the joint understandings of our two Governments reached in connection with the Agreement.

Yours sincerely,

Phil Goff
Minister of Trade
New Zealand

7 April 2008

Phil Goff
Minister of Trade
New Zealand

Dear Minister,

I have the honour to refer to the conclusion on this date of the Free Trade Agreement between the Government of the People's Republic of China and the Government of New Zealand ("the Agreement"), and to your letter of the same date which reads as follows:

"I have the honour to refer to the conclusion on this date of the Free Trade Agreement between the Government of New Zealand and the Government of the People's Republic of China ("the Agreement").

I also have the honour to refer to the discussions held in the context of the negotiation of the Agreement on the subject of a Working Holiday Scheme between New Zealand and China and our decision to establish a scheme as set out in the *Arrangement on a Working Holiday Scheme between the Government of New Zealand and the Government of the People's Republic of China*, signed on 7 April 2008 at Beijing.

I propose that this letter and your reply will constitute a record of the joint understandings of our two Governments reached in connection with the Agreement."

I have the honour to confirm that your letter and this reply constitute a record of the joint understandings of our two Governments on the *Arrangement on a Working Holiday Scheme between the Government of the People's Republic of China and the Government of New Zealand*, reached in connection with the Agreement.

Yours sincerely,

CHEN Deming
Minister of Commerce
The People's Republic of China

**Arrangement on a
Working Holiday Scheme
Between
The Government of the People's Republic of China
and
The Government of New Zealand**

The Government of the People's Republic of China and the Government of New Zealand ("the Participants") have come to the following understandings concerning an Arrangement for the operation of a Working Holiday Scheme ("the Scheme"):

Responsibilities of the Government of New Zealand

1. The Government of New Zealand, through Immigration New Zealand (part of the Department of Labour), will, subject to paragraph 2, on application by a national of the People's Republic of China, issue a temporary visa valid for presentation for a period of twelve (12) months from the date of issue to any person who satisfies each of the following requirements:
 - (a) is a national of the People's Republic of China who is ordinarily resident in the People's Republic of China at the time of application;
 - (b) satisfies a New Zealand visa officer that their primary intention is to holiday in New Zealand, with employment being an incidental rather than a primary reason for the visit;
 - (c) is aged between eighteen (18) and thirty (30) years, both inclusive, at the time of application;
 - (d) is not accompanied by dependants;
 - (e) possesses a valid passport of the People's Republic of China;
 - (f) possesses a return ticket, or sufficient funds to purchase such a ticket;
 - (g) possesses sufficient funds for their maintenance during the period of stay in New Zealand, at the discretion of the relevant authorities;

- (h) possesses a senior high school qualification (gao zhong xue li) granted in respect of a minimum of three (3) years' full-time study;
 - (i) has a level of proficiency in English that is assessed as at least functional;
 - (j) meets the requirements, as detailed in the Generic Temporary Entry Policy of the Immigration New Zealand Operations Manual, with regard to health, character and being able to demonstrate that they genuinely intend a temporary stay in New Zealand for a lawful purpose;
 - (k) pays the prescribed temporary visa application fee;
 - (l) agrees to hold medical and comprehensive hospitalisation insurance to remain in force throughout their stay in New Zealand;
 - (m) complies with any health requirements imposed by New Zealand;
and
 - (n) has not previously participated in the Scheme operating under this Arrangement.
2. The Government of New Zealand will issue each year up to 1000 of the temporary visas mentioned in paragraph 1 to nationals of the People's Republic of China. An increase in the number of temporary visas issued per year will not be regarded as a formal amendment to this Arrangement. The Government of New Zealand will advise the Government of the People's Republic of China of any such change in numbers.
3. Any national of the People's Republic of China who holds a temporary visa issued pursuant to paragraph 1 and who is granted permission to enter New Zealand will be able to stay in New Zealand and undertake paid

employment for a period of not more than twelve (12) months from the date of entry into New Zealand.

4. The Government of New Zealand will require any national from the People's Republic of China who has entered New Zealand through the Scheme operating under this Arrangement to comply with the laws and regulations of New Zealand and not to engage in employment that is contrary to the purpose of the Scheme.
5. Individual participants in the Scheme operating under this Arrangement are not permitted to engage in permanent employment during their visit and should not work for the same employer for more than three (3) months during the course of their visit to New Zealand. They may enrol in one training or study course of up to three months' duration during the course of their visit to New Zealand.

General Provisions

6. New Zealand may refuse any particular application it receives.
7. New Zealand may, consistent with its own law, refuse the entry into New Zealand of any person participating in the Scheme operating under this Arrangement whom it may consider undesirable or remove any such person from New Zealand who has obtained entry under this Arrangement.
8. General inquiries with respect to the operation of the Scheme should be directed to the New Zealand Department of Labour's Beijing Branch.
9. Either Participant may, at any time, through diplomatic channels request consultations on the provisions of this Arrangement. The other Participant

will respond to the request within 60 days. The Arrangement will be subject to a review after a period of two (2) years from the date it comes into effect and subsequently as requested by either Participant.

Suspension of the Arrangement

10. Either Participant may temporarily suspend the Arrangement, in whole or in part, for reasons of public security, public order, public health or immigration risk. Any such suspension, and the date of its effect, will be notified to the other Participant through diplomatic channels.

Termination

11. Either Participant may terminate this Arrangement by giving three (3) months' prior written notice to the other Participant.

Entry into Effect

12. This Arrangement will come into effect 180 days after the date of signature.

Signed in _____ on _____ in two copies in the Chinese and English languages, both copies having equal validity.

For the Government of the People's
Republic of China

For the Government of New Zealand