

MONTSERRAT
STATUTORY RULES AND ORDERS
S.R.O. 91 OF 2020

IMMIGRATION (PROHIBITION OF ENTRY) (No.3) ORDER

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THE IMMIGRATION (PROHIBITION OF ENTRY) (NO.3) ORDER 2020 MADE BY THE GOVERNOR ACTING ON THE ADVICE OF CABINET UNDER SECTION 8 OF THE IMMIGRATION ACT (CAP. 13.01).

1. Citation

This Order may be cited as the Immigration (Prohibition of Entry) (No.3) Order, 2020.

2. Interpretation

In this Order—

“**Minister**” means the Minister responsible for health matters;

“**Montserratian**” has the meaning assigned to it in the Montserrat Constitution Order (Cap. 1.01);

“**non-resident technician**” means a person who travels to Montserrat for the purpose of assisting with certification and maintenance of equipment; and

“**professional person**” means a person whose job requires a minimum of two years training or work experience and whose job is not of a temporary or seasonal nature.

3. Prohibition of Entry

(1) A person travelling by air or sea into Montserrat, is prohibited from entering Montserrat.

(2) Subparagraph (1) does not apply to a—

(a) a Montserratian;

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- (b)* the husband, wife, child or other dependant of a Montserratian, whether travelling with or separately from the Montserratian;
- (c)* a person who holds a permit of permanent residence issued under section 23 of the Immigration Act (Cap. 13.01);
- (d)* a person who ordinarily resides in Montserrat;
- (e)* a person who owns a habitable house or home in Montserrat;
- (f)* the husband, wife, child or other dependant of a person who falls under sub-subparagraph *(c)*, *(d)* or *(e)* whether travelling with or separately from the person, provided that the husband, wife, child or other dependant of a person resided in Montserrat, for any period of time, prior to 16 March, 2020;
- (g)* a professional person who has been engaged by an entity in the public or private sector, provided that the person has been granted permission by the Minister to disembark in Montserrat prior to travelling to Montserrat;
- (h)* a member of the crew of an aircraft or ship (including freight, cargo or courier craft or vessel);
- (i)* non-resident technician provided he has been granted permission to enter Montserrat prior to travelling to Montserrat;
- (j)* a person who has been granted permission by the Minister to enter Montserrat for the purpose of aiding with preparations for a disaster or after a disaster;
- (k)* a person who intends to rent unoccupied premises from a registered real estate agent for more than two months;
- (l)* a person who has been granted a remote employment stamp;
- (m)* an attorney-at-law, judge or other officer of the court who intends to come to Montserrat for the purpose of appearing in or presiding over court proceedings; and
- (n)* any other person, as may be determined by the Minister, for the purpose of aiding in the suppression of COVID-19.

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- (3) Despite subparagraph (1), the Minister may by notice restrict the category of persons who may enter Montserrat.

4. Penalty

A person who fails to comply with this Order is a prohibited immigrant and will be treated as a prohibited immigrant in accordance with the Immigration Act (Cap. 13.01).

Made by the Governor acting on the advice of Cabinet this 23rd day of December, 2020.

(Sgd.) Marjorie Smith
CLERK OF CABINET

Published by exhibition by the Clerk of Cabinet at the Office of the Legislature, Farara Plaza, Brades, Montserrat, MSR1110, this 24th day of December, 2020.

(Sgd.) Marjorie Smith
CLERK OF CABINET