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AGREEMENT

ON A WORKING HOLIDAY SCHEME BETWEEN THE GOVERNMENT
OF NEW ZEALAND AND THE GOVERNMENT OF THE REPUBLIC OF
POLAND

Warsaw, 9 May 2008
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Presented to the House of Representatives

**AGREEMENT ON A WORKING HOLIDAY SCHEME
BETWEEN THE GOVERNMENT OF NEW ZEALAND
AND THE GOVERNMENT OF THE REPUBLIC OF POLAND**

The Government of New Zealand and the Government of the Republic of Poland, hereafter referred to as the “Parties”,

have come to the following agreement for the operation of a Working Holiday Scheme, hereafter referred to as the “Scheme”, between the two countries.

OBLIGATIONS OF THE GOVERNMENT OF NEW ZEALAND

Article 1

The Government of New Zealand, through an office of Immigration New Zealand (part of the Department of Labour), shall, subject to Article 2, on application by a citizen of the Republic of Poland, 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 citizen of the Republic of Poland;
- (b) satisfies the Immigration Officer that his/her 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 and thirty years, both inclusive, at the time of application;
- (d) is not accompanied by dependants;
- (e) possesses a valid Polish passport;
- (f) possesses a return ticket, or sufficient funds to purchase such a ticket;
- (g) possesses sufficient funds to cover his/her maintenance during the period of stay in New Zealand, at the discretion of the relevant authorities;
- (h) pays the prescribed temporary visa application and processing fee;
- (i) agrees to purchase medical and comprehensive hospital care insurance to remain in force throughout his/her stay in New Zealand; and
- (j) complies with any health requirements imposed by New Zealand.

Article 2

The Government of New Zealand shall issue in the course of a year the visas mentioned in Article 1 to citizens of the Republic of Poland up to the number specified in a separate arrangement to be concluded by the Parties. The arrangement shall be recorded through an exchange of notes through diplomatic channels, but any such exchange shall not be regarded as a formal amendment to this Agreement.

Article 3

Subject to Article 2, a citizen of the Republic of Poland who holds a temporary visa issued pursuant to Article 1 and who is granted permission to enter New Zealand shall be able to stay in New Zealand and undertake paid employment pursuant to the terms of this Agreement for a period of not more than twelve months from the date of entry into New Zealand.

Article 4

1. The Government of New Zealand shall require any citizen from the Republic of Poland who has entered New Zealand through the Scheme operating under this Agreement 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.
2. During their stay, participants shall not be permitted to engage in permanent employment and may not work for the same employer for more than three months. Participants may enrol in one training or study course of up to three months duration during the course of their visit to New Zealand.

OBLIGATIONS OF THE GOVERNMENT OF THE REPUBLIC OF POLAND

Article 5

The Government of the Republic of Poland, through a visa application processing office, shall, subject to Article 6, on application by a New Zealand citizen, issue a residence visa for the purpose of participation in the Scheme valid for presentation for a period of twelve months from the date of issue to any person who satisfies each of the following requirements:

- (a) is a citizen of New Zealand;
- (b) satisfies the visa officer that his/her primary intention is to holiday in the Republic of Poland, with employment being an incidental rather than a primary reason for the visit;
- (c) is aged between eighteen and thirty years, both inclusive, at the time of application;

- (d) is not accompanied by dependants;
- (e) possesses a New Zealand passport that is valid for at least three months after the date of planned departure from the Republic of Poland;
- (f) possesses a return ticket, or sufficient funds to purchase such a ticket;
- (g) possesses sufficient funds to cover his/her maintenance during the period of stay in the Republic of Poland, at the discretion of the relevant authorities;
- (h) agrees to purchase healthcare and comprehensive hospital care insurance to remain in force throughout his/her stay in the Republic of Poland; and
- (i) complies with any health regulations imposed by the Republic of Poland to enter and stay in the its territory.

Article 6

The Government of the Republic of Poland shall issue in the course of a year the visas mentioned in Article 5 to citizens of New Zealand up to the number specified in a separate arrangement to be concluded by the Parties. The arrangement shall be recorded through an exchange of notes through diplomatic channels, but any such exchange shall not be regarded as a formal amendment to this Agreement.

Article 7

Subject to Article 6, a citizen of New Zealand who holds a visa issued pursuant to Article 5 and who satisfies each of the requirements set out in Article 5 shall be able to stay in the Republic of Poland and undertake paid employment pursuant to the terms of this Agreement for a period of not more than twelve months from the date of entry into the Republic of Poland and shall be exempt from the requirement to possess a work permit.

Article 8

1. The Government of the Republic of Poland shall require any citizen of New Zealand who has entered the Republic of Poland through the Scheme operating under this Agreement to comply with the laws and regulations that apply in the Republic of Poland and not to engage in employment that is contrary to the purpose of the Scheme.
2. During their stay, participants shall not be permitted to engage in permanent employment and may not work for the same employer for more than three (3) months. Participants may enrol in one training or study course of up to three months duration during the course of their visit to the Republic of Poland.

GENERAL CLAUSES

Article 9

Either of the Parties may refuse any particular application it receives.

Article 10

Either of the Parties may, consistent with its own law, refuse the entry into its territory of any person participating in the Scheme whom it may consider undesirable or remove any such person from the country who has obtained entry under this Agreement.

Article 11

1. Either Party may, at any time, through diplomatic channels request consultations on the provisions of this Agreement, including any proposed amendments to it. The other Party shall respond to the request within 60 days. The Agreement shall be subject to a review after a period of two (2) years from the date it enters into force and as requested by either Party.
2. Any amendments mutually agreed during consultations pursuant to Paragraph 1 of this Article shall be confirmed by an exchange of notes through diplomatic channels and shall enter into force on the date of receipt of the later note.

Article 12

Either of the Parties may temporarily suspend the Agreement, 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, shall be notified to the other Party through diplomatic channels.

Article 13

Either of the Parties may terminate this Agreement by giving three months prior written notice to the other Party through diplomatic channels.

Article 14

The Parties shall notify each other, by exchange of notes through diplomatic channels, of the completion of their internal procedural requirements for the entry into force of this Agreement. This Agreement shall enter into force on the date of receipt of the later note.

IN WITNESS WHEREOF, the undersigned, being duly authorised thereto by their respective Governments, have signed this Agreement.

Done at Warsaw on 9 May 2008 in two original copies, each in both the Polish and English languages, both texts being equally authentic.

For the Government of New Zealand

For the Government of
the Republic of Poland