



Legislative Assembly of the Cayman Islands

AMENDED PRIVATE MEMBER'S MOTION NO. 20 of 2017/2018

Amendment to the Immigration Law (2015 Revision)

WHEREAS the Immigration Law (2015 Revision) section 37D and the Immigration Regulations (2018 Revision) section 14C provides for the Chief Immigration Officer to grant a Residency Certificate (Substantial Business Presence) upon application, to anyone –

- (a) *who owns, or proposes to own, either directly or indirectly, a minimum of 10 percent of the shares in an approved category of business in the Islands through which he has established, or will establish, a substantial business presence in the Islands; or*
- (b) *proves to the satisfaction of the Chief Immigration Officer that he is or will be employed in a senior management capacity of an approved category of business in the Islands;*

AND WHEREAS there are instances of these Residency Certificates (Substantial Business Presence) having been issued solely on the basis of persons being in a senior management capacity and without any investments in a business;

BE IT THEREFORE RESOLVED THAT the Government review the Immigration Law (2015 Revision) with immediate effect to determine if section 37D remains relevant to its original objective of attracting investments and senior management personnel in certain categories of businesses; and

BE IT FURTHER RESOLVED THAT the review is undertaken with a view of updating approved categories of businesses where necessary.

Moved by:

Mr V Arden McLean, JP, MLA
Elected Member for East End

Seconded by:

Mr Alva H Suckoo, MLA
Deputy Leader of the Opposition
Elected Member for Newlands

Tabled in the Clerk's Office this 19th day of June, 2018.

Passed by the Cayman Islands Legislative Assembly this 28th day of June, 2018.