

THE IMMIGRATION (AMENDMENT) BILL
(No. III of 2019)

Explanatory Memorandum

The objects of this Bill are to provide that –

- (a) a non-citizen, who is the spouse of a citizen, shall not have the status of a resident where he was a prohibited immigrant at the time of becoming such a spouse;
- (b) persons who suffer from any physical or mental infirmity or persons who are dumb, blind or otherwise physically defective or physically handicapped and who are likely to be a burden on the State shall no longer be treated as a distinct category of prohibited immigrants;
- (c) persons who, from information or advice which in the opinion of the Minister is reliable information or advice, are likely to be undesirable inhabitants of, or visitors to, Mauritius, shall be deemed to be prohibited immigrants;
- (d) persons or class of persons whose presence in Mauritius, from information or advice which in the opinion of the Minister is reliable information or advice, is likely to be prejudicial to the interests of defence, public safety, public order, public morality or public health, shall be deemed to be prohibited immigrants.

P. K. JUGNAUTH

*Prime Minister, Minister of Home Affairs, External
Communications and National Development Unit,
Minister of Finance and Economic Development*

12 April 2019

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ARRANGEMENT OF CLAUSES

Clause

1. Short title
2. Interpretation
3. Section 5 of principal Act amended
4. Section 8 of principal Act amended

A BILL

To amend the Immigration Act

ENACTED by the Parliament of Mauritius, as follows –

1. Short title

This Act may be cited as the Immigration (Amendment) Act 2019.

2. Interpretation

In this Act –

“principal Act” means the Immigration Act.

3. Section 5 of principal Act amended

Section 5 of the principal Act is amended, in subsection (1), by adding, at the end of paragraph (c), the words “and was not a prohibited immigrant at the time of becoming such a spouse”.

4. Section 8 of principal Act amended

Section 8 of the principal Act is amended, in subsection (1) –

- (a) by repealing paragraphs (a) and (c);
- (b) by adding the following new paragraphs, the full stop at the end of paragraph (l) being deleted and replaced by a semicolon –

- (m) persons who, from information or advice which in the opinion of the Minister is reliable information or advice, are likely to be undesirable inhabitants of, or visitors to, Mauritius;
 - (n) persons or class of persons whose presence in Mauritius, from information or advice which in the opinion of the Minister is reliable information or advice, is likely to be prejudicial to the interests of defence, public safety, public order, public morality or public health.
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