

# REPRINT

## REGISTRATION OF ALIENS ACT (CAP. 62)

**As in force at: 1 October 2009**

<b>STATUS:</b> <b>CURRENT</b>
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For details see Endnotes
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AN ACT TO PROVIDE FOR THE REGISTRATION OF ALIENS

## **REGISTRATION OF ALIENS ACT (CAP. 62)**

### **Table of provisions**

1	Short title	1
2	Interpretation	1
3	Aliens in Solomon Islands to apply for registration	1
4	Application by aliens arriving in Solomon Islands	1
5	Application to be forwarded to registration officer	2
6	Issue of certificate of registration	2
7	Notice to be given of change of abode or departure	2
8	Register of aliens	2
9	Certified copies of entries in Register	3
10	Offences	3
11	Power to exempt	4
<b>SCHEDULE</b>		<b>4</b>

# REGISTRATION OF ALIENS ACT (Cap. 62)

As in force at: 1 October 2009

## 1 Short title

This Act may be cited as the *Registration of Aliens Act*.

## 2 Interpretation

In this Act, unless the context otherwise requires:

**“alien”** means a person of the age of eighteen years who is not a citizen under the provisions of Chapter III of the *Constitution*;

**“registration officer”** means an officer of police of a rank not lower than that of Inspector.

## 3 Aliens in Solomon Islands to apply for registration

- (1) Every alien in Solomon Islands shall within twenty-eight days of the coming into force of this Act make application for registration in the Form A in the Schedule hereto.
- (2) Every such application shall be in writing in duplicate, and shall be made by delivering the same personally to the officer in charge of a police station who shall issue a receipt to the applicant as in Form B in the Schedule hereto.
- (3) Every such application shall be signed by the applicant in person with his usual signature, unless he is unable to write, in which case he shall, in the presence of the police officer to whom application is made, affix to the application such thumb print or finger prints or other means of identification as the police officer may require.

## 4 Application by aliens arriving in Solomon Islands

- (1) Every alien who arrives in Solomon Islands after the coming into force of this Act shall make application for registration in the manner set out in section 3 within twenty-eight days of the date of his arrival.

- (2) Every person who after the coming into force of this Act becomes an alien as herein defined whether by attaining the age of eighteen years or otherwise howsoever shall within twenty-eight days make application for registration in the manner set out in section 3.

#### **5 Application to be forwarded to registration officer**

The police officer to whom the application is made shall, upon receipt thereof, forward the same to a registration officer appointed for the police district in which the applicant resides.

#### **6 Issue of certificate of registration**

The registration officer shall file the application in his office and issue a certificate of registration in the Form C in the Schedule hereto, one copy of which shall be retained at his office, one copy forwarded to the Commissioner of Police with the duplicate of the application, and one copy delivered to the alien on his application at the police station where his application for registration was delivered.

#### **7 Notice to be given of change of abode or departure**

- (1) Every alien who after receipt of his certificate of registration shall change his place of abode shall within fourteen days of such change notify the officer in charge of the police station nearest to his new place of abode.
- (2) Every alien who after receipt of his certificate of registration is about to leave Solomon Islands shall notify the officer in charge of the police station nearest to his place of abode of his intention to leave Solomon Islands.

#### **8 Register of aliens**

The Commissioner of Police shall cause to be compiled a register of the names, places of abode, and such other particulars as he may deem it expedient to include, of all registered aliens, to be called the Register of Aliens, which shall be amended from time to time by correcting errors therein, by adding thereto the names of aliens to whom certificates of registration have been issued, and by removing therefrom the names of aliens who die, or who leave Solomon Islands, or who otherwise cease to be subject to the provisions of this

Act.

## **9 Certified copies of entries in Register**

- (1) The Register of Aliens shall not be open as of right to inspection by any person.
- (2) Notwithstanding the provisions of subsection (1) the Court may in any proceedings for an offence under this Act order or permit a certified copy of any entry in the Register to be produced in Court.
- (3) Any certificate of registration issued under the provisions of this Act shall be *prima facie* evidence of the registration of the person to whom such certificate relates.
- (4) A copy certified by the Commissioner of Police or by a police officer acting on his behalf of any entry in the Register shall be *prima facie* evidence of such entry.
- (5) A certificate under the hand of the Commissioner of Police or of a police officer acting on his behalf, of the absence of any entry in the Register shall be *prima facie* evidence of the facts stated in such certificate.
- (6) The absence of an entry in the Register relating to any person shall be *prima facie* evidence that no application for registration has been made by that person.
- (7) Judicial notice shall be taken of the signature of the Commissioner of Police or of a police officer acting on his behalf to any certificate or certified copy referred to in this Act and the signature of a registration officer to any certificate of registration.

## **10 Offences**

Any person who fails to comply with the provisions of section 3, section 4 or section 7 or who in any application for registration wilfully makes any false statement shall be guilty of an offence and shall be liable on conviction to a fine of one hundred penalty units or to imprisonment for six months or to both such fine and imprisonment.

**11 Power to exempt**

The Minister may direct that any person or class of persons shall be exempt either unconditionally or subject to such conditions as the Minister may impose from all or any of the provisions of this Act.

**SCHEDULE**

(Sections 3, 4 and 6)

Serial No. ....

**FORM A.**

**APPLICATION FOR REGISTRATION AS AN ALIEN**

Name .....

(Christian and surnames in block capitals.)

Place of abode .....

Sex ..... Date of birth .....

Place of Birth (Town or village, and country).....

Present nationality .....

Any former nationality .....

Conjugal condition: Single/Married/Widowed/Divorced.

Present occupation, profession, or trade .....

Previous occupations, professions, or trades .....

.....

Military service in alien forces .....

Countries and areas with which familiar .....

Languages spoken .....

Whether relatives abroad, if so where, and whether in  
correspondence

.....

.....

Holder of valid National Passport or Travel Document No. ....

Issued at ..... on .....

Date and place of entry to Solomon Islands .....

Whether applicant for naturalisation/repatriation/immigration.

Date of application .....

Strike out words not applicable.

NOTE.—If alien is unable to read or write, a thumbprint is to be made in the space  
provided for his/her signature, in the presence of the officer to whom the application  
is made, stating which thumb is used.

.....

*Signature of alien.*

FOR OFFICIAL USE ONLY

Certificate of Registration No. .... Issued at .....  
on ..... by .....

FORM B.

RECEIPT OF APPLICATION FOR REGISTRATION AS AN ALIEN

Received this ..... day of, ..... 19 .....  
..... application by (name)  
.....  
for registration as an alien.

Signed .....

Rank .....

Serial No. ....

FORM C.

CERTIFICATE OF REGISTRATION OF ALIEN



Name.....

(Christian and surnames in block capitals.)

Place of abode .....

Present nationality .....

Date and place of application for registration

Date and place of issue of this certificate

.....

Signature of Registration Officer.

## ENDNOTES

### 1

#### KEY

amd = amended	Pt = Part
Ch = Chapter	rem = remainder
Div = Division	renum = renumbered
exp = expires/expired	rep = repealed
GN = Gazette Notice	Sch = Schedule
hdg = heading	Sdiv = Subdivision
ins = inserted	SIG = Solomon Islands Gazette
lt = long title	st = short title
LN = Legal Notice	sub = substituted
nc = not commenced	

#### NOTE

This Reprint comprises the Act and amendments as in force on 1 March 1996 and published as Chapter 62 of the Revised Edition of the Laws of Solomon Islands, together with amendments made to the Act since that date.

### 2

#### LIST OF LEGISLATION

##### ***Registration of Aliens Act (Cap. 62)***

<i>Constituent legislation:</i>	5 of 1955 (Commenced 15 July 1955)
	12 of 1956
	LN 46A of 1978
	LN 88 of 1978

##### ***Penalties Miscellaneous Amendments Act 2009 (No. 14 of 2009)***

Assent date	29 July 2009
Gazetted	1 October 2009
Commenced	1 October 2009

### 3

#### LIST OF AMENDMENTS

s 10	amd by Act No. 14 of 2009
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