



RSE undertaking in regards to the grant of new visas and travel conditions for offshore RSE workers

Undertaking in regards to the employment, work and pastoral care of RSE workers who were not able to meet their “first entry before” travel conditions but are eligible to have new limited visas granted via special direction

The commitments in this undertaking are given to Immigration New Zealand (INZ) (a business unit of the Ministry of Business, Innovation and Employment, the responsible department for the administration of the Immigration Act 2009) by

(being the employer of the persons named in this undertaking, and a Recognised Seasonal Employer (RSE) under the Recognised Seasonal Employer immigration instructions, as published in the *Immigration New Zealand Operational Manual*) (the employer).

This undertaking is given on the date that it is provided to INZ.

The information provided in this document is for the purpose of an undertaking given to INZ, committing the employer to certain requirements in respect of named employees.

The employer, in giving this undertaking, warrants that they have the full knowledge and informed consent of each person named. Each named person will, on the giving of this undertaking and verification by INZ that they otherwise are a person within a class of persons granted a visa by special direction of the Minister of Immigration under section 61A(2) of the Immigration Act 2009, be granted a RSE limited visa on the terms set out by the Minister.

Information provided by the employer will be managed within the requirements of the Privacy Act 2020 (where personal information), the Official Information Act 1982 and the Public Records Act 2005. This undertaking (and verification of meeting the commitments within) will be relevant to the employer’s future status as a RSE and for determining and application for an Agreement to Recruit.

Details of the person/persons/entity giving the undertaking

Person(s) giving the undertaking on behalf of the employer:

Nominated person (point of contact for INZ communications):

Phone number and email address for INZ communication:

Commitments given

The employer acknowledges and agrees that they will abide by the following terms (terms 3-4 apply only to the first employer for whom the named person will work upon arrival in New Zealand):

- 1) To comply with all the conditions, appropriate to the circumstances, of the Agreement to Recruit (ATR) under which the named person was granted an RSE limited visa. This includes the undertakings to which the employer agreed in their ATR application, including, but not limited to, the pastoral care requirements set out at WH1.10.1(f) of the immigration instructions.
- 2) The terms and conditions of the employment agreement with the named person in this undertaking will remain in effect, with the exception of the amended employment start date (if any).
- 3) The employer will not deduct (from the named person’s remuneration) any costs for incoming charter flights exceeding that which would have been charged for a commercial flight option.
- 4) The employer will pay each named person no less than \$22.10 per hour and for 30 hours per week for any time spent isolating on arrival (including time spent self-isolating in accommodation provided them or in Managed Isolation and Quarantine)

Acknowledgements

The employer acknowledges that:

- they commit to meeting the obligations of this undertaking as it relates to the named persons in order to facilitate and establish that they are members of a class of persons granted limited visas by special direction under section 61A of the Immigration Act 2009 by the Minister of Immigration. If any of the named persons are not, in fact, in the class of persons the employer is not bound to fulfil this undertaking in respect of that individual.
- they may be required to provide information (including documents) to INZ to demonstrate that they have met the commitments above and/or have otherwise complied with their obligations in this undertaking.
- failure to meet the commitments given, or to provide information (including documents) to demonstrate they have met their commitments, may negatively impact future applications by the employer's obtain or renew RSE accreditation or Agreement to Recruit under the RSE Scheme.
- that they enter this undertaking with the full knowledge and informed consent of each person named.

Named persons

Include the following identifying details of each named person in a spreadsheet attached to this undertaking:

- Full name with family name in CAPITALS
- Date of birth
- amended start date of employment (if applicable)

The undersigned declares that they have the full authority of the employer to make this undertaking.

SIGNED for and on behalf of the employer,

[name]

[role]

Date | D | D | M | M | Y | Y | Y | Y |