



NEW ZEALAND
IMMIGRATION

Partnership-based Residence visa

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OFFICIAL INFORMATION ACT



MINISTRY OF BUSINESS,
INNOVATION & EMPLOYMENT
HĪKINA WHAKATUTUKI

[New Zealand Government](#)

Course overview

- Structure of course
- Topics covered
- Breaks
- H&S emergency procedures



Overview of visas based on partnership

1. Go to <https://www.immigration.govt.nz/new-zealand-visas>
2. Click **Apply for a visa**.
3. Select **Residence** from the “Select the visa you’d like to apply for...” dropdown
4. Select **Family** from the “*What is your residence based on?*” dropdown
5. Select **Partner of a New Zealander Resident Visa**
6. Click **VIEW VISA DETAILS & APPLY**

What is a partnership?

A partnership is defined as two people who are living together for more than 12 months in a **genuine** and **stable** relationship within:

- A legal marriage
- A civil union
- A de facto relationship



Questions:

- A partnership is genuine if an IO is satisfied that it....
- A partnership is stable if an IO is satisfied that it....

Minimum requirements for recognition of partnership

- Both are aged 18 years or older, or
- If aged 16 years or older and less than 18 years they have the support of the parent(s) or guardian(s) of that (those) party(ies); and
- Have met prior to the date of the application; and
- Not close relatives.

Questions:

- What two acts in instructions are used to define close relatives?
- What relationship types are listed under the prohibited degrees of marriage or civil union schedules?

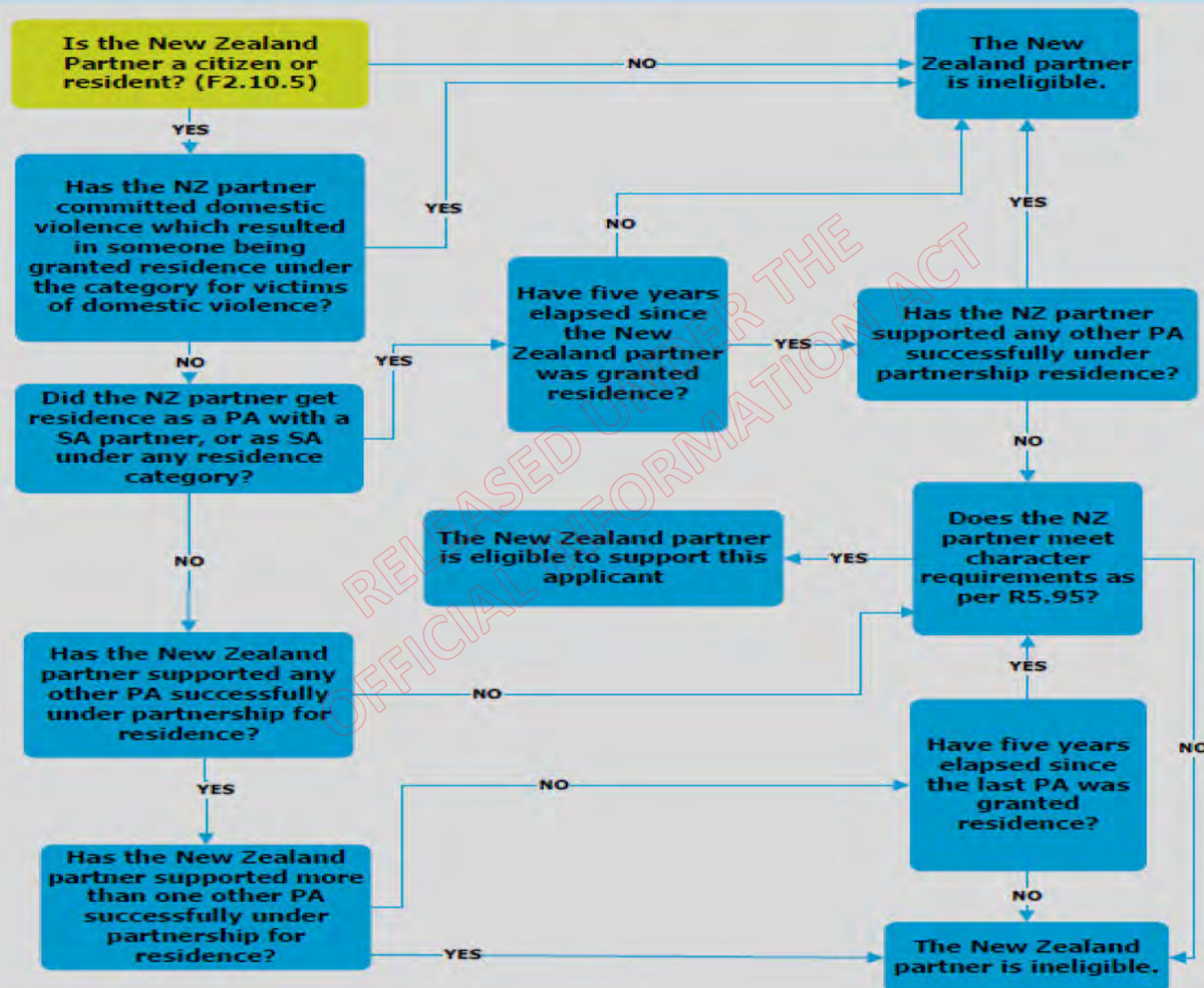
Evidence

Evidence should include as much information and as many documents as are necessary to show that:

- the principal applicant's partner:
 - is a New Zealand **citizen** or **resident** (see [F2.10.5](#)); and
 - **supports** their application for a residence class visa under the Partnership Category; and
 - is **eligible** to support an application under partnership instructions (see [F2.10.10](#)); and
- the principal applicant and their New Zealand citizen or resident partner are living together in a partnership that is genuine and stable.

See also: Resident visas with conditions (F2.40.10)

Supporting Partner - Evidence



Supporting Partner eligibility

Scenario 1

- 9(2)(a) got Residence under the Partnership category on the 1st September 2013. 9(2)(a) was his New Zealand partner and was his SP.
- 9(2)(a) separated in 2015.
- 9(2)(a) is now with 9(2)(a) and is acting as her SP for her application for Residence under the partnership category. 9(2)(a)'s application was submitted on the 20th January 2020.
- Is 9(2)(a) eligible to be a supporting partner?

Scenario 2

- 9(2)(a) is the New Zealand supporting partner for 9(2)(a). 9(2)(a) was previously convicted for domestic violence.
- Is 9(2)(a) eligible to be a supporting partner?

Comparing visa types

1. Go to <https://www.immigration.govt.nz/new-zealand-visas>
2. Click **Live permanently**
3. Click **Explore visa options for living permanently**
4. Select **join family** from the drop-down
5. Select **partner** from the drop-down
6. Select NZ citizen or residence
7. Select a country from the scroll bar
8. Click **DISPLAY OPTIONS**
9. Select **up to 3 visa types at a time to compare details**
10. Select **View**

Activity:

Use the *Explore the options* tool to gather information to complete table on next slide.

Differences between partnership-resident and other types of partnership visas

Visa Type	Criteria	Length of stay and activities	Further comments
Partner of a New Zealander Resident Visa			
Partner of a New Zealand Work Visa			
Partner of a New Zealand Visitor Visa			

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Assessing an application

Once you have received an application :

1. Check all the documents are present as per the Global Process Manual
2. Operations Manual

Open the following through the INZkit or from your favourites:

- **Global Process Manual (also known as SOPS) – From Processing applications** click on **View**
- **Visa Assessment Tool (VAT) – From Verifying and assessing**, scroll down and click **Dependant / Partner / Partnership Visa Assessment Tool**
- **Operations Manual - click Residence/Family Categories/Partnership Category**

Interviews and Home visits

Questions:

- Which instruction covers the requirement for an interview or a home visit in residence applications?
- When may an interviewed be waived?
- When may a home visit be conducted and what is the purpose of a home visit?

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Interviews and Home visits

6(c) of the OIA

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Overview of application forms

- Residence Application Form (INZ1000)
- Partner and Child Declaration Form (INZ1242)
- Partnership Support (INZ1178)
- Sponsorship Form for Residence (1024)

INZ 1000

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Residence Application

Under Family Category, Residence from Work Category, and specialised categories.

Check the website to help you complete the application form.

For more information, please refer to the Residence from Work Category.

For more information, please refer to the Immigration Advisers Licensing Act 2017.

When filling in this form, please write clearly in English using CAPSULE 271105.

Residence category/relationship you are applying under

Which residence category are you applying under?

Family Pacific Access Category Refugee Family Support Category

Residence from Work Specialised Categories Successors of a Remaining Business Category

Other (specify): _____

Please see applying under the time-frame for each category on the form. Residence from Work category is subject to the following conditions:

Is your partner or partner's sponsor in New Zealand? Yes No

For Residence from Work, is a New Zealand citizen or resident (and their spouse, when applicable) being sponsored by you? Yes No

For Successors of a Remaining Business Category, is the business being transferred to you? Yes No

For Successors of a Remaining Business Category, is the business being transferred to you? Yes No

For Successors of a Remaining Business Category, is the business being transferred to you? Yes No

Unconscious bias



Unconscious bias

40-year age gap but love is true:
Man, 24, convinces
Immigration NZ marriage to
woman, 61, isn't a sham

12 Oct, 2015 5:00am

🕒 2 minutes to read



Glvn Kessell-Singh and Balwinder Singh Photo / Brett Pihhs

Unconscious bias



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Identity, health and character

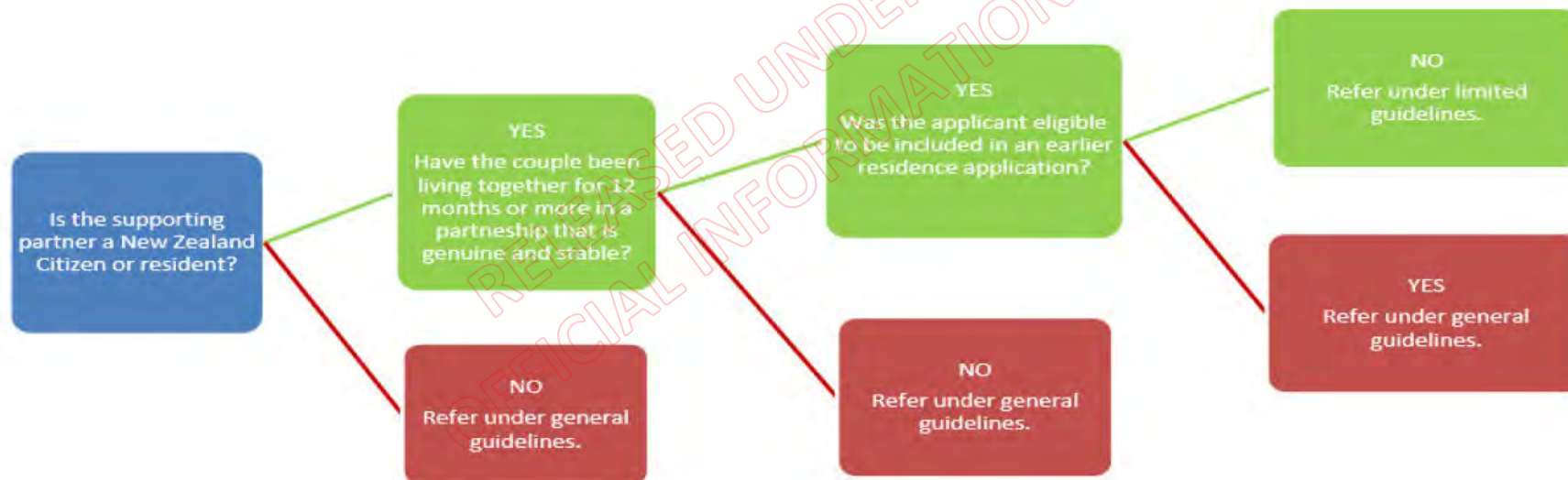
Questions:

- What information has 9(2)(a) provided in relation to identity?
- What information has 9(2)(a) provided in relation to character?
- What information has 9(2)(a) provided in relation to health?
- Is there any information missing?

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Medical Referrals – General or Limited?

Medical Referrals – General or Limited? Partnership



Created 18 December 2018

Assessing the supporting partner

Questions:

- What evidence has 9(2)(a) provided to show his status as a NZ citizen or resident?
- Do you have any concerns in relation to 9(2)(a)'s character or eligibility to support his partner 9(2)(a)?
- Is the SP eligible as per residence instructions [F2.10.10](#)?

Partnership evidence – Fourfold test

<p>Credible</p> <p>Must be credible in statements made and evidence presented, both together and separately.</p>	<p>Living together</p> <p>Must be living together unless reasons for periods of separation are genuine and compelling, e.g.</p> <ul style="list-style-type: none">• family, education, employment commitments• partnership duration and length of time apart• efforts to be together during time apart.
<p>Genuine</p> <p>Their reasons for entering a partnership and intentions to maintain a long term partnership exclusive to others must be found to be genuine.</p>	<p>Stable</p> <p>They must demonstrate that the partnership is likely to endure.</p>

Partnership evidence – genuine and stable

The onus is on the applicant and partner to prove they are living together in a genuine and stable relationship.

Questions:

- Are you satisfied that 9(2)(a) are in a genuine and stable relationship?
- What are the reasons for your answer?

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Partnership evidence – living together

Questions:

- Are you satisfied that 9(2)(a) are living together?
- What period of time does the evidence cover?

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Partnership evidence - credible

Questions:

- Are you satisfied the relationship is credible?
- Are there any inconsistencies in the information provided?
- What are the reasons for your answers?

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Partnership requirements

Question:

- Are you satisfied that the partnership meets the requirements for recognition of partnership (F2.5 and [F2.15](#))?

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Determining English language requirements

Did SP gain residence under SMC or a Business/Residence From Work/General Skills category which includes an English language requirements for non-principal applicants?

YES

NO

Does evidence and/or declaration indicate partnership existed on the date SP's resident visa was issued?

YES

NO

Were the couple married or in civil union AND/OR living together in partnership at any time up until date SP's resident visa issued (even if less than 12 months)?

YES

NO

Was PA declared in SP's residence application?

NO

PPI or request comment regarding non-declaration. Are you satisfied there was no intent to mislead and outcome of SP's residence application would not have been affected?

YES

YES

NO

Applicant required to meet English language requirements as per F2.40.

F2.5(e) is not met.

English language requirements do not apply.

Risk assessment

Questions:

- Do you need to take any actions to mitigate risk?
- If so, what actions would you take?

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Eligibility for Permanent Residence

Question:

- How long does a couple have to be living together in a genuine and stable relationship to meet the requirements for a New Zealand citizen living overseas?
- Is 9(2)(a) eligible for a permanent residence visa for a partner of a New Zealand citizen living overseas? F2.5.1

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PRV or RV what is the difference?

Visa Type	Residence Status	Conditions	Instructions
Permanent Residence Visa (PRV)			
Residence Visa (RV)			

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Determining an application

Questions:

- Have all the requirements for the Partnership Residence visa been met?
- If not, list the requirements and the reasons why they have not been met?

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What happens post decision

Immigration & Protection Tribunal Liaison Team(IPTLT) and the Immigration & Protection Tribunal (IPT)

- The IPT deal with appeals on Residence, Deportation (resident and non resident) and Refugee and Protection applications
- The IPTLT liaise between the IPT which is part of the Ministry of Justice (MOJ) and Immigration NZ
- The Immigration Appeals Updates (IAU) is a database administered by the IPTLT.

How the IPTLT can help and useful tips

- The IAU site provides up to date decisions containing current instructions interpretations, access is by request
- IO's are able to search decisions by different criteria including specific instructions
- Ensure the concerns outlined in the PPI letter are the same reasons upon which the decline decision is based
- Concerns not put to the applicant must not be relied on in the final decision
- If further information is requested, a PPI letter should not be sent prior to the expiry of the deadline
- Make it clear to applicants the type of evidence that INZ requires and will accept.

Identity, health and character

Question:

- What information has ^{9(2)(a)} provided in relation to identity?
- What information has ^{9(2)(a)} provided in relation to health?
- What information has ^{9(2)(a)} provided in relation to character?
- Is there any information missing?

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Assessing the supporting partner

Questions:

- What visa does 9(2)(a) hold?
- Is 9(2)(a) eligible to support the application?
- What are the reasons for your decision?

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Partnership evidence: genuine and stable

Questions:

- Are you satisfied that 9(2)(a) are in a genuine and stable relationship?
- What are the reasons for your answer?

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Partnership evidence: living together

Questions:

- Are you satisfied that 9(2)(a) are living together?
- What period of time does the evidence cover?

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Partnership evidence: credible

Questions:

- Are you satisfied the relationship is credible?
- Are there any inconsistencies in the information provided?
- What are the reasons for your answers?

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Partnership requirements

Question:

- Are you satisfied that the partnership meets the minimum requirements for recognition of partnership?

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Risk assessment

Questions:

- Do you need to take any actions to mitigate risk?
- If so, what actions would you take?

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Determining an application

Questions:

- Have all the requirements for the Partnership Residence visa been met?
- If not, what would you do next?

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PPI activity

Questions:

- What instructions have not yet been met and what are the reasons for your concerns?
- Is there any further information you want the applicant or their partner to provide?

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Writing an effective PPI

WALC	What it means	SEEC	What it means
Well written	Structured and Concise	Statement	State area of concern and / or instruction
Accurate	The right instructions applied	Explanation	Why you are concerned
Logical	link between evidence & instructions	Evidence	To support your statement
Complete	All instructions & alerts assessed.	Comment	Concluding statement

Identity, health and character

Questions:

- What information has 9(2)(a) provided in relation to identity?
- What information has 9(2)(a) provided in relation to character?
- What information has 9(2)(a) provided in relation to health?
- Is there any information missing?

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Assessing the supporting partner

Questions:

- What status is 9(2)(a) ?
- Is Annabel eligible to support the application?
- What are the reasons for your decision?

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Partnership evidence – genuine and stable

Questions:

- Are you satisfied that 9(2)(a) are in a genuine and stable relationship?
- What are the reasons for your answer?

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Partnership evidence – living together

Questions:

- Are you satisfied that 9(2)(a) are living together?
- What period of time does the evidence cover?

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Partnership evidence - credible

Questions:

- Are you satisfied the relationship is credible?
- Are there any inconsistencies in the information provided?
- What are the reasons for your answers?

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Partnership requirements

Question:

- Are you satisfied that the partnership meets the minimum requirements for recognition of partnership?

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Risk assessment

Questions:

- List the risks that you have identified
- How did you identify these risks?
- What verification steps would you take?

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Determining an application

Questions:

- Have all the requirements for the Partnership Residence visa been met?
- If not:
 - list the requirements that have not been met and the reasons why
 - write a sentence about what you would do next.

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