

KIRIBATI



GOVERNMENT OF KIRIBATI

FILMING / RESEARCH BY FOREIGNERS

AGREEMENT FORM

PART A: APPLICATION

1. Any foreigner who intends to undertake a research or filming in Kiribati must have a permit from the Government of Kiribati before undertaking any research or filming in Kiribati.
2. An application for a permit under clause A1 can be made in the prescribed Application Form (Annexed 1) or a soft copy of the form can be downloaded at website- **please add website**) and a Checklist Form (Annexed 2) for other supporting documents needed. The Application must be made by the Principal Researcher or Filmmaker and submitted to Ms Maryanne Mikaere Namakin, Secretary of the Office of Te Beretitenti, Bairiki, Tarawa).
3. In order for an application to be considered, a researcher or a filmmaker would be required to provide a thorough Research Proposal or Filming Proposal together with other necessary documents including curriculum vitae as specified under Annex 2.

4. University Student who plan to carry out research in Kiribati should provide a proven signed and stamped letter of support from his or her Ministry of Education, Institution or University as well as providing a supporting letter from the Kiribati Ministry of Education that is signed by the Secretary or OIC and to clearly outline the purpose of his or her filming or research in Kiribati.
5. Filming and Researches that will be undertaken and attached with several Ministries in the country should provide supporting letters from those concerned Ministries and to be signed by a responsible Secretary or OIC.
6. All filming and researches to be conducted in the Line and Phoenix Group should provide a clearance letter from the Office of the Phoenix Islands Protected Area and to be signed by Secretary or OIC of the Ministry of Environment, Lands and Agricultural Development.

PART B: CONDITIONS

1. Upon arrival in Kiribati, the Principal Researcher or Filmmaker and any other foreign individual(s) involved in the research or filming must possess return air/sea transport tickets, and adequate money for self-support while undertaking the research or filming in Kiribati.
2. After arrival in Kiribati and before commencement of the research or filming, the Principal Researcher or Filmmaker must pay a fee as prescribed under clause D.2 for the research or filming work, at the Ministry of Finance and to provide a receipt of payment to the Office of Te Beretitenti.

3. Where necessary, the Government of Kiribati may second I-Kiribati personnel to work with the Principal Researcher or Filmmaker in the research or filming process, for purposes of enabling such personnel to acquire necessary skills for the benefit of the Government of Kiribati.

4. The Principal Researcher or Filmmaker may employ any I-Kiribati person to assist in the research or filming.

Provided that the Principal Researcher or Filmmaker complies with the *Employment and Industrial Relations Code 2015* and any amendments thereto or new laws enacted during the validity of this Agreement, and any other directions of the Ministry responsible for Labour or Employment in line with the policy of the Government of Kiribati.

5. Where the Principal Researcher or Filmmaker requires to use the resources of the Government including but not limited to equipment, facilities, fixtures, drawings, patterns, models, jigs, research writings or other information, a formal request must be made for allocating and furnishing of such resources to the Secretary of the Office of the President.

6. The Government may only allow the use of its resources under clause C.5 where;

- (i) the goals of research or filming work is in line with any policy or strategy of the Government, or
- (ii) the Secretary (or designated representative) after consultation with the relevant Government Ministries, sees fit.

7. Provided that the Principal Researcher or Filmmaker pays a fee (amount to be determined by the Secretary in line with the Government's policy for the use of its resources) and undertakes to pay or compensate the Government for any damages, lost and any other expenses incurred in the use and return of all such property.

8. All Government property used by the Principal Researcher or Filmmaker and any foreign individual(s) involved in the research or filming including the I-Kiribati employees or seconded personnel, remain at all times the property of the Government and shall not be re-allocated to any other work without the prior written consent of the Government.
9. The Principal Researcher or Filmmaker and any other foreign individual(s) involved in the research or filming must not be involved directly or indirectly in any political, religious or other kinds of campaign in the country.
10. The Principal Researcher or Filmmaker and any other foreign individual(s) including I-Kiribati employees and any seconded personnel involved in the research or filming, must at all times respect the local way of life of the Kiribati people and ensure that they are in no way a burden on individual or communal hospitality.
11. Collecting of artifacts and natural history specimens excluding handicrafts made for sale or souvenirs, is not permitted and where such prohibited artifacts or specimens are found, the Principal Researcher or Filmmaker must report and handover the artifacts or specimens to the Secretary to the Office of the President.
12. After completing researches and filming, the Principal Researcher or Filmmaker must deposit copies of the recorded or processed film and research materials, a copy of audio and recording obtained in the process of filming and researching, including storylines and questionnaires to the Review Team at the Communications Unit (Office of the President) before leaving Kiribati.
13. The Principal Researcher or Filmmaker must respect and comply with the Review Team's decisions and failure to do so will result in the following punishments;

- (i) To retract the contents that contradict and are not aligned with the current Government's policies and priorities and to;
 - (ii) Confiscate all recording materials if the Principal Researcher or Filmmaker continues to fail in acceding to any advises given by the Review Team.
14. Where products are in any language other than English, arrangements must be made to translate such into English or provide English captions.
15. The Principal Researcher or Filmmaker and any other foreign individual(s) including I-Kiribati employees and any seconded personnel involved in the research or filming must not release or publish the final processed film or research findings without the approval of the Secretary to the Office of the President (or designated representative).
16. The final processed research or film and any materials made available from the research or filming undertaken in Kiribati shall not be used for any commercial purposes where proceeds will go directly as profits to the Principal Researcher or Filmmaker and any other foreign individual(s) whether or not involved in the research or filming or associated with the Principal Researcher or Filmmaker and any other foreign individual(s) involved in the research or filming.

PART C : THE PERMIT

1. Upon receiving an application for a permit to undertake a research or filming in Kiribati, the Secretary to the Office of the President (or designated representative) may issue a conditional permit for doing the research / filming in Kiribati to the applicant, prior to the arrival of the Principal Researcher or Filmmaker and all other foreign individual(s) involved in the research or filming, in Kiribati.

2. An absolute permit may be issued by the Secretary (or designated representative) upon payment of filming and research permit fees by the Principal Researcher or Filmmaker at the Ministry of Finance and which are categorized at different rates as follows;
 - i. AUD\$500.00 for Ministry related filming and research activities
 - ii. AUD\$600.00 for Academic related filming and research activities
 - iii. AUD\$3,000 for Media related filming and research activities
 - iv. Upon depositing the receipt of payments at the Office of Te Beretitenti, the Principal Researcher or Filmmaker is also required to pay another AUD\$250 for the processing fee of the filming and research permit at the Office of Te Beretitenti.
 - v. Exemption of payments can be applied and to be agreed upon at the discretion of the Minister responsible.
3. The Secretary (or designated representative) on behalf of the Government of Kiribati shall communicate any decision regarding the application to the applicant within a reasonable time after receiving the application.
4. The Secretary (or designated representative) on behalf of the Government of Kiribati, reserves the right to reject any research or filming application and is not obliged to give reasons for such rejection.
5. Any research or filming proposals that are suspected to have risks to human subjects or physical environment may be approved upon the satisfaction of the Secretary (or designated representative) after consultation with relevant authorities and local communities, that a

permit is necessary based on the special nature and subject of the research or film.

6. The permit given under this Agreement is;
 - (i) not valid until endorsed under Part F by the Secretary (or designated representative) on behalf of the Government of Kiribati,
 - (ii) valid for one project only or for one entry only from the date of entry until the date of departure otherwise exemptions applied at the discretion of the Minister responsible.
7. The permit may be terminated when the Principal Researcher or Filmmaker or any other foreign individual involved in the research or filming acts;
 - (i) in contrary to any conditions of the permit given,
 - (ii) in contrary to any laws of Kiribati which shall mean the present laws, and any amendments thereto or new laws enacted during the validity of this Agreement, or
 - (iii) compromises the welfare of the people of Kiribati.
8. Where a permit is terminated under clause D.7(i), the Principal Researcher or Filmmaker and any other foreign or local person involved in the research or filming work, is liable to a fine of AUD\$10,000.
9. Where a permit is terminated under clause D.7(ii), Principal Researcher or Filmmaker and any other foreign or local person involved in the research or filming work, is subject to criminal and/or civil litigation in accordance under the relevant laws of Kiribati.

PART D: DECLARATION

I (full name)..... have read and fully understood this Agreement and agreed to comply with all requirements.

Signature:.....

Date:.....

PART E : ENDORSEMENT

Signed on Behalf of the Kiribati Government:

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Secretary, Office of Te Beretitenti;

Date:

OB stamp:

12. Please provide as attachments clear copy of Passport for each, (photo, passport number and detail clearly shown)

13. Brief statement outlining the purpose of Research/ Filming

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14. Names and Addresses of sponsoring Institutions or Agencies;

i.

ii.

15. Details of Previous Research / Filming done during the last five Years

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16. Address & contact (Phone, email, fax etc) while in Kiribati:

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17. List of names of people to interview:

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18. List of specific questions during filming and researching:

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19. List of places to film:

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Annex 2 : Checklist for Application Permit

Required Documents	Tick box
Filled in and signed application form (annex 1)	
Letter of project (research and filming) proposal	
Supporting letter from university/ government/ private company, etc endorsing the research/ filming	
Supporting letter/ approval from Kiribati government ministries or private companies the research/ filming team will be working with.	
Proposed schedule and sites of visit in Kiribati	
CV of Principal researcher (PR)/ Principal filmmaker (PF)	
Passport biodata page of all researchers/ filmmakers involved including PR/ PF	
Police clearance of all researchers/ filmmakers involved including PR/PF	
Return air tickets of all researchers/filmmakers involved including PR/ PF	
Proof of sponsorship/ funding of research or filming team while in Kiribati	
Receipt of permit application fee (payable at Ministry of Finance)	
Names of people to be involved in the research and filming	

Annex 3 : Types of Permit & Fees

Type of Permits	Permit fee (Ministry of Finance)	Processing fee (OB)	Total
Academic related permit	\$600.00 AUD	\$250.00 AUD	\$850.00 AUD
Ministry related permit	\$500.00 AUD		\$750.00 AUD
Media related permit	\$2750.00 AUD		\$3000.00 AUD

Note:

- Permit application fee should be paid at the Ministry of Finance in Bairiki
- Processing fee should be paid at the Office of the Beretitenti after submission of receipts from the [Ministry of Finance & Economic Development](#).