

MEMORANDUM OF UNDERSTANDING  
BETWEEN  
THE GOVERNMENT OF THE HELLENIC REPUBLIC  
AND  
THE GOVERNMENT OF AUSTRALIA  
ON A WORK AND HOLIDAY VISA ARRANGEMENT

THE GOVERNMENT OF THE HELLENIC REPUBLIC AND THE GOVERNMENT OF AUSTRALIA

In the spirit of strengthening ties between their two countries (hereinafter referred to singularly as 'the Party' and collectively as 'the Parties') and promoting improved mutual understanding amongst their young people, the Parties have reached the following understandings in relation to granting 'Work and Holiday' visas:

1. ISSUE OF 'WORK AND HOLIDAY' VISAS

- a) Subject to the provisions of this arrangement, each Party (the host Party) will grant annually, according to its own laws and procedures, up to five hundred (500) multiple entry 'Work and Holiday' visas or authorisation for temporary stay for a period of twelve (12) calendar months to nationals of the other Party (the sending Party), who the decision-maker is satisfied:
- (i) intend primarily to holiday in the host Party for a period of up to twelve (12) calendar months;
  - (ii) are at least eighteen (18) years of age but have not turned thirty one (31) at the time of application for a visa;
  - (iii) will not be accompanied by dependent children;
  - (iv) hold a valid passport and an onward travel ticket or sufficient funds to purchase such a ticket;
  - (v) possess sufficient funds for personal support for the purposes of a Work and Holiday in the host Party;
  - (vi) meet health and character requirements as specified by the host Party's laws;
  - (vii) not have previously taken part in the host Party's 'Work and Holiday' or 'Working Holiday' program;
  - (viii) hold tertiary qualifications, or have successfully completed at least two (2) years of undergraduate university study;
  - (ix) provide a letter from the relevant government ministry of the sending party which includes a statement to the effect that their Government has consented to their stay in the host party under the terms of this arrangement; and
  - (x) in the case of nationals of the Hellenic Republic, have a level of proficiency in English which is assessed as at least functional.
- b) Each Party may specify the method and place of lodgement for 'Work and Holiday' visa applications by nationals of the other Party. 'Work and Holiday' visa applications must be lodged at locations specified.

- c) Each Party may limit the number of visas granted annually to nationals of the other Party under this Memorandum of Understanding. A Party will notify the other Party in writing through the diplomatic channel where it imposes such a limit.
- d) Applicants must pay any fees associated with the visa application.
- e) Nationals of one Party who have applied for a visa under this Memorandum of Understanding may be denied a visa by the other Party in accordance with the laws and regulations of that Party.

## 2. ENTRY, STAY AND WORKING CONDITIONS

- a) Each Party will grant permission to stay in their country/territory, for a period of twelve (12) calendar months to applicants for 'Work and Holiday' visas. During this period, and subject to the laws of the host Party, holders of a 'Work and Holiday' visa are allowed to leave and re-enter the territory of the Party using the same visa.
- b) Nationals of one Party who have entered the territory of the other Party on a 'Work and Holiday' visa will be required to comply with the respective laws and regulations of the other Party.
- c) 'Work and Holiday' visa holders must not engage in employment that is contrary to the purpose of the 'Work and Holiday' arrangement. It is not intended that 'Work and Holiday' visa holders work for the full twelve (12) calendar months of their visit. In particular, visa holders must:
  - (i) have regard to the principal purpose of the stay under the arrangement which is a holiday, with work being incidental to the holiday; and
  - (ii) not be employed by any one (1) employer for more than six (6) months, unless permission has been granted.
- d) During their stay in the Hellenic Republic or in Australia, as the case may be, 'Work and Holiday' visa holders will not be permitted to engage in study or training for more than four (4) months.
- e) Nationals of one Party who have been granted a visa under this Memorandum of Understanding may be denied entry or removed from the territory of the other Party in accordance with the laws and regulations of that Party.
- f) 'Work and Holiday' visa holders will not be permitted to remain in the Hellenic Republic or in Australia, as the case may be, beyond the authorised period of stay of twelve (12) calendar months on that visa.

## 3. REQUEST FOR DOCUMENTS AND REPATRIATION OF NATIONALS

- a) The Parties will re-admit their nationals who have no lawful basis to remain in the territory of the other Party, including those persons who have a criminal history.
- b) Subject to the laws, rules and regulations in force in each country, for the purpose of facilitating the repatriation and readmission of persons who have held or hold a 'Work and Holiday' visa, the Parties:
  - (i) may seek consular assistance from the other Party to determine the identity or nationality of such a person in circumstances where that person has been unable or unwilling to provide appropriate identity documentation to confirm their nationality. The Parties will use their best endeavours to investigate the person's identity using all available information;

- (ii) may request the other Party to issue a travel document to such a person in circumstances where that person has been unable or unwilling to provide an appropriate travel document for return to their home country. The other Party will provide an appropriate travel document within thirty (30) days of receiving the request;
  - (iii) will give a minimum of five (5) working days' notice of the intended removal of such a person to the other Party, including any required evidence to verify the person's nationality, unless a shorter timeframe is determined in an individual case; and
  - (iv) will conduct repatriation directly and with minimal delay for persons who are in immigration custody.
- c) Compliance with national legislation and policies of the Parties will be the basic principle while implementing cooperation outlined in this article.

#### 4. SUSPENSION

Subject to paragraph 6(c) either Party may, for reasons of public policy, temporarily suspend, in whole or in part, the foregoing provisions relating to entry into or stay of 'Work and Holiday' visa holders in its own territory. Any such suspension will be notified immediately to the other Party through the diplomatic channel. Any such written notice of suspension will stipulate the date that the suspension ends. During the period of the suspension, the Parties will not undertake any tasks under the Memorandum of Understanding which concern the suspended provision(s).

#### 5. AMENDMENT

- a) Amendments to this Memorandum of Understanding may be made at any time by a written arrangement between the Parties through the diplomatic channel.
- b) Such amendments shall enter into force in accordance with the procedure provided for in Article 6(a) for the entry into force of this Memorandum.

#### 6. COMMENCEMENT AND DURATION

- a) This Memorandum shall enter into force on the first day of the month following the month when the Parties have notified each other in writing through the diplomatic channel that their domestic procedures for the entry into force of this Memorandum of Understanding have been complied with. This Memorandum of Understanding will remain in force unless terminated in accordance with paragraph 6(b).
- b) A Party may terminate this Memorandum of Understanding by written notice through the diplomatic channel to the other Party, in which case the date of termination will be on either:
  - (i) the date of termination specified in that written notice; or
  - (ii) the date ninety (90) days following the day that the written notice is received by the other Party, whichever is the later date.

- c) Notwithstanding any termination or suspension of this Memorandum of Understanding or of any provisions of this Memorandum of Understanding, any person who (at the date of such termination or suspension) already holds a valid 'Work and Holiday' visa will be permitted to enter and/or remain in the territory of the Party for which the visa was granted according to the terms of that visa for as long as that visa remains valid, subject to that Party's laws and regulations.

#### 7. DISPUTE RESOLUTION

Any disputes between the Parties which arise over the interpretation and/or application of this Memorandum of Understanding will be settled through consultations between the Parties.

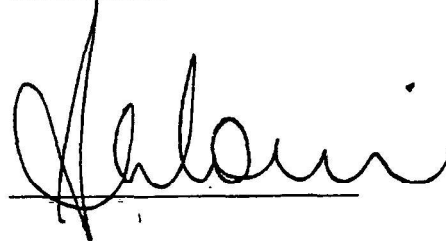
Done in duplicate at Canberra, on the 14<sup>th</sup> day of May, 2014, in the Greek and English languages, both texts being equally authentic.

FOR THE GOVERNMENT OF  
THE HELLENIC REPUBLIC:



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FOR THE GOVERNMENT OF  
AUSTRALIA:



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