

WORK AND HOLIDAY VISA ARRANGEMENT

BETWEEN

THE GOVERNMENT OF THE REPUBLIC OF LITHUANIA

AND

THE GOVERNMENT OF AUSTRALIA

DRAFT

THE GOVERNMENT OF THE REPUBLIC OF LITHUANIA AND THE GOVERNMENT OF AUSTRALIA (hereinafter referred to singularly as “the Participant” and collectively as “the Participants”), being interested in strengthening ties between their two countries through the desire to provide greater opportunities for their nationals to appreciate the culture and way of living in the State of the host Participant and promoting improved mutual understanding amongst their young people, have reached the following Arrangement:

ISSUE OF WORK AND HOLIDAY VISAS

1. The Participants mutually decide to establish a Work and Holiday Visa Arrangement (hereinafter referred as “the Arrangement”), to allow nationals of the States of both Participants to stay in the territory of the State of the other Participant for the primary purpose of a holiday, during which they may undertake work to supplement the cost of their stay.
2. Subject to the provisions of this Arrangement, each Participant (the host Participant) will issue a multiple entry visa (in case of Australia - Work and Holiday visa , in case of the Republic of Lithuania – the national visa, hereinafter collectively referred to as a ‘Work and Holiday’ visa), for a temporary stay period up to twelve (12) calendar months to nationals of the State of the other Participant (the sending Participant), where the host Participant is satisfied that they meet the requirements detailed in the **Annex**, which is attached to this Arrangement and is an inseparable part thereof.
3. Each Participant may deny any particular application for a ‘Work and Holiday’ visa it receives, in accordance with the legal acts in force in the territory of its State.
4. Nationals of the State of one Participant who have been granted a ‘Work and Holiday’ visa under this Arrangement may be denied entry or removed from the territory of the State of the other Participant in accordance with the legal acts in force in the territory of the State of that Participant.

5. Applicants must pay any fees associated with the visa application.
6. Each Participant specify the method and place of lodgement for 'Work and Holiday' visa applications by nationals of the State of the other Participant.

ENTRY, STAY AND WORKING CONDITIONS

7. The host Participant will grant to eligible applicants a 'Work and Holiday' visa entitling to stay in the territory of the host Participant for a period of twelve (12) calendar months. In case of the Republic of Lithuania, the twelve (12) calendar month stay will be counted from the date of issuing the national visa. In the case of Australia, the twelve (12) calendar month stay will be counted from the date of first entry in its territory. During this period, and subject to the legal acts in force in the territory of the State of the host Participant, holders of a 'Work and Holiday' visa are allowed to leave and re-enter the territory of the Sate the host Participant using the same visa.
8. The period of twelve (12) calendar months of validity of 'Work and Holiday' visa, referred to in Paragraph 7, will not be extended.
9. 'Work and Holiday' visa holders must not engage in employment that is contrary to the purpose of the Arrangement. Although it is not intended that 'Work and Holiday' visa holders will work for the full twelve (12) calendar months of their visit, they may work for the full duration of their stay at the State of the host Participant, subject to the employment conditions detailed in the **Annex**.

REQUEST FOR DOCUMENTS AND READMISSION OF NATIONALS

10. Participants take measures to enable citizens of their States who do not have a legal basis to stay in the territory of the State of other Participant to return to their country of origin.
11. Subject to the legal acts in force in the territory of the State of each Participant, for the purpose of facilitating the readmission of persons who have held or hold a 'Work and

Holiday' visa, the Participants:

- a) may seek consular assistance from the other Participant 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 Participants will use their best endeavours to investigate the person's identity using all available information;
 - b) may request the other Participant to issue, within ten (10) days of receiving the request, a travel document to such a person; and
 - c) directly and with minimal delay conduct the return of persons detained by the competent authorities.
12. Compliance with the legal acts in force in the territory of the States of the Participants will be the basic principle while implementing cooperation outlined in paragraphs 10 and 11 above.

CONSULTATION AND AMENDMENT

13. Either Participant may, at any time, through the diplomatic channel, request consultations on the provisions of this Arrangement, including any proposed amendments to it.
14. This Arrangement may be amended, at any time, by mutual consent of the Participants. Amendments to this Arrangement shall be made by written agreement of the Participants and shall enter into force in accordance with the procedure set out in paragraph 20 of this Arrangement.

DISPUTE RESOLUTION

15. Any disputes between the Participants which arise over the interpretation, application or implementation of this Arrangement will be settled through direct bilateral negotiations and consultations between the Participants.

SUSPENSION AND TERMINATION

16. Either Participant may temporarily suspend the application of this Arrangement, in whole or in part, for reasons of declarations of national emergencies, public emergency, as well as threats to national security or public order, public health or other reasons provided for in the legal acts in force in the territory of the State of the Participant. Any such suspension will be immediately notified to the other Participant in writing, through the diplomatic channel. Any such written notice of suspension will stipulate the reasons of suspension, start and end date of the period of suspension.
17. During the period of suspension, the Participants will not undertake any tasks under the Arrangement which concern the suspended provision(s), except for actions related to the obligations of the Participants as provided for in paragraph 19 of this Arrangement).
18. Either Participant may terminate this Arrangement by written notice through the diplomatic channel to the other Participant, in which case the date of termination will be:
 - a. stipulated in the written notice of termination; and
 - b. not earlier than ninety (90) days following the date of the written notice.
19. Notwithstanding any termination or suspension of this Arrangement, or of any of its provisions, any person who, on the date of termination or suspension, already holds a

valid ‘Work and Holiday’ visa will be permitted to enter and/or remain in the territory of the Participant for which that visa was granted, according to the terms of that visa for as long as that visa remains valid, subject to the legal acts in force in the territory of the State of that Participant.

COMMENCEMENT AND DURATION

20. The Participants shall notify each other through diplomatic channels that they have completed the internal procedures necessary for the entry into force of this Arrangement. This Arrangement shall enter into force upon receipt of the last written notification.
21. For the purposes of the implementation of this Arrangement, the Participants will communicate with each other in English.
22. This Arrangement will be valid for an indefinite period of time.

SIGNED in duplicate at, on the day of 2023, in the English and Lithuanian languages, both texts being equally valid. In the case of divergence of interpretation, the English text will prevail.

FOR THE GOVERNMENT OF THE
REPUBLIC OF LITHUANIA

FOR THE GOVERNMENT OF
AUSTRALIA

Name and title

Name and title

DRAFT

Annex

This **Annex** sets out procedures for the administration of the Work and Holiday Arrangement between the Government of Australia and the Government of the Republic of Lithuania, signed on _____ 2023, and is an inseparable part thereof.

Annual Limit on ‘Work and Holiday’ visas

1. Each Participant will issue annually, according to the legal acts in force in the territory of its State, up to two hundred (200) multiple entry ‘Work and Holiday’ visas (in case of Australia - Work and Holiday visa , in case of the Republic of Lithuania – the national visa) to eligible nationals of the State of the other Participant.
2. Any adjustment to the annual limit on ‘Work and Holiday’ visas available to be issued each year will be confirmed by written arrangement between the Participants through the exchange of diplomatic notes and will not be regarded as a formal amendment to this Arrangement.
3. Participants will exchange information about the number of ‘Work and Holiday’ visas issued to nationals of the State of the other Participant in each year of operation.

Visa Requirements for nationals of the Republic of Lithuania

4. Subject to the provisions of this Arrangement, Australian Work and Holiday visa may be granted to a national of the Republic of Lithuania, who satisfies the following requirements:
 - a) intends primarily to holiday in Australia for a period of up to twelve (12) calendar months;

- b) is at least eighteen (18) years of age but has not turned thirty one (31) at the time of application for the Australian Work and Holiday visa;
- c) has not previously taken part in Australia's 'Work and Holiday' or 'Working Holiday' program;
- d) will not be accompanied by dependent children;
- e) holds a valid passport of the Republic of Lithuania;
- f) holds an onward travel ticket, or sufficient funds to purchase such a ticket;
- g) possesses sufficient funds and / or receive regular income for his (her) maintenance during the stay in the territory of Australia for the purposes of the Arrangement. Australia informs in writing through diplomatic channels of the sufficient funds and/or regular income required by Australia's legal acts to obtain Australian Work and Holiday visa;
- h) meets health and character requirements as specified by Australia's legal acts;
- i) has successfully completed at least two (2) years of post-secondary study and has confirmation of this by an educational institution; and
- j) has at least A2 level of proficiency in English.

Visa Requirements for Australian nationals

5. Subject to the provisions of this Arrangement, a national visa of the Republic of Lithuania may be granted to a national of Australia, who satisfies the following requirements:
- a) intends primarily to holiday in the Republic of Lithuania for a period of up to twelve (12) calendar months;
 - b) is at least eighteen (18) years of age but has not turned thirty one (31) at the time of application for the national visa;
 - c) has not previously been granted a national visa according to this Arrangement;
 - d) will not be accompanied by dependent children;
 - e) holds a valid Australian passport issued during the past ten (10) years and valid for at least three (3) months longer than the period of validity of the national visa;
 - f) possesses an onward travel ticket, or sufficient funds to purchase such a ticket;
 - g) possesses reasonable funds and / or receive regular income sufficient for their maintenance in the Republic of Lithuania during the period of validity of the visa. The Republic of Lithuania informs in writing through diplomatic channels of the sufficient funds and/or regular income required by the legal acts in force in the territory of the Republic of Lithuania to obtain the national visa;

- h) holds adequate health insurance, that cover the costs of essential medical care and costs that may be incurred due to return of a foreigner to a foreign country for health reasons (transportation costs, including escort of a personal health care professional(s)) and is valid throughout the period of their stay in the Republic of Lithuania.
- i) has successfully completed at least two (2) years of post-secondary study and has confirmation of this by an educational institution; and
- j) has at least A2 level of proficiency in Lithuanian or English.

Employment conditions for nationals of the Republic of Lithuania

- 6. Nationals of the Republic of Lithuania who have entered the territory of Australia on a Work and Holiday visa will be permitted to undertake paid employment for the entire duration of their stay in Australia, in accordance with the provisions of this Arrangement.
- 7. Nationals of the Republic of Lithuania, having Australian Work and Holiday visa must:
 - a) have regard to the principal purpose of the stay under this Arrangement, which is a holiday, with work being incidental to the holiday; and
 - b) not be employed by any one (1) employer for more than six (6) months, unless permission has been granted.

Employment conditions for nationals of Australia

- 8. Nationals of Australia who have entered the territory of the Republic of Lithuania on a national visa will be granted permission to undertake employment for the entire duration of their stay in the Republic of Lithuania, in accordance with the provisions of this

Arrangement.

9. Nationals of Australia will be exempt from the obligation to hold a work permit in the Republic of Lithuania.

Study Conditions

10. Nationals of the Republic of Lithuania, who have entered the territory of Australia on Australian Work and Holiday visa, will not be permitted to engage in study or training for more than four (4) months during their stay in Australia.
11. Nationals of Australia who have entered the territory of the Republic of Lithuania on a national visa will have permission to engage in training courses or to study for the duration of their stay according to the legal acts in force in the territory of the Republic of Lithuania.