

[CID LAW INSTRUCTIONS NO. 35, June 16, 1988]

SPECIAL STUDY PERMIT

1. Under the Immigration Act, Section 9(f), a none grant visa may be granted to a student, having means sufficient for his education and support in the Philippines, who is at least fifteen years of age and who seeks to enter the Philippines temporarily and solely for the purpose of taking up a course of study higher than high school at a university, seminary, academy, college or school approved for such alien students by the Commission on Immigration

Student visas are issued only in the Philippine consulates abroad and after the applicant has successfully passed the National College Entrance Examination (NCEE), also administered in Philippine consulates abroad.

However, in recognition of the peculiar situation of certain aliens who have been granted non-immigrant status or who have pending applications for immigrant status and their families, we grant Special Study Permit (SSP) as an exception to the provision of the Immigration Act, Section 9(f).

2. The following aliens may, upon proper application, be granted the SSP:

- a. An alien spouse or an unmarried minor child above seven (7) years of a holder of a US military serviceman or contractor visa (9(a) Special), treaty trader visa (9(d)), foreign government official visa (9(e)), pre-arranged employee visa (9(g)), special non-immigrant visa (47(a)(2)), foreign personnel of regional or area headquarters of multinational companies visa (P.D. No. 218, E.O. No. 226) and foreign personnel of offshore banking units visa (P.D. No. 1034), regardless of the level of education, i.e., elementary, high school college or postgraduate, sought to be pursued;
- b. An unmarried minor child above seven (7) years of a holder of a student visa (9(f), which student visa was issued at least as of the first semester 1988-1989, provided the student's parent proves that he has the financial capability to support the education of said minor unmarried child;
- c. An alien student availing of the Alien Student Amnesty provided in Law Instructions No. 24 and Immigration Regulation Institutions No. 30, dated 10 May 1988;
- d. An unmarried minor child above seven (7) years of a former Filipino citizen, regardless of whether the former Filipino parent has applied for permanent residence and regardless of the level of education sought to be pursued;

- e. An alien who has filed with the CID a complete application for admission as a quota immigrant under Immigration Act, Section 13 or for admission as a non-quota immigrant under the Immigration Act, Section 13(e), regardless of the level of education sought to be pursued, provided, however, that in the event the application is disapproved, the alien shall no longer be granted the SSP for the semester immediately following the disapproval of the application;
- f. An alien spouse or unmarried minor child above seven (7) years of a Filipino citizen, who has filed with the CID a complete application for admission as a non-quota immigrant under the Immigration Act, Section 13(a) or as a temporary resident under Law Instructions No. 33 dated 8 May 1988, regardless of the level of education sought to be pursued; provided, however, that in the event the application is disapproved, the persons referred to above shall no longer be granted the SSP for the semester immediately following the disapproval of the application;
- g. An alien spouse or an unmarried minor child above seven (7) years of a Filipino citizen whose application for admission as a non-quota immigrant under the Immigration Act, Section 13(a), or as a temporary resident under Law Instructions No. 33 dated 8 May 1988 has been approved, during the initial one (1) year probationary period, regardless of the level of education sought to be pursued;
- h. A former Filipino citizen, his spouse and unmarried minor children who has filed with the CID a complete application for admission as a non-quota immigrant under R.A. No. 4376, (also referred to as the Immigration Act, Section 13(g)), regardless of the level of education sought to be pursued; provided, however, that in the event the application is disapproved, the persons referred to above shall no longer be granted the SSP for the semester immediately following the disapproval of the application;
- i. An alien who has been granted a US military serviceman or contractor (9(a) Special), treaty trader visa (9(d)), foreign government official visa (9(e)), pre-arranged employment visa (9(g)), special non-immigrant visa (47(a)) (2), foreign personnel of regional area headquarters of multinational companies visa (P.D. No. 218, E.O. No. 226), and foreign personnel of offshore banking units visa (P.D. No. 1034), and who seeks to pursue post graduate education, but only if said education will be pursued outside of his normal work hours and will not interfere with the discharge of the principal duties for which said alien was issued the corresponding visa;
- j. An alien, his spouse and unmarried minor child above seven (7) years who have been granted a Special Investors Resident Visa under Executive Order No. 226 or the Omnibus Investment Code, Executive Order No. 63 or the Tourist-Related Incentives Law, and Executive Order No. 1037 or the Philippine Retirement Authority Law;
- k. An unmarried minor child of a foreign correspondent who has been issued by the CID a Special Work Permit.

Compliance with the requirement that the child be a minor in order to qualify for the SSP shall be ascertained as of the time the child first applies for the SSP and shall be deemed to continue until he completes the particular level of education, i.e., elementary, high school, college or postgraduate, sought to be pursued.

3. An application for SSP shall be filed with the CID Law and Investigation Division and shall be supported by the following documents:

a. for aliens referred to in para. 2(a), 2(b), 2(g) and 2(j) above:

i. letter request stating personal circumstances of applicant;

ii. true copy of birth certificate of applicant;

iii. true copy of passport of applicant;

iv. ACR and ICR or Certificate of Residence of applicant;

v. 4 copies of the latest photograph of applicant;

vi. true copy of passport of parent;

vii. ACR and ICR or Certificate of Residence of parent;
and

viii. for aliens referred to in para. 2(b) above, the additional requirement of proof of financial capability to support, i.e. bank statement, study grant stipends, etc.

b. for aliens referred to in para 2(c) above:

i. Four (4) copies of the latest photograph of applicant.

For other documentary requirements, see Law Instructions No. 24 and Immigration Regulation Instructions No. 30 dated 10 May 1988.

c. for aliens referred to in para. 2(d) above:

i. letter request stating personal circumstances of applicant;

ii. true copy of birth certificate of applicant;

iii. true copy of passport of applicant;

iv. 4 copies of the latest photograph of applicant;

v. true copy of birth certificate of former Filipino parent
and

vi. certificate of naturalization of parent.

d. for aliens referred to in para 2(e), 2(f) and 2(h) above:

i. letter request stating personal circumstances of applicant;