

# 選定地方就海外人士參與本地文娛康體活動的簽證要求

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## 1. 引言

1.1 有別於不少先進地區，香港政府現時未有為來港參與文化、藝術及體育("文娛康體")活動的海外人士，制訂任何具彈性和快速的簽證政策。此外，政府亦未有發出具體指引，說明參與文娛康體活動的海外人士在甚麼情況下可以較簡單的旅遊簽證入境，而其他情況則須經要求較高的工作簽證入境。入境事務處表示，現時並沒有普遍適用的政策或指引，並重申該處會考慮多項因素(例如活動性質、參與者是否受聘、有否服務合約及薪酬)，才為個別個案作出決定。由於欠缺明確指引，加上工作簽證需時或可長達 4 星期，部分參與文娛康體活動的海外人士或會選擇以旅遊簽證訪港。亦正因如此，不時有該等人士因在港受聘工作而違反逗留條件的報道。

1.2 應馬逢國議員的要求，資料研究組就 8 個選定地方的文娛康體活動的簽證政策進行研究。這些選定地方普遍採取較具彈性和快捷的簽證政策，當中包括加拿大、美國、英國、澳洲、日本、新加坡、南韓及台灣。經整理的相關文件已納入此資料套，下文則概述這些地方的主要簽證規定。

## 2. 選定地方就海外人士參與本地文娛康體活動的簽證政策

2.1 這項研究涵蓋的所有選定地方，全皆容許海外人士以較簡單的旅遊簽證入境，參與文娛康體活動，雖然具體條件各有不同。當中 4 個選定地方(即美國、澳洲、日本及南韓)，旅遊簽證只適用於"不產生任何收入"的文娛康體活動。至於其他 4 個選定地方(即加拿大、英國、台灣及新加坡)，有關簽證亦適用於按合約受聘的若干受薪工作。此外，雖然其中 6 個選定地方規定參與某些文娛康體活動的海外人士須取得工作簽證，但他們亦提供快速處理選項，具體要求較具彈性，而處理時間亦較快捷，這些地方包括美國、英國、澳洲、日本、新加坡及南韓。

2.2 具體來說，身處加拿大的外國藝術家，可在沒有工作許可證的情況下，從事為期最多兩星期的"限時工作"。有關工作只要不構成僱傭關係(例如同一場所定期演出)，這些藝術家便可以旅遊簽證在短期系列活動中表演。此外，外國隊伍的運動員亦享有類似的工作許可證豁免。旅遊簽證的處理時間約為 10 日。



2.3 在**美國**參與體育及文化活動而不受薪的海外人士，可持商業或旅遊簽證(B-1/B-2)在逗留當地期間參與有關活動。至於有特別才能(O)、國際知名(P)或參與交流計劃(Q)的人士，則須申請臨時工作簽證及諮詢當地相關工會，並提交工會的書面意見。行政機關安排面試及處理有關簽證需時共5日。

2.4 海外業餘人士可憑旅遊簽證，在**英國**參與非工作性質的體育或娛樂活動。即使是當地團體邀請的專家，亦可持旅遊簽證入境及全職受聘從事文娛康體的專業工作，為期最多1個月。如聘用期較長，外國運動員及創意工作者應申請運動員簽證或創意及體育工作簽證。旅遊及工作簽證的申請人，一般會在3星期內獲悉結果。

2.5 海外業餘人士只需持有旅遊簽證，可在**澳洲**以無薪義工的形式參與文娛康體活動，為期最多3個月，但如有關人士擬參與其他受薪的短期文娛康體活動，則須取得工作簽證。視乎簽證種類，處理時間介乎1日至5星期。

2.6 持旅遊簽證入境參與文娛康體活動的海外人士，不可在**日本**受聘工作及支取薪酬。如擬受聘於受薪工作，有關人士應申請藝術家及藝人(包括運動員)工作簽證。簽發工作簽證一般需時5個工作日。

2.7 在**新加坡**的海外人士，如沒有工作許可證，可在每個曆年參與體育活動、表演或外景拍攝達90日。這些人士可持短期旅遊簽證入境，並在參與有關活動前通知新加坡人力部。然而，運動員若按合約受聘於當地團體，或如表演者在持有公共娛樂執照的場所工作，則須取得工作許可證。簽證申請一般在1星期內完成處理。

2.8 持有**南韓**藝術及文化簽證(D-1)或短期一般旅遊簽證(C-3-1)的人士，可以不受薪的形式參與藝術活動和體育比賽。如擬受聘於受薪工作，有關人士必須申請藝術家／運動員工作簽證(E-6)或短期僱員簽證(C-4)。有關簽證的處理時間為5個工作日。

2.9 按合約參與**台灣**藝術及文化活動的人士，可申請停留簽證(A)入境以進行演出。不受薪的業餘人士則可憑觀光停留簽證(P)參與文娛康體活動。處理停留簽證需時約5個工作日。

## **Visa requirement for overseas participants in cultural, arts and sports activities in selected places**

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