

ISLE OF MAN  
TO WIT.

By His Excellency Sir Peter Hyla Gawne Stallard,  
K.C.M.G., C.V.O., M.B.E., Lieutenant  
Governor of the said Isle, &c., &c., &c.

IMMIGRATION

The Immigration (Exemption from Control)  
(Isle of Man) Order 1972

I, the said Lieutenant Governor, in exercise of the powers conferred upon me by section 8(2) of the Immigration Act 1971 (an Act of Parliament), as extended to the Isle of Man by Order in Council, DO hereby make the following Order:-

1. This Order may be cited as the Immigration (Exemption from Control) (Isle of Man) Order 1972 and shall come into operation on 1st January 1973.

2. (1) In this Order,-

"the Act" means the Immigration Act 1971 (an Act of Parliament), as extended to the Isle of Man by Order in Council.

(2) The Interpretation Act 1889 (an Act of Parliament) shall apply to the interpretation of this Order as it applies to the interpretation of an Act of Parliament.

3. Any person who by virtue of the provisions of Article 3 or 4 of the Immigration (Exemption from Control) Order 1972 (being an Order made under section 8(2) of the Immigration Act 1971 (an Act of Parliament)) is exempt from any provision of the Immigration Act 1971 (an Act of Parliament) relating to those who are not patrial shall be exempt to like extent from the provisions of the Act.

4. (1) Subject to the provisions of this Article the following persons who are not patrial shall, on arrival in the Isle of Man, be exempt from the provisions of section 3(1)(a) of the Act (which requires persons who are not patrial to obtain leave to enter the Isle of Man), that is to say -

/(a) . . . . .

- (a) any citizen of the United Kingdom and Colonies who holds a passport issued to him in the United Kingdom and Islands and expressed to be a British Visitor's Passport;
- (b) any Commonwealth citizen who is included in a passport issued in the United Kingdom by the Government of the United Kingdom or in one of the Islands by the Lieutenant Governor thereof which is expressed to be a Collective Passport;
- (c) any Commonwealth citizen or citizen of the Republic of Ireland returning to the Isle of Man from an excursion to France or Belgium who holds a valid document of identity issued in accordance with arrangements approved by the United Kingdom Government and in a form authorised by the Lieutenant Governor and enabling him to travel on such an excursion without a passport;
- (d) any Commonwealth citizen who holds a British seaman's card or any citizen of the Republic of Ireland if (in either case) he was engaged as a member of the crew of a ship in a place within the common travel area and, on arrival in the Isle of Man is, or is to be, discharged from his engagement;
- (e) any person who, having left the Isle of Man after having been given a limited leave to enter, returns to the Isle of Man within the period for which he had leave as a member of the crew of an aircraft under an engagement requiring him to leave on that or another aircraft as a member of its crew within a period exceeding seven days.

(2) Paragraph (1) of this Article shall not apply so as to confer any exemption on any person against whom there is a deportation order in force or who has previously entered the Isle of Man unlawfully and has not subsequently been given leave to enter or remain in the Isle of Man and sub-paragraphs (d) and (e) of that paragraph shall not apply to a person who is required by an immigration officer to submit to examination in accordance with Schedule 2 to the Act.

(3) In this Article any reference to a Commonwealth citizen shall be construed as including a reference to a British protected person and in paragraph (1)(d)

"British seaman's card" means a valid card issued under any regulations in force under section 70 of the Merchant Shipping Act 1970 (an Act of Parliament) or any card having effect by virtue of the said regulations as a card so issued and "holder of a British seaman's card" has the same meaning as in the said regulations.

GIVEN under my hand this 29th day of December 1972.

F.H.G. STALLARD

Lieutenant Governor.

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EXPLANATORY NOTE

(This Note is not part of the Order)

This Order exempts certain classes of persons from some or all of the provisions of the Immigration Act 1971, as extended to the Isle of Man. The persons concerned by the Order fall into three categories. The first relates to persons who are exempt from all such provisions of the 1971 Act and comprises consular officers and consular employees in the service of states with which consular conventions have been concluded by Her Majesty (Article 3 of the United Kingdom regulations).

The second relates to persons who are exempt from all provisions of the Act relating to persons who are not patrial except any provisions relating to deportation and covers members of foreign and Commonwealth governments visiting the United Kingdom on the business of their government and other persons who, under various statutory provisions, are entitled to certain diplomatic immunities and members of the family of any such person forming part of his household (Article 4 of the United Kingdom regulations). Excluded from this category are persons who are exempt from immigration control under section 8(3) of the 1971 Act.

The third category relates to those who are exempt, on arrival in the Isle of Man, from the provisions of section 3(1)(a) of the 1971 Act (which requires persons who are not patrial to obtain leave to enter the Isle of Man), unless they are subject to a deportation order or have previously entered the Isle of Man unlawfully (Article 4). These comprise citizens of the United Kingdom and Colonies

/holding .....

holding a British Visitor's Passport; Commonwealth citizens included in a passport issued in the United Kingdom or any of the Islands expressed to be a Collective Passport; Commonwealth citizens or citizens of the Republic of Ireland who return to the Isle of Man from France or Belgium from an excursion for which they do not require a passport; (unless they are required to submit to examination under Schedule 2 to the Act), certain seamen who on arrival in the Isle of Man are discharged from their ships and members of aircraft crew who, having been given a limited leave to enter the Isle of Man during the period of their leave return under an engagement which requires them to leave again as a member of the crew of the same or another aircraft within a period exceeding seven days. (Crew members whose engagement requires them to leave within seven days are exempt from the requirement to obtain leave to enter under section 8(1) of the Act.)