

Statutory Document No. 2020/0298

*Immigration Act 2014*

## IMMIGRATION (FEES) (NO.2) (AMENDMENT) REGULATIONS 2020

*Laid before Tynwald: 20 October 2020*  
*Coming into operation in accordance with regulation 2.*

The Minister for Cabinet Office makes the following Regulations with the consent of Treasury under sections 68(1), and (7) to (10) of the Immigration Act 2014<sup>1</sup> as that Act has effect in the Island<sup>2</sup>.

### 1 Title

These Regulations are the Immigration (Fees) (No.2) (Amendment) Regulations 2020.

### 2 Commencement

These Regulations come into operation on 03 November 2020.

### 3 Amendment of the Immigration (Fees) (No.2) Regulations 2020

- (1) Schedule 2 to the Immigration (Fees) Regulations 2020<sup>3</sup> (applications for leave to remain in the Isle of Man) is amended as follows.
- (2) In paragraph 1, after sub-paragraph (5) insert —
  - (5A) Paragraph 2A provides for the reduction in specified circumstances of fees for applications for limited leave to remain in the Isle of Man as a Worker Migrant or as the dependant of a Worker Migrant. ■
- (3) In paragraph 2(1) after “and subject to the exceptions set out in Table 6” insert ■ and to paragraph 2A ■.
- (4) After paragraph 2 insert —
  - 2A Reduction of fees for Health and Care Visa applications

<sup>1</sup> 2014 c. 22.

<sup>2</sup> S.I. 2008/680.

<sup>3</sup> SD 2020/0142

- (1) In this paragraph a “Health and Care Visa application” means an application for limited leave to remain in the Isle of Man —
- (a) as a Worker Migrant; or
  - (b) as the dependent of a Worker Migrant (whether or not the application is made at the same time as that of the main applicant),
- where the Confirmation of Employment (within the meaning given by Appendix W to the immigration rules) issued in respect of the application by the main applicant confirms the main applicant’s eligibility for a Health and Care Visa provided for by Section 4 of the document entitled “Confirmation of Employment Guidance” published by the Cabinet Office”.
- (2) The fee payable in respect of an application for limited leave to remain in the Isle of Man as a Worker Migrant or as the dependant of a Worker Migrant, under 3.3.2 or 3.3.3 of Table 3 (as applied, in the case of an application by a dependant by paragraph 2) is reduced in the case of a Health and Care Visa application —
- (a) by £472, where the fee is specified by 3.3.2 of that Table;
  - (b) by £944, where the fee is specified by 3.3.3 of that Table. **22**.
- (5) In paragraph 3 —
- (a) in sub-paragraph (2)(e) delete “or”;
  - (b) in sub-paragraph (2)(f) for “.” substitute “; or”;
  - (c) after sub-paragraph (2)(f) insert —
    - 23**(g) a Business Migrant (Innovator); or
    - (h) a Business Migrant (Start up). **22**.
  - (d) at the end insert —
    - 23**(3) Where the application is a Health and Care Visa application within the meaning of paragraph 2A, the reference in sub-paragraph (1) to the fee set out in Table 3 is to be read as a reference to that fee as reduced under paragraph 2A. **22**.

**MADE 14 JULY 2020**

**HOWARD QUAYLE**  
*Minister for the Cabinet Office*

*EXPLANATORY NOTE**(This note is not part of the Regulations)*

These Regulations amend the Immigration (Fees) (No.2) Regulations 2020 (“the 2020 Regulations”).

The 2020 Regulations set fees for (among other things) applications for limited leave to remain in the Isle of Man as a Worker Migrant. Such applications are provided for by the Isle of Man immigration rules made under section 3(2) of the Immigration Act 1971 (as it has effect in the Island). These Regulations provide for those fees to be reduced, by specific amounts, where the Confirmation of Employment issued in respect of the application confirms that the applicant is eligible for a Health and Care Visa, as provided for by the document entitled “Confirmation of Employment Guidance” published by the Cabinet Office. These Regulations also provide for the fees payable by dependants of such applicants when applying for limited leave to remain to be similarly reduced.

The 2020 Regulations provide for the fee for limited leave to remain in the Isle of Man as a Worker Migrant to be reduced by £55 in certain circumstances where the applicant is a national of a State which has ratified the European Social Charter agreed by the Council of Europe at Turin on 18<sup>th</sup> October 1961 (a “CESC national”). The amendment made by regulation 3(5)(a) to (c) provides for the fee for CESC nationals applying for a Business Migrant (Innovator) and Business Migrant (Start up) to be reduced by £55. The amendment made by regulation 3(5)(d) provides that where the fee for the application is required to be reduced because the applicant is eligible for a Health and Care Visa, it is that reduced fee which is then to be further reduced by £55 where the applicant is a CESC national.

The document entitled “Confirmation of Employment Guidance” is accessible via [www.gov.im](http://www.gov.im).