



Statutory Document No. 173/08

NATIONALITY, IMMIGRATION AND ASYLUM ACT 2002

**IMMIGRATION (CONTINUATION OF LEAVE) (NOTICES)  
REGULATIONS 2008**

*Laid before Tynwald*

*15<sup>th</sup> April 2008*

*Coming into operation*

*1st May 2008*

In exercise of the powers conferred on the Governor by section 3C(6) of the Immigration Act 1971 (an Act of Parliament)<sup>1</sup>, as it has effect in the Isle of Man<sup>2</sup>, the following Regulations are hereby made:—

**1. Citation, commencement and interpretation**

(1) These Regulations may be cited as the Immigration (Continuation of Leave) (Notices) Regulations 2008 and shall come into operation on the 1st May 2008.

(2) In these Regulations any reference to an Act of Parliament, or a provision of an Act of Parliament, which extends to the Isle of Man is a reference to that Act or provision as it has effect in the Isle of Man.

**2. Decision on an application for variation of leave**

For the purpose of section 3C of the Immigration Act 1971 (an Act of Parliament) an application for variation of leave is decided—

- (a) when notice of the decision has been given in accordance with regulations made under section 105 of the Nationality, Immigration and Asylum Act 2002 (an Act of Parliament); or
- (b) where no such notice is required, when notice of the decision has been given in accordance with section 4(1) of the Immigration Act 1971.

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<sup>1</sup> 1971 c.77

<sup>2</sup> SI 2008/680

Price £0.50

MADE 19<sup>th</sup> March 2008



Lieutenant Governor

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#### EXPLANATORY NOTE

*(This note is not part of the Regulations.)*

Section 3C of the Immigration Act 1971 provides that, where a person applies for a variation of leave to enter or remain in the Isle of Man and this application remains undecided by the date on which that person's leave would expire, leave will be extended until the date the application is decided. These Regulations specify the date when an application is treated as decided.