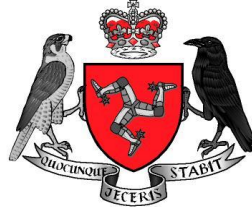


Statutory Document 2015/0302



**STATEMENT OF
CHANGES
IN IMMIGRATION RULES**

Laid before Tynwald on 20th October 2015 under section 3(2) of the
Immigration Act 1971 (an Act of Parliament as extended to the Isle of Man by the
Immigration (Isle of Man) Order 2008 (SI 2008 no. 680))

STATEMENT OF CHANGES IN IMMIGRATION RULES

The Council of Ministers has made the following changes to the Rules laid down by it as to the practice to be followed in the administration of the Immigration Act 1971¹ (of Parliament) as it has effect in the Isle of Man² for regulating entry into and the stay of persons in the Isle of Man and contained in the Statement laid before Tynwald on 17th May 2005³.

The changes in this Statement shall take effect on 7th September 2015. However, if an applicant has made an application for entry clearance or leave before 7th September 2015 and the application has not been decided before that date, it will be decided in accordance with the rules in force on 6th September 2015.

1. In paragraph 2, after “Isle of Man” delete “and in compliance with the provisions of the Human Rights Act 2001 (an Act of Tynwald).”.
2. In paragraph 6 delete the definition of “A **UK recognised body**” and substitute:
“A "UK recognised body" is an institution that has been granted degree awarding powers by either a Royal Charter, an Act of Parliament or the Privy Council. For the purposes of these Rules we will consider the Foundation Programme Office, Health Education South London and the Health Education Yorkshire and Humber as equivalent to UK recognised bodies.”.
3. In paragraph 6 delete the definition of “**visa nationals**” and substitute:
““**visa nationals**” are the persons specified in Appendix 2 to Appendix V: Visitors who need a visa for the Isle of Man for a visit or for any other purposes where seeking entry for 6 months or less”.
4. In paragraph 6 delete the definition of “**non-visa nationals**” and substitute:
““**non-visa nationals**” are persons who are not specified in Appendix 2 to Appendix V Immigration Rules for Visitors.”.
5. In paragraph 6, delete “Under Part 6A of these Rules, an “**A-rated Sponsor**” is a Sponsor” and substitute:
“Under Appendix A of these Rules, an “**A-rated Sponsor**” is a Sponsor”.

¹ 1971 c. 77

² See the Immigration (Isle of Man) Order 2008 (S.I. 2008 No 680)

³ S.D. 62/05 amended by S.D.692/05, S.D. 442/06, S.D. 547/06, S.D. 781/06, S.D. 871/06, S.D. 124/07, S.D. 303/07, S.D. 534/07, S.D. 02/08, S.D. 500/08, GC 32/09, GC 35/09, GC 14/10, GC 26/10, GC 02/11, SD 518/11, SD 40/12, SD 0288/12, SD 0625/12, SD 0657/12, SD250/13, SD 302/13, SD 345/13 ,SD 2014/0004, SD 2014/0082, SD 2014/241, 2014/314 , 2014/324 and 2015/0265.

6. In paragraph 6, delete “A **visitor**” is a person granted leave to enter or remain in the Isle of Man under paragraphs 40-56Z, 75A-M or 82-87 of these Rules.” and substitute:

“A **visitor**” is a person granted leave to enter or remain in the Isle of Man under paragraphs 40-56Z, 75A-M or 82-87 of these Rules before 7th September 2015 or under Appendix V: Immigration Rules for Visitors on or after 7th September 2015

7. In paragraph 6, delete the definition of “A **Business Visitor**”.

8. In paragraph 6, delete the definition of “An **Academic Visitor**”.

9. In paragraph 6, delete the definition of “A **Sports Visitor**”.

10. In paragraph 6, delete the definition of “An **Entertainer Visitor**”.

11. In paragraph 6, delete the definition of “A **Special Visitor**”.

12. In paragraph 6, delete the definition of “A **visitor undertaking permitted paid engagements**”.

13. In paragraph 8 at the end of (ii) delete “and” and at the end of (iii) delete “.” and substitute “; and (iv) a condition restricting his studies in the Isle of Man.”.

14. After paragraph 18 insert a new paragraph:

“[18A] Those who qualify for admission to the Isle of Man as returning residents in accordance with paragraph 18 do not need a visa to enter the Isle of Man.”.

15. After paragraph 20A insert a new paragraph:

“[20B] Those who seek leave to enter the Isle of Man within the period of their earlier leave and for the same purpose as that for which that leave was granted, unless it

(i) was for a period of six months or less; or

(ii) was extended by statutory instrument or by section 3C of the Immigration Act 1971 (inserted by section 3 of the Immigration and Asylum Act 1999); do not need a visa to enter the Isle of Man.”.

16. In paragraph 34A insert after sub-paragraph (vi)(b):

“and

(vii) the requirements of paragraph 34BB must be met.”.

17. After paragraph 34B insert:

“(1) Not Used

(2) Where an application for limited or indefinite leave to remain in the Isle of Man is made, for which an application form is specified, the application must be accompanied by an original, valid passport, travel document or (unless the applicant

is a Points Based System Migrant) national identity card issued to the applicant and to any dependant included in the application, unless sub-paragraph (3) applies.

(3) This sub-paragraph applies where:

(i) the application is made:

(a) for limited leave to enable access to public funds pending an application under paragraph 289A of, or section DVILR of Appendix FM to, these Rules; or

(b) by a stateless person or the family member of a stateless person under Part 14 of these Rules; or

(c) Not Used

(ii) Not Used

(iii) the Lieutenant Governor considers that there is a good reason beyond the control of the applicant or (as the case may be) the dependant, given in or with the application, why an original, valid passport, travel document or (unless the applicant is a Points Based System Migrant) national identity card cannot be provided, e.g. where it has been permanently lost and there is no functioning national government to issue a replacement.

(4) Where sub-paragraph (3)(iii) applies, the Lieutenant Governor may require the person to provide alternative satisfactory evidence of his or her identity and nationality.

(5) Where sub-paragraph (3)(ii) or (iii) applies to the applicant or (as the case may be) to a dependant included in the application, the requirement in sub-paragraph (1) or (as the case may be) (2) continues to apply to any other person included in the application.”.

18. In heading between paragraphs 34F and 34G delete “in connection with immigration” and substitute “for leave to remain”.
19. In paragraph 34G subsection (i) after “post” insert “by Royal Mail”.
20. In paragraph 34G subsection (iii) after “sent by courier” insert “, or other postal services provider”.
21. In paragraph 34J delete “as soon as the passport is returned in response to that request” and substitute “on the date that request is received by the Isle of Man Immigration Office”.
22. In paragraph A39 delete “Any person from a country listed in Appendix T Part 1 making an application for entry clearance to come to the Isle of Man for more than six months or as a fiancé(e) or proposed civil partner applying for leave to enter under Section EC-P:Entry clearance as a partner under Appendix FM or leave to enter under paragraphs 290-291 in Part 8 of these Rules,” and insert

“Any person making an application for entry clearance to come to the Isle of Man for more than six months or as a fiancé(e) or proposed civil partner applying for leave to enter under Section EC-P:Entry clearance as a partner under Appendix FM, having been present in a country listed in Appendix T for more than six months immediately prior to their application,”.

23. After paragraph B39, insert

“C39. Where a person has lawfully been present in a country not mentioned in Appendix T for more than six months and they are applying for entry clearance as in A39 in a country in Appendix T but have not been in that country or any other country mentioned in Appendix T for more than six months immediately before making their application, they will not be required to produce a medical certificate showing they are free from active pulmonary TB. This does not alter the discretionary powers as in paragraph 39 below.”.

24. After paragraph 39C insert:

“Power to interview a person with limited leave to enter or remain

39D. For the purpose of assessing whether any of the grounds of curtailment under paragraphs 245DE(c), 245EE(c), 276BD1, 276BN1, 276BS1, 323 (other than 323(vii)), 323A, 323B, or 323C, apply the Lieutenant Governor may request a person who holds limited leave to enter or remain in the Isle of Man to:

- (i) provide additional information and evidence to the Isle of Man Immigration Office at the address specified in the request within 28 calendar days of the date the request is sent; and/or
- (ii) attend an interview.”.

25. Delete paragraphs 40 to 56Z and substitute with:

“Transitional provisions Part 2 and Appendix V: Immigration Rules for Visitors

1 Appendix V: Immigration Rules for Visitors will apply to all visitor applications for entry clearance, leave to enter or remain decided on or after 7th September 2015.

2. Not Used

3 An application made under paragraphs 56A to 56C for a parent of a child at school visitor before 7th September 2015 will be decided as if it were an application for a Tier 4 (child) student under paragraphs 276BT1 to 276BV1 of these Rules.

4 From 7th September 2015 the following provisions of these rules will not apply to visitors, except where specifically provided for in Appendix V: Immigration Rules for Visitors:

- a. Paragraph 6;
- b. Part 1;
- c. Part 9;

d. Appendix 1;

e. Not Used.”.

26. Delete paragraphs 75A to 75M.
27. At the end of Paragraph 77 insert “Study subject to the condition set out in Part 15 of these Rules.”.
28. At the end of paragraph 80 insert “Study subject to the condition set out in Part 15 of these Rules where the applicant is 18 years of age or over at the time their leave is granted, or will be aged 18 or over before their period of limited leave expires.”.
29. In paragraph 145:
 - (i) at the end of (ii) delete “and”,
 - (ii) at the end of (iii) delete “.”
 - (iii) after (iii) insert :“, and (iv) study subject to the condition set out in Part 15 of these Rules.”.
30. In paragraph 148:
 - (i) at the end of (ii) delete “and”,
 - (ii) at the end of (iii) delete “.”
 - (iii) after (iii) insert “, and (iv) study subject to the condition set out in Part 15 of these Rules.”.
31. After paragraph 159A(v) insert:

“(va) satisfies the Entry Clearance Officer or Immigration Officer that, throughout their employment in the Isle of Man, the employer intends to pay them at least the National Minimum Wage rate to which they are entitled by the law in force at the relevant time; and”.
32. After paragraph 159D(iv) insert:

“(iva) satisfies the Lieutenant Governor that, throughout their employment in the Isle of Man, the employer intends to pay them at least the National Minimum Wage rate to which they are entitled by the law in force at the relevant time; and”.
33. After paragraph 159EA (iii) insert:

“(iii)(a) satisfies the Lieutenant Governor that throughout their employment in the Isle of Man, the employer intends to pay them at least the National Minimum Wage rate to which they are entitled by the law in force at the relevant time; and”.
34. In paragraph 187 after “5 years” insert “, subject to a condition on study as set out in Part 15 of these Rules,”.
35. In paragraph 190 after “5 years” insert “, subject to a condition on study as set out in Part 15 of these Rules,”.

36. In paragraph 195 after “person with limited leave to enter or remain under paragraphs 128-193” insert “, subject to a condition on study as set out in Part 15 of these Rules,”.
37. In paragraph 196B (i) after “granted” insert “, subject to a condition on study as set out in Part 15 of these Rules,”. In (ii) after “2 years” insert “, subject to a condition on study as set out in Part 15 of these Rules.”.
38. In paragraph 198:
- (i) in (a) after “the person with limited leave to enter or remain under paragraphs 128-193” insert “, subject to a condition on study as set out in Part 15 of these Rules where the applicant is 18 years of age or over at the time their leave is granted, or will be aged 18 before their period of limited leave expires,”,
 - (ii) in (b) after “30 months” insert “, subject to a condition on study as set out in Part 15 of these Rules where the applicant is 18 years of age or over at the time their leave is granted, or will be aged 18 before their period of limited leave expires,”.
39. Delete paragraph 245AAA(a)(i) and substitute:
- “(i) the applicant has been absent from the Isle of Man for a period of 180 days or less in any of the five consecutive 12 month periods preceding the date of the application for leave to remain, except that any absence from the Isle of Man for the purpose of assisting with the Ebola crisis which began in West Africa in 2014 shall not count towards the 180 days, if the applicant provides evidence that this was the purpose of the absence(s) and that his Sponsor agreed to the absence(s);”.
40. Delete paragraph 245C and substitute:
- “245C. Purpose
- This route is now closed except for indefinite leave to remain applications.”.
41. Delete paragraphs 245CA and 245CB.
42. In paragraph 245D(c), delete “, refer to money remaining available to the applicant until such time as it is spent for the purposes of his business or businesses:” and substitute “refer to investing funds in a business or businesses, or to money remaining available to the applicant until such time as it is spent for the purposes of his business or businesses:”.
43. In paragraph 245D(c)(ii), delete “‘Spent’” and substitute “‘Invested’ or ‘spent’”.
44. Delete paragraph 245D(c)(ii)(2) and substitute:
- “(2) buying the business from a previous owner, where the money ultimately goes to that previous owner (irrespective of whether it is received or held directly or indirectly by that previous owner) rather than into the business being purchased

(This applies regardless of whether the money is channelled through the business en route to the previous owner, for example by means of the applicant or business purchasing 'goodwill' or other assets which were previously part of the business.),”.

45. In paragraph 245DB(f), delete:

“Except where the applicant has had entry clearance, leave to enter or leave to remain as a Tier 1 (Entrepreneur) Migrant, a Businessperson or an Innovator in the 12 months immediately before the date of application and is being assessed under Table 5 of Appendix A,”

and substitute:

“Where the applicant is being assessed under Table 4 of Appendix A,”.

46. Delete paragraph 245DB(g) to (j) and substitute:

“(g) The applicant must provide a business plan, setting out his proposed business activities in the Isle of Man and how he expects to make his business succeed.

(h) In making the assessment in (f), the Entry Clearance Officer will assess the balance of probabilities. The Entry Clearance Officer may take into account the following factors:

(i) the evidence the applicant has submitted;

(ii) the viability and credibility of the source of the money referred to in Table 4 of Appendix A;

(iii) the viability and credibility of the applicant's business plan and market research into their chosen business sector;

(iv) the applicant's previous educational and business experience (or lack thereof);

(v) the applicant's immigration history and previous activity in the Isle of Man; and

(vi) any other relevant information.

(i) Where the applicant has had entry clearance, leave to enter or leave to remain as a Tier 1 (Entrepreneur) Migrant, a Businessperson or an Innovator in the 12 months immediately before the date of application, and is being assessed under Table 5 of Appendix A, the Entry Clearance Officer must be satisfied that:

(i) the applicant has established, taken over or become a director of one or more genuine businesses in the Isle of Man, and has genuinely operated that business or businesses while he had leave as a Tier 1 (Entrepreneur) Migrant, a Businessperson or an Innovator; and

(ii) the applicant has genuinely invested the money referred to in Table 5 of Appendix A into one or more genuine businesses in the Isle of Man to be spent for the purpose of that business or businesses; and

(iii) the applicant genuinely intends to continue operating one or more businesses in the Isle of Man; and

(iv) the applicant does not intend to take employment in the Isle of Man other than under the terms of paragraph 245DE.

(j) In making the assessment in (i), the Entry Clearance Officer will assess the balance of probabilities. The Entry Clearance Officer may take into account the following factors:

(i) the evidence the applicant has submitted;

(ii) the viability and credibility of the source of the money referred to in Table 5 of Appendix A;

(iii) the credibility of the financial accounts of the business or businesses;

(iv) the credibility of the applicant's business activity in the Isle of Man, including when he had leave as a Tier 1 (Entrepreneur) Migrant, a Businessperson or an Innovator;

(v) the credibility of the job creation for which the applicant is claiming points in Table 5 of Appendix A;

(vii) if the nature of the business requires mandatory accreditation, registration and/or insurance, whether that accreditation, registration and/or insurance has been obtained; and

(viii) any other relevant information.

(k) The Entry Clearance Officer reserves the right to request additional information and evidence to support the assessment in (f) or (i), and to refuse the application if the information or evidence is not provided. Any requested documents must be received by the Entry Clearance Officer at the address specified in the request within 28 calendar days of the date of the request.

(l) If the Entry Clearance Officer is not satisfied with the genuineness of the application in relation to a points-scoring requirement in Appendix A, those points will not be awarded.

(m) The Entry Clearance Officer may decide not to carry out the assessment in (f) or (i) if the application already falls for refusal on other grounds, but reserves the right to carry out this assessment in any reconsideration of the decision.

(n) The applicant must, unless he provides a reasonable explanation, comply with any request made by the Entry Clearance Officer to attend for interview.”.

47. After new paragraph 245DB(n) above, renumber existing sub-paragraphs (k) to (m) as (o) to (q) respectively.

48. In paragraph 245DC:

(i) at the end of (iii) delete “and”,

(ii) At the end of (iv) delete “.”

(iii) after (iv) insert “, and (v) study subject to the condition set out in Part 15 of these Rules where the applicant is 18 years of age or over at the time their leave is granted, or will be aged 18 before their period of limited leave expires.”.

49. In Part 6A, paragraph 245DD(e)(xxi) delete “as a Tier 4 Migrant” and insert:

“as a Tier 4 (General) Student and, in respect of such leave, is or was last sponsored by:

(1) a UK recognised body or a body in receipt of public funding as a higher education institution from the Department of Employment and Learning in Northern Ireland, the Higher Education Funding Council for England, the Higher Education Funding Council for Wales or the Scottish Funding Council; or

(2) an overseas higher education institution to undertake a short-term study abroad programme in the United Kingdom; or

(3) an Embedded College offering Pathway Courses,”.

50. In Part 6A after paragraph 245DD(e)(xxi), insert:

245DD(e)(xxii) “as a Tier 4 (Child) Student, or”.

51. In paragraph 245DD(h), delete:

“Except where the applicant has, or was last granted, leave as a Tier 1 (Entrepreneur) Migrant, a Businessperson or an Innovator and is being assessed under Table 5 of Appendix A,”

and substitute:

“Where the applicant is being assessed under Table 4 of Appendix A,”.

52. Delete paragraph 245DD(i) to (l) and substitute:

“(i) The applicant must provide a business plan, setting out his proposed business activities in the Isle of Man and how he expects to make his business succeed.

(j) In making the assessment in (h), the Lieutenant Governor will assess the balance of probabilities. The Lieutenant Governor may take into account the following factors:

- (i) the evidence the applicant has submitted;
- (ii) the viability and credibility of the source of the money referred to in Table 4 of Appendix A;
- (iii) the viability and credibility of the applicant's business plans and market research into their chosen business sector;
- (iv) the applicant's previous educational and business experience (or lack thereof);
- (v) the applicant's immigration history and previous activity in the Isle of Man;
- (vi) where the applicant has already registered in the Isle of Man as self-employed or as the director of a business, and the nature of the business requires mandatory accreditation, registration and/or insurance, whether that accreditation, registration and/or insurance has been obtained; and
- (vii) any other relevant information.

(k) Where the applicant has, or was last granted, leave as a Tier 1 (Entrepreneur) Migrant, a Businessperson or an Innovator, and is being assessed under Table 5 of Appendix A, the Lieutenant Governor must be satisfied that:

- (i) the applicant has established, taken over or become a director of one or more genuine businesses in the Isle of Man, and has genuinely operated that business or businesses while he had leave as a Tier 1 (Entrepreneur) Migrant, a Businessperson or an Innovator; and
- (ii) the applicant has genuinely invested the money referred to in Table 5 of Appendix A into one or more genuine businesses in the Isle of Man to be spent for the purpose of that business or businesses; and
- (iii) the applicant genuinely intends to continue operating one or more businesses in the Isle of Man; and
- (iv) the applicant does not intend to take employment in the Isle of Man other than under the terms of paragraph 245DE.

(l) In making the assessment in (k), the Lieutenant Governor will assess the balance of probabilities. The Lieutenant Governor may take into account the following factors:

- (i) the evidence the applicant has submitted;

(ii) the viability and credibility of the source of the money referred to in Table 5 of Appendix A;

(iii) the credibility of the financial accounts of the business or businesses;

(iv) the credibility of the applicant's business activity in the Isle of Man, including when he had leave as a Tier 1 (Entrepreneur) Migrant, a Businessperson or an Innovator;

(v) the credibility of the job creation for which the applicant is claiming points in Table 5 of Appendix A;

(vii) if the nature of the business requires mandatory accreditation, registration and/or insurance, whether that accreditation, registration and/or insurance has been obtained; and

(viii) any other relevant information.

(m) The Lieutenant Governor reserves the right to request additional information and evidence to support the assessment in (h) or (k), and to refuse the application if the information or evidence is not provided. Any requested documents must be received by the Lieutenant Governor at the address specified in the request within 28 calendar days of the date of the request.

(n) If the Lieutenant Governor is not satisfied with the genuineness of the application in relation to a points-scoring requirement in Appendix A, those points will not be awarded.

(o) The Lieutenant Governor may decide not to carry out the assessment in (h) or (k) if the application already falls for refusal on other grounds, but reserves the right to carry out this assessment in any reconsideration of the decision.”.

53. After new paragraph 245DD(o) above, renumber existing sub-paragraphs (m) to (p) as (p) to (s) respectively.

54. After paragraph 245DE(b) (iv) delete “.” and insert “, and (v) study subject to the condition set out in Part 15 of these Rules where the applicant is 18 years of age or over at the time their leave is granted, or will be aged 18 before their period of limited leave expires.”.

55. After paragraph 245DF(e), insert:

“(f) The Lieutenant Governor must be satisfied that:

(i) the applicant has established, taken over or become a director of one or more genuine businesses in the Isle of Man, and has genuinely operated that business or businesses while he had leave as a Tier 1 (Entrepreneur) Migrant, a Businessperson or an Innovator; and

(ii) the applicant has genuinely invested the money referred to in Table 6 of Appendix A into one or more businesses in the Isle of Man to be spent for the purpose of that business or businesses; and

(iii) the applicant genuinely intends to continue operating one or more businesses in the Isle of Man.

(g) In making the assessment in (f), the Lieutenant Governor will assess the balance of probabilities. The Lieutenant Governor may take into account the following factors:

(i) the evidence the applicant has submitted;

(ii) the viability and credibility of the source of the money referred to in Table 6 of Appendix A;

(iii) the credibility of the financial accounts of the business or businesses;

(iv) the credibility of the applicant's business activity in the Isle of Man, including when he had leave as a Tier 1 (Entrepreneur) Migrant, a Businessperson or an Innovator;

(v) the credibility of the job creation for which the applicant is claiming points in Table 6 of Appendix A;

(vii) if the nature of the business requires mandatory accreditation, registration and/or insurance, whether that accreditation, registration and/or insurance has been obtained; and

(viii) any other relevant information.

(h) The Lieutenant Governor reserves the right to request additional information and evidence to support the assessment in (f), and to refuse the application if the information or evidence is not provided. Any requested documents must be received by the Lieutenant Governor at the address specified in the request within 28 calendar days of the date of the request.

(i) If the Lieutenant Governor is not satisfied with the genuineness of the application in relation to a points-scoring requirement in Appendix A, those points will not be awarded.

(j) The Lieutenant Governor may decide not to carry out the assessment in (f) if the application already falls for refusal on other grounds, but reserves the right to carry out this assessment in any reconsideration of the decision.

(k) The applicant must, unless he provides a reasonable explanation, comply with any request made by the Lieutenant Governor to attend for interview.”.

56. Delete paragraph 245EB(d) to (f) and substitute:

“(d) The applicant must be at least 18 years old and the assets and investment he is claiming points for must be wholly under his control.”.

57. In paragraph 245EB, renumber sub-paragraph (g) as (e).
58. After paragraph 245EC (iv) delete “.” and insert “, and (v) study subject to the condition set out in Part 15 of these Rules.”.
59. In paragraph 245ED(c) delete “(xvi) as a Tier 4 Migrant” and insert:
“(xvi) as a Tier 4 (General) Student and, in respect of such leave, is or was last sponsored by:
(1) a UK recognised body or a body in receipt of public funding as a higher education institution from the Department of Employment and Learning in Northern Ireland, the Higher Education Funding Council for England, the Higher Education Funding Council for Wales or the Scottish Funding Council; or
(2) an overseas higher education institution to undertake a short-term study abroad programme in the United Kingdom; or
(3) an Embedded College offering Pathway Courses, or
(xvii) as a Tier 4 (Child) Student.”.
60. Delete paragraph 245ED(e) to (g) and substitute:
“(e) The applicant must be at least 18 years old and the assets and investment he is claiming points for must be wholly under his control.”.
61. In paragraph 245ED, renumber sub-paragraphs (h) and (i) as (f) and (g) respectively.
62. After paragraph 245EE (b) (iv) delete “.” and insert “, and (v) study subject to the condition set out in Part 15 of these Rules.”.
63. In paragraph 245FB(e)(i) after “as a Tier 4 Migrant” insert:
“and, in respect of such leave, is or was last sponsored by:
(1) a UK recognised body or a body in receipt of public funding as a higher education institution from the Department of Employment and Learning in Northern Ireland, the Higher Education Funding Council for England, the Higher Education Funding Council for Wales or the Scottish Funding Council; or
(2) an overseas higher education institution to undertake a short-term study abroad programme in the United Kingdom”.
64. In paragraph 245FC (iii) delete “and”. In (iv) delete “.” and substitute “, and (v) study subject to the condition set out in Part 15 of these Rules where the applicant is 18 years of age or over at the time their leave is granted, or will be aged 18 before their period of limited leave expires.”.

65. At the start of paragraph 245GB(d), delete “The applicant” and substitute “Except where the period of engagement recorded by the Certificate of Sponsorship used in support of such entry clearance or leave to remain was granted for a period of three months or less, the applicant”.
66. In paragraph 245GB(e)(iii), delete “£153,500” and substitute “£155,300 per year”.
67. In paragraph 245GC (d) (ii) delete “and”.
68. In paragraph 245GC (d) (iii) (2) delete “.” and substitute “, and (iv) study subject to the condition set out in Part 15 of these Rules where the applicant is 18 years of age or over at the time their leave is granted, or will be aged 18 before their period of limited leave expires.”.
69. In paragraph 245GE(b)(iii)(2), delete “£153,500, (or £152,100 if the Certificate of Sponsorship used in support of the application was assigned to him before 6 April 2014)” and substitute “£155,300 (or £153,500 if the Certificate of Sponsorship used in support of the application was assigned to him before 6 April 2015)”.
70. In paragraph 245GE(b)(iv)(2), delete “£153,500, (or £152,100 if the Certificate of Sponsorship used in support of the application was assigned to him before 6 April 2014)” and substitute “£155,300 (or £153,500 if the Certificate of Sponsorship used in support of the application was assigned to him before 6 April 2015)”.
71. At the start of paragraph 245HB(g), delete “The applicant” and substitute “Except where the period of engagement recorded by the Certificate of Sponsorship used in support of such entry clearance or leave to remain was three months or less, the applicant”.
72. In paragraph 245HB(g)(ii), delete “£153,500” and substitute “£155,300 per year”.
73. In paragraph 245HB(l), delete “£153,500” and substitute “£155,300 per year”.
74. After paragraph 245HC (d) (iii) (4) delete “.” and substitute “, and (iv) study subject to the condition set out in Part 15 of these Rules where the applicant is 18 years of age or over at the time their leave is granted, or will be aged 18 before their period of limited leave expires.”.
75. In Part 6A, after 245HD(b)(ii)(1) after “a Tier 4 Migrant” insert:

“and, in respect of such leave, is or was last sponsored by:

 - (1) a UK recognised body or a body in receipt of public funding as a higher education institution from the Department of Employment and Learning in Northern Ireland, the Higher Education Funding Council for England, the

Higher Education Funding Council for Wales or the Scottish Funding Council; or

(2) an overseas higher education institution to undertake a short-term study abroad programme in the United Kingdom”.

76. In Part 6A, paragraph 245HD(d)(ii), after “The applicant” insert “(other than an applicant under b(ii)(1) above)”.
77. At the start of paragraph 245HD(k), delete “The applicant” and substitute “Except where the period of engagement recorded by the Certificate of Sponsorship used in support of such entry clearance or leave to remain was three months or less, the applicant”.
78. In paragraph 245HD(k)(iii), delete “£153,500” and substitute “£155,300 per year”.
79. In paragraph 245HD(o), delete “£153,500” and substitute “£155,300 per year”.
80. In paragraph 245HE (d) (ii) delete “and”.
81. In (d) (iii) (4) delete “.” and substitute “, and (iv) study subject to the condition set out in Part 15 of these Rules where the applicant is 18 years of age or over at the time their leave is granted, or will be aged 18 before their period of limited leave expires.”.
82. Delete paragraph 245HF(c)(vi) and substitute:
“(vi) as a Tier 1 Migrant, other than a Tier 1 (Post Study Work) Migrant or a Tier 1 (Graduate Entrepreneur) Migrant,”.
83. After paragraph 245ZL (e) (iii) insert “(f) study subject to the condition set out in Part 15 of these Rules.”.
84. After paragraph 245ZO(e) insert:
“(f) to (h) Not used
(i) The Entry Clearance Officer or Immigration Officer must be satisfied that:
(i) the applicant genuinely intends to undertake, and is capable of undertaking, the role recorded by the Certificate of Sponsorship Checking Service; and
(ii) the applicant will not undertake employment in the United Kingdom other than under the terms of paragraph 245ZP(f)(iii); and (j) To support the assessment in paragraph 245ZO
(j), the Entry Clearance Officer or Immigration Officer may:
(i) request additional information and evidence, and refuse the application if the information or evidence is not provided. Any requested documents must be received by the Home Office at the

address specified in the request within 28 calendar days of the date the request is sent, and

(ii) request the applicant attends an interview, and refuse the application if the applicant fails to comply with any such request without providing a reasonable explanation.

(k) If the Entry Clearance Officer or Immigration Officer is not satisfied following the assessment in paragraph 245ZO(i), no points will be awarded under paragraphs 105 to 112 of Appendix A.

(l) The Entry Clearance Officer or Immigration Officer may decide not to carry out the assessment in paragraph 245ZO(i) if the application already falls for refusal on other grounds, but reserves the right to carry out this assessment in any reconsideration of the decision.”.

85. In paragraph 245ZP(f) (ii) delete “and”.

86. At the end of 245ZP(f) (iii) insert “(iv) study subject to the condition set out in Part 15 of these Rules where the applicant is 18 years of age or over at the time their leave is granted, or will be aged 18 before their period of limited leave expires.”.

87. Delete paragraph 245ZQ(b)(ii) and substitute with:

“(ii) entry clearance, leave to enter or leave to remain as a visitor who has been in the Isle of Man undertaking permitted activities in the sports or creative sectors, provided:

(1) the Certificate of Sponsorship Checking Service reference for which he is being awarded points in this application shows that he is being sponsored in the creative and sporting subcategory; and

(2) the Certificate of Sponsorship reference number was allocated to the applicant before he entered the Isle of Man as a visitor (excluding visitors for permitted paid engagements, marriage or civil partnership or transit), or”.

88. Delete paragraph 245ZQ(b)(iii) and substitute:

“(iii) Not used

(iv) Not used

(v) Not used”.

89. Re-number the existing paragraph 245ZQ(iii) as (vi).

90. In the new paragraph 245ZQ(vi) after “a Tier 4 (General) Migrant” insert:

“who, in respect of such leave, is or was last sponsored by:

(1) a UK recognised body or a body in receipt of public funding as a higher education institution from the Department of Employment and Learning in

Northern Ireland, the Higher Education Funding Council for England, the Higher Education Funding Council for Wales or the Scottish Funding Council; or

(2) an overseas higher education institution to undertake a short-term study abroad programme in the United Kingdom”.

91. After paragraph 245ZQ(i) insert:

“(j) Not used

(k) The Lieutenant Governor must be satisfied that:

(i) the applicant genuinely intends to undertake, and is capable of undertaking, the role recorded by the Certificate of Sponsorship Checking Service; and

(ii) the applicant will not undertake employment in the Isle of Man other than under the terms of paragraph 245ZR(h)(iii); and

(iii) Not used

(l) To support the assessment in paragraph 245ZQ(k), the Lieutenant Governor may:

(i) request additional information and evidence, and refuse the application if the information or evidence is not provided. Any requested documents must be received by the Isle of Man Immigration Office at the address specified in the request within 28 calendar days of the date the request is sent, and

(ii) request the applicant attends an interview, and refuse the application if the applicant fails to comply with any such request without providing a reasonable explanation.

(m) If the Lieutenant Governor is not satisfied following the assessment in paragraph 245ZQ(k), no points will be awarded under paragraphs 105 to 112 of Appendix A.

(n) The Lieutenant Governor may decide not to carry out the assessment in paragraph 245ZQ(k) if the application already falls for refusal on other grounds, but reserves the right to carry out this assessment in any reconsideration of the decision.”.

92. After paragraph 245ZR (h) (iii) insert:

“(iv) Not used

(v) study subject to the condition set out in Part 15 of these Rules where the applicant is 18 years of age or over at the time their leave is granted, or will be aged 18 before their period of limited leave expires.”.

93. In paragraph 245ZV(g) delete “3” and substitute “2”.

94. In paragraph 245ZV(ga)(i), delete “sponsored by a Sponsor that is a Recognised Body” substitute “sponsored by a UK Recognised Body”.
95. In paragraph 245ZV(ga)(ii), delete “sponsored by a Sponsor that is a Recognised Body” substitute “sponsored by a UK Recognised Body”.
96. In paragraph 245ZW(b), in the first row of the table, after “1 month” insert “before the course starts or 7 days before the intended date of travel, whichever is later”.
97. In paragraph 245ZW(b), in the second row of the table, after “1 month” insert “before the course starts or 7 days before the intended date of travel, whichever is later”.
98. In paragraph 245ZW(b), in the third row of the table, after “1 month” insert “before the course starts or 7 days before the intended date of travel, whichever is later”.
99. In paragraph 245ZW(b), in the fourth row of the table, after “7 days” insert “before the course starts”.
100. In paragraph 245ZW(b), in the fifth row of the table, after “1 month” insert “before the course starts or 7 days before the intended date of travel, whichever is later”.
101. In paragraph 245ZW(b)(i), delete “If the grant of entry clearance is made less than 1 month or, in the case of a course of less than 6 months that is not a pre-session course, less than 7 days before the start of the course, entry clearance will be granted with immediate effect.” and substitute “If the grant of entry clearance is made less than 7 days before the intended date of travel, entry clearance will be granted with immediate effect.”.
102. In after paragraph 245ZW(b)(i), insert:

“(a) The intended date of travel is the date recorded by the applicant either through the relevant online application process or in the specified application form for Tier 4 (General) Students, as their intended date for travel to the Isle of Man.”.
103. In paragraph 245ZW (b)(iii) replace “disregarded” with “included”.
104. In delete paragraph 245ZW(c)(iii)(3).
105. In paragraph 245ZW(c)(iii)(6) delete “postgraduate doctor or dentist” and insert “Postgraduate Doctor or Dentist”.
106. In paragraph 245ZW(c)(iii)(1)(a), delete “sponsored by a Sponsor that is a Recognised Body” substitute “sponsored by a UK Recognised Body”.
107. In paragraph 245ZW(c)(iii)(2), delete “sponsored by a Sponsor that is a Recognised Body” substitute “sponsored by a UK Recognised Body”.

108. In paragraph 245ZW(c)(iii)(4)(ii)(a), delete “sponsored by a Sponsor that is a Recognised Body” substitute “sponsored by a UK Recognised Body”.
109. In paragraph 245ZW(c)(iii)(7), delete “Sponsor that is a Recognised Body” substitute “UK Recognised Body”.
110. In paragraph 245ZW(c)(iii)(8)(b), delete “Sponsor that is a Recognised Body” substitute “UK Recognised Body”.
111. In paragraph 245ZX, delete (b)(viii).
112. Delete paragraph 245ZX(b)(i) and insert:
 - (i) as a Tier 4 (General) Student, and, in respect of such leave, is or was last sponsored by:
 - (1) a UK recognised body or a body in receipt of public funding as a higher education institution from the Department of Employment and Learning in Northern Ireland, the Higher Education Funding Council for England, the Higher Education Funding Council for Wales or the Scottish Funding Council; or
 - (2) an overseas higher education institution to undertake a short-term study abroad programme in the United Kingdom; or
 - (3) an Embedded College offering Pathway Courses.”.
113. In Part 6A, paragraph 245ZX(h) delete “3” and substitute “2”.
114. In paragraph 245ZX(ha)(i), delete “sponsored by a Sponsor that is a Recognised Body” substitute “sponsored by a UK Recognised Body”.
115. In paragraph 245ZX(ha)(ii), delete “sponsored by a Sponsor that is a Recognised Body” substitute “sponsored by a UK Recognised Body”.
116. In paragraph 245ZY(b)(iii), delete “disregarded” and substitute “included”.
117. In paragraph 245ZY(c)(iii)(1)(a), delete “sponsored by a Sponsor that is a Recognised Body” substitute “sponsored by a UK Recognised Body”.
118. In paragraph 245ZY(c)(iii)(2), delete “sponsored by a Sponsor that is a Recognised Body” substitute “sponsored by a UK Recognised Body”.
119. Delete paragraph 245ZY(c)(iii)(3).
120. In paragraph 245ZY(c)(iii)(6) delete “postgraduate doctor or dentist” and insert “Postgraduate Doctor or Dentist”.
121. In paragraph 245ZY(c)(iii)(7), delete “Sponsor that is a Recognised Body” substitute “UK Recognised Body”.
122. In paragraph 245ZY(c)(iii)(8), delete “Sponsor that is a Recognised Body” substitute “UK Recognised Body”.
123. In paragraph 245ZZ, after “Isle of Man” insert “at an Independent School.”.

124. In paragraph 245ZZA(i), after “met” insert “.”.
125. In paragraph 245ZZB(a)(i), after “1 month before the course starts” insert “or 7 days before the intended date of travel, whichever is later”.
126. In paragraph 245ZZB(a), after (iii) insert “The intended date of travel is the date recorded by the applicant, either through the relevant online application process or in the specified application form for Tier 4 (Child) Students, as their intended date for travel to the Isle of Man.”.
127. In paragraph 245ZZB(b)(i), after “1 month before the course starts” insert “or 7 days before the intended date of travel, whichever is later”.
128. In paragraph 245ZZB(b), after (iii) insert “The intended date of travel is the date recorded by the applicant, either through the relevant online application process or in the specified application form for Tier 4 (Child) Students, as their intended date for travel to the Isle of Man.”.
129. In Part 6A at the end of paragraph 245ZZB(c)(iv)(3), insert “,”.
130. In paragraph 245ZZC, delete (b)(iii).
131. In paragraph 267 after “employment” insert “and a condition on study as set out in Part 15 of these Rules.”.
132. In paragraph 272 after “granted to the person with limited leave to enter or remain as a retired person of independent means” insert “subject to a condition on study as set out in Part 15 of these Rules.”.
133. In paragraph 273B in (i) after “person with limited leave to enter or remain” insert “, subject to a condition on study as set out in Part 15 of these Rules”. In (ii) after “2 years” insert “, subject to a condition on study as set out in Part 15 of these Rules,”.
134. In paragraph 275 in (a) after “person with limited leave to enter or remain as a retired person of independent means” insert “, subject to a condition on study as set out in Part 15 of these Rules,”. In (b) after “30 months” insert “, subject to a condition on study as set out in Part 15 of these Rules,”.
135. After paragraph 276A00 insert:

“276A01(1). Where an applicant for leave to enter the Isle of Man remains in the Isle of Man on temporary admission or temporary release and satisfies the requirements in paragraph 276ADE(1), as if those were requirements for leave to enter not leave to remain (and except that the reference to “leave to remain” in sub-paragraph (ii) is to be read as if it said “leave to enter”), or the Lieutenant Governor decides to grant leave to enter outside the rules on Article 8 grounds:

 - (a) paragraph 276BE(1) shall apply, as if the first reference in paragraph 276BE(1) to limited leave to remain were to limited leave to enter and as if the

wording from “provided that” to “under this sub-paragraph” were omitted; and

(b) paragraph 276BE(2) shall apply, as if the reference in paragraph 276BE(2) to limited leave to remain were to limited leave to enter.

(2). Where leave to enter is granted in accordance with paragraph 276A01(1), paragraph 276BE(1) shall apply to an application for leave to remain on the grounds of private life in the Isle of Man as if for “leave to remain under this sub-paragraph” there were substituted “leave to enter in accordance with paragraph 276A01(1).

276A02. In all cases where:

(a) limited leave on the grounds of private life in the Isle of Man is granted under paragraph 276BE(1) or 276DG; or

(b) limited leave is granted outside the rules on Article 8 grounds under paragraph 276BE(2),

leave will normally be granted subject to a condition of no recourse to public funds, unless the applicant has provided the decision-maker with (i) satisfactory evidence that the applicant is destitute as defined in section 95 of the Immigration and Asylum Act 1999, or (ii) satisfactory evidence that there are particularly compelling reasons relating to the welfare of a child of a parent in receipt of a very low income.

276A03. Where a person aged 18 or over is granted limited leave to remain under this Part on the basis of long residence or private life in the Isle of Man or limited leave to enter in accordance with paragraph 276A01(1) (or limited leave to enter or remain outside the rules on Article 8 grounds), or where a person granted such limited leave to enter or remain will be aged 18 before that period of limited leave expires, the leave will, in addition to any other conditions which may apply, be granted subject to the conditions in Part 15 of these rules.”.

136. After paragraph 276A03 insert:

“276A04. Where a person who has made an application for indefinite leave to remain under this Part does not meet the requirements for indefinite leave to remain but falls to be granted limited leave to remain under this Part on the basis of long residence or private life in the Isle of Man, or outside the rules on Article 8 grounds:

(a) The Lieutenant Governor will treat that application for indefinite leave to remain as an application for limited leave to remain;

(b) Not used

(c) Not used”.

137. In paragraph 276DE(b) after “limited leave to” insert “enter or”.
138. In paragraph 276DG(b) for “met the requirements of paragraphs 33B to 33G of the Rules,” substitute “demonstrated sufficient knowledge of the English language or about life in the Isle of Man in accordance with Appendix KoLL,”.
139. After paragraph 276DH insert – “276D1 to 276BS1 Not used”.
140. After paragraph 276BS1(ii) insert a new paragraph starting at 276BT1 as below:

“Parent of a Tier 4 (child) student

Requirements for leave to enter or remain as the parent of a Tier 4 (child) student

276BT1 The requirements to be met by a person seeking leave to enter or remain in the Isle of Man as the parent of a Tier 4 (child) student is that the parent is over 18 years old and:

(i) is genuinely seeking leave to enter or remain for a period of up to 12 months to be the sole carer for their child who is under 12 years of age and attending or seeking to attend an independent fee paying day school in the Isle of Man, provided the child:

a) meets the requirements of paragraph 245ZZA if seeking leave to enter as a Tier 4 (Child) Student, or

b) meets the requirements of paragraph 245ZZC if seeking leave to remain as a Tier 4 (Child) Student;

(ii) will maintain and accommodate himself, the child and any other dependants adequately out of resources available to him without recourse to public funds or taking employment;

(iii) can provide satisfactory evidence of adequate and reliable funds for maintaining a second home in the Isle of Man;

(iv) is not seeking to make the Isle of Man their main home;

(v) does not intend to take employment, to produce goods or provide services within the Isle of Man including the selling of goods or services direct to members of the public;

(vi) does not intend to study in the Isle of Man ;

(vii) the parent was not last admitted to the United Kingdom under the Approved Destination Status Agreement with China;

(viii) if seeking leave to remain must not be in the Isle of Man in breach of immigration laws except that any period of overstaying for a period of 28 days or less will be disregarded.

Leave to enter or remain as the parent of a Tier 4 (child) student

276BU1 A person seeking leave to enter or remain in the Isle of Man as the parent of a Tier 4 (child) student may be admitted or allowed to remain for a period not exceeding 12 months, subject to a condition prohibiting employment, study and recourse to public funds, provided the Immigration Officer or, in the case of an application for limited leave to remain, the Lieutenant Governor is satisfied that each of the requirements of paragraph 276BT1 is met.”.

Refusal of leave to enter or remain as the parent of a Tier 4 (child) student

276BV1 Leave to enter or remain in the Isle of Man as the parent of a Tier 4 (child) student is to be refused if the Immigration Officer or, in the case of an application for limited leave to remain, the Lieutenant Governor is not satisfied that each of the requirements of paragraph 276BT1 is met.”.

141. In paragraph A277B after “Relevant Points Based System Migrant” insert “, from a victim of domestic violence or from a bereaved spouse, civil partner, unmarried partner or same sex partner”.
142. In paragraph A277B delete sub-paragraph (d).
143. After paragraph A277C insert:

“A277D. Where, pursuant to paragraphs A277A to A277C, a person who has made an application for indefinite leave to remain to which Part 8 of these rules continues to apply does not meet the requirements for indefinite leave to remain but falls to be granted limited leave to remain under Part 8, paragraphs 276ADE(1) to 276DH or Appendix FM, or outside the rules on Article 8 grounds:

 - (a) The Lieutenant Governor will treat that application for indefinite leave to remain as an application for limited leave to remain;
 - (b) Not used
 - (c) Not used”.
144. In paragraph A279 for “398-399D” substitute “A398-399D”.
145. After paragraph A280A insert:

“A280AA. Where a person aged 18 or over is granted limited leave to enter or remain under Part 8 of these rules, or where a person granted such limited leave to enter or remain will be aged 18 before that period of limited leave expires, the leave will, in addition to any other conditions which may apply, be granted subject to the condition in Part 15 of these rules.”.
146. In paragraph 289A (iii) delete final “and”.
147. In paragraph 298 (vii) delete “or 319X”.

148. In paragraph 319C(b)(iv) after “further leave to remain”, insert “, or has been refused indefinite leave to remain solely because the applicant has not met the requirements of paragraph 319E(g),”.
149. In Part 8, paragraph 319C(i)(ii)(2) delete “Recognised Body” and insert “UK recognised body”.
150. In Part 8, paragraph 319H(h)(i)(ii)(2) delete “Recognised Body” and insert “UK recognised body”.
151. After paragraph A320 insert –“B320 Not used.”.
152. After paragraph 320(2) insert:
“(2A)
Failure, if required to do so, by a person seeking entry to the Isle of Man to provide a criminal record certificate from the relevant authority in any country in which they have been resident for 12 months or more, in the past 10 years. Such evidence will not normally be required where:
i. The applicant is aged 17 years old or under at the date the application is made; or
ii. It is not reasonably practicable for the applicant to obtain such evidence from the relevant authorities.”.
153. In paragraph 320 (7B) (iv) delete “the removal decision” and substitute “liability for removal”.
154. After paragraph 323(vi) delete:
“.”
And insert:
“; or
(vii) if, without a reasonable explanation, he fails to comply with a request made by or on behalf of the Lieutenant Governor under paragraph 39D.”.
155. In paragraph 323A(a)(ii)(1), delete “Sponsor,” substitute “sponsor”.
156. In paragraph 323A(a)(ii)(2), delete “Sponsor” substitute “sponsor”.
157. In paragraph 323A(b)(i), delete “migrant’s Sponsor” substitute “migrant’s sponsor”.
158. In paragraph 323A(b)(ii), delete “migrant’s Sponsor” substitute “migrant’s sponsor”.
159. In paragraph 323A(b)(ii)(4), delete “but the Sponsor licence” substitute “but the sponsor licence”.

160. In paragraph 323A(b)(ii)(4), delete “allow the Sponsor” substitute “allow the sponsor”.
161. In paragraph 323AA(a), delete “absent from work without pay for one calendar month or more in total” and substitute “absent from work without pay for 30 days or more in total”.
162. After Part 13 add:

“Part 14 Not Used

Part 15 Condition to hold an Academic Technology Approval Scheme (ATAS) clearance certificate.

417. Where these Rules refer to leave to enter or remain in the Isle of Man being granted to an individual, subject to the conditions set out in this Part 15, such condition is as set out in (i) and (ii) below:

(i) no study which is:

(a) undergraduate or postgraduate study leading to a Doctorate or Masters degree by research in one of the disciplines listed in paragraph 1 of Appendix 6 of these Rules, or

(b) undergraduate or postgraduate study leading to a taught Masters degree or other postgraduate qualification in one of the disciplines listed in paragraph 2 of Appendix 6 of these Rules, or

(c) a period of study or research in excess of 6 months in one of the disciplines listed in paragraphs 1 or 2 of Appendix 6 of these Rules at an institution of higher education where this forms part of an overseas postgraduate qualification,

unless the migrant has obtained a valid Academic Technology Approval Scheme clearance certificate from the Counter-Proliferation Department of the Foreign and Commonwealth Office which was issued to the migrant prior to the commencement of such study and that specifically relates to the course or area of research the migrant wishes to undertake and to the institution at which the applicant wishes to undertake it, and the migrant has provided a print-out of the certificate to the institution, and

(i) if the migrant is undertaking a course or a period of research of a type specified in (i) above and his course (or research) completion date is postponed or delayed for a period of more than three calendar months or there are any changes to the course contents (or the research proposal), the migrant must apply for a new Academic Technology Approval Scheme clearance certificate within 28 calendar days, and must provide a print-out of the new certificate to the institution promptly after this is made available by the Counter-Proliferation Department of the Foreign and Commonwealth Office.”.

163. Delete Appendix 1.
164. In Appendix 6 delete “ for the purposes of paragraphs 245ZV and 245ZX of these Rules.”.
165. Delete Appendix 7 and substitute –

“Appendix 7 – Statement of Written Terms and Conditions of employment required in paragraph 159A (v), 159D (iv) and 159EA (iii)

Overseas Domestic Worker

Employment contract

Two copies of this form must be completed and signed by the employer and the overseas domestic worker and submitted with the entry clearance application or with the leave to remain application as required by paragraphs 159A(v), 159D(iv), 159EA(iii), 245ZO(f)(ii), and 245ZQI(ii) of the Immigration Rules.

1. Name & address of Employee
<i>[insert details]</i>
2. Name & address of Employer
<i>[insert details]</i>
3. Commencement of Employment & Termination
<p>1. <i>[If for an indefinite term]</i></p> <p>[The Employee’s employment with the Employer commence[s OR d] on <i>[insert date]</i>, and will continue unless or until terminated in accordance with the provisions of this agreement.]</p> <p><i>[If for a fixed term]</i></p> <p>[The Employee’s employment with the Employer shall [commence OR be deemed to have commenced] on <i>[insert date]</i> and shall continue, subject to the remaining terms of this agreement, until it terminates on <i>[insert date]</i> without the need for notice unless previously terminated by either party giving the other not less than <i>[insert number*]</i> weeks/months’ notice in writing.]</p>

** Note: the notice to be given by the Employer must not be less than the statutory minimum period of notice to be given by employers, which is as follows:*

- during the first two years' continuous employment, one week's notice; and

- after that, one additional week for each year of service, up to a maximum of twelve weeks' notice

2. No employment with a previous employer counts as part of a period of continuous employment. OR The Employee's employment with [insert name of previous employer] forms part of a continuous period of employment which began on [insert date].

4. Job Title

The Employee is employed as [insert job title] and his/her duties are set out below:

[insert Employee's duties]

5. Employee's Place of Work

The Employee's place of work is [insert location].

[If this is where the Employer resides, then the following information should be provided]:

- Total number of rooms;
- Total number of bedrooms;
- The names and ages of all household members and domestic staff (adults and minors) residing in the house.

[If the Employee's place of work is different to the Employer's residence, the Employer is to provide an explanation, including details of where the Employee will be working and who lives at that address]

6. Employee's Hours of Work

1. The Employee's normal hours of work are [insert number] hours per week, to be worked during the hours of [insert time] to [insert time] on [insert days] with a daily [paid OR unpaid] lunch break of [insert amount].

2. [The Employee is not required to work overtime]

OR

[The Employee is required to be available to work overtime, whenever

needed by the Employer at weekends, on public holidays or at other times outside his/her normal hours of work.]

OR

[The Employee may, if he/she wishes, make himself/herself available to work overtime outside his/her normal hours of work.]

OR

[The Employee may be required to work overtime if and when the Employer deems it to be necessary.]

If the Employee works overtime, then complete the following paragraph

3. The Employee's entitlement to pay for working overtime is as follows:

[insert details of overtime pay]

7. Pay

The Employee's [salary is **OR** wages are] £*[enter figure]* per [hour **OR** week **OR** month **OR** year] payable to the Employee at [weekly **OR** monthly] intervals in arrears on[or about] the *[insert day i.e. Friday **OR** last working day **OR** insert date i.e. 25th]* of each [week **OR** month]

The Employer agrees that the salary **OR** wages meet the requirements of the National Minimum Wage Act 2001⁴ (an Act of Tynwald) and any Regulations made under it, and that they will continue to meet such requirements throughout the period of employment.

The employer understands that they cannot claim exemption from meeting the requirements above by claiming that the Employee lives as a member of the family.

8. Holiday

1. The Employee will be entitled to *[enter number –under the Annual Leave Regulations 2007⁵ this must be 4 weeks in each leave year]* weeks' paid holiday in each holiday year, which runs from *[enter date, e.g. 1 January]* to *[enter date, e.g. 31 December]*, in addition to bank and public holidays. If the Employee's employment starts or finishes part way through the holiday year, his/her holiday entitlement during that year shall be calculated on a pro-rata basis.

2. The Employee must take all of his/her entitlement in the holiday year in which it accrues and carrying forward holiday is not permitted unless

⁴ AT 2001/25

⁵ SD 102/07

[either agreed in advance by the Employer or where] the law allows holiday to be carried forward.

3. On the termination of the Employee's employment, he/she will be paid in lieu of accrued but untaken holiday entitlement. The Employee will be required to pay the Employer for holiday taken in excess of his/her accrued entitlement on termination.

9. Sickness

1. If the Employee is absent from work for any reason, he/she, or someone on his/her behalf, must inform the Employer by no later than *[insert time]* on the first day of absence. On the Employee's return to work, he/she will be required to complete a self-certification form, which he/she should complete, sign and return within *[insert number e.g. two days]* of his/her return to work. If the Employee's absence from work is due to sickness or injury and continues for a period exceeding seven consecutive days, he/she should provide the Employer with a Statement of Fitness for Work ('fit note') from his/her doctor as soon as possible after the seventh day of absence and weekly after that.

2. **[[IF SICK PAY:]** In the event of absence from work due to illness or injury, the Employee will be eligible to receive an amount equivalent to his/her salary **OR** wages for the first *[insert number]* weeks of absence. Such payments will include any entitlement to any statutory sick pay due in accordance with applicable legislation in force at the time of the absence.

OR

[IF STATUTORY SICK PAY ONLY:] There is no pay for any absence due to illness or injury, other than statutory sick pay if the Employee is eligible. For the purpose of statutory sick pay, the Employee's 'qualifying days' are *[insert the Employee's normal working days]*

10. Recruitment, transportation, and other fees

The Employer shall not recoup from the Employee, through payroll deductions or any other means, the fees they have paid to a third party recruiter or recruitment agency, or their authorised representative(s) for services related to hiring and retaining the Employee.

The Employer agrees to pay the Employee's transportation costs for the journey from his/her place of current residence to the place of work in the Isle of Man, namely from _____ (country of current residence) to _____ (place of work in Isle of Man) as well as the return journey from _____ (place of work in Isle of Man) to _____ (country of current residence). It is the Employer's

obligation and responsibility to pay for the transportation costs and they cannot be passed on to the Employee through payroll deductions or any other means (for example, the Employee must not pay the transportation on behalf of the Employer to be reimbursed at a later date). Under no circumstances are transportation costs recoverable by the Employer from the Employee.

The Employer agrees to pay in advance on behalf of the Employee any visa application fees and any other fees that may be payable by the Employee in order to obtain a visa to travel to the Isle of Man with their Employer or to join the Employer in the Isle of Man.

11. Accommodation

1. The Employer shall provide the Employee with suitable furnished accommodation for their exclusive use. Suitable accommodation is housing or a hotel room that meets Isle of Man building requirements and health and safety standards. This includes a private unit or a room with a lock and which therein provides living and sleeping facilities intended for human habitation with no visible or structural repairs required.

2. The Employer agrees to provide the Employee with [meals] [delete if not applicable], [and] an adequate, properly heated, and ventilated room with natural light. The door of the room shall be equipped with a lock and a safety bolt from within the room and the Employee will be provided with the corresponding key.

3. The Employer shall provide the Employee with independent access to the residence (for example, house keys, security code) where the Employee resides.

4. The Employer agrees to provide the Employee with (check if applicable):
Private bathroom

Telephone (charge of £____ per month or no charge_ except for long-distance calls)

Radio (in his/her room)

Television (in his/her room)

Internet access (charge of £ per month or no charge)

Other, specify:

[Description of Employee's room and furnishings]

12. Healthcare

1. The Employer agrees to provide comprehensive sickness insurance cover

for the Employee in the Isle of Man at no cost to the Employee.

2. The Employer agrees not to deduct money from the Employee's salary **OR** wages for this purpose.

3. The Employer undertakes to ensure that the Employee has free access to medical treatment as the Employee requires.

13. Passport

The Employer agrees that the Employee will retain custody of his/her passport at all times other than when it is required by a third party for official purposes such as applying for a visa.

14. Termination and Notice Period

[To only be used when the employment is for an indefinite term]

The prior written notice required by the Employee to terminate his/her employment shall be as follows:

[insert details]

The prior written notice required by the Employer to terminate the Employee's employment shall be as follows:

[insert details]

Note: this must not be less than the statutory minimum period of notice to be given by employers, which is as follows:

*- during the first two years' continuous employment, one week's notice;
and*

- after that, one additional week for each year of service, up to a maximum of twelve weeks' notice.

15. Grievances and Disciplinary Rules and Procedure

1. If the Employee has a grievance regarding his/her employment, he/she should in the first instance speak to his/her *Employer*. If the grievance is not then resolved to the Employee's satisfaction, the Employee should refer to the grievance procedure, which may be obtained from the Employer.

2. The disciplinary rules and procedure applicable to the Employee are [attached OR to be found in [*specify place*]]. If the Employee is dissatisfied with any disciplinary decision taken in relation to him/her, he/she should refer to the disciplinary procedure, which may be obtained from the Employer.

Note: the Employer's grievance procedure and disciplinary rules and

procedure must comply with the ACAS statutory Code of Practice on discipline and grievance.

16. Pensions

1. [The Employee is entitled to become a member of the *[insert name]* Pension Scheme, or such other registered pension scheme as has been set up by the Employer, subject to satisfying certain eligibility criteria and subject to the rules of such scheme as amended from time to time. Full details of the scheme are available from the Employer.

OR

[There is no pension scheme in force in relation to the Employee's employment.]

2. A contracting-out certificate is [not] in force in respect of the Employee's employment.

17. Governing Law & Jurisdiction

1. This agreement and any dispute or claim arising out of or in connection with it or its subject matter or formation (including non-contractual disputes or claims) shall be governed by and construed in accordance with the law of the Isle of Man.

2. Each party irrevocably agrees that the courts of the Isle of Man shall have exclusive jurisdiction to settle any dispute or claim arising out of or in connection with this agreement or its subject matter or formation (including non-contractual disputes or claims).

Signature of Employer

I accept the terms and conditions of this employment contract.

Given name as stated on passport (print):

Surname as stated on passport (print):

EMPLOYER'S Signature:

Date (DD/MM/YYYY):

Signature of Employee

I accept the terms and conditions of this employment contract.

Given name as stated on passport (print):

Surname as stated on passport (print):

EMPLOYEE’S Signature:

Date (DD/MM/YYYY)

“.

166. In Appendix A, in paragraph 7, delete “leave to remain or”.

167. In Appendix A, in paragraph 8, delete “leave to remain or”.

168. In Appendix A, in the title of Table 2, delete “leave to remain and”.

169. In Appendix A, in the title of Table 3, delete “leave to remain and”.

170. In Appendix A, delete the header row and first row of Table 4 and substitute:

“

Investment and business activity	Points
(a) The applicant has access to not less than £200,000, or (b) Not used Or (c) The applicant: (i) is applying for leave to remain, (ii) has, or was last granted, leave as a Tier 1 (Graduate Entrepreneur) Migrant, and (iii) has access to not less than £50,000, or (d) The applicant: (i) is applying for leave to remain, (ii) has, or was last granted, leave as a Tier 1 (Post-Study Work) Migrant, and (iii) has access to not less than £50,000. An applicant who is applying for leave to remain and has, or was last granted leave as a Tier 1 (General) Migrant will be awarded no points under (a) or (b)(i) above, unless he meets the additional requirements in (1) and (2) below. An applicant who is applying for leave to remain and has, or was last granted leave as a Tier 1 (Post-Study Work) Migrant will be awarded no points under (d) above, unless he meets the additional requirements in (1) and (2) below.	25

<p>(1) Since before the specified date below and up to the date of his application, the applicant must have been continuously engaged in business activity which was not, or did not amount to, activity pursuant to a contract of service with a business other than his own and, during such period, has been continuously:</p> <ul style="list-style-type: none"> • registered with Isle of Man Treasury as self-employed, or • registered with Companies House as a director of a new or an existing business. Directors who are on the list of disqualified directors provided by Companies House will not be awarded points. <p>(2) Since before the specified date below and up to the date of his application, has continuously been working in an occupation which appears on the list of occupations skilled to National Qualifications Framework level 4 or above, as stated in the Codes of Practice in Appendix J, and provides the specified evidence in paragraph 41-SD. "Working" in this context means that the core service his business provides to its customers or clients involves the business delivering a service in an occupation at this level. It excludes any work involved in administration, marketing or website functions for the business, and</p> <p style="padding-left: 40px;">The specified date in (1) and (2) above is:</p> <ul style="list-style-type: none"> • 6 November 2014 if the applicant has, or was last granted, leave as a Tier 1 (Post-Study Work) Migrant, or • 7 September 2015 if the applicant has, or was last granted, leave as a Tier 1 (General) Migrant. 	
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“.

171. In Appendix A, after paragraph 41(b), insert:

“(c) Where the applicant has held the money for less than a consecutive 90-day period of time, ending no earlier than 31 days before the date of application, the applicant must provide the specified documents for third party funding in paragraph 41-SD, as evidence of the source of the money;”.

172. In Appendix A, after new paragraph 41(c), renumber existing sub-paragraphs (c) and (d) as (d) and (e) respectively.

173. In Appendix A, in paragraph 41-SD(c)(i)(4), delete “three months” and substitute “31 days”.

174. In Appendix A, delete paragraph 41-SD(c)(i)(9) and substitute:

“(9) confirm the minimum balance available from the applicant's own funds (if applicable) that has been held in that institution during a consecutive 90-day period of time, ending on the date of the letter,”.

175. In Appendix A, in paragraph 41-SD(c)(ii), delete “a recent personal bank or building society statement” and substitute “recent personal bank or building society statements covering a consecutive 90-day period of time, with the most recent statement being dated no earlier than 31 days before the date of application,”.

176. In Appendix A, in paragraph 41-SD(c)(ii)(6), delete “and produced within the three months immediately before the date of the application”.

177. In Appendix A, in paragraph 41-SD(d), after “If the applicant is applying using money from a third party,” insert “which is either held by the third party or has been transferred to the applicant less than 90 days before the date of the application,”.

178. In Appendix A, in paragraph 41-SD(e), delete:

“If the applicant is applying under the provisions in (d) in Table 4, he must also provide:”

and substitute:

“If the applicant is applying for leave to remain, and has, or was last granted, leave as a Tier 1 (General) Migrant or a Tier 1 (Post-Study Work) Migrant, he must also provide the following evidence that he meets the additional requirements set out in Table 4:”.

179. In Appendix A, in paragraph 41-SD(e)(ii), delete “10 November 2014” and substitute “10 November 2014 or 7th September 2015 (as applicable),”.

180. In Appendix A, in paragraph 41-SD(e)(iii), delete “10 November 2014” and substitute “10 November 2014 or 7th September 2015 (as applicable),”.

181. In Appendix A, delete paragraph 41-SD(e)(iii)(1) and substitute:

“(1) advertising or marketing material, including printouts of online advertising, that has been published locally or nationally

(a) showing the applicant's name (and the name of the business if applicable) together with the business activity; or

(b) where his business is trading online, confirmation of his ownership of the domain name of the business's website.”.

182. In Appendix A, in paragraph 41-SD(e)(iv), delete “10 November 2014” and substitute “10 November 2014 or 7th September 2015 as applicable),”.

183. In Appendix A, delete paragraph 41-SD(e)(v) and substitute:

“(v)

(1) if claiming points for being self-employed, the following specified documents to show the applicant's compliance with National Insurance requirements:

(a) the original bills covering the continuous billing period during which the applicant claims to have been self-employed, if his Class 2 National Insurance is paid by bill;

(b) bank statements covering the continuous period during which the applicant claims to have been self-employed, showing the direct debit payment of Class 2 National Insurance to Isle of Man Treasury;

(c) all original small earnings exception certificates issued to the applicant by Isle of Man Treasury covering the continuous tax period during which the applicant claims to have been self-employed, if he has low earnings; or

(d) if the applicant has, or was last granted leave as a Tier 1 (General) Migrant and is applying before 31 October 2015, the original, dated welcome letter from Isle of Man Treasury containing the applicant's unique taxpayer reference number, if he has not yet become liable for paying National Insurance, or has not yet received the documents in (c); or

(2)

(a) if claiming points for being a director of a Isle of Man company at the time of his application, a printout from Companies House of the company's filing history page and of a Current Appointment Report, listing the applicant as a director of a company that is actively trading (and not dormant, or struck-off, or dissolved or in liquidation), and showing the date of his appointment as a director of that company; and

(b) if claiming points for being a director of a Isle of Man company other than the company referred to in (a) above, at any time before the date of his application, a printout from Companies House of the applicant's personal appointments history, showing that the applicant has held directorships continuously during the period in which he claims to have been a director, as well as a printout of the company's filing history page.

The evidence at (1) and (2) above must cover (either together or individually) a continuous period commencing before 6th November 2014 or 7th September 2015 (as applicable), and ending on a date no earlier than three months before the date of his application. The only exception is if the applicant is claiming points for being self-employed at the time of his application, and the evidence consists of documents issued by Isle of Man Treasury referred to at (v)(1)(a) or (c) above. If this is the case, the applicant must submit the most recent document issued before the date of his application; and”.

184. In Appendix A, delete paragraph 41-SD(e)(vii) and substitute:

“(vii) the following evidence that the business has a Isle of Man bank account of which the applicant is a signatory:

(1) if the applicant is currently self-employed, a personal or business bank statement, showing transactions for his business (which must be currently active), or a letter from the Isle of Man bank in question, on its headed paper, confirming that he has a business and acts through that bank for the purposes of that business, or

(2) if the applicant is currently a director, a company bank statement showing that the company has a Isle of Man account and transactions for that company, or a letter from the Isle of Man bank in question, on its headed paper, confirming that the company has a bank account and the applicant is a signatory of that account,

and the evidence at (vi) and (vii)(2) above must relate to a company that is actively trading and not dormant, or struck-off, or dissolved or in liquidation.”.

185. In Appendix A, in Table 6, in the “Points” column of Row 4, delete “35” and substitute “15”.

186. In Appendix A, in paragraph 46-SD(e), delete “If some of the money has been invested into a business in the Isle of Man,” and substitute “(e) If the applicant scores points from paragraph 45 above and only some of the money has been invested into a business in the Isle of Man,”.

187. In Appendix A, delete paragraph 46-SD(f)(ii) and substitute:

“(ii) If the applicant was a director of a new or existing company, he must provide a printout from Companies House of the company’s filing history page and of the applicant’s personal appointments history, showing the date of his appointment as a director of that company, which must be no more than 8 months after the specified date in the relevant table.”.

188. In Appendix A, delete paragraph 46-SD(h)(vii) and substitute:

“(vii) If the applicant was a director of a company, a printout from Companies Registry of the company’s filing history page and of the applicant’s personal appointments history, and showing the date of his appointment as a director of that company, to confirm that he was a director of the company that employed the settled worker at the time that the settled worker was employed;”.

189. In Appendix A, in paragraph 46-SD(h)(x), delete:

“or the Association of Authorised Public Accountants.”

and substitute:

“the Association of Authorised Public Accountants, the Chartered Institute of Public Finance and Accountancy, the Institute of Financial Accountants, the

Chartered Institute of Management Accountants, or the Association of International Accountants.”.

190. In Appendix A, at the end of paragraph 47, after “renting it out or resale.”, insert “The principle is that the business income must be generated from the supply of goods and/or services, and not derived from the increased value of property or any income generated from property, such as rent.”.

191. In Appendix A, delete Table 7 and substitute:

“Table 7: Applications for entry clearance or leave to remain referred to in paragraph 55

Money to invest in the Isle of Man	Points
The applicant: (a) has money of his own under his control held in a regulated financial institution and disposable in the Isle of Man amounting to not less than £2 million; and (b) has opened an account with an Isle of Man regulated bank for the purposes of investing not less than £2 million in the Isle of Man.	75

“.

192. In Appendix A, delete:

“Money and assets: notes

59. DELETED.”

and substitute:

“Isle of Man bank account: notes

59. In the case of an application where Table 7 applies, in addition to the evidence relating to money to invest, the applicant must provide an original letter issued by an authorised official of a Isle of Man regulated bank, on the official letter-headed paper of the institution, which:

(a) is dated within the three months immediately before the date of the application;

(b) states the applicant’s name and account number; and

(c) confirms that:

(i) the applicant has opened an account with that bank for the purposes of investing not less than £2 million in the Isle of Man; and

(ii) the bank is regulated by the Financial Supervision Commission for the purposes of accepting deposits.

Money and assets: notes”.

193. In Appendix A, delete paragraph 64-SD and substitute:

“64-SD. The specified document requirements in paragraph 64(a), as evidence of having held the money for the specified 90-day period, are as follows:

(a) The applicant must provide:

(i) A portfolio report produced by a Isle of Man regulated financial institution, or a breakdown of investments in an original letter produced by a Isle of Man regulated financial institution, on the official letter-headed paper of the institution, issued by an authorised official of that institution. The portfolio report or letter must cover a consecutive 90-day period of time, ending no earlier than one calendar month before the date of application. The portfolio report or letter must confirm all the following:

- (1) the amount of the money held in the investments,
- (2) the beneficial owner of the funds,
- (3) the date of the investment period covered,
- (4) that the institution is a Isle of Man regulated financial institution, with the details of the registration shown on the documentation, and
- (5) that the money can be transferred into the Isle of Man should the application be successful, if it is held abroad, or that the money has already been invested in the Isle of Man in the form of share capital or loan capital in active and trading Isle of Man registered companies, and the dates of these investments;

(ii) If the applicant manages his own investments, or has a portfolio manager who does not operate in the Isle of Man and is not therefore regulated by the Financial Supervision Commission (FSC), he must provide one or more of the documents from the list below, as relevant to their type of investments, covering a consecutive 90-day period of time, ending no earlier than one calendar month before the date of application:

- (1) certified copies of bond documents showing the value of the bonds, the date of purchase and the owner;
- (2) share documents showing the value of the shares, the date of purchase and the owner,
- (3) the latest audited annual accounts of the organisation in which the investment has been made, clearly showing the amount of money held in the investments, the name of the

applicant (or applicant and/or husband, wife, civil partner, or unmarried or same-sex partner), and the date of investment, or, if no accounts have been produced, a certificate from an accountant showing the amount of money held in the investments, and

(4) original trust fund documents from a legal adviser showing the amount of money in the fund, the date that the money is available and the beneficial owner, and including the name and contact details of the legal adviser and at least one of the trustees;

(iii) Original personal bank statements on the official bank stationery from a bank that is regulated by the official regulatory body for the country in which the institution operates and the funds are located, showing the account number and the amount of money available in the name of the applicant (or applicant and/or husband, wife, civil partner, or unmarried or same-sex partner), covering a consecutive 90-day period of time, ending no earlier than one calendar month before the date of application. The most recent statement must be no more than one calendar month old at the date of application. Electronic bank statements must be accompanied by a supporting letter from the bank on the institution's official headed paper, issued by an authorising official of that institution, confirming the content and that the document is genuine;

(iv) If the applicant cannot provide bank statements, an original letter from a bank that is regulated by the official regulatory body for the country in which the institution operates and the funds are located. The letter must be on the institution's official headed paper, issued by an authorised official of that institution, and dated no more than one calendar month before the date of application. The letter must confirm:

(1) the name of the applicant (or applicant and/or husband, wife, civil partner, or unmarried or same-sex partner), and that the money is available in their name(s),

(2) the account number,

(3) that the bank is regulated by the official regulatory body for the country in which the institution operates and the funds are located,

(4) the dates of the period covered, including both the day the letter was produced and three full consecutive months immediately before the date of the letter, and

(5) the balance of the account to cover the required amount of money as a minimum credit balance on the date of the letter and throughout the three full consecutive months before the date of the letter;

(b) If the funds are not held in the Isle of Man, the applicant must also provide an original letter from a bank or financial institution that is regulated by the official regulatory body for the country in which the institution operates and the funds are located, on the institution's official headed paper, issued by an authorised official of that institution, which confirms:

(1) the name of the beneficial owner, which should be the applicant (or applicant and/or husband, wife, civil partner, or unmarried or same-sex partner),

(2) the account number,

(3) the date of the letter,

(4) the amount of money to be transferred,

(5) that the money can be transferred to the Isle of Man if the application is successful, and

(6) that the institution will confirm the content of the letter to the Home Office on request.

(c) If specified documents are provided from accountants, the accountant must:

(i) if based in the Isle of Man, be a member of the Institute of Chartered Accountants in England and Wales, the Institute of Chartered Accountants in Scotland, the Institute of Chartered Accountants in Ireland, the Association of Chartered Certified Accountants, the Association of Authorised Public Accountants, the Chartered Institute of Public Finance and Accountancy, the Institute of Financial Accountants, the Chartered Institute of Management Accountants, or the Association of International Accountants, or

(ii) if not based in the Isle of Man, be a member of an equivalent, appropriate supervisory or regulatory body in the country in which they operate.”.

194. In Appendix A, after paragraph 64A-SD(a)(i)(3), insert:

“(4) the relationship between the person giving the gift and the person receiving it,”.

195. In Appendix A, after new paragraph 64A-SD(a)(i)(4) above, renumber existing subparagraphs (4) to (7) as (5) to (8) respectively.

196. In Appendix A, after paragraph 64A-SD(a)(ii)(4), insert:

“(5) the relationship between the person giving the gift and the person receiving it,”.

197. In Appendix A, after new paragraph 64A-SD(a)(ii)(5) above, renumber existing sub-paragraphs (5) to (9) as (6) to (10) respectively.

198. In Appendix A, after paragraph 64A-SD(a)(viii)(5), insert:

“(6) the relationship between the person making the will and the beneficiary,”.

199. In Appendix A, after new paragraph 64A-SD(a)(viii)(6) above, renumber existing sub-paragraphs (6) to (8) as (7) to (9) respectively.

200. In Appendix A, delete paragraph 65(c) and substitute:

“(c) Companies mainly engaged in property investment, property management or property development (meaning in this context any investment or development of property to increase the value of the property with a view to earning a return either through rent or a future sale or both, or management of property for the purposes of renting it out or resale. The principle is that business income must be generated from the supply of goods and/or services and not derived from the increased value of property or any income generated through property, such as rent.),”.

201. In Appendix A, delete paragraph 65C(a) and substitute:

“(a) In the case of an application where Table 8A or Table 9A applies, points for maintaining the level of investment for the specified continuous period of leave will only be awarded:

(i) if the applicant has purchased a portfolio of qualifying investments for a price of at least £2 million (or £5 million or £10 million, as appropriate); and

(ii) where any part of the qualifying investments in the portfolio is sold (whether at a gain or at a loss) during the specified continuous period of leave, their gross proceeds are re-invested in qualifying investments before the end of the next reporting period, or within six months of the date of completion of the sale, whichever is sooner.”.

202. In Appendix A, in paragraph 65C(b)(ii), delete “by the next reporting period” and substitute “before the end of the next reporting period, or within six months of the date of completion of the sale, whichever is sooner,”.

203. In Appendix A, after paragraph 65C(b), insert:

“(c) In the case of an application where one of Tables 8A, 8B, 9A or 9B applies:

(i) The applicant may withdraw interest and dividend payments generated by the qualifying investments from the portfolio;

(ii) Fees, for example those charged by institutions for managing the portfolio, and transaction costs and tax incurred through buying and selling investments cannot be paid for from the investment funds for which the applicant scores points; and

(iii) If the applicant has invested more than the required level in qualifying investments, the fees, transaction costs and tax referred to in (ii) above may be paid from the surplus investment, providing the surplus investment was made at the same time or before the fees, transaction costs and tax were incurred (for example, if the applicant scores points for investing £2 million in qualifying investments, but has actually invested £2.1 million in qualifying investments, up to £100,000 in fees, transaction costs and tax may be paid for from the investment funds. The applicant must have invested £2.1 million at or by the time he pays these costs; he cannot pay out of a £2 million investment and invest a further £100,000 at a later date to compensate).”.

204. In Appendix A, delete paragraph 65-SD(a) and substitute:

“(a) The applicant must provide a series of investment portfolio reports, certified as correct by an Isle of Man regulated financial institution, which must:

- (i) cover the required period, beginning no later than the end of the 3 month timescale specified in the relevant table;
- (ii) continue to the last reporting date of the most recent reporting period directly before the date of the application;
- (iii) include the price of the investments;
- (iv) certify that the total investment was maintained as required by paragraph 65C as applicable;
- (v) show the dates that the investments were made;
- (vi) show the destination of the investments;
- (vii) for investments made as loan funds to companies, be accompanied by audited accounts or unaudited accounts with an accounts compilation report for the investments made, giving the full details of the applicant's investment. The accountant must be a member of the Institute of Chartered Accountants in England and Wales, the Institute of Chartered Accountants in Scotland, the Institute of Chartered Accountants in Ireland, the Association of Chartered Certified Accountants, the Association of Authorised Public Accountants, the Chartered Institute of Public Finance and Accountancy, the Institute of Financial Accountants, the Chartered Institute of Management Accountants, or the Association of International Accountants;
- (viii) include the name and contact details of the financial institution that has certified the portfolio as correct, and confirmation that this institution is regulated by the Financial Supervision Commission (FSC) where applicable);
- (ix) confirm that the investments were made in the applicant's name and/or that of his spouse, civil partner, unmarried or same-sex partner and not in the name of an offshore company or trust even if this is wholly owned by the applicant;

(x) include the date that each portfolio report was certified by the financial institution; and

(xi) state that the institution will confirm the content of the reports to the Isle of Man Immigration Office on request.”.

205. In Appendix A, in paragraph 65-SD(b)(iv), delete:

“or the Association of Authorised Public Accountants.” and substitute:

“the Association of Authorised Public Accountants, the Chartered Institute of Public Finance and Accountancy, the Institute of Financial Accountants, the Chartered Institute of Management Accountants, or the Association of International Accountants.”.

206. In Appendix A, in paragraph 65-SD(e), delete “the portfolio” and substitute “the portfolio reports”.

207. In Appendix A, in the last row of Table 10, after sub-paragraph (c), insert:

“The endorsement must also confirm the applicant’s intended business sector or business intention. Points will not be awarded if this business will be mainly engaged in property development or property management. “Property development or property management” in this context means any development of property owned by the applicant or his business to increase the value of the property with a view to earning a return either through rent or a future sale or both, or management of property (whether or not it is owned by the applicant or his business) for the purposes of renting it out or resale. The principle is that business income must be generated from the supply of goods and/or services and not derived from the increased value of property or any income generated through property, such as rent.”.

208. In Appendix A, at the end of paragraph 74C(c)(ii)(1), after “leave,”, insert “or”.

209. In Appendix A, at the end of paragraph 74C(c)(ii)(2), delete “or”.

210. In Appendix A, delete paragraph 74C(c)(ii)(3).

211. In Appendix A, delete paragraph 74C(c)(iii) and substitute:

“(iii) an aggregated period of at least 12 months overseas within any timeframe, providing the applicant has been working continuously and lawfully for the sponsor (either overseas or in the Isle of Man) since the start of that aggregated 12-month period.”.

212. In Appendix A, in paragraph 75A, delete “£41,000” and substitute “£41,500”.

213. In Appendix A, in paragraph 75B, delete “£24,500” and substitute “£24,800”.

214. In Appendix A, in the fourth row of Table 11B, delete “at least £71,600 per year (or £71,000 per year if the job was advertised before 20 October 2014)” and substitute “at

least £72,500 per year (or £71,600 per year if the job was advertised before 7th September 2015”.

215. In Appendix A, in paragraph 78C(a), delete “£153,500 (or £152,100, if the recruitment took place before 20 October 2014)” and substitute “£155,300 (or £153,500, if the recruitment took place before 7th September 2015)”.

216. In Appendix A, in paragraph 79A, delete “£20,500” and substitute “£20,800”.

217. In Appendix A, delete paragraph 79A(b) and substitute:

“(b) the Certificate of Sponsorship checking service entry records the applicant:

(i) is being sponsored as a pre-registration candidate nurse or candidate midwife on the basis that:

(1) the applicant obtained a Nursing and Midwifery Council permission before 30 March 2015 to undertake the Overseas Nursing Programme or the Adaptation to Midwifery Programme, and is being sponsored to undertake a supervised practice placement as part of the programme, which has been approved by the Nursing and Midwifery Council, or

(2) the applicant will sit an Observed Structured Clinical Examination (OSCE) to obtain Nursing and Midwifery Council registration no later than 3 months after the stated employment start date, and familiarisation training will be permitted until the application for registration with the Nursing and Midwifery Council Registration is either successfully completed, otherwise closed, or 8 months, whichever is earlier;

and

(ii) will continue to be sponsored as a nurse or midwife by the Sponsor after achieving Nursing and Midwifery Council registration; and

(iii) will be paid at least £20,800 per year once that registration is achieved;

and the applicant or his Sponsor provides evidence of the above, if requested to do so.”.

218. In Appendix A, after Table 16 insert:

“115A. In order to obtain points for a Confirmation of Acceptance for Studies, the applicant must provide a valid Confirmation of Acceptance for Studies reference number.”.

219. In Appendix A, in paragraph 116(c), delete “the Sponsor” substitute “the sponsor”.

220. In Appendix A, in paragraph 116(f)(vi), delete “the Tier 4 Sponsor” substitute “the Tier 4 sponsor”.

221. In Appendix A, in paragraph 116(f)(ix), delete “the Tier 4 Sponsor;” substitute “the Tier 4 sponsor;”.
222. In Appendix A, in paragraph 117(a), delete “the Sponsor” substitute “the sponsor”.
223. In Appendix A, in paragraph 117(b), delete “the Sponsor” substitute “the sponsor”.
224. In Appendix A, in paragraph 118(a), delete “course from the Sponsor” substitute “course from the sponsor”.
225. In Appendix A, in paragraph 118(b)(i), delete “Sponsor that is a Recognised Body” substitute “UK Recognised Body”.
226. In Appendix A, in paragraph 118(b)(i)(4), delete “the Sponsor” substitute “the sponsor”.
227. In Appendix A, paragraph 118(b)(ii) delete “Recognised Body” and insert “UK recognised body”.
228. In Appendix A, in paragraph 118 after sub-paragraph 118 (b)(ii)(4)(iv), insert:
“, and
(v) the test centre at which the test was taken is approved by the Lieutenant Governor as a Secure English Language Test Centre.”.
229. In Appendix A, after sub-paragraph 118 (b)(iii)(4)(iv), insert:
“, and
(v) the test centre at which the test was taken is approved by the Lieutenant Governor as a Secure English Language Test Centre.”.
230. In Appendix A, in paragraph 120(b)(i), delete “Sponsor which is a Recognised Body” substitute “UK Recognised Body”.
231. In Appendix A, in paragraph 120(b)(ii), delete “the Sponsor is satisfied” substitute “the sponsor is satisfied”.
232. In Appendix A, in paragraph 120(cb)(7), delete “level of the Tier 4 Sponsor’s” substitute “level of the Tier 4 sponsor’s”.
233. In Appendix A, in paragraph 120(cb)(7), delete “completes the Tier 4 Sponsor’s” substitute “completes the Tier 4 sponsor’s”.
234. In Appendix A, paragraph 120(cb)(7) after “covered by a formal legal agreement between a Isle of Man” delete “-”.
235. In Appendix A, paragraph 120(cb)(7) after “An authorised signatory for institutional agreements within the” insert “Isle of Man”.
236. In Appendix A, paragraph 120(cb)(7) after “The agreement must confirm the” insert “Isle of Man”.
237. In Appendix A, paragraph 120(cb)(7) after “It must also state that the” insert “UK”.

238. In Appendix A, in paragraph 120(f)(ii), delete “Sponsor that is a Recognised Body” substitute “Recognised Body”.

239. In Appendix A, paragraph 120(f)(ii)(a) delete “Recognised Body” and insert “UK recognised body”.

240. In Appendix A, delete paragraph 120A(a) and insert:

“(a) Points will only be awarded for a valid Confirmation of Acceptance for Studies (even if all the requirements in paragraphs 116 to 120-SD above are met) if the sponsor has confirmed that the course for which the Confirmation of Acceptance for Studies has been assigned represents academic progress, as defined in (b) below, from previous study undertaken during the last period of leave as a Tier 4 (General) Student or as a Student where the applicant has had such leave, except where:

(i) the applicant is re-sitting examinations or repeating modules in accordance with paragraph 119 above,

(ii) the applicant is applying for leave to remain to complete the PhD or other doctoral qualification for which the Confirmation of Acceptance for Studies relating to the study undertaken during the last period of leave as a Tier 4 (General) Student or as a Student was assigned, or

(iii) the applicant is making a first application to move to a new institution to complete a course commenced at a Tier 4 sponsor that has had its licence revoked.

(b) For a course to represent academic progress from previous study the course must be above the level of the previous course for which the applicant was granted leave as a Tier 4 (General) Student or as a Student, unless:

(i) the course is taught by a UK recognised body or a body in receipt of public funding as a higher education institution from the Department of Employment and Learning in Northern Ireland, the Higher Education Funding Council for England, the Higher Education Funding Council for Wales or the Scottish Funding Council which is also the sponsor;

(ii) the sponsor has Tier 4 Sponsor status; and

(iii) the sponsor confirms that:

(1) the course is related to the previous course for which the applicant was granted leave as a Tier 4 (General) Student, meaning that it is either connected to the previous course, part of the same subject group, or involves deeper specialisation; or

(2) the previous course and the new course in combination support the applicant’s genuine career aspirations.”.

241. In Appendix A, in paragraph 120A(a), delete “the Sponsor” substitute “the sponsor”.

242. In Appendix A, in paragraph 120A(b)(ii), delete “the Tier 4 Sponsor” substitute “the Tier 4 sponsor”.

243. In Appendix A, in paragraph 124(d), delete “the Sponsor” substitute “the sponsor”.

244. In Appendix A paragraph 124(e), delete “institution” and substitute “Independent School”.

245. In Appendix A paragraph 124(f), delete “institution” and substitute “Independent School”.

246. In Appendix A at the end of paragraph 124(f), delete “and”.

247. In Appendix A, in paragraph 125(a), delete “the Sponsor” substitute “the sponsor”.

248. In Appendix A, in paragraph 125A(a), delete “the Sponsor” substitute “the sponsor”.

249. In Appendix A paragraph 126(b), after “(NQF),” insert “and must not be a foundation course intended to prepare the student for entry to a higher education institution”.

250. In Appendix A at the start of paragraph 126(e), delete “is” and substitute “be”.

251. In Appendix B, in Table 1, delete row A.

252. In Appendix B, in paragraph 7(i)(1), delete “a Bachelor's degree (not a Master's degree or a PhD)” and substitute “a Bachelor's or Master's degree or a PhD”.

253. In Appendix B, delete paragraph 10 and substitute:

“10. 10 points will only be awarded for passing an English language test if the applicant has the relevant level of English language shown in Table 1 and provides the specified documents from an English language test provider approved by the Lieutenant Governor for these purposes, as listed in Appendix O, for a test taken at a test centre approved by the Lieutenant Governor as a Secure English Language Test centre, which clearly show:

- (1) the applicant's name,
- (2) the qualification obtained, which must meet or exceed the relevant level shown in Table 1 in all four components (reading, writing, speaking and listening), unless the applicant was exempted from sitting a component on the basis of his disability,
- (3) the date of the award,
- (4) the test centre at which the test was taken, and
- (5) that the test is within its validity date (where applicable).”.

254. In Appendix C paragraph 13A delete “£1,020” and substitute “£1,265”.

255. In Appendix C, in paragraph 13C, delete “Tier 4 Sponsor” substitute “Tier 4 sponsor”.
256. In Appendix C, in paragraph 13C(b), delete “Tier 4 Sponsor” substitute “Tier 4 sponsor”.
257. In Appendix C, in paragraph 13D(a), delete “Tier 4 Sponsor” substitute “Tier 4 sponsor”.
258. In Appendix C delete paragraph 14.
259. In Appendix C in the table in paragraph 16 under the title “Where the child is (or will be) studying at a non-residential Independent School and is in a private foster care arrangement (see notes below) or staying with and cared for by a close relative (see notes below)” delete “£560” and substitute “£570”.
260. In Appendix C in the table in paragraph 16 under the title “Where the child is (or will be) studying at a non-residential Independent School, is under the age of 12 and is (or will be) accompanied by a parent” in the first bullet delete “£1,535” and substitute “£1,560”.
261. In Appendix C in the table in paragraph 16 under the title “Where the child is (or will be) studying at a non-residential Independent School, is under the age of 12 and is (or will be) accompanied by a parent” in the second bullet delete “£1,535” and substitute “£1,560” and delete “£615” and substitute “£625”.
262. In Appendix C paragraph 21A delete “£1,020” and substitute “£1,265”.
263. In Appendix C delete paragraph 22.
264. In Appendix C, in paragraph 21B, delete “Tier 4 Sponsor” substitute “Tier 4 sponsor”.
265. In Appendix C, in paragraph 21B(b), delete “Tier 4 Sponsor” substitute “Tier 4 sponsor”.
266. In Appendix C, in paragraph 21C(a), delete “Tier 4 Sponsor” substitute “Tier 4 sponsor”.
267. In Appendix FM after paragraph GEN 1.13. insert:
- “GEN.1.14. Where a person aged 18 or over is granted entry clearance or limited leave to enter or remain under this Appendix (or outside the rules on Article 8 grounds), or where a person granted such entry clearance or limited leave to enter or remain will be aged 18 before that period of entry clearance or limited leave expires, the entry clearance or leave will, in addition to any other conditions which may apply, be granted subject to the conditions in Part 15 of these rules.
- GEN.1.15. Where, pursuant to paragraph D-ILRP.1.2., D-ILRP.1.3., D-ILRPT.1.2. or D-ILRPT.1.3., a person who has made an application for indefinite leave to remain under this Appendix does not meet the requirements for indefinite leave to remain

but falls to be granted limited leave to remain under those provisions or paragraphs 276ADE(1) to 276DH, or outside the rules on Article 8 grounds:

- (a) The Lieutenant Governor will treat that application for indefinite leave to remain as an application for limited leave to remain;
- (b) The Lieutenant Governor will notify the applicant in writing of any requirement to pay an immigration health charge under the Immigration (Health Charge) Order 2015; and
- (c) If there is such a requirement and that requirement is not met, the application for limited leave to remain will be invalid and the Lieutenant Governor will not refund any application fee paid in respect of the application for indefinite leave to remain.”.

268. In Appendix FM after paragraph GEN.2.2. insert:

“GEN.2.3.(1). Where an applicant for leave to enter the Isle of Man remains in the Isle of Man on temporary admission or temporary release and the requirements of sub-paragraph (2) are met, paragraph GEN.1.10., D-LTRP.1.2., D-LTRC.1.1. or D-LTRPT.1.2. (as appropriate) will apply, as if paragraph D-LTRP.1.2., D-LTRC.1.1. or D-LTRPT.1.2. (where relevant) provided for the granting of leave to enter not leave to remain (and except that the references to leave to remain and limited leave to remain are to be read as leave to enter).

(2). The requirements of this sub-paragraph are met where:

(a) the applicant satisfies the requirements in paragraph R-LTRP.1.1.(a), (b) and (d), paragraph R-LTRC.1.1.(a), (b) and (d) or paragraph R-LTRPT.1.1.(a), (b) and (d), as if those were requirements for leave to enter not leave to remain (and except that the references to leave to remain and indefinite leave to remain are to be read as leave to enter);

(b) a parent of the applicant has been granted leave to enter in accordance with this paragraph and the applicant satisfies the requirements in paragraph R-LTRC.1.1.(a), (b) and (d), as if those were requirements for leave to enter not leave to remain and as if paragraph R-LTRC.1.1.(d)(iii) referred to a parent of the applicant being or having been granted leave to enter in accordance with this paragraph (and except that the references to leave to remain are to be read as leave to enter); or

(c) the Lieutenant Governor decides to grant leave outside the rules on Article 8 grounds.”.

269. In Appendix FM in paragraph R-LTRP.1.1.(d)(ii) after “E-LTRP.2.1.” insert “-2.2.”.

270. In Appendix FM in paragraph E-LTRP.2.2.(a) after “unless” insert “the applicant has been so for a continuous period of more than 6 months at the date of application and”.

271. In Appendix FM in paragraph D-ILRP.1.2. before “the applicant will be granted” (in the full-out words) insert “subject to compliance with any requirement notified under paragraph GEN.1.15.(b),”.
272. In Appendix FM in paragraph D-ILRP.1.3. after “Where they do,” insert “and subject to compliance with any requirement notified under paragraph GEN.1.15.(b),”.
273. In Appendix FM paragraph E-ECC.2.1. for “The applicant must” substitute “Where a parent of the applicant has, or is applying or has applied for, entry clearance or limited leave to enter or remain as a partner under this Appendix, the applicant must”.
274. In Appendix FM after paragraph E-ECC.2.3. insert:
“E-ECC.2.3A. Where a parent of the applicant has, or is applying or has applied for, entry clearance or limited leave to enter or remain as a parent under this Appendix, the applicant must provide evidence that that parent is able to maintain and accommodate themselves, the applicant and any other dependants adequately in the Isle of Man without recourse to public funds.”.
275. In Appendix FM paragraph E-LTRC.2.1. for “The applicant must” substitute “Where a parent of the applicant has, or is applying or has applied for, limited leave to remain as a partner under this Appendix, the applicant must”.
276. In Appendix FM after paragraph E-LTRC.2.3. insert:
“E-LTRC.2.3A. Where a parent of the applicant has, or is applying or has applied for, limited leave to remain as a parent under this Appendix, the applicant must provide evidence that that parent is able to maintain and accommodate themselves, the applicant and any other dependants adequately in the Isle of Man without recourse to public funds.”.
277. In Appendix FM in paragraph E-ECPT.2.4.(a)(ii) for “access rights to the child” substitute “direct access (in person) to the child, as agreed with the parent or carer with whom the child normally lives or as ordered by a court in the Isle of Man”.
278. In Appendix FM in paragraph R-LTRPT.1.1.(d)(ii) after “E-LTRPT.3.1.” insert “-3.2.”.
279. In Appendix FM in paragraph E-LTRPT.2.4.(a)(ii) for “access rights to the child” substitute “direct access (in person) to the child, as agreed with the parent or carer with whom the child normally lives or as ordered by a court in the Isle of Man”.
280. In Appendix FM in paragraph E-LTRPT.3.2.(a) after “unless” insert “the applicant has been so for a continuous period of more than 6 months at the date of application and”.
281. In Appendix FM in paragraph D-ILRPT.1.2. before “the applicant will be granted” (in the full-out words) insert “subject to compliance with any requirement notified under paragraph GEN.1.15.(b),”.

282. In Appendix FM in paragraph D-ILRPT.1.3. after “Where they do,” insert “and subject to compliance with any requirement notified under paragraph GEN.1.15.(b),”.

283. In Appendix FM-SE after paragraph 2(d) insert:

“(e) Where a person appointed as a non-executive director of a limited company based in the Isle of Man, which is not a company of the type specified in paragraph 9(a), is paid a fee instead of a salary, this income may be treated and evidenced as though it were income received for employment in that capacity.”.

284. In Appendix FM-SE in paragraph 9 for “paragraph 9(b)-(d)” substitute “paragraph 9(b)-(e)”.

285. In Appendix FM-SE at the end of paragraph 9 insert:

“(e) For the purposes of paragraph 19(a), evidence of ongoing employment as a director of the company or of ongoing receipt of dividend income from the company must be provided. This evidence may include payslips (or dividend vouchers) and personal bank statements showing that, in the period since the latest 12-month period covered by the Company Tax Return CT600, the person’s salary as a director of the company (or dividend income from the company) was paid into an account in the name of the person or in the name of the person and their partner jointly. Alternative evidence may include evidence of ongoing payment of business rates, business-related insurance premiums or employer National Insurance contributions in relation to the company.”.

286. In Appendix FM-SE in paragraph 10(a)(ii) after “for” insert “or from”.

287. In Appendix FM-SE paragraph 10(a)(ii) for “rental income” substitute “income relied upon”.

288. In Appendix FM-SE in paragraph 10(b)(iii) after “for” insert “or from”.

289. In Appendix FM-SE in paragraph 10(c)(i) after “for” insert “or from”.

290. In Appendix FM-SE in paragraph 10(d)(ii) after “for” insert “or from”.

291. In Appendix FM-SE paragraph 10(d)(ii) for “applicant” substitute “person or the person and their partner jointly”.

292. In Appendix FM-SE in paragraph 10(e)(i) after “pension entitlement and amount” insert “(and, where applicable, reflecting any funds withdrawn from the pension account or fund)”.

293. In Appendix FM-SE in paragraph 10(f)(ii) after “for” insert “or from”.

294. In Appendix FM-SE in paragraph 10(h)(ii) after “for” insert “or from”.

295. In Appendix FM-SE in paragraph 10(i)(ii) after “for” insert “or from”.

296. In Appendix FM-SE in paragraph 11A(c)(iv) after “investment account” insert “or pension account or fund”.

297. In Appendix FM-SE in paragraph 17 after “the partnership” insert “(including where this is in the form of a profit share)”.

298. In Appendix FM-SE paragraph 21(b) after “Council Tax Benefit” insert “or Support (or any equivalent)”.

299. In Appendix FM-SE for paragraph 27 substitute:

“27. Evidence of passing an English language test in speaking and listening must take the form of a certificate and/or other document(s) for the relevant test (which may include a print out of the online score from a PTE (Pearson) test or the Home Office must be able to verify the evidence online) as specified in Appendix O that:

(i) is from an English language test provider approved by the Lieutenant Governor for these purposes as specified in Appendix O of these rules;

(ii) is for a test approved by the Lieutenant Governor for these purposes as specified in Appendix O of these rules;

(iii) shows the applicant's name;

(iv) shows the qualification obtained (which must meet or exceed level A1 of the Common European Framework of Reference);

(v) shows the date of award;

(vi) shows that the test is within its validity date (where applicable); and

(vii) is for a test taken at a test centre approved by the Lieutenant Governor as a Secure English Language Test centre.”.

300. In Appendix FM-SE in paragraph 32B for “may discount the document and the applicant must provide” substitute “may discount the test certificate or result and require the applicant to provide”.

301. In Appendix FM-SE in paragraph 32C for “made in respect of the test provider or test in question” substitute “made in respect of the test provider, test or test centre in question”.

302. In Appendix FM-SE paragraph 32C after “(b) in respect of an approved test,” insert:

“or

(c) from an approved test centre,”.

303. In Appendix FM-SE paragraph 32D after (b) insert:

“(c) from a test centre which is no longer approved, or”.

304. In Appendix FM-SE paragraph 32D renumber existing sub-paragraph (c) as (d).

305. In Appendix I, delete paragraph 245HF(c)(i) and substitute:

“(i) as a Tier 1 Migrant, other than a Tier 1 (Post Study Work) Migrant or a Tier 1 (Graduate Entrepreneur) Migrant,”.

306. In Appendix J, delete paragraph 14(d) and substitute:

“(d) Where both "new entrant" and "experienced worker" rates are stated in Tables 1 to 5, the "new entrant" rate will only apply if:

(i) the applicant:

(1) is applying as a Tier 2 (General) Migrant and scores points from the Post-Study Work provisions of Appendix A,

(2) is applying as a Tier 2 (General) Migrant and scores points from the Resident Labour Market Test provisions of Appendix A, on the basis that his Sponsor has carried out a university milkround,

(3) is applying as a Tier 2 (Intra-Company Transfer) Migrant in the Graduate Trainee sub-category, or

(4) was under the age of 26 on the date the application was made;

and

(ii) the applicant is applying for entry clearance or leave to remain (not for indefinite leave to remain); and

(iii) the applicant is not applying for a grant of leave that would extend his total stay in Tier 2 and/or as a Work Permit Holder beyond 3 years and 1 month.

The "experienced worker" rate will apply in all other cases.”.

307. In Appendix J, delete Tables 1-5 and substitute:

“**Table 1: Occupations skilled to PhD level**

SOC code and description	Related job titles	Appropriate salary rates	Skill level
2111 Chemical scientists	Analytical chemist Chemist Development chemist Industrial chemist Research chemist	New entrant: £21,000 Experienced worker: £27,200 [Source: Evidence from partners who responded to Migration Advisory Committee in 2011, uplifted based on national changes in earnings]	PhD

<p>2112 Biological scientists and biochemists</p>	<p>Biomedical scientist Forensic scientist Horticulturist Microbiologist Pathologist</p>	<p>Biomedical scientists working in the health sector:</p> <p>Band 5 and equivalent: £21,478 Band 6 and equivalent: £25,783 Band 7 and equivalent: £30,764 Band 8a and equivalent: £39,239 Band 8b and equivalent: £45,707 Band 8c and equivalent: £54,998 Band 8d and equivalent: £65,922 Band 9 and equivalent: £77,850</p> <p>[Source: NHS Agenda for Change 2014]</p> <p>Other biomedical scientists:</p> <p>New entrant: £21,000 Experienced worker: £27,200</p> <p>[Source: Evidence from partners who responded to Migration Advisory Committee in 2011, uplifted based on national changes]</p>	<p>PhD</p>
<p>2113 Physical scientists</p>	<p>Geologist Geophysicist Medical physicist Meteorologist Oceanographer Physicist Seismologist</p>	<p>New entrant: £21,000 Experienced worker: £27,200</p> <p>[Source: Evidence from partners who responded to Migration Advisory Committee, uplifted based on national changes in earnings]</p>	<p>PhD</p>

<p>2114 Social and humanities scientists</p>	<p>Anthropologist Archaeologist Criminologist Epidemiologist Geographer Historian Political scientist Social scientist</p>	<p>New entrant: £21,000 Experienced worker: £27,200 [Source: Evidence from partners who responded to Migration Advisory Committee, uplifted based on national changes in earnings]</p>	<p>PhD</p>
<p>2119 Natural and social science professionals not elsewhere classified [Note: For immigration purposes this code includes researchers in research organisations other than universities.]</p>	<p>Operational research scientist Research associate (medical) Research fellow Researcher Scientific officer Scientist Sports scientist University researcher</p>	<p>New entrant: £21,000 Experienced worker: £27,200 [Source: Evidence from partners who responded to Migration Advisory Committee, uplifted based on national changes in earnings]</p>	<p>PhD</p>
<p>2150 Research and development managers</p>	<p>Creative manager (research and development) Design manager Market research manager Research manager (broadcasting)</p>	<p>New entrant: £27,700 Experienced worker: £34,800 [Source: Annual Survey of Hours and Earnings 2013 (no equivalent 2014 data available)]</p>	<p>PhD</p>

2311 Higher education teaching professionals	Fellow (university) Lecturer (higher education, university) Professor (higher education, university) Tutor (higher education, university) University lecturer	New entrant: £25,000 Experienced worker: £31,400 [Source: evidence from Universities Isle of Man, Universities and Colleges Employers Association and Guild HE in 2011, uplifted based on national changes in earnings]	PhD
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Table 2: Occupations skilled to National Qualifications Framework (NQF) level 6 and above

SOC code and description	Related job titles	Appropriate salary rates	Skill level
All occupations in Table 1	As stated in Table 1	As stated in Table 1	PhD
1115 Chief executives and senior officials	Chief executive Chief medical officer Civil servant (grade 5 & above) Vice President	New entrant: £35,300 Experienced worker: £52,900 [Source: Annual Survey of Hours and Earnings 2014]	NQF 6
1116 Elected officers and representatives	Councillor (local government) Member of Parliament	New entrant: £30,700 Experienced worker: £49,500 [Source: Annual Survey of Hours and Earnings 2014]	NQF 6
1121 Production managers and directors in manufacturing	Engineering manager Managing director (engineering) Operations manager (manufacturing)	New entrant: £20,000 Experienced worker: £31,000 [Source: Annual Survey of Hours and Earnings 2014]	NQF 6

	Production manager		
1122 Production managers and directors in construction	Building Services manager Construction manager Director (building construction) Owner (electrical contracting)	New entrant: £20,500 Experienced worker: £30,100 [Source: Annual Survey of Hours and Earnings 2014]	NQF 6
1123 Production managers and directors in mining and energy	Operations manager (mining, water & energy) Quarry manager	New entrant: £20,000 [Source: Annual Survey of Hours and Earnings 2014] Experienced worker: £37,600 [Source: Annual Survey of Hours and Earnings 2012 (no equivalent 2013 or 2014 data available)]	NQF 6
1131 Financial managers and directors	Investment banker Treasury manager	New entrant: £26,700 Experienced worker: £40,400 [Source: Annual Survey of Hours and Earnings 2014]	NQF 6
1132 Marketing and sales directors	Marketing director Sales director	New entrant: £33,300 Experienced worker: £47,900 [Source: Annual Survey of Hours and Earnings 2013]	NQF 6
1133 Purchasing	Bid manager	New entrant: £30,000	NQF 6

managers and directors	Purchasing manager	Experienced worker: £36,600 [Source: Annual Survey of Hours and Earnings 2013]	
1134 Advertising and public relations directors	Account director (advertising) Head of public relations	New entrant: £28,300 [Source: Annual Survey of Hours and Earnings 2013] Experienced worker: £46,000 [Source: Annual Survey of Hours and Earnings 2013 (no equivalent 2014 data available)]	NQF 6
1135 Human resource managers and directors	Human resources manager Personnel manager Recruitment manager	New entrant: £27,000 Experienced worker: £35,100 [Source: Annual Survey of Hours and Earnings 2014]	NQF 6
1136 Information technology and telecommunications directors	IT Director Technical director (computer services) Telecommunications director	New entrant: £32,300 [Source: Annual Survey of Hours and Earnings 2014] Experienced worker: £75,500 [Source: Incomes Data Services in 2014, uplifted based on national changes in earnings]	NQF 6
1139 Functional managers and directors not elsewhere classified	Manager (charitable organisation) Research director	New entrant: £24,100 Experienced worker: £35,100 [Source: Annual Survey of Hours and Earnings 2014]	NQF 6
1150 Financial institution managers and directors	Bank manager Insurance manager	New entrant: £26,600 Experienced worker: £35,800 [Source: Annual Survey of Hours	NQF 6

		and Earnings 2014]	
1161 Managers and directors in transport and distribution	Fleet manager Transport manager	New entrant: £23,200 Experienced worker: £29,000 [Source: Annual Survey of Hours and earnings 2014]	NQF 6
1172 Senior police officers	Chief superintendent (police service) Detective inspector Police inspector	New entrant: £50,800 [Source: Annual Survey of Hours and Earnings 2013 (no equivalent 2014 data available)] Experienced worker: £54,000 [Source: Annual Survey of Hours and Earnings 2014]	NQF 6
1173 Senior officers in fire, ambulance, prison and related services	Fire service officer (government) Prison governor Station officer (ambulance service)	All workers: £37,900 [Source: Annual Survey of Hours and Earnings 2014]	NQF 6
1181 Health services and public health managers and directors	Director of nursing Health Service manager Information manager (health authority: hospital service)	New entrant: £26,700 Experienced worker: £33,000 [Source: Annual Survey of Hours and Earnings 2014]	NQF 6
1184 Social services managers and directors	Care manager (local government: social services) Service manager	New entrant: £26,400 Experienced worker: £33,000 [Source: Annual Survey of Hours and Earnings 2013 (no equivalent	NQF 6

	(welfare services)	2014 data available)]	
2121 Civil engineers	<p>Building engineer</p> <p>Civil engineer (professional)</p> <p>Highways engineer</p> <p>Petroleum engineer</p> <p>Public health engineer</p> <p>Site engineer</p> <p>Structural engineer</p>	<p>New entrant: £22,800</p> <p>Experienced worker: £30,000</p> <p>[Source: Annual Survey of Hours and Earnings 2014]</p>	NQF 6
2122 Mechanical engineers	<p>Aeronautical engineer (professional)</p> <p>Aerospace engineer</p> <p>Automotive engineer (professional)</p> <p>Marine engineer (professional)</p> <p>Mechanical engineer (professional)</p>	<p>New entrant: £27,400</p> <p>Experienced worker: £32,900</p> <p>[Source: Annual Survey of Hours and Earnings 2013 (no equivalent 2014 data available)]</p>	NQF 6
2123 Electrical engineers	<p>Electrical engineer (professional)</p> <p>Electrical surveyor</p> <p>Equipment engineer</p> <p>Power engineer</p> <p>Signal engineer (railways)</p>	<p>Power system engineer, control engineer or protection engineer in the electricity transmission and distribution industry: £32,500</p> <p>[Source: National Grid submission to Migration Advisory Committee in 2011, uplifted based on national changes in earnings]</p> <p>Other electrical engineer (new</p>	NQF 6

		<p>entrant): £24,800</p> <p>Other electrical engineer (experienced worker): £35,600</p> <p>[Source: Annual Survey of Hours and Earnings 2014]</p>	
2124 Electronics engineers	<p>Avionics engineer</p> <p>Broadcasting engineer (professional)</p> <p>Electronics engineer (professional)</p> <p>Microwave engineer</p> <p>Telecommunications engineer (professional)</p>	<p>New entrant: £25,200</p> <p>Experienced worker: £31,300</p> <p>[Source: Annual Survey of Hours and Earnings 2014]</p>	NQF 6
2126 Design and development engineers	<p>Clinical engineer</p> <p>Design engineer</p> <p>Development engineer</p> <p>Ergonomist</p> <p>Research and development engineer</p>	<p>New entrant: £25,300</p> <p>Experienced worker: £32,100</p> <p>[Source: Annual Survey of Hours and Earnings 2014]</p>	NQF 6
2127 Production and process engineers	<p>Chemical engineer</p> <p>Industrial engineer</p> <p>Process engineer</p> <p>Production consultant</p> <p>Production engineer</p>	<p>New entrant: £22,900</p> <p>Experienced worker: £30,000</p> <p>[Source: Annual Survey of Hours and Earnings 2014]</p>	NQF 6

2129 Engineering professionals not elsewhere classified	Acoustician (professional) Ceramicist Food technologist Metallurgist Patent agent Project engineer Scientific consultant Technical engineer Technologist Traffic engineer	New entrant: £26,100 Experienced worker: £32,000 [Source: Annual Survey of Hours and Earnings 2014]	NQF 6
2133 IT specialist managers	Data centre manager IT manager IT support manager Network operations manager (computer services) Service delivery manager	New entrant: £26,500 [Source: Annual Survey of Hours and Earnings 2014] Experienced worker: £40,300 [Source: Incomes Data Services in 2014, uplifted based on national changes in earnings]	NQF 6
2134 IT project and programme managers	Implementation manager (computing) IT project manager Programme manager (computing) Project leader (software design)	New entrant: £28,200 [Source: Annual Survey of Hours and Earnings 2014] Experienced worker: £40,600 [Source: Incomes Data Services in 2014, uplifted based on national changes in earnings]	NQF 6
2135 IT business analysts, architects and	Business analyst (computing)	New entrant: £25,800 Experienced worker: £33,000	NQF 6

systems designers	Data communications analyst Systems analyst Systems consultant Technical analyst (computing) Technical architect	[Source: Annual Survey of Hours and Earnings 2014]	
2136 Programmers and software development professionals	Analyst-programmer Database developer Games programmer Programmer Software engineer	New entrant: £24,000 Experienced worker: £31,100 [Source: Annual Survey of Hours and Earnings 2014]	NQF 6
2137 Web design and development professionals	Internet developer Multimedia developer Web design consultant Web designer	New entrant: £17,500 Experienced worker: £23,400 [Source: Annual Survey of Hours and Earnings 2014]	NQF 6
2139 Information technology and telecommunications professionals not elsewhere classified	IT consultant Quality analyst (computing) Software tester Systems tester (computing) Telecommunications planner	New entrant: £20,000 Experienced worker: £29,900 [Source: Annual Survey of Hours and Earnings 2014]	NQF 6
2141 Conservation	Conservation officer	New entrant: £18,700	NQF 6

professionals	Ecologist Energy conservation officer Heritage manager Marine conservationist	Experienced worker: £22,800 [Source: Annual Survey of Hours and Earnings 2014]	
2142 Environment professionals	Energy manager Environmental consultant Environmental engineer Environmental protection officer Environmental scientist Landfill engineer	New entrant: £19,300 Experienced worker: £24,300 [Source: Annual Survey of Hours and Earnings 2014]	NQF 6
2211 Medical practitioners	Anaesthetist Consultant (Hospital Service) Doctor General practitioner Medical practitioner Paediatrician Psychiatrist Radiologist Surgeon	Foundation year 1 (F1) and equivalent: £22,636 Foundation year 2 (F2) and equivalent: £28,076 Speciality registrar (StR) and equivalent: £30,002 Speciality doctor and equivalent: £37,176 Salaried General practitioner (GP) and equivalent: £54,863 Consultant and equivalent: £75,249 [Source: NHS Employers Pay and Conditions (M&D) Circular 2/2014]	NQF 6
2212 Psychologists	Clinical psychologist Educational psychologist	Band 7 and equivalent: £30,764 Band 8a and equivalent: £39,239	NQF 6

	Forensic psychologist Occupational psychologist Psychologist Psychometrist	Band 8b and equivalent: £45,707 Band 8c and equivalent: £54,998 Band 8d and equivalent: £65,922 Band 9 and equivalent: £77,850 [Source: NHS Agenda for Change 2014]	
2213 Pharmacists	Chemist (pharmaceutical) Dispensary manager Pharmaceutical chemist Pharmacist Pharmacy manager	Pre-registration and Band 5 and equivalent: £21,478 Band 6 and equivalent: £25,783 Band 7 and equivalent: £30,764 Band 8a and equivalent: £39,239 Band 8b and equivalent: £45,707 Band 8c and equivalent: £54,998 Band 8d and equivalent: £65,922 Band 9 and equivalent: £77,850 [Source: NHS Agenda for Change 2014]	NQF 6
2214 Ophthalmic opticians	Ophthalmic optician Optician Optologist Optometrist	Band 5 and equivalent: £21,478 Band 6 and equivalent: £25,783 Band 7 and equivalent: £30,764 Band 8a and equivalent: £39,239 Band 8b and equivalent: £45,707 Band 8c and equivalent: £54,998 Band 8d and equivalent: £65,922 Band 9 and equivalent: £77,850 [Source: NHS Agenda for Change	NQF 6

		2014]	
2215 Dental practitioners	Dental surgeon Dentist Orthodontist Periodontist	<p>Foundation year 1 (F1) (Hospital dental services) and equivalent: £30,433</p> <p>Foundation year 2 (F2) (Hospital dental services) and equivalent: £29,912</p> <p>[Source: Health Education England]</p> <p>Speciality registrar (StR) and equivalent: £30,002</p> <p>Speciality dentist: £37,176</p> <p>Band A posts (e.g. Community practitioner) and equivalent: £38,095</p> <p>Band B posts (e.g. Senior dental officer) and equivalent: £59,259</p> <p>Band C posts (e.g. Specialist / managerial posts) and equivalent: £70,899</p> <p>Consultant (Hospital dental services) and equivalent: £75,249</p> <p>[Source: NHS Employers Pay and Conditions (M&D) Circular 2/2014]</p>	NQF 6
2216 Veterinarians	Veterinarian Veterinary practitioner Veterinary surgeon	<p>New entrant: £25,200</p> <p>Experienced worker: £35,800</p> <p>[Source: Annual Survey of Hours and Earnings 2014]</p>	NQF 6
2217 Medical radiographers	Medical radiographer Radiographer Sonographer Therapeutic radiographer	<p>Band 5 and equivalent: £21,478</p> <p>Band 6 and equivalent: £25,783</p> <p>Band 7 and equivalent: £30,764</p> <p>Band 8a and equivalent: £39,239</p> <p>Band 8b and equivalent: £45,707</p>	NQF 6

	Vascular technologist	Band 8c and equivalent: £54,998 Band 8d and equivalent: £65,922 Band 9 and equivalent: £77,850 [Source: NHS Agenda for Change 2014]	
2218 Podiatrists	Chiropodist Chiropodist-podiatrist Podiatrist	Band 5 and equivalent: £21,478 Band 6 and equivalent: £25,783 Band 7 and equivalent: £30,764 Band 8a and equivalent: £39,239 Band 8b and equivalent: £45,707 Band 8c and equivalent: £54,998 Band 8d and equivalent: £65,922 Band 9 and equivalent: £77,850 [Source: NHS Agenda for Change 2014]	NQF 6
2219 Health professionals not elsewhere classified	Audiologist Dental hygiene therapist Dietician-nutritionist Family planner Occupational health adviser Paramedical practitioner	Band 5 and equivalent: £21,478 Band 6 and equivalent: £25,783 Band 7 and equivalent: £30,764 Band 8a and equivalent: £39,239 Band 8b and equivalent: £45,707 Band 8c and equivalent: £54,998 Band 8d and equivalent: £65,922 Band 9 and equivalent: £77,850 [Source: NHS Agenda for Change 2014]	NQF6

2221 Physiotherapists	Electro –therapist Physiotherapist Physiotherapist practitioner	Band 5 and equivalent: £21,478 Band 6 and equivalent: £25,783 Band 7 and equivalent: £30,764 Band 8a and equivalent: £39,239 Band 8b and equivalent: £45,707 Band 8c and equivalent: £54,998 Band 8d and equivalent: £65,922 Band 9 and equivalent: £77,850 [Source: NHS Agenda for Change 2014]	NQF 6
2222 Occupational Therapists	Occupational Therapists	Band 5 and equivalent: £21,478 Band 6 and equivalent: £25,783 Band 7 and equivalent: £30,764 Band 8a and equivalent: £39,239 Band 8b and equivalent: £45,707 Band 8c and equivalent: £54,998 Band 8d and equivalent: £65,922 Band 9 and equivalent: £77,850 [Source: NHS Agenda for Change 2014]	NQF6
2223 Speech and Language therapists	Language therapist Speech and language therapist Speech therapist	Band 5 and equivalent: £21,478 Band 6 and equivalent: £25,783 Band 7 and equivalent: £30,764	NQF6

		<p>Band 8a and equivalent: £39,239</p> <p>Band 8b and equivalent: £45,707</p> <p>Band 8c and equivalent: £54,998</p> <p>Band 8d and equivalent: £65,922</p> <p>Band 9 and equivalent: £77,850</p> <p>[Source: NHS Agenda for Change 2014]</p>	
2229 Therapy professionals not elsewhere classified	<p>Art therapist</p> <p>Chiropractor</p> <p>Cognitive behavioural therapist</p> <p>Dance movement therapist</p> <p>Family therapist</p> <p>Nutritionalist</p> <p>Osteopath</p> <p>Psychotherapist</p>	<p>Band 5 and equivalent: £21,478</p> <p>Band 6 and equivalent: £25,783</p> <p>Band 7 and equivalent: £30,764</p> <p>Band 8a and equivalent: £39,239</p> <p>Band 8b and equivalent: £45,707</p> <p>Band 8c and equivalent: £54,998</p> <p>Band 8d and equivalent: £65,922</p> <p>Band 9 and equivalent: £77,850</p> <p>[Source: NHS Agenda for Change 2014]</p>	NQF6
2231 Nurses	<p>District nurse</p> <p>Health visitor</p> <p>Mental health practitioner</p> <p>Nurse</p> <p>Practice nurse</p> <p>Psychiatric nurse</p> <p>Staff nurse</p> <p>Student nurse</p>	<p>Pre-registration candidate nurses who either:</p> <ul style="list-style-type: none"> • obtained a Nursing and Midwifery Council permission before 30 March 2015 to undertake the Overseas Nursing Programme, or • have arranged to sit an Observed Structured Clinical Examination (OSCE) to obtain Nursing and Midwifery Council registration 	NQF6

		<p>Band 3 and equivalent: £16,271</p> <p>Band 5 and equivalent: £21,478</p> <p>Band 6 and equivalent: £25,783</p> <p>Band 7 and equivalent: £30,764</p> <p>Band 8a and equivalent: £39,239</p> <p>Band 8b and equivalent: £45,707</p> <p>Band 8c and equivalent: £54,998</p> <p>Band 8d and equivalent: £65,922</p> <p>Band 9 and equivalent: £77,850</p> <p>[Source: NHS Agenda for Change 2014]</p>	
2232 Midwives	Midwife Midwifery sister	<p>Pre-registration candidate nurses who either:</p> <ul style="list-style-type: none"> • obtained a Nursing and Midwifery Council permission before 30 March 2015 to undertake the Overseas Nursing Programme, or • have arranged to sit an Observed Structured Clinical Examination (OSCE) to obtain Nursing and Midwifery Council registration <p>Band 3 and equivalent: £16,271</p> <p>Band 5 and equivalent: £21,478</p> <p>Band 6 and equivalent: £25,783</p> <p>Band 7 and equivalent: £30,764</p> <p>Band 8a and equivalent: £39,239</p>	NQF 6

		<p>Band 8b and equivalent: £45,707</p> <p>Band 8c and equivalent: £54,998</p> <p>Band 8d and equivalent: £65,922</p> <p>Band 9 and equivalent: £77,850</p> <p>[Source: NHS Agenda for Change 2014]</p>	
2312 Further education teaching professionals	<p>FE College lecturer</p> <p>Lecturer (further education)</p> <p>Teacher (further education)</p> <p>Tutor (further education)</p>	<p>Lecturer or equivalent (new entrant): £21,936</p> <p>Senior lecturer / advanced teacher and equivalent: £32,421</p> <p>Further education management / principal lecturer and equivalent: £36,162</p> <p>[Source: Teachers' national pay scales]</p>	NQF 6
2314 Secondary education teaching professionals	<p>Deputy head teacher (secondary school)</p> <p>Secondary school teacher</p> <p>Sixth form teacher</p> <p>Teacher (secondary school)</p>	<p>Unqualified teachers undertaking Overseas Trained Teachers Programme and equivalent: £20,800</p> <p>Qualified teachers and equivalent: £21,804</p> <p>Post-threshold teachers and equivalent: £34,523</p> <p>Leadership group, assistant head teacher, principal teacher and equivalent: £37,836</p> <p>[Source: Teachers' national pay scales]</p>	NQF 6
2315 Primary and nursery education teaching professionals	<p>Deputy head teacher (primary school)</p> <p>Infant teacher</p> <p>Nursery school</p>	<p>Unqualified teachers undertaking Overseas Trained Teachers Programme and equivalent: £20,800</p> <p>Qualified teachers and equivalent:</p>	NQF 6

	<p>teacher</p> <p>Primary school teacher</p>	<p>£21,804</p> <p>Post-threshold teachers and equivalent: £34,523</p> <p>Leadership group, assistant head teacher, principal teacher and equivalent: £37,836</p> <p>[Source: Teachers' national pay scales]</p>	
2316 Special needs education teaching professionals	<p>Deputy head teacher (special school)</p> <p>Learning support teacher</p> <p>Special needs coordinator</p> <p>Special needs teacher</p>	<p>Unqualified teachers undertaking Overseas Trained Teachers Programme and equivalent: £20,800</p> <p>Qualified teachers and equivalent: £21,804</p> <p>Post-threshold teachers and equivalent: £34,523</p> <p>Leadership group, assistant head teacher, principal teacher and equivalent: £37,836</p> <p>[Source: Teachers' national pay scales]</p>	NQF 6
2317 Senior professionals of educational establishments	<p>Administrator (higher education, university)</p> <p>Bursar</p> <p>Head teacher (primary school)</p> <p>Principal (further education)</p> <p>Registrar (educational establishments)</p>	<p>New entrant: £26,600</p> <p>Experienced worker: £39,500</p> <p>[Source: Annual Survey of Hours and Earnings 2014]</p>	NQF 6

2318 Education advisers and school inspectors	Curriculum adviser Education adviser Education officer School inspector	New entrant: £20,000 [Source: Annual Survey of Hours and Earnings 2013 (no equivalent 2014 data available)] Experienced worker: £24,600 [Source: Annual Survey of Hours and Earnings 2014]	NQF 6
2319 Teaching and other educational professionals not elsewhere classified	Adult education tutor Education consultant Music teacher Nursery manager (day nursery) Owner (nursery: children's) Private tutor TEFL	New entrant: £15,900 Experienced worker: £20,600 [Source: Annual Survey of Hours and Earnings 2014]	NQF 6
2412 Barristers and judges	Advocate Barrister Chairman (appeals tribunal, inquiry) Coroner Crown prosecutor District judge	New entrant: £20,800 Pupillage: £20,800 Experienced worker (not pupillage): £31,900 [Source: The Bar Council in 2011, uplifted based on national changes in earnings and the Tier 2 (General) minimum salary threshold]	NQF 6
2413 Solicitors	Managing clerk (qualified solicitor) Solicitor Solicitor-partner Solicitor to the	New entrant: £24,700 Experienced worker: £32,000 [Source: Annual Survey of Hours and Earnings 2014]	NQF 6

	council		
2419 Legal professionals not elsewhere classified	Attorney Justice's clerk Lawyer Legal adviser Legal consultant Legal counsel Solicitor's clerk (articled)	New entrant: £33,300 Experienced worker: £44,100 [Source: Annual Survey of Hours and Earnings 2013 (no equivalent 2014 data available)]	NQF 6
2421 Chartered and certified accountants	Accountant (qualified) Auditor (qualified) Chartered accountant Company accountant Cost accountant (qualified) Financial controller (qualified) Management accountant (qualified)	New entrant: £21,600 Experienced worker: £28,600 [Source: Annual Survey of Hours and Earnings 2014]	NQF 6
2423 Management consultants and business analysts	Business adviser Business consultant Business continuity manager Financial risk analyst Management	New entrant: £23,000 Experienced worker: £30,000 [Source: Annual Survey of Hours and Earnings 2014]	NQF 6

	consultant		
2424 Business and financial project management professionals	Chief knowledge officer Contracts manager (security services) Project manager Research support officer	New entrant: £24,100 Experienced worker: £33,300 [Source: Annual Survey of Hours and Earnings 2014]	NQF 6
2425 Actuaries, economists and statisticians	Actuarial consultant Actuary Economist Statistician Statistical analyst	New entrant: £26,500 Experienced worker: £34,700 [Source: Annual Survey of Hours and Earnings 2014]	NQF 6
2426 Business and related research professionals	Crime analyst (police force) Fellow (research) Games researcher (broadcasting) Inventor	New entrant: £20,000 [Source: Annual Survey of Hours and Earnings 2013 (no equivalent 2014 data available)] Experienced worker: £26,500 [Source: Annual Survey of Hours and Earnings 2014]	NQF 6
2429 Business, research and administrative professionals not elsewhere classified	Civil servant (grade 6, 7) Company secretary (qualified) Policy adviser (government) Registrar (government)	New entrant: £24,300 Experienced worker: £29,400 [Source: Annual Survey of Hours and Earnings 2014]	NQF 6
2431 Architects	Architect	Part 1 graduate: £21,000	NQF 6

	<p>Architectural consultant</p> <p>Chartered architect</p> <p>Landscape architect</p>	<p>Part 2 graduate: £23,100</p> <p>Part 3 graduate / newly-registered architect: £27,300</p> <p>Experienced worker: £31,400</p> <p>[Source: Royal Institute of British Architects in 2011, uplifted based on national changes in earnings]</p>	
2432 Town planning officers	<p>Planning officer (local government: building and contracting)</p> <p>Town planner</p> <p>Town planning consultant</p>	<p>New entrant: £22,800</p> <p>Experienced worker: £26,700</p> <p>[Source: Annual Survey of Hours and Earnings 2014]</p>	NQF 6
2433 Quantity surveyors	<p>Quantity surveyor</p> <p>Surveyor (quantity surveying)</p>	<p>New entrant: £23,400</p> <p>Experienced worker: £30,400</p> <p>[Source: Annual Survey of Hours and Earnings 2014]</p>	NQF 6
2434 Chartered surveyors	<p>Building surveyor</p> <p>Chartered surveyor</p> <p>Hydrographic surveyor</p> <p>Land surveyor</p>	<p>New entrant: £22,000</p> <p>Experienced worker: £28,000</p> <p>[Source: Annual Survey of Hours and Earnings 2014]</p>	NQF 6
2436 Construction project managers and related professionals	<p>Contract manager (building construction)</p> <p>Project manager (building construction)</p> <p>Transport planner</p>	<p>New entrant: £23,900</p> <p>[Source: Annual Survey of Hours and Earnings 2013 (no equivalent 2014 data available)]</p> <p>Experienced worker: £25,500</p> <p>[Source: Annual Survey of Hours and Earnings 2014]</p>	NQF 6

2442 Social workers	Psychiatric social worker Senior practitioner (local government: social services) Social worker	Band 5 and equivalent: £21,478 Band 6 and equivalent: £25,783 Band 7 and equivalent: £30,764 Band 8a and equivalent: £39,239 Band 8b and equivalent: £45,707 Band 8c and equivalent: £54,998 Band 8d and equivalent: £65,922 Band 9 and equivalent: £77,850 [Source: NHS Agenda for Change 2014]	NQF 6
2443 Probation officers	Inspector (National Probation Service) Probation officer Youth justice officer	New entrant: £20,800 Experienced worker: £29,300 [Source: Annual Survey of Hours and Earnings 2014]	NQF 6
2449 Welfare professionals not elsewhere classified	Children's guardian Rehabilitation officer Social services officer Youth worker (professional)	New entrant: £20,800 Experienced worker: £23,100 [Source: Annual Survey of Hours and Earnings 2014]	NQF 6
2451 Librarians	Chartered librarian Librarian Technical librarian University librarian	New entrant: £17,200 Experienced worker: £19,200 [Source: Annual Survey of Hours and Earnings 2014]	NQF 6
2452 Archivists and	Archivist	All workers: £17,200	NQF 6

curators	Conservator Curator Keeper (art gallery) Museum officer	[Source: Annual Survey of Hours and Earnings 2014]	
2461 Quality control and planning engineers	Planning engineer Quality assurance engineer Quality control officer (professional) Quality engineer	New entrant: £23,000 Experienced worker: £29,400 [Source: Annual Survey of Hours and Earnings 2014]	NQF 6
2462 Quality assurance and regulatory professionals	Compliance manager Financial regulator Patent attorney Quality assurance manager Quality manager	New entrant: £24,300 [Source: Annual Survey of Hours and Earnings 2013 (no equivalent 2014 data available)] Experienced worker: £30,400 [Source: Annual Survey of Hours and Earnings 2014]	NQF 6
2463 Environmental health professionals	Air pollution inspector Environmental health officer Food inspector Public health inspector Technical officer (environmental health)	New entrant: £23,800 [Source: Annual Survey of Hours and Earnings 2013 (no equivalent 2014 data available)] Experienced worker: £29,100 [Source: Annual Survey of Hours and Earnings 2014]	NQF 6
2471 Journalists, newspaper and	Broadcast journalist Editor	New entrant: £20,100 Experienced worker: £25,100	NQF 6

periodical editors	Journalist Radio journalist Reporter	[Source: Annual Survey of Hours and Earnings 2014]	
2472 Public relations professionals	Account manager (public relations) Information officer (public relations) PR consultant Press officer Public relations officer	New entrant: £17,800 Experienced worker: £23,000 [Source: Annual Survey of Hours and Earnings 2014]	NQF 6
2473 Advertising accounts managers and creative directors	Account manager (advertising) Advertising Manager Campaign Manager Creative Director Projects Manager (advertising)	New entrant: £22,800 Experienced worker: £28,300 [Source: Annual Survey of Hours and Earnings 2014]	NQF 6
3213 Paramedics	Ambulance paramedic Emergency care practitioner Paramedic Paramedic-ECP	Band 5 and equivalent: £21,478 Band 6 and equivalent: £25,783 Band 7 and equivalent: £30,764 [Source: NHS Agenda for Change 2014]	
3415 Musicians	Composer Musician Organist Pianist	New entrant: £18,600 Experienced worker: £24,200 [Source: Annual Survey of Hours and Earnings 2014]	NQF 6

	Song writer Violinist		
3416 Arts officers, producers and directors	Film editor Production assistant (broadcasting) Studio manager Television producer Theatrical agent	New entrant: £24,600 Experienced worker: £30,500 [Source: Annual Survey of Hours and Earnings 2013 (no equivalent 2014 data available)]	NQF 6
3512 Aircraft pilots and flight engineers	Airline pilot First officer (airlines) Flight engineer Flying instructor Helicopter pilot	New entrant: £33,100 Experienced worker: £69,600 [Source: Annual Survey of Hours and Earnings 2014]	NQF 6
3532 Brokers	Foreign exchange dealer Insurance broker Investment administrator Stockbroker Trader (stock exchange)	New entrant: £22,200 [Source: Annual Survey of Hours and Earnings 2013 (no equivalent 2014 data available)] Experienced worker: £40,500 [Source: Annual Survey of Hours and Earnings 2014]	NQF 6
3534 Finance and investment analysts and advisers	Financial adviser Financial analyst Financial consultant Mortgage adviser Pensions consultant	New entrant: £21,400 Experienced worker: £26,900 [Source: Annual Survey of Hours and Earnings 2014]	NQF 6
3535 Taxation experts	Tax adviser	New entrant: £19,800	NQF 6

	Tax consultant Tax inspector Taxation specialist	Experienced worker: £33,900 [Source: Annual Survey of Hours and Earnings 2014]	
3538 Financial accounts managers	Accounts manager Audit manager Credit manager Fund manager Relationship manager (bank)	New entrant: £22,200 Experienced worker: £27,500 [Source: Annual Survey of Hours and Earnings 2014]	NQF 6
3545 Sales accounts and business development managers	Account manager (sales) Area sales manager Business development manager Product development manager Sales manager	New entrant: £25,000 Experienced worker: £32,500 [Source: Annual Survey of Hours and Earnings 2014]	NQF 6

Table 3: Occupations skilled to National Qualifications Framework (NQF) level 4 and above

SOC code and description	Related job titles	Appropriate salary rates	Skill level
All occupations in Table 1	As stated in Table 1	As stated in Table 1	PhD
All occupations in Table 2	As stated in Table 2	As stated in Table 2	NQF 6
1211 Managers and proprietors in agriculture and horticulture	Farm manager Farm owner Nursery manager	New entrant: £15,700 [Source: Annual Survey of Hours and Earnings 2012] (no equivalent)	NQF 4

	(horticulture)	2013 or 2014 data available) Experienced worker: £21,900 [Source: Annual Survey of Hours and Earnings 2014]	
1213 Managers and proprietors in forestry, fishing and related services	Cattery owner Forest manager Racehorse trainer	New entrant: £15,700 [Source: Annual Survey of Hours and Earnings 2012] (no equivalent 2013 or 2014 data available) Experienced worker: £21,400 [Source: Annual Survey of Hours and Earnings 2013(no equivalent 2014 data available)]	NQF 4
1241 Health care practice managers	Clinic manager GP practice manager Veterinary practice manager	New entrant: £19,600 [Source: Annual Survey of Hours and Earnings 2013 (no equivalent 2014 data available)] Experienced worker: £25,900 [Source: Annual Survey of Hours and Earnings 2014]	NQF 4
1242 Residential, day and domiciliary care managers and proprietors	Care manager Day centre manager Nursing home owner Residential manager (residential home)	New entrant: £19,600 Experienced worker: £23,300 [Source: Annual Survey of Hours and Earnings 2014]	NQF 4
1251 Property, housing and estate managers	Estate manager Facilities manager Landlord (property management)	New entrant: £19,400 Experienced worker: £26,500 [Source: Annual Survey of Hours and Earnings 2014]	NQF 4

	Property manager		
1255 Waste disposal and environmental services managers	Environmental manager (refuse disposal) Manager (local government: cleansing dept.) Recycling plant manager Scrap metal dealer	New entrant: £18,200 Experienced worker: £28,900 [Source: Annual Survey of Hours and Earnings 2014]	NQF 4
1259 Managers and proprietors in other services not elsewhere classified	Betting shop manager Graphic design manager Library manager Plant hire manager Production manager (entertainment)	New entrant: £17,300 Experienced worker: £22,000 [Source: Annual Survey of Hours and Earnings 2014]	NQF 4
2435 Chartered architectural technologists	Architectural technologist	New entrant: £22,800 Experienced worker: £28,500 [Source: Annual Survey of Hours and Earnings 2014]	NQF 4
3116 Planning, process and production technicians	Process technician Production controller Production planner Production technician	New entrant: £19,800 Experienced worker: £23,400 [Source: Annual Survey of Hours and Earnings 2014]	NQF 4
3121 Architectural and town planning	Architectural assistant	New entrant: £19,500 [Source: Annual Survey of Hours	

technicians	Architectural technician Construction planner Planning enforcement officer	and Earnings 2013 (no equivalent 2014 data available)] Experienced worker: £23,000 [Source: Annual Survey of Hours and Earnings 2014]	
3131 IT operations technicians	Computer games tester Database administrator IT technician Network administrator Systems administrator	New entrant: £17,300 Experienced worker: £21,800 [Source: Annual Survey of Hours and Earnings 2014]	NQF 4
3218 Medical and dental technicians	Cardiographer Dental hygienist Dental technician Medical technical officer Orthopaedic technician	Band 3 and equivalent: £16,271 Band 4 and equivalent: £18,838 Band 5 and equivalent: £21,478 Band 6 and equivalent: £25,783 Band 7 and equivalent: £30,764 [Source: NHS Agenda for Change 2014]	NQF 4
3219 Health associate professionals not elsewhere classified	Acupuncturist Homeopath Hypnotherapist Massage therapist Reflexologist Sports therapist	Band 3 and equivalent: £16,271 Band 4 and equivalent: £18,838 Band 5 and equivalent: £21,478 Band 6 and equivalent: £25,783 Band 7 and equivalent: £30,764 [Source: NHS Agenda for Change 2014]	NQF 4

3319 Protective service associate professionals not elsewhere classified	<p>Customs officer</p> <p>Immigration officer</p> <p>Operations manager (security services)</p> <p>Scenes of crime officer</p> <p>Security manager</p>	<p>New entrant: £24,000</p> <p>Experienced worker: £27,300</p> <p>[Source: Annual Survey of Hours and Earnings 2014]</p>	NQF 4
3411 Artists	<p>Artist</p> <p>Illustrator</p> <p>Portrait Painter</p> <p>Sculptor</p>	<p>New entrant: £18,600</p> <p>[Source: Annual Survey of Hours and Earnings 2014]</p> <p>Experienced worker: £21,500</p> <p>[Source: Annual Survey of Hours and Earnings 2013 (no equivalent 2014 data available)]</p>	NQF 4
3412 Authors, writers and translators	<p>Copywriter</p> <p>Editor (books)</p> <p>Interpreter</p> <p>Technical author</p> <p>Translator</p> <p>Writer</p>	<p>New entrant: £18,600</p> <p>Experienced worker: £22,800</p> <p>[Source: Annual Survey of Hours and Earnings 2014]</p>	NQF 4
3413 Actors, entertainers and presenters	<p>Actor</p> <p>Disc jockey</p> <p>Entertainer</p> <p>Presenter (broadcasting)</p> <p>Singer</p>	<p>New entrant: £18,600</p> <p>Experienced worker: £24,200</p> <p>[Source: Annual Survey of Hours and Earnings 2014]</p>	NQF 4
3414 Dancers and choreographers	<p>Ballet dancer</p> <p>Choreographer</p>	<p>New entrant: £18,600</p> <p>Experienced worker: £24,200</p>	NQF 4

	Dancer Dance teacher	[Source: Annual Survey of Hours and Earnings 2014]	
3422 Product, clothing and related designers	Design consultant Fashion designer Furniture designer Interior designer Kitchen designer Textile designer	New entrant: £19,600 Experienced worker: £23,000 [Source: Annual Survey of Hours and Earnings 2014]	NQF 4
3513 Ship and hovercraft officers	Chief engineer (shipping) Marine engineer (shipping) Merchant navy officer Petty officer Tug master Yacht skipper	New entrant: £28,000 Experienced worker: £51,500 [Source: Annual Survey of Hours and Earnings 2014]	NQF 4
3531 Estimators, valuers and assessors	Claims assessor Claims investigator Engineering surveyor Estimator Loss adjuster Valuer	New entrant: £18,000 Experienced worker: £23,500 [Source: Annual Survey of Hours and Earnings 2014]	NQF 4
3537 Financial and accounting technicians	Accounting technician Business associate (banking)	New entrant: £21,500 Experienced worker: £28,800 [Source: Annual Survey of Hours and Earnings 2014]	NQF 4

	<p>Financial controller</p> <p>Insolvency administrator</p> <p>Managing clerk (accountancy)</p>		
3539 Business and related associate professionals not elsewhere classified	<p>Business systems analyst</p> <p>Data analyst</p> <p>Marine consultant</p> <p>Planning assistant</p> <p>Project administrator</p> <p>Project coordinator</p>	<p>New entrant: £17,300</p> <p>Experienced worker: £21,900</p> <p>[Source: Annual Survey of Hours and Earnings 2014]</p>	NQF 4
3541 Buyers and procurement officers	<p>Buyer</p> <p>Procurement officer</p> <p>Purchasing consultant</p>	<p>New entrant: £19,600</p> <p>[Source: Annual Survey of Hours and Earnings 2013 (no equivalent 2014 data available)]</p> <p>Experienced worker: £23,800</p> <p>[Source: Annual Survey of Hours and Earnings 2014]</p>	NQF 4
3543 Marketing associate professionals	<p>Business development executive</p> <p>Fundraiser</p> <p>Market research analyst</p> <p>Marketing consultant</p> <p>Marketing executive</p>	<p>New entrant: £17,600</p> <p>Experienced worker: £21,900</p> <p>[Source: Annual Survey of Hours and Earnings 2014]</p>	NQF 4

3546 Conference and exhibition managers and organisers	Conference coordinator Event organiser Events manager Exhibition organiser Hospitality manager	New entrant: £16,600 Experienced worker: £20,300 [Source: Annual Survey of Hours and Earnings 2013 (no equivalent 2014 data available)]	NQF 4
3561 Public services associate professionals Civil servant (HEO, SEO)	Higher executive officer (government) Principle revenue officer (local government) Senior executive officer (government)	New entrant: £21,800 Experienced worker: £25,100 [Source: Annual Survey of Hours and Earnings 2014]	NQF 4
3563 Vocational and industrial trainers and instructors	IT trainer NVQ assessor Technical instructor Training consultant Training manager	New entrant: £18,300 Experienced worker: £22,000 [Source: Annual Survey of Hours and Earnings 2014]	NQF 4
3564 Careers advisers and vocational guidance specialists	Careers adviser Careers consultant Careers teacher Placement officer	New entrant: £19,600 [Source: Annual Survey of Hours and Earnings 2013] Experienced worker: £22,900 [Source: Annual Survey of Hours and Earnings 2013 (no equivalent 2014 data available)]	NQF 4
3565 Inspectors of standards and regulations	Building inspector Driving examiner Housing inspector Meat hygiene	New entrant: £22,200 Experienced worker: £25,100 [Source: Annual Survey of Hours and Earnings 2014]	NQF 4

	<p>inspector</p> <p>Trading standards officer</p>		
3567 Health and safety officers	<p>Fire protection engineer (professional)</p> <p>Health and safety officer</p> <p>Occupational hygienist</p> <p>Safety consultant</p> <p>Safety officer</p>	<p>New entrant: £24,100</p> <p>Experienced worker: £28,200</p> <p>[Source: Annual Survey of Hours and Earnings 2014]</p>	NQF 4
4161 Office managers	<p>Business support manager</p> <p>Delivery office manager</p> <p>Office manager</p> <p>Practice manager</p> <p>Sales administration manager</p> <p>Sales office manager</p>	<p>New entrant: £18,300</p> <p>Experienced worker: £23,300</p> <p>[Source: Annual Survey of Hours and Earnings 2014]</p>	NQF 4
7220 Customer service managers and supervisors	<p>After sales manager</p> <p>Call Centre supervisor</p> <p>Customer service manager</p> <p>Customer service supervisor</p> <p>Team leader (customer care)</p>	<p>New entrant: £17,700</p> <p>Experienced worker: £21,700</p> <p>[Source: Annual Survey of Hours and Earnings 2014]</p>	NQF 4

Table 4: Occupations skilled to National Qualifications Framework (NQF) level 3 and above

SOC code and description	Related job titles	Appropriate salary rates	Skill level
All occupations in Table 1	As stated in Table 1	As stated in Table 1	PhD
All occupations in Table 2	As stated in Table 2	As stated in Table 2	NQF 6
All occupations in Table 3	As stated in Table 3	As stated in Table 3	NQF 4
1162 Managers and directors in storage and warehousing	Logistics manager Warehouse manager	New entrant: £17,800 Experienced worker: £22,000 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
1190 Managers and directors in retail and wholesale	Managing director (retail trade) Retail manager Shop manager (charitable organisation) Wholesale manager	New entrant: £15,100 Experienced worker: £18,800 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
1221 Hotel and accommodation managers and proprietors	Caravan park owner Hotel manager Landlady (boarding, guest, lodging house)	New entrant: £15,700 Experienced worker: £19,100 [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
1225 Leisure and sports managers	Amusement arcade owner Leisure centre manager Social club manager Theatre manager	New entrant: £17,600 Experienced worker: £20,200 [Source: Annual Survey of Hours and Earnings 2013 (no equivalent 2014 data available)]	NQF 3
1226 Travel agency managers and proprietors	Tourist information manager Travel agency owner Travel manager	New entrant: £15,800 [Source: Annual Survey of Hours and Earnings 2014] Experienced worker: £17,900 [Source: Annual Survey of Hours and Earnings 2012 (no 2013 or 2014 data available)]	NQF 3

1252 Garage managers and proprietors	Garage director Garage owner Manager (repairing: motor vehicles)	New entrant: £18,200 Experienced worker: £24,800 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
1253 Hairdressing and beauty salon managers and proprietors	Hairdressing salon owner Health and fitness manager Manager (beauty salon)	New entrant: £18,200 Experienced worker: £24,000 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
1254 Shopkeepers and proprietors – wholesale and retail	Antiques dealer Fashion retailer Newsagent Shopkeeper	New entrant: £18,200 [Source: Annual Survey of Hours and Earnings 2014] Experienced worker £18,800 [Source: Annual Survey of Hours and Earnings 2013 (no equivalent 2014 data available)]	NQF 3
3111 Laboratory technicians	Laboratory analyst Laboratory technician Medical laboratory assistant Scientific technician Water tester	New entrant: £15,100 Experienced worker: £17,700 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
3112 Electrical and electronics technicians	Avionics technician Electrical technician Electronics technician Installation engineer (Electricity Supplier)	New entrant: £17,600 Experienced worker: £24,300 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
3113 Engineering technicians	Aircraft technician Commissioning engineer Engineering technician Manufacturing engineer Mechanical technician	New entrant: £20,400 Experienced worker: £27,600 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3

3114 Building and civil engineering technicians	Building services consultant Civil engineering technician Survey technician Technical assistant (civil engineering)	New entrant: £17,600 Experienced worker: £21,900 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
3115 Quality assurance technicians	Quality assurance technician Quality control technician Quality officer Quality technician Test technician	New entrant: £19,600 Experienced worker: £22,300 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
3119 Science, engineering and production technicians not elsewhere classified	School technician Technical assistant Technician Textile consultant Workshop technician	New entrant: £16,700 Experienced worker: £21,000 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
3122 Draughtspersons	CAD operator Cartographer Design technician Draughtsman	New entrant: £19,500 [Source: Annual Survey of Hours and Earnings 2013 (no equivalent 2014 data available)] Experienced worker: £23,100 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
3216 Dispensing opticians	Dispensing optician Optical dispenser	New entrant: £18,800 Experienced worker: £22,000 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
3231 Youth and community workers	Community development officer Youth and community worker Youth project coordinator Youth worker	New entrant: £18,200 Experienced worker: £21,200 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
3234 Housing officers	Housing adviser Housing officer Homeless prevention officer	New entrant: £18,600 Experienced worker: £21,900 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3

	Housing support officer		
3235 Counsellors	Counsellor (welfare services) Debt adviser Drugs and alcohol counsellor Student counsellor	New entrant: £17,900 Experienced worker: £21,000 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
3239 Welfare and housing associate professionals not elsewhere classified	Day centre officer Health coordinator Key worker (welfare services) Outreach worker (welfare services) Probation services officer Project worker (welfare services)	New entrant: £17,400 Experienced worker: £20,000 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
3312 Police officers (sergeant and below)	Detective (police service) Police constable Police officer Sergeant Transport police officer	New entrant: £30,200 Experienced worker: £33,900 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
3313 Fire service officers (watch manager and below)	Fire engineer Fire safety officer Firefighter Watch manager (fire service)	New entrant: £27,800 Experienced worker: £29,800 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
3421 Graphic designers	Commercial artist Designer (advertising) Graphic artist Graphic designer MAC operator	New entrant: £18,200 Experienced worker: £21,200 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
3443 Fitness instructors	Aerobics instructor Fitness instructor Gym instructor Lifestyle consultant Personal trainer	New entrant: £12,500 [Source: Annual Survey of Hours and Earnings 2013 (no equivalent 2014 data available)]	NQF 3

	Pilates instructor	Experienced worker: £14,300 [Source: Annual Survey of Hours and Earnings 2014]	
3511 Air traffic controllers	Air traffic control officer Air traffic controller Air traffic services assistant Flight planner	New entrant: £33,100 Experienced worker: £56,200 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
3520 Legal associate professionals	Barrister's clerk Compliance officer Conveyancer Legal executive Litigator Paralegal	New entrant: £17,500 [Source: Annual Survey of Hours and Earnings 2013 (no equivalent 2014 data available)] Experienced worker: £21,000 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
3533 Insurance underwriters	Account handler (insurance) Commercial underwriter Insurance inspector Mortgage underwriter Underwriter	New entrant: £21,100 Experienced worker: £24,700 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
3536 Importers and exporters	Export controller Export coordinator Exporter Import agent Importer	New entrant: £19,800 Experienced worker: £25,300 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
3542 Business sales executives	Corporate account executive Sales agent Sales consultant Sales executive Technical representative	New entrant: £17,600 Experienced worker: £22,700 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
3544 Estate agents and auctioneers	Auctioneer Auctioneer and valuer Estate agent Letting agent	All workers: £18,800 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3

	Property consultant		
3550 Conservation and environmental associate professionals	Conservation worker Countryside ranger National park warden Park ranger	New entrant: £19,700 Experienced worker: £19,900 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
3562 Human resources and industrial relations officers	Employment adviser Human resources officer Personnel officer Recruitment consultant	New entrant: £18,500 [Source: Annual Survey of Hours and Earnings 2014] Experienced worker: £22,100 [Source: Annual Survey of Hours and Earnings 2013 (no equivalent 2014 data available)]	NQF 3
4112 National government administrative occupations	Administrative assistant (courts of justice) Administrative officer (government) Civil servant (EO) Clerk (government) Revenue officer (government)	New entrant: £17,000 Experienced worker: £19,100 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
4114 Officers of non-governmental organisations	Administrator (charitable organisation) Organiser (trade union) Secretary (research association) Trade union official	New entrant: £17,000 Experienced worker: £20,300 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
4134 Transport and distribution clerks and assistants	Export clerk Logistics controller Shipping clerk Transport administrator Transport clerk Transport coordinator	New entrant: £17,000 Experienced worker: £19,400 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3

4151 Sales administrators	Marketing administrator Sales administrator Sales clerk Sales coordinator	New entrant: £14,600 Experienced worker: £16,800 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
4214 Company secretaries	Assistant secretary Club secretary Company secretary	New entrant: £13,500 Experienced worker: £18,000 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
4215 Personal assistants and other secretaries	Executive assistant PA-secretary Personal assistant Personal secretary Secretary	New entrant: £16,100 Experienced worker: £19,600 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
5211 Smiths and forge workers	Blacksmith Chain repairer Farrier Pewtersmith Steel presser	New entrant: £17,400 Experienced worker: £20,900 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
5213 Sheet metal workers	Coppersmith Panel beater (metal trades) Sheet metal fabricator Sheet metal worker	New entrant: £17,400 Experienced worker: £20,400 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
5221 Metal machining setters and setter-operators	CNC machinist CNC programmer Centre lathe turner Miller (metal trades) Tool setter Turner	New entrant: £18,000 [Source: Annual Survey of Hours and Earnings 2013 (no equivalent 2014 data available)] Experienced worker: £21,000 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
5222 Tool makers, tool fitters and markers-out	Die maker Engineer-toolmaker Jig maker Marker-out (engineering) Tool fitter Tool Maker	New entrant: £17,400 Experienced worker: £22,900 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3

5224 Precision instrument makers and repairers	Calibration engineer Horologist Instrument maker Instrument mechanic Instrument technician Optical technician Precision engineer Watchmaker	New entrant: £17,400 Experienced worker: £22,200 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
5231 Vehicle technicians, mechanics and electricians	Auto electrician Car mechanic HGV mechanic Mechanic (garage) MOT tester Motor mechanic Motor vehicle technician Technician (motor vehicles) Vehicle technician	New entrant: £15,900 Experienced worker: £20,200 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
5232 Vehicle body builders and repairers	Bodyshop technician Car body repairer Coach builder Panel beater Restoration technician (motor vehicles) Vehicle builder	New entrant: £17,700 Experienced worker: £20,000 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
5234 Vehicle paint technicians	Car paint sprayer Coach painter Paint technician (motor vehicles) Vehicle refinisher	New entrant: £16,600 Experienced worker: £19,500 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
5242 Tele-communications engineers	Cable jointer Customer service engineer (telecommunications) Installation engineer (telecommunications)	New entrant: £24,400 Experienced worker: £27,200 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3

	s) Network officer (telecommunications) Telecommunications engineer Telephone engineer		
5244 TV, video and audio engineers	Installation engineer (radio, television and video) Satellite engineer Service engineer (radio, television and video) Technician (radio, television and video) Television engineer	New entrant: £19,900 Experienced worker: £23,600 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
5245 IT engineers	Computer repairer Computer service engineer Hardware engineer (computer) Maintenance engineer (computer servicing)	New entrant: £19,900 Experienced worker: £20,600 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
5311 Steel erectors	Steel erector Steel fabricator Steel worker (structural engineering)	New entrant: £16,500 Experienced worker: £20,900 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
5313 Roofers, roof tilers and slaters	Mastic asphalt spreader Roof tiler Roofer Roofing contractor Slater Thatcher	New entrant: £16,500 [Source: Annual Survey of Hours and Earnings 2014] Experienced worker: £19,000 [Source: Annual Survey of Hours and Earnings 2013 (no equivalent 2014 data available)]	NQF 3
5314 Plumbers and heating and ventilating engineers	Gas engineer Gas service engineer Heating and	New entrant: £19,800 Experienced worker: £23,400 [Source: Annual Survey of Hours	NQF 3

	ventilating engineer Heating engineer Plumber Plumbing and heating engineer	and Earnings 2014]	
5319 Construction and building trades not elsewhere classified	Acoustician Builder Building contractor Fencer Maintenance manager (buildings and other structures) Property developer (building construction)	New entrant: £17,600 [Source: Annual Survey of Hours and Earnings 2013 (no equivalent 2014 data available)] Experienced worker: £20,600 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
5411 Weavers and knitters	Carpet weaver Knitter Knitwear manufacturer Weaver	New entrant: £13,500 Experienced worker: £15,800 [Source: Annual Survey of Hours and Earnings 2014]	NQF
5412 Upholsterers	Curtain fitter Curtain maker Soft furnisher Trimmer (furniture mfr) Upholsterer	New entrant: £13,500 Experienced worker: £15,700 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
5413 Footwear and leather working trades	Cobbler Leather worker (leather goods mfr) Machinist (leather goods mfr) Shoe machinist Shoe repairer	New entrant: £13,500 Experienced worker: £15,800 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
5421 Pre-press technicians	Compositor Plate maker Pre-press manager Pre-press technician Type setter	New entrant: £15,600 Experienced worker: £18,300 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
5422 Printers	Lithographic printer Machine minder (printing)	New entrant: £14,500 Experienced worker: £18,400 [Source: Annual Survey of Hours	NQF 3

	Print manager Screen printer Wallpaper printer	and Earnings 2011 (no 2013 data available)]	
5423 Print finishing and binding workers	Binder's assistant Book binder Finishing supervisor (printing) Print finisher	New entrant: £10,300 Experienced worker: £15,700 [Source: Annual Survey of Hours and Earnings 2013]	NQF 3
5431 Butchers	Butcher Butcher's assistant Butchery manager Master butcher Slaughterman	New entrant: £12,700 Experienced worker: £15,600 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
5432 Bakers and flour confectioners	Baker Baker's assistant Bakery manager Cake decorator Confectioner	New entrant: £14,400 Experienced worker: £16,100 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
5441 Glass and ceramics makers, decorators and finishers	Ceramic artist Glass blower Potter (ceramics mfr) Pottery worker Sprayer (ceramics mfr) Stained glass artist	All workers: £14,400 [Source: Annual Survey of Hours and Earnings 2012 (no equivalent 2013 or 2014 data available)]	NQF 3
5442 Furniture makers and other craft woodworkers	Antiques restorer Cabinet maker Coffin maker Furniture restorer Picture framer Sprayer (furniture mfr)	New entrant: £14,400 Experienced worker: £17,500 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
5449 Other skilled trades not elsewhere classified	Diamond mounter Engraver Goldsmith Paint sprayer Piano tuner Sign maker Silversmith Wig maker	New entrant: £14,900 Experienced worker: £19,000 [Source: Annual Survey of Hours and Earnings 2013 (no equivalent 2014 data available)]	NQF 3

6131 Veterinary nurses	Animal nurse Veterinary nurse	New entrant: £12,200 Experienced worker: £14,700 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
6144 Houseparents and residential wardens	Foster carer Matron (residential home) Resident warden Team leader (residential care home) Warden (sheltered housing)	New entrant: £13,300 Experienced worker: £16,700 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
6214 Air travel assistants	Air hostess Cabin crew Customer service agent (travel) Flight attendant Passenger service agent	New entrant: £13,100 [Source: Annual Survey of Hours and Earnings 2014] Experienced worker: £17,900 [Source: Annual Survey of Hours and Earnings 2013 (no equivalent 2014 data available)]	NQF 3
6215 Rail travel assistants	Retail service manager (railways) Station assistant (underground railway) Ticket inspector (railways) Train conductor Train manager	New entrant: £21,000 Experienced worker: £26,800 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
7125 Merchandisers and window dressers	Merchandiser Sales merchandiser Visual merchandising manager Window dresser	New entrant: £13,400 Experienced worker: £16,200 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
7130 Sales supervisors	Sales supervisor (retail trade: delivery round)	New entrant: £13,900 Experienced worker: £15,900 [Source: Annual Survey of Hours	

	Section manager (retail trade) Shop supervisor (retail trade) Supervisor (retail, wholesale trade) Team leader (retail trade)	and Earnings 2014]	
7215 Market research interviewers	Interviewer (market research) Market researcher (interviewing) Telephone interviewer Telephone researcher Traffic enumerator	New entrant: £12,500 Experienced worker: £15,600 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
8124 Energy plant operatives	Boilerman Control room operator (electric) Hydraulic engineman Plant operator (electricity supplier) Power station operator	New entrant: £14,300 Experienced worker: £17,600 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
8126 Water and sewerage plant operatives	Controller (water treatment) Plant operator (sewage works) Pump attendant Water treatment engineer Water treatment operator	New entrant: £14,300 Experienced worker: £23,700 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3
8215 Driving instructors	Driving instructor HGV instructor Instructor (driving school) Motorcycle instructor	New entrant: £14,800 Experienced worker: £18,400 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3

Table 5: Occupations in which some jobs are skilled to National Qualifications Framework (NQF) level 3 and some jobs are lower-skilled

SOC code and description	Related job titles	Jobs which are skilled to NQF 3 (other jobs are lower-skilled)	Appropriate salary rates	Skill level
1223 Restaurant and catering establishment managers and proprietors	Café owner Fish & chip shopkeeper Operations manager (catering) Restaurant manager Shop manager (take-away food shop)	Restaurant manager Fast food restaurant manager Assistant restaurant manager, establishments with 80 or more covers (covers being the maximum number of customers that can be seated at any one time)	New entrant: £14,300 Experienced worker: £18,000 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3 / Lower-skilled
1224 Publicans and managers of licensed premises	Landlady (public house) Licensee Manager (wine bar) Publican	Publican Licensee or pub manager	New entrant: £15,800 Experienced worker: £16,800 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3 / Lower-skilled
3132 IT user support technicians	Customer support analyst Help desk operator IT support technician Systems support officer	Senior PC support analyst Senior PC support Technical pre- or post-sales support Senior database administrator or analyst	New entrant: £18,400 Experienced worker: £22,800 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3 / Lower-skilled

		<p>Database administrator or analyst</p> <p>Computer engineers, installation and maintenance</p>		
3217 Pharmaceutical technicians	<p>Dispensing technician</p> <p>Pharmaceutical technician</p> <p>Pharmacy technician</p>	Jobs at NHS Agenda for Change band 4 or equivalent or above	<p>New entrant: £18,800</p> <p>Experienced worker: £19,000</p> <p>[Source: Annual Survey of Hours and Earnings 2014]</p>	NQF 3 / Lower-skilled
3417 Photographers, audio-visual and broadcasting equipment operators	<p>Audio visual technician</p> <p>Cameraman</p> <p>Photographer</p> <p>Projectionist</p> <p>Sound engineer</p> <p>Theatre technician (entertainment)</p>	<p>Audio visual technician</p> <p>Senior audio visual technician</p> <p>Photographer</p> <p>Press photographer (regional)</p> <p>Press photographer (National)</p> <p>Film technician</p> <p>Sound recordist</p> <p>Camera operator (film, television production)</p>	<p>New entrant: £17,100</p> <p>Experienced worker: £21,700</p> <p>[Source: Annual Survey of Hours and Earnings 2014]</p>	NQF 3 / Lower-skilled

5111 Farmers	Agricultural contractor Agricultural technician Crofter (farming) Farmer Herd manager	Herd managers Livestock breeders Pig breeders Agricultural contractor jobs that require an NQF level 3 in Agricultural Crop Production, Mixed Farming or Livestock Production, or an NPTC Advanced National Certificate in Agriculture	New entrant: £14,100 Experienced worker: £16,100 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3 / Lower-skilled
5112 Horticultural trades	Grower Horticulturalist (market gardening) Market Gardener Nursery Assistant (agriculture) Nurseryman	Horticultural foreman Horticultural nursery supervisor Horticultural technician Nursery stock production technician or specialist	New entrant: £14,100 Experienced worker: £16,100 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3 / Lower-skilled
5113 Gardeners and landscape gardeners	Garden designer Gardener Gardener-handyman Landscape gardener	Gardening Team Supervisor or Manager Landscape jobs, where the job requires a Registration of Land-Based Operatives	New entrant: £13,600 Experienced worker: £16,200 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3 / Lower-skilled

		(ROLO) Gold Card Garden Designer		
5114 Grounds-men and green- keepers	Greenkeeper Groundsman Groundsperson	Head Greenkeeper Ground Manager Head Groundsperson	New entrant: £14,200 Experienced worker: £15,900 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3 / Lower-skilled
5119 Agricultural and fishing trades not elsewhere classified	Aboricultural consultant Bee farmer Gamekeeper Share fisherman Trawler skipper Tree surgeon	Fishing vessel skippers in inshore areas, and limited and unlimited offshore areas Fishing vessel mates in unlimited offshore areas Forest officers and forest or woodland managers Supervising tree surgeons and supervising arbori- culturists / arborists Head gamekeepers, head river keepers and head ghillies Managers in animal husbandry, forestry and fishing not elsewhere classified	New entrant: £14,100 Experienced worker: £16,100 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3 / Lower-skilled

<p>5212 Moulders, core makers and die casters</p>	<p>Core Maker (metal trades) Die Caster Moulder (metal trades) Pipe Maker (foundry)</p>	<p>Jobs which require an engineering technician registered with the Engineering Council</p> <p>Jobs which require an NQF level 3 qualification in Materials Processing and Finishing</p> <p>Foundry or casting shop foremen</p>	<p>New entrant: £17,400 Experienced worker: £20,900 [Source: Annual Survey of Hours and Earnings 2014]</p>	<p>NQF 3 / Lower-skilled</p>
<p>5214 Metal plate workers, and riveters</p>	<p>Boiler maker Metal plate worker Plater Plater-welder</p>	<p>Jobs which require successful completion of the National Apprenticeship Scheme for Engineering Construction (NASEC)</p> <p>Jobs which require successful completion of an Advanced Modern Apprenticeship in fabrication or welding</p>	<p>New entrant: £17,400 Experienced worker: £24,100 [Source: Annual Survey of Hours and Earnings 2014]</p>	<p>NQF 3 / Lower-skilled</p>
<p>5215 Welding trades</p>	<p>Fabricator-welder Fitter-welder Spot welder (metal) Welder Welding technician</p>	<p>High integrity pipe welders where the job requires three or more years related on-the-job experience Welding foreman Welding engineer or consultant</p>	<p>New entrant: £18,400 [Source: Annual Survey of Hours and Earnings 2013 (no equivalent 2014 data available)]</p>	<p>NQF 3 / Lower-</p>

		<p>Welding fitter Welding supervisor Welding technician Jobs which require successful completion of an Advanced Modern Apprenticeship in fabrication or welding</p>	<p>Experienced worker: £20,400 [Source: Annual Survey of Hours and Earnings 2014]</p>	
5216 Pipe fitters	<p>Pipe engineer Pipe fitter Pipe welder-fitter</p>	<p>Pipe fitter / welder jobs that require an Engineering Services Gold SKILLcard in Heating and Ventilation Fitting / Welding</p>	<p>New entrant: £17,400 [Source: Annual Survey of Hours and Earnings 2014] Experienced worker: £28,900 [Source: Annual Survey of Hours and Earnings 2013 (no equivalent 2014 data available)]</p>	NQF 3 / Lower-skilled
5223 Metal working production and maintenance fitters	<p>Agricultural engineer Bench fitter Engineering machinist Fabricator Installation engineer Maintenance fitter Mechanical engineer</p>	<p>Fitter, turner or millwright jobs that require a completed Engineering Advanced Apprenticeship with an NQF level 3 qualification in Engineering Maintenance or Engineering Technology and Maintenance</p>	<p>New entrant: £17,200 Experienced worker: £22,300 [Source: Annual Survey of Hours and Earnings 2014]</p>	NQF 3 / Lower-skilled

5235 Aircraft maintenance and related trades	Aeronautical engineer Aircraft electrician Aircraft engineer Aircraft fitter Aircraft mechanic Maintenance engineer (aircraft)	Aircraft engineers Licensed and military certifying engineer / inspector technician Airframe fitter	New entrant: £21,900 [Source: Annual Survey of Hours and Earnings 2014] Experienced worker: £27,100 [Source: Annual Survey of Hours and Earnings 2013 (no equivalent 2014 data available)]	NQF 3 / Lower
5236 Boat and ship builders and repairers	Boat builder Fitter (boat building) Frame turner (ship building) Marine engineer Ship's joiner Shipwright	Jobs which require successful completion of the National Apprenticeship Scheme for Engineering Construction (NASEC) Jobs which require successful completion of an Advanced Modern Apprenticeship in fabrication or welding	New entrant: £16,600 [Source: Annual Survey of Hours and Earnings 2014] Experienced worker: £22,300 [Source: Annual Survey of Hours and Earnings 2012 (no equivalent 2013 or 2014 data available)]	NQF 3 / Lower-skilled
5241 Electricians and electrical fitters	Electrical contractor Electrical engineer Electrical fitter Electrician	Electricians, as defined by the joint industry board (JIB) or the Scottish joint industry board (SJIB) grading definitions Approved electricians, as	New entrant: £19,800 Experienced worker: £24,900 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3 / Lower-skilled

		defined by the JIB / SJIB grading definitions Technicians, as defined by the JIB / SJIB grading definitions		
5249 Electrical and electronic trades not elsewhere classified	Alarm engineer Electronics engineer Field engineer Linesman Service Engineer	LE1-equivalent line workers and cable jointers (Chargehands or Leadhands) Electrical / electronics engineers not elsewhere classified	New entrant: £19,100 [Source: Annual Survey of Hours and Earnings 2013 (no equivalent 2014 data available)] Experienced worker: £24,400 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3 / Lower-skilled
5312 Bricklayers and masons	Bricklayer Dry stone waller Stone mason	Architectural Stone Carver Stonemason Bricklayer, where the job requires NQF level 3 in Bricklaying or Trowel Trades	New entrant: £16,900 Experienced worker: £21,800 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3 / Lower-skilled
5414 Tailors and dress-makers	Cutter (hosiery, knitwear mfr) Dressmaker Fabric Cutter Tailor Tailoress	Bespoke or handcraft tailor jobs that require a completed Bespoke Tailoring Apprenticeship leading to an NQF level 3 in Bespoke	New entrant: £13,500 Experienced worker: £15,800 [Source: Annual Survey of Hours and Earnings	NQF 3 / Lower-skilled

		<p>Cutting and Tailoring</p> <p>Jobs that require a completed Modern Apprenticeship in Handicraft Tailoring leading to an NQF level 3 in Apparel Manufacturing Technology</p>	2014]	
5419 Textiles, garments and related trades not elsewhere classified	<p>Clothing manufacturer</p> <p>Embroiderer</p> <p>Hand sewer</p> <p>Sail maker</p> <p>Upholstery cutter</p>	<p>Jobs that require Licentiatehip (LTI) or Associateship (Ctext ATI) of the Textile Institute</p> <p>Pattern cutter jobs that require an ABC Level 3 Certificate in Pattern Cutting or an NQF level 3 in Apparel Technology</p> <p>Head pattern graders</p> <p>Pattern grader jobs that require a completed Advanced Apprenticeship in Textiles</p>	<p>New entrant: £13,500</p> <p>Experienced worker: £15,800</p> <p>[Source: Annual Survey of Hours and Earnings 2014]</p>	NQF 3 / Lower-skilled
5433 Fish-mongers and poultry dressers	<p>Butcher (fish, poultry)</p> <p>Filleter (fish)</p> <p>Fish processor</p> <p>Fishmonger</p> <p>Poultry processor</p>	<p>Manual filleters of frozen fish, where the job requires an individual with three or more years' related on-the-job paid experience</p> <p>Machine-trained operatives in the fish processing industry, where the job</p>	<p>New entrant: £12,500</p> <p>Experienced worker: £15,200</p> <p>[Source: Annual Survey of Hours and Earnings 2014]</p>	NQF 3 / Lower-skilled

		<p>requires an individual with three or more years' related on-the-job paid experience</p> <p>Quality controllers in the fish processing industry, where the job requires an individual with three or more years' related on-the-job paid experience</p>		
5434 Chefs	<p>Chef Chef-manager Head chef Pastry chef</p>	<p>Skilled chef jobs where the pay is at least equal to the appropriate salary rates shown and the job requires three or more years relevant experience</p>	<p>All rates apply after deductions for accommodation, meals, etc. Any overtime must also be paid at least at these rates.</p> <p>Skilled chef as defined in the Shortage Occupation List in Appendix K: £29,570</p> <p>[Source: Migration Advisory Committee]</p> <p>Other chef (new entrant): £12,400</p> <p>Other chef (experienced worker): £15,300</p>	<p>NQF 3 / Lower-skilled</p>

			[Source: Annual Survey of Hours and Earnings 2014]	
5436 Catering and bar managers	Bar manager Catering manager Floor manager (restaurant) Kitchen manager Steward (club)	Catering manager Banqueting manager Hotel food and beverage manager	New entrant: £13,200 Experienced worker: £15,500 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3 / Lower-skilled
5443 Florists	Floral assistant Floral designer Florist Flower arranger	Florist managers and shop managers who manage purchasing and relationships with suppliers, manage and develop staff, and ensure that the business meets health and safety standards and other legal requirements Senior florists and floral designers who manage the production and design of formal displays	New entrant: £14,400 Experienced worker: £16,900 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3 / Lower-skilled
6121 Nursery nurses and assistants	Crèche assistant Crèche worker Nursery assistant Nursery nurse	Nursery nurse / practitioner Nursery supervisor Nursery room leader Montessori teacher Pre-school assistant	New entrant: £10,400 [Source: Annual Survey of Hours and Earnings 2013 (no equivalent 2014 data available)]	NQF 3 / Lower-skilled

			Experienced worker: £12,600 [Source: Annual Survey of Hours and Earnings 2014]	
6123 Play-workers	Playgroup assistant Playgroup leader Playgroup supervisor Playworker	Playgroup leader Playgroup supervisor	New entrant: £11,000 [Source: Annual Survey of Hours and Earnings 2014] Experienced worker: £10,500 [Source: Annual Survey of Hours and Earnings 2013 (no equivalent 2014 data available)]	NQF 3 / Lower-skilled
6139 Animal care services occupations not elsewhere classified	Animal technician Canine beautician Groom Kennel assistant Kennel maid Stable hand	Head lad and travelling head lad for horseracing stables Head groom for horseracing stables and performance horse stud farms Competition groom Stud hand, stallion handler, foaling specialists in performance horse stud farms	New entrant: £12,700 [Source: Annual Survey of Hours and Earnings 2013 (no equivalent 2014 data available)] Experienced worker: £14,300 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3 / Lower-skilled

		Head riding instructor Work rider		
6141 Nursing auxiliaries and assistants	Auxiliary nurse Health care assistant (hospital service) Health care support worker Nursing assistant Nursing auxiliary	Jobs at NHS Agenda for Change band 3 or equivalent or above	Band 3 and equivalent: £16,271 Band 4 and equivalent: £18,838 [Source: NHS Agenda for Change 2014]	NQF 3 / Lower-skilled
6143 Dental Nurses	Dental assistant Dental nurse Dental nurse-receptionist Dental surgery assistant	Registered dental nursing jobs that require registration with the General Dental Council (GDC) (Dental nurse is a protected title)	Band 3 and equivalent: £16,271 Band 4 and equivalent: £18,838 Band 5 and equivalent: £21,478 Band 6 and equivalent: £25,783 [Source: NHS Agenda for Change 2014]	NQF 3 / Lower Skilled
6146 Senior care workers	Senior care assistant Senior carer Senior support worker (Local government: welfare services) Team leader (nursing home)	Skilled senior care worker jobs in England and Northern Ireland which include responsibility for supervising staff, and require a relevant NQF level 2 or equivalent	All rates apply after deductions for accommodation, meals, etc. Any overtime must also be paid at least at these	NQF 3 / Lower-skilled

		<p>qualification in care and two or more years relevant experience</p> <p>Skilled senior care worker jobs in Scotland which include responsibility for supervising staff, and require a relevant Scottish Credit and Qualifications Framework level 6 or equivalent qualification in care and registration with the Scottish Social Services Council as a Supervisor</p> <p>Skilled senior care worker jobs in Wales which require a relevant NQF level 3 or equivalent qualification in care and registration with the Care Council for Wales as an Assistant Manager, Senior Care Worker, Senior Care Officer or Senior Care Assistant</p> <p>Senior care worker jobs where the individual has (or previously had) leave as a work permit</p>	<p>rates.</p> <p>New entrant: £12,000</p> <p>Experienced worker: £14,600</p> <p>[Source: Annual Survey of Hours and Earnings 2014]</p>	
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		holder which was granted for them to do the job		
8232 Marine and waterways transport operatives	Engine room attendant (shipping) Engineer, nos (boat, barge) Ferryman Merchant seaman Seaman (shipping)	Merchant navy master Merchant navy chief officer Merchant navy 2nd officer Merchant navy 3rd officer Merchant navy chief engineer officer Merchant navy 2nd engineer officer Merchant navy 3rd engineer officer Merchant navy 4th engineer officer Officer of the watch Chief mate Ship master	New entrant: £20,800 Experienced worker: £28,800 [Source: Annual Survey of Hours and Earnings 2014]	NQF 3 / Lower-skilled
9119 Fishing and other elementary agriculture occupations not elsewhere classified	Horticultural worker Labourer (landscape gardening) Mushroom picker Nursery worker	Sheep Shearers with a recognised qualification equivalent to British Wool Marketing Board (BWMB) Bronze, Silver or	New entrant: £12,800 [Source: Annual Survey of Hours and Earnings 2013 (no	NQF 3 / Lower-skilled

		Gold Seal Chick sexers (vent sexers)	equivalent 2014 data available)] Experienced worker: £14,300 [Source: Annual Survey of Hours and Earnings 2014]	
9273 Waiters and waitresses	Head waiter Silver service waiter Steward (catering) Waiter Waitress	Head waiter or waitress, establishments with 80 or more covers (covers being the maximum number of customers that can be seated at any one time) Sommelier	New entrant: £8,300 [Source: Annual Survey of Hours and Earnings 2014] Experienced worker: £10,600 [Source: Annual Survey of Hours and Earnings 2013 (no equivalent 2014 data available)]	NQF 3 / Lower-skilled

“.

308. In Appendix J, in Table 8, delete the row containing “3213 Paramedics” and substitute:

“

3213 Paramedics	NQF 4	3213 Paramedics	NQF 6
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“.

309. In Appendix K, in Table 1, delete the rows containing “2112 Biological scientists and biochemists”, “2113 Physical scientists” and “2119 Natural and social science professionals not elsewhere classified”, and substitute:

“

2113 Physical scientists	Only the following jobs in this occupation code: The following jobs in the construction-related ground engineering industry:
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	<ul style="list-style-type: none"> • engineering geologist • hydrogeologist • geophysicist <p>The following jobs in the oil and gas industry:</p> <ul style="list-style-type: none"> • geophysicist • geoscientist • geologist • geochemist <ul style="list-style-type: none"> • technical services manager in the decommissioning and waste areas of the nuclear industry <ul style="list-style-type: none"> • senior resource geologist and staff geologist in the mining sector
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“.

310. In Appendix K, in Table 1, delete the row containing “2211 Medical practitioners” and substitute:

“

2211 Medical practitioners	<p>Only the following jobs in this occupation code: Consultants in the following specialities:</p> <ul style="list-style-type: none"> • clinical radiology • emergency medicine • old age psychiatry <p>CT3 trainee and ST4 to ST7 trainee in emergency medicine Core trainee in psychiatry Non-consultant, non-training, medical staff posts in the following specialities:</p> <ul style="list-style-type: none"> • emergency medicine (including specialist doctors working in accident and emergency) • old age psychiatry • paediatrics
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“.

311. In Appendix K, in Table 1, delete the row containing “2217 Medical radiographers” and substitute:

“

2217 Medical radiographers	Only the following jobs in this occupation code: <ul style="list-style-type: none">• HPC registered diagnostic radiographer• nuclear medicine practitioner• radiotherapy physics practitioner• radiotherapy physics scientist• sonographer Sponsors must retain evidence of the individual's HPC registration and provide this to the Home Office on request. (Registration may need to be done after the individual has entered the United Kingdom but must be done before starting work).
2219 Health professionals not elsewhere classified	Only the following jobs in this occupation code: <ul style="list-style-type: none">• neurophysiology healthcare scientist• neurophysiology practitioner• nuclear medicine scientist
2229 Therapy professionals not elsewhere classified	Only the following jobs in this occupation code: <ul style="list-style-type: none">• orthotist• prosthetist

“.

312. In Appendix K, in Table 1, delete the row containing “2231 Nurses”.

313. In Appendix K, after the row containing “2314 Secondary education teaching professionals”, insert new row:

“

2425 Actuaries, economists and statisticians	Only the following jobs in this occupation code: <ul style="list-style-type: none">• bio-informatician• informatician
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“.

314. In Appendix K, in Table 1, after the row containing “3113 Engineering technicians”, insert new row:

“

3213 Paramedics	All jobs in this occupation code
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“.

315. In Appendix K, in Table 1, delete the row containing “3218 Medical and dental technicians”.

316. In Appendix K, in Table 1, in the row containing “5215 Welding trades”, delete “the UK Border Agency” and substitute “the Home Office”.

317. In Appendix K, in Table 1, delete the row containing “5249 Line repairers and cable jointers” and substitute:

“

5249 Line repairers and cable jointers	Only the following job in this occupation code: <ul style="list-style-type: none">• overhead linesworker at Linesman Erector 2 (LE2) level and above, where the pay is at least £32,000 per year
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”.

318. In Appendix K, in Table 1, in the row containing “5434 Chefs”, delete “the UK Border Agency” and substitute “the Home Office”.

319. In Appendix K, delete Table 2.

320. In Appendix KoLL, in paragraph 2.2(a)(ii), after “Appendix O to these Rules” insert:

“and taken at a test centre approved by the Lieutenant Governor as a Secure English Language Test centre.”

321. In Appendix KoLL, in paragraph 3.2 (a)(ii) delete “paragraph 198” and substitute “paragraph 199”.

322. In Appendix KOLL, in paragraph 3.2 (a) (viii) delete “or paragraph 319X”.

323. In Appendix M, in the table, delete the row containing “Motorcycling (except speedway)” and substitute:

“

Motorcycling (except speedway)	Auto-Cycle Union	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
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”.

324. In Appendix M, in the table, delete the row containing “Speedway” and substitute:

“

Speedway	British Speedway Promoters Association	Tier 2 (Sportsperson) and Tier 5 (Temporary Worker – Creative and Sporting)
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“.

325. In Appendix N, delete the “BOND business internships” scheme, and substitute with the amended entry below:

“

BOND Business Internships	BOND is a training and work experience placement scheme, designed to facilitate work attachments with UK companies for overseas graduates/professionals who have a degree. BOND builds mutual links and connectivity between the UK and overseas partners in areas of industrial and technological innovation and cooperation, by giving UK host companies the opportunity to develop current overseas markets and explore new ones through project focussed work attachments for overseas professionals.	British Council	Work experience programme Maximum 12 months	All UK
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“.

326. In Appendix N, delete the entry for “International Student Internship Scheme (ISIS)” scheme, and replace with the amended entry below: “

International Student Internship Scheme	This internship Student scheme will offer I supernumerary work placements and sponsorship to Chinese-speaking students who have studied in the UK (switching from Tier 4 to Tier 5 GAE) or have studied at China 211/985 universities or other overseas top-ranked	Denning Legal & Overseas Student Service Centre	Work experience programme Maximum 12 months	All UK
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	universities (applying in home country). Interns will spend time with UK businesses looking to expand their Chinese presence, improving trade links and knowledge transfer between the UK and China			
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“.

327.In Appendix N delete the “UK-India Education and Research Initiative” scheme.

328.In Appendix O, delete table following paragraph 2 and substitute:

“

Tests taken within the Isle of Man

English Language Test	SELT provider	Awarded by	Levels Covered by Test	Test Validity	Documents required with application
IELTS Life Skills	IELTS SELT Consortium	Cambridge English Language Assessments	A1 speaking and listening. B1 speaking and listening	2 years	For tests taken on or after 7 th September 2015 no document required (scores will be verified using the IELTS SELT Consortium online system using a unique reference number which should be stated on the application

					form).
IELTS	IELTS SELT Consortium	Cambridge English Language Assessments	B1 B2 C1 C2	2 years	For tests taken on or after 7 September 2015; no document required (scores will be verified using the IELTS SELT Consortium online system using a unique reference number which should be stated on the application form).
Integrated Skills in English	Trinity College London	Trinity College London	A2 B1 B2 C1 C2	2 years	For tests taken on or after 7 September 2015: no document required (scores will be verified using the Trinity College, London online verification system using a unique reference

					number which should be stated on the application form).
Graded Examinations in Spoken English	Trinity College London	Trinity College London	A1 A2 B1	2 years	For tests taken on or after 7 September 2015: no document required (scores will be verified using the Trinity College, London online verification system using a unique reference number which should be stated on the application form).

Tests taken outside the Isle of Man

English Language Test	SELT Provider	Awarded by	Levels Covered by Test	Test Validity	Documents required with application
IELTS Life Skills	IELTS SELT Consortium	Cambridge English Language Assessments	A1 speaking and listening.	2 years	For tests taken on or after 7 September

			B1 speaking and listening		2015: no document required (scores will be verified using the IELTS SELT Consortium online system using a unique reference number which should be stated on the application form).
IELTS	IELTS SELT Consortium	Cambridge English Language Assessments	B1 B2 C1 C2	2 years	For tests taken on or after 7 September 2015: no document required (scores will be verified using the IELTS SELT Consortium online system using a unique reference number which should be stated on the

					application form).
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“.

329. In Appendix T:

- (i) in the introductory wording to Part 1, for “listed in Part 2 of this Appendix” substitute “approved by the Lieutenant Governor for these purposes, as listed on the Gov.uk website,”;
- (ii) delete the heading “Part 1 – APPLICABLE COUNTRIES”;
- (iii) delete Part 2.

330. In Appendix T Part 1 – applicable countries, delete “Migrants applying to enter the Isle of Man for more than 6 months from the countries listed below, or who are applying in a category which may lead to them being settled in the Isle of Man in accordance with the definition of “settled in the Isle of Man” contained in paragraph 6 of the Immigration Rules” and insert

“Any person applying to enter the Isle of Man as described in paragraph A39, Part 1 General Provisions of the Immigration Rules”.

331. In Appendix T Part 1 – applicable countries after “Zimbabwe” delete “Applicants from Burkina Faso, Côte d’Ivoire, Niger, Togo are screened in Ghana, those from Eritrea and Somalia are screened in Kenya, those in Lesotho and Swaziland are screened in South Africa and those from Laos are screened in Thailand.” and insert

“Applicants from Sao Tome and Principe are screened in Angola; those from Central African Republic, Chad and Gabon are screened in Cameroon; those from the People’s Democratic Republic of Korea are screened in Beijing; those from Congo are screened in Democratic Republic of Congo; those from Djibouti are screened in Ethiopia, those from Kiribati, Marshall Islands, Micronesia, Tuvalu and Vanuatu are screened in Fiji; those from Cape Verde, Guinea Bissau and Mali are screening in Gambia or Senegal; those from Burkina Faso, Equatorial Guinea, Liberia, Niger and Togo are screened in Ghana; those from Macau are screened in Hong Kong; those from Timor Leste are screened in Indonesia; those from Kyrgyzstan are screened in Kazakhstan; those from Eritrea, Somalia and South Sudan are screened in Kenya; those from Mauritania are screened in Morocco; those from Benin are screened in Nigeria; those from Solomon Islands are screened in Papua New Guinea; those from Palau are screened in Philippines; those from Burundi are screened in Rwanda; those in Lesotho and Swaziland are screened in South Africa; those from Laos are screened in Thailand.”.

332. After Appendix T insert:

APPENDIX V: IMMIGRATION RULES FOR VISITORS

Introduction

A visitor is a person who is coming to the Isle of Man, usually for up to six months, for a temporary purpose, for example as a tourist, to visit friends or family or to carry out a business activity.

Visitors cannot work or study in the Isle of Man unless this is allowed by the permitted activities that are set out in these Visitor Rules.

Each visitor must meet the requirements of these Visitor Rules, even if they are travelling as, for example, a family group, a tour group or a school party.

Applications are decided based on the information provided by the applicant and any other relevant circumstances at the date of decision.

Definitions of terms and phrases used in these Visitor Rules are in Appendix 1. Defined words are in italics.

PART V1. ENTRY TO THE Isle of Man

Types of permission to enter the Isle of Man

V 1.1 A person who wishes to enter the Isle of Man as a visitor must have permission to do so. That permission may be granted as a visit visa or as leave to enter.

Who needs a visit visa

V 1.2 A *visa national* must obtain a *visit visa* before they arrive in the Isle of Man. Appendix 2 sets out who is a *visa national*. A *visa national* who arrives in the Isle of Man without a *visit visa* will be refused *leave to enter*.

V 1.3 A *non-visa national* may apply for a *visit visa*, but is not required to unless they are:

- (a) visiting the Isle of Man to marry or to form a civil partnership, or to give notice of this; or
- (b) seeking to visit the Isle of Man for more than 6 months.

Who can apply for leave to enter on arrival

V 1.4 A *non-visa national* may apply for *leave to enter* as a visitor on arrival at the *Isle of Man border*, unless V 1.3 (a) or (b) applies.

Types and lengths of visit visa and leave to enter or remain

V 1.5 There are four types of visitor routes which depend on the purpose of the visit:

	Types of visit visa/Leave to enter or remain	Visitors of this type can:	The maximum length of stay that can be granted for each type of visitor:
(a)	Visit (standard)	Do the permitted activities in Appendix 3	up to 6 months, except: (i) a visitor who is coming to the Isle of Man for private medical

			treatment may be granted a <i>visit visa</i> of up to 11 months; or (ii) an academic, who is employed by an overseas institution and is carrying out the specific permitted activities in paragraph 12 of Appendix 3 of these Rules, along with their spouse or partner and children, may be granted a <i>visit visa</i> of up to 12 months; or (iii) not used
(b)	Marriage / civil partnership visit	Visit to marry or to form a civil partnership, or to give notice of this, in the Isle of Man, and do the permitted activities in Appendix 3;	up to 6 months.
(c)	Permitted Paid Engagements (PPE) visit	Do the paid engagements in Appendix 4 and do the permitted activities in Appendix 3;	up to 1 month.
(d)	Transit visit	Transit the Isle of Man.	up to 48 hours, except for <i>leave to enter</i> as a transit visitor under the Transit Without Visa Scheme which may be granted until 23:59 hours on the next day after the day the applicant arrived.

V 1.6 Within the period for which the *visit visa* is valid, a visitor may enter and leave the Isle of Man multiple times, unless the *visit visa* is endorsed as a single- or dual-entry visa.

PART V2. MAKING AN APPLICATION FOR A VISIT VISA

How to apply for a visit visa

V 2.1 An application for a *visit visa* must be made while the applicant is outside the Isle of Man.

V 2.2 To apply for a *visit visa* the applicant must:

- (a) complete the online application process on the visas and immigration pages of the gov.uk website; and
- (b) pay any *fee* that applies; and

- (c) provide their *biometrics* if required; and
- (d) provide a valid *travel document*.

Where the online application process is not available, the applicant must follow the instructions provided by the local *visa post* or *application centre* on how to make an application.

Date of application

- V 2.3 An application for a *visit visa* is made on the date on which the *fee* is paid.
- V 2.4 Where a *fee* is not required, the date of application is the date on which the application is submitted online.
- V 2.5 Where a *fee* is not required and an online application is not available, the date of application is the date on which the paper application form is received by the relevant *visa post* or *application centre*.

Withdrawing an application and return of a travel document

- V 2.6 An applicant may withdraw their application at any time before a decision is made on it. The request must be made in writing or email to the *visa post* or *application centre* where the application was submitted. When notice of withdrawal is received no decision will be made on the application and the applicant's *travel document* and any other documents will be returned. The fee will not be refunded.
- V 2.7 A request from an applicant for the return of their *travel document* after an application has been submitted must be made in writing or email to the *visa post* or *application centre* where the application was submitted. It will be treated as a notice of withdrawal of the application, unless the *visa post* states otherwise.

PART V3. SUITABILITY REQUIREMENTS FOR ALL VISITORS

- V 3.1 This Part applies to all applications for *visit visas*, *leave to enter*, and an *extension of stay* as a visitor except where explicitly stated otherwise.

Not conducive to the public good: exclusion and deportation

- V 3.2 An application will be refused if:
 - (a) the Lieutenant Governor has personally directed that the applicant's exclusion from the Isle of Man is conducive to the public good; or
 - (b) the applicant is currently the subject of a deportation order or a decision to make a deportation order.
- V 3.3 An application will be refused if the *decision maker* believes that exclusion of the applicant from the Isle of Man is conducive to the public good because, for example, the applicant's conduct (including convictions which do not fall

within paragraph V 3.4), character, associations, or other reasons, make it undesirable to grant their application.

Not conducive to the public good: criminal convictions, etc.

V 3.4 An application (except for an application for an *extension of stay* as a visitor) will be refused if the applicant has been *convicted of a criminal offence* for which they have been sentenced to a *period of imprisonment* of:

(a) at least 4 years; or

(b) between 12 months and 4 years, unless at least 10 years have passed since the *end of the sentence*; or

(c) less than 12 months, unless at least 5 years has passed since the *end of the sentence*.

V 3.5 An application will normally be refused if:

(a) within the period of 12 months before the application is decided, the applicant has been *convicted* of or admitted an *offence* for which they received a *non-custodial sentence* or *out of court disposal* that is recorded on their criminal record (except for an application for an *extension of stay as a visitor*); or

(b) in the view of the Lieutenant Governor the applicant's offending has caused serious harm; or

(c) in the view of the Lieutenant Governor the applicant is a persistent offender who shows a particular disregard for the law.

Where this paragraph applies, it will only be in exceptional circumstances that the public interest in maintaining refusal will be outweighed by compelling factors.

False information in relation to an application

V 3.6 An applicant will be refused where:

(a) false representations have been made or false documents or information have been submitted (whether or not material to the application, and whether or not to the applicant's knowledge); or

(b) material facts have not been disclosed,

in relation to their application or in order to obtain documents from the Lieutenant Governor or a third party provided in support of their application.

Breaches of Isle of Man or Isle of Man immigration laws

V 3.7 An applicant will be refused:

(a) if the applicant previously breached Isle of Man or Isle of Man immigration laws as described at V 3.9; and

(b) if the applicant is outside the Isle of Man, the application is made within the relevant re-entry ban time period in V 3.10 (which time period is relevant will depend on the manner in which the applicant left the Isle of Man or Isle of Man).

V 3.8 If the applicant has previously breached Isle of Man or Isle of Man immigration laws but is outside the relevant re-entry ban time period the application will normally be refused if there are other aggravating circumstances, such as a failure to cooperate with immigration control or enforcement processes. This applies even where the applicant has *overstayed* for 90 days or less and left voluntarily and not at *public expense*.

V 3.9 An applicant, when aged 18 years or over, breached the Isle of Man or UK's immigration laws:

(a) by *overstaying* (except where this was for 90 days or less and they left the Isle of Man or Isle of Man voluntarily and not at *public expense*); or

(b) by breaching a *condition* attached to their leave; or

(c) by being an *illegal entrant*; or

(d) if *deception* was used in relation to an application or documents used in support of an application (whether successful or not).

V 3.10 The duration of a re-entry ban is as follows:

Duration of re-entry ban from date they left the Isle of Man or UK (or date of refusal of entry clearance under paragraph f)	This applies where the applicant	and	and
(a) 12 months	left voluntarily	At their own expense.	
(b) 2 years	left voluntarily	At <i>public expense</i>	Within 6 months of being given notice of <i>liability for removal</i> or when they no longer had a <i>pending appeal</i> or administrative review, whichever is later.
(c) 5 years	Left voluntarily	At <i>public expense</i>	more than 6 months after being given

			notice of <i>liability for removal</i> or when they no longer had a <i>pending appeal</i> or administrative review, whichever is later.
(d) 5 years	Left or was removed from the UK	as a condition of a caution issued in accordance with section 22 of the Criminal Justice Act 2003 (and providing that any condition prohibiting their return to the UK has itself expired)	
(e) 10 years	Was deported from the Isle of Man or UK or was removed from the Isle of Man or UK	At <i>public expense</i>	
(f) 10 years	used <i>deception</i> in an application for entry clearance (including a <i>visit visa</i>).		

V 3.11 Where more than one breach of the Isle of Man or UK's immigration laws has occurred, only the breach which leads to the longest period of absence from the Isle of Man will be relevant.

Failure to produce satisfactory identity documents or provide other information

V 3.12 An applicant will be refused where the applicant:

(a) fails to produce a valid *travel document* that satisfies the *decision maker* as to their identity and nationality.

(b) fails without reasonable excuse to comply with a requirement to:

- (i) attend an interview; or
- (ii) provide information; or

(iii) provide *biometrics*; or

(iv) undergo a medical examination or provide a medical report.

Medical

V 3.13 An applicant will normally be refused where, on the advice of the *medical inspector*, it is undesirable to grant the *application* for medical reasons.

Debt to the NHS

V 3.14 An applicant will normally be refused where a *relevant NHS body* has notified the Lieutenant Governor that the applicant has failed to pay charges under *relevant NHS regulations* on charges to overseas visitors and the outstanding charges have a total value of at least £1000.

Admission to the Common Travel Area or other countries

V 3.15 An applicant will be refused where they are seeking entry to the Isle of Man with the intention of entering another part of the *Common Travel Area*, and fail to satisfy the *decision maker* that they are acceptable to the immigration authorities there.

V 3.16 An applicant will normally be refused where they fail to satisfy the *decision maker* that they will be admitted to another country after a stay in the Isle of Man.

PART V4. ELIGIBILITY REQUIREMENTS FOR VISITORS (STANDARD)

V 4.1 The *decision maker* must be satisfied that the applicant meets all of the eligibility requirements in paragraphs V 4.2 – V 4.10. The *decision maker* must be satisfied that the applicant meets any additional eligibility requirements, where the applicant:

(a) is a *child* at the date of application, they must also meet the additional requirements at V 4.11 – V 4.13; or

(b) is coming to the Isle of Man to receive *private medical treatment*, they must also meet the additional requirements at V 4.14 – V 4.16; or

(c) is coming to the Isle of Man as an organ donor, they must also meet the additional requirements at V 4.17 – V 4.20; or

(d) is coming to the Isle of Man under the *ADS agreement*, they must also meet the additional requirements at V 4.21; or

(e) is an academic seeking a 12 month *visit visa*, they must also meet the additional requirements at V 4.22.

Genuine intention to visit

V 4.2 The applicant must satisfy the *decision maker* that they are a genuine visitor. This means that the applicant:

- (a) will leave the Isle of Man at the end of their visit; and
- (b) will not live in the Isle of Man for extended periods through frequent or successive visits, or make the Isle of Man their main home; and
- (c) is genuinely seeking entry for a purpose that is permitted by the visitor routes (these are listed in Appendices 3, 4 and 5); and
- (d) will not undertake any prohibited activities set out in V 4.5 – V 4.10; and
- (e) must have sufficient funds to cover all reasonable costs in relation to their visit without working or accessing *public funds*. This includes the cost of the return or onward journey, any costs relating to dependants, and the cost of planned activities such as *private medical treatment*.

Funds, maintenance and accommodation provided by a third party

V 4.3 A visitor's travel, maintenance and accommodation may be provided by a third party where the *decision maker* is satisfied that they:

- (a) have a genuine professional or personal relationship with the visitor; and
- (b) are not, or will not be, in breach of UK or Isle of Man immigration laws at the time of decision or the visitor's entry to the Isle of Man and
- (c) can and will provide support to the visitor for the intended duration of their stay.

V 4.4 The third party may be asked to give an undertaking in writing to be responsible for the applicant's maintenance and accommodation. In this case paragraph 35 of Part 1 of these Rules applies also to Visitors. An applicant will normally be refused where, having been requested to do so, the applicant fails to provide a valid written undertaking from a third party to be responsible for their maintenance and accommodation for the period of any visit.

Prohibited activities

Work

V 4.5 The applicant must not intend to work in the Isle of Man, which includes the following:

- (a) taking employment in the Isle of Man;
- (b) doing work for an organisation or business in the Isle of Man;
- (c) establishing or running a business as a self-employed person;
- (d) doing a work placement or internship;
- (e) direct selling to the public;

(f) providing goods and services;

unless expressly allowed by the permitted activities in Appendices 3, 4 or 5.

V 4.6 Permitted activities must not amount to the applicant taking employment, or doing work which amounts to them filling a role or providing short-term cover for a role within an Isle of Man based organisation. In addition, where the applicant is already paid and employed outside of the Isle of Man, they must remain so. Payment may only be allowed in specific circumstances set out in V 4.7.

Payment

V 4.7 The applicant must not receive payment from an Isle of Man source for any activities undertaken in the Isle of Man, except for the following:

(a) reasonable expenses to cover the cost of their travel and subsistence, including fees for directors attending board-level meetings; or

(b) prize money; or

(c) billing an Isle of Man client for their time in the Isle of Man, where the applicant's overseas employer is contracted to provide services to an Isle of Man company, and the majority of the contract work is carried out overseas. Payment must be lower than the amount of the applicant's salary; or

(d) multi-national companies who, for administrative reasons, handle payment of their employees' salaries from the Isle of Man; or

(e) where the applicant is engaged in Permitted Paid Engagements (PPE) as listed at Appendix 4, provided the applicant holds a visa or *leave to enter* as a PPE visitor; or

(f) paid performances at a permit free festival as listed in Appendix 5.

Study

V 4.8 The applicant must not intend to study in the Isle of Man, except where they are undertaking a maximum of 30 days incidental study as permitted by Appendix 3.

Medical

V 4.9 The applicant must not intend to access medical treatment other than *private medical treatment* or to donate an organ (for either of these activities they must meet the relevant additional requirements).

Marriage or civil partnership

V 4.10 The applicant must not intend to marry or form a civil partnership, or to give notice of this, in the Isle of Man, except where they have a *visit visa* endorsed for marriage or civil partnership.

Additional eligibility requirements for children

V 4.11 Adequate arrangements must have been made for their travel to, reception and care in the Isle of Man.

V 4.12 If the applicant is not applying or travelling with a *parent* or *guardian* based in their home country or country of ordinary residence who is responsible for their care; that *parent* or *guardian* must confirm that they consent to the arrangements for the *child's* travel to, and reception and care in the Isle of Man. Where requested, this consent must be given in writing.

V 4.13 A *child* who holds a *visit visa* must either:

(a) hold a valid *visit visa* that states they are accompanied and will be travelling with an adult identified on that *visit visa*; or

(b) hold a *visit visa* which states they are unaccompanied;

if neither applies, the child may be refused entry unless they meet the requirements of V 4.12.

Additional eligibility requirements for visitors coming to the Isle of Man to receive private medical treatment

V 4.14 If the applicant is suffering from a communicable disease, they must have satisfied the *medical inspector* that they are not a danger to public health.

V 4.15 The applicant must have arranged their *private medical treatment* before they travel to the Isle of Man, and must provide a letter from their doctor or consultant detailing:

(a) the medical condition requiring consultation or treatment; and

(b) the estimated costs and likely duration of any treatment which must be of a finite duration; and

(c) where the consultation or treatment will take place.

V 4.16 If the applicant is applying for an 11 month *visit visa* for the purposes of *private medical treatment* they must also:

(a) provide evidence from their medical practitioner in the Isle of Man that the proposed treatment is likely to exceed 6 months but not more than 11 months; and

(b) if required under paragraph A39 and Appendix T Part 1 of these Rules, provide a valid medical certificate issued by a medical practitioner listed in Appendix T Part 2 of these Rules confirming that they have undergone screening for active pulmonary tuberculosis and that this tuberculosis is not present in the applicant.

Additional eligibility requirements for visitors coming to the Isle of Man to donate an organ

V 4.17 An applicant must satisfy the *decision maker* that they genuinely intend to donate an organ, or be assessed as a potential organ donor, to an identified recipient in the Isle of Man with whom they have a genetic or close personal relationship.

V 4.18 The applicant must provide written confirmation of medical tests to show that they are a donor match to the identified recipient, or that they are undergoing further tests to be assessed as a potential donor to the identified recipient.

V 4.19 The applicant must provide a letter, dated no more than three months prior to the applicant's intended date of arrival in the Isle of Man from either:

(a) the lead nurse or coordinator of the Isle of Man's NHS Trust's Living Donor kidney Transplant team; or

(b) a Isle of Man registered medical practitioner who holds an NHS consultant post or who appears in the Specialist Register of the General Medical Council;

which confirms that the visitor meets the requirements in V 4.17 and V 4.18 and confirms when and where the planned organ transplant or medical tests will take place.

V 4.20 The applicant must be able to demonstrate, if required to do so, that the identified recipient is legally present in the Isle of Man or will be at the time of the planned organ transplant.

Additional eligibility requirements for visitors coming under the ADS agreement

V 4.21 Not used

Additional eligibility requirements for academics

V 4.22 An academic applying for a 12 month *visit visa* (standard) must intend to do one (or more) of the permitted activities set out in paragraph 12 of Appendix 3; and:

(a) be highly qualified within their own field of expertise; and

(b) currently working in that field at an academic institution or institution of higher education overseas; and

(c) if required under paragraph A39 and Appendix T Part 1 of these Rules, provide a valid medical certificate issued by a medical practitioner listed in Appendix T Part 2 of these Rules confirming that they have undergone screening for active pulmonary tuberculosis and that this tuberculosis is not present in the applicant

Conditions

V 4.23 *Visit visas, leave to enter* or an *extension of stay* as a visitor will be subject to the following *conditions*:

(a) no recourse to *public funds*; and

(b) no study (which does not prohibit the incidental study allowed by the permitted activities at Appendix 3); and

(c) no work (which does not prohibit the permitted activities in Appendix 3, 4 or 5 as set out in V1.5).

PART V5. ELIGIBILITY REQUIREMENTS FOR A PPE VISITOR

V 5.1 An applicant for permitted paid engagements must satisfy the *decision maker* that they meet the requirements at V 4.2 - V 4.10.

Additional eligibility requirements for a permitted paid engagements visit visa or leave to enter

V 5.2 An applicant must intend to do one (or more) of the permitted paid engagements set out in Appendix 4 to these Rules, which must:

(a) be arranged before the applicant travels to the Isle of Man; and

(b) be declared as part of the application for a *visit visa* or *leave to enter*; and

(c) be evidenced by a formal invitation, as required by Appendix 4; and

(d) relate to the applicant's area of expertise and occupation overseas.

V 5.3 An applicant must not be a *child*.

PART V6. ELIGIBILITY REQUIREMENTS FOR A MARRIAGE OR CIVIL PARTNERSHIP VISIT VISA

V 6.1 An applicant for a marriage or civil partnership *visit visa* must satisfy the *decision maker* that they meet the requirements at V 4.2 - V 4.10 and must be aged 18 or over.

V 6.2 On arrival in the Isle of Man a visitor coming to marry or form a civil partnership, or give notice of this, in the Isle of Man must have a valid *visit visa* endorsed with this purpose and the name of the holder's fiancé(e) or proposed civil partner.

Additional eligibility requirements for a marriage or civil partnership visit visa

V 6.3 An applicant seeking to come to the Isle of Man as a visitor who wishes to give notice of marriage or civil partnership, or marry or form a civil partnership, in the Isle of Man during that visit must satisfy the *decision maker* that they:

(a) intend to give notice of marriage or civil partnership; or

(b) intend to marry or form a civil partnership; and

(c) do not intend to give notice of or enter into a *sham marriage* or *sham civil partnership*,

within the validity period covered by their *visit visa*.

PART V7. TRANSIT VISITOR

Transit visitor

V 7.1 A transit visitor is a person who seeks to travel via the Isle of Man en route to another destination country outside the *common travel area*.

V 7.2 Not used

V 7.3 This Part does not apply to crew members who are employed in the working or service of their ship, aircraft, hovercraft, hydrofoil or train who fall under section 8(1) of the Immigration Act 1971.

V 7.4 A visa national must either hold a transit *visit visa* or, if they meet the requirements for admission under the transit without visa scheme in V 7.6 – V 7.8, they may seek *leave to enter* at the *Isle of Man border*.

Eligibility requirements for a transit visa or leave to enter for transit

V 7.5 An applicant must satisfy the *decision maker* that they:

(a) are genuinely in transit to another country outside the *common travel area*, meaning the main purpose of their visit is to transit the Isle of Man and that the applicant is taking a reasonable transit route; and

(b) will not access *public funds* or medical treatment, work or study in the Isle of Man; and

(c) genuinely intend and are able to leave the Isle of Man by within 48 hours after their arrival where they hold a transit visit visa; and

(d) are assured entry to their country of destination and any other countries they are transiting on their way there.

Transit Without Visa Scheme

V 7.6 To be granted *leave to enter* under the transit without visa scheme a *visa national* must meet all the requirements at V 7.7 and one of the requirements at V 7.8.

V 7.7 The applicant must:

(a) have arrived by air and will be departing by air; and

(b) be genuinely in transit to another country, meaning the purpose of their visit is to transit the Isle of Man and that the applicant is taking a reasonable transit route; and

(c) will not access *public funds* or medical treatment, work or study in the Isle of Man; and

(d) genuinely intend and be able to leave the Isle of Man before 23:59 hours on the day after the day when they arrived; and

(e) have a confirmed booking on a flight departing the Isle of Man before 23:59 hours on the day after the day when they arrived; and

(f) be assured entry to their country of destination and any other countries they are transiting through on their way there.

V 7.8 The applicant must also:

(a) be travelling to or from (or on part of a reasonable journey to or from) Australia, Canada, New Zealand or the USA and have a valid visa for that country; or

(b) be travelling from (or on part of a reasonable journey from) Australia, Canada, New Zealand or the USA and it is less than 6 months since he last entered that country with a valid entry visa; or

(c) hold a valid permanent residence permit issued by either:

(i) Australia;

(ii) Canada, issued after 28 June 2002;

(iii) New Zealand; or

(d) hold a valid USA I-551 permanent resident card issued on or after 21 April 1998; or

(e) hold a valid USA I-551 temporary immigrant visa (a wet-ink stamp version will not be accepted); or

(f) hold an expired USA I-551 permanent resident card issued on or after 21 April 1998, provided it is accompanied by a valid I-797 letter authorising extension of the period of permanent residency; or

(g) hold a valid standalone US immigration form 155A/155B attached to a sealed brown envelope; or

(h) hold a valid common format residence permit issued by an EEA state (pursuant to Council Regulation (EC) No. 1030/2002) or Switzerland; or

(i) hold a valid uniform format category D visa for entry to a state in the European Economic Area (EEA) or Switzerland; or

(j) be travelling on to the Republic of Ireland and have a valid Irish biometric visa; or

(k) be travelling from the Republic of Ireland it is less than three months since the applicant was last given permission to land or be in the Republic by the Irish authorities with a valid Irish biometric visa.

V 7.8.1 Paragraph V 7.8 (a) and (b) shall not apply where the transit passenger is a citizen or national of Syria holding a B1 or B2 category visa for entry to the United States of America.

V7.9 Electronic versions of any documents listed in paragraph V7.8, such as electronic visas (including printed versions), will not be accepted.

PART V8. EXTENSION OF STAY AS A VISITOR

Who can apply for an extension of stay as a visitor

V 8.1 It is not possible to switch to become a visitor while in the Isle of Man where a person is in the Isle of Man in breach of immigration laws or has entry clearance or *leave to enter* or remain for another purpose.

Making an application for an extension of stay as a visitor in the Isle of Man

V 8.2 An application for an *extension of stay* as a visitor must comply with the requirements in paragraphs A34 – 34D of Part 1 of these Rules.

Eligibility requirements for an extension of stay in the Isle of Man as a visitor

V 8.3 The applicant must be in the Isle of Man as a visitor. Visitors for permitted paid engagements and transit visitors may not apply for an *extension of stay* as a visitor.

V 8.4 An application for an *extension of stay* as a visitor must satisfy the *decision maker* that they continue to meet all the suitability and eligibility requirements for a *visit visa*.

V 8.5 The applicant must not be in the Isle of Man in breach of immigration laws, except for any period of *overstaying* of 28 days or less which will be discounted.

V 8.6 If the applicant is applying for an *extension of stay* as a visitor for the purpose of receiving *private medical treatment* they must also satisfy the *decision maker* they:

(a) have met the costs of any medical treatment received so far; and

(b) provide a letter from a registered medical practitioner, at a private practice or NHS hospital, who holds an NHS consultant post or who appears in the Specialist Register of the General Medical Council, detailing the medical condition requiring further treatment.

How long can a visitor extend their stay in the Isle of Man

V 8.7 A visitor (standard) and a visitor for marriage or civil partnership, who was granted a *visit visa* or *leave to enter* for less than 6 months may be granted an *extension of stay* as a visitor so that the total period they can remain in the Isle of Man (including both the original grant and the *extension of stay*) does not exceed 6 months.

V 8.8 A visitor (standard) who is in the Isle of Man for *private medical treatment* may be granted an *extension of stay* as a visitor for a further 6 months, provided this is for *private medical treatment*.

- V 8.9 A visitor (standard) who is an academic on sabbatical leave and is in the Isle of Man undertaking their own research, or the spouse, partner or *child* accompanying such an academic, can be granted an *extension of stay* as a visitor so that the total period they can remain in the Isle of Man (including both the original grant and the *extension of stay*) does not exceed 12 months.
- V 8.10 A visitor (standard) may be granted an *extension of stay* as a visitor for up to 6 months in order to resit the Professional and Linguistic Assessment Board (PLAB) Test, provided they meet the requirements at Appendix 3, paragraph 22(b)(i).
- V 8.11 A visitor (standard) who is successful in the Professional and Linguistic Assessment Board Test may be granted an *extension of stay* as a visitor to undertake an unpaid clinical attachment, provided they meet the requirements of Appendix 3, paragraph 22(a) so that the total period they can remain in the Isle of Man (including both the original grant and the *extension of stay*) does not exceed 18 months.

PART V9. GROUNDS FOR CANCELLATION OF A VISIT VISA OR LEAVE BEFORE OR ON ARRIVAL AT THE ISLE OF MAN BORDER AND CURTAILMENT OF LEAVE

Cancellation of a visit visa or leave to enter or remain as a visitor on or before arrival at the Isle of Man border

- V 9.1 A current *visit visa* or *leave to enter* or remain as a visitor may be cancelled whilst the person is outside the Isle of Man or on arrival in the Isle of Man, if any of paragraphs V 9.2 – V 9.7 apply.

Change of circumstances

- V 9.2 Where there has been such a change in the circumstances of the case since the *visit visa* or *leave to enter* or *remain* was granted that the basis of the visitor's claim to admission or stay has been removed and the visa or leave should be cancelled.

Change of purpose

- V 9.3 Where the visitor holds a *visit visa* and their purpose in arriving in the Isle of Man is different from the purpose specified in the *visit visa*.

False information or failure to disclose a material fact

- V 9.4 Where:

- (a) false representations were made or false documents or information submitted (whether or not material to the application, and whether or not to the applicant's knowledge); or
- (b) material facts were not disclosed,

in relation to the application for a *visit visa* or *leave to enter* or remain as a visitor, or in order to obtain documents from the Lieutenant Governor or a third party provided in support of their application.

Medical

V 9.5 Where it is undesirable to admit the visitor to the Isle of Man for medical reasons, unless there are strong compassionate reasons justifying admission.

Not conducive to the public good

V 9.6 Where the criteria in V 3.2 - V 3.5. apply.

Failure to supply information

V 9.7 Where the person is outside the Isle of Man and there is a failure to supply any information, documents, or medical reports requested by a *decision maker*.

Curtailment

V 9.8 A *visit visa* or *leave to enter* or remain as a visitor may be curtailed while the person is in the Isle of Man if any of paragraphs V 9.9 – V 9.13 apply.

False information or failure to disclose a material fact

V 9.9 Where:

- (a) false representations were made or false documents or information were submitted (whether or not material to the application, and whether or not to the applicant's knowledge); or
- (b) material facts were not disclosed,

in relation to any application for an entry clearance or *leave to enter* or remain, or for the purpose of obtaining a document from the Lieutenant Governor or third party required in support of the application, or a document from the Lieutenant Governor that indicates the person has a right to reside in the Isle of Man.

Requirements of the Rules

V 9.10 If the visitor ceases to meet the requirements of the Visitor Rules.

Failure to comply with conditions

V 9.11 If the visitor fails to comply with any *conditions* of their *leave to enter* or remain.

Not conducive to the public good

V 9.12 Where either:

- (a) the visitor has, within the first 6 months of being granted a *visit visa* or *leave to enter*, committed an offence for which they are subsequently sentenced to a *period of imprisonment*; or

- (b) in the view of the Lieutenant Governor the applicant’s offending has caused serious harm; or
- (c) in the view of the Lieutenant Governor the applicant is a persistent offender who shows a particular disregard for the law; or
- (d) it would be undesirable to permit the visitor to remain in the Isle of Man in light of their conduct, character, associations, or the fact that they represent a threat to national security.

APPENDICES TO THE IMMIGRATION RULES FOR VISITORS

VISITORS APPENDIX 1. DEFINITIONS AND INTERPRETATIONS

1 For the purposes of these Visitor Rules the following definitions and interpretations apply:

accredited institution	in relation to permitted study, this means an institution which is: (a) the holder of a Tier 4 sponsor licence; or (b) the holder of valid accreditation from Accreditation UK, the Accreditation Body for Language Services (ABLS), the British Accreditation Council (BAC), or the Accreditation Service for International Colleges (ASIC); or (c) the holder of a valid and satisfactory full institutional inspection, review or audit by the, the Independent Schools Inspectorate, Office for Standards in Education, the Quality Assurance Agency for Higher Education, the Isle of Man Department for Education and Children ; or (d) not used
application centre	means a commercial partner who has been authorised by the Secretary of State to accept entry clearance applications or British Diplomatic Mission or Consular Post overseas where entry clearance applications can be made.
biometrics	has the same meaning as in section 15 of the UK Borders Act, for example, fingerprints.
child	means a person under the age of 18 years
Common Travel Area	the United Kingdom, the Channel Islands, the Isle of Man and the Republic of Ireland collectively form the common travel area.

condition	means any condition of leave to enter or remain under section 3(1) (c) of the Immigration Act 1971, such as a prohibition on employment or study.
convicted of a criminal offence	means a conviction for a criminal offence in the UK and Islands or any other country providing that where the offence was committed and the person was convicted outside the UK and Islands, the offence would, if it was committed in the UK and Islands (or any part of the UK) also constitute a criminal offence in the UK and Islands.
deception	means making false representations or submitting false documents or information (whether or not material to the application), or failing to disclose material facts.
decision maker	means an entry clearance officer, immigration officer or the Lieutenant Governor as the case may be.
end of the sentence	means the end of the sentence imposed whether or not all of it has been served in prison.
extension of stay	means leave to remain as a visitor granted under the Immigration Act 1971.
fee	means any fee payable under regulations.
guardian	means a person appointed according to local laws to take care of a child.
illegal entrant	has the same meaning as in section 33(1) of the Immigration Act 1971.
leave to enter	has the same meaning as in section 3 of the Immigration Act 1971.
medical inspector	means a medical inspector appointed under Schedule 2 to the Immigration Act 1971.
non-custodial sentence	means a sentence other than a sentence of imprisonment.
non-visa national	means a person who does not require a visit visa under Appendix 2 to these Visitor Rules.
notice of liability for removal	has the same meaning as in paragraph 6 of these Rules

out of court disposal	means a penalty imposed for an offence without prosecution, e.g. a caution.
overstayed or overstaying	means the applicant has stayed in the UK and Islands beyond the time limit attached to the last period of leave granted (including any extension of that leave , or under sections 3C or 3D of the Immigration Act 1971).
parent	includes (a) the stepfather of a <i>child</i> whose father is dead and the reference to stepfather includes a relationship arising through civil partnership; (b) the stepmother of a <i>child</i> whose mother is dead and the reference to stepmother includes a relationship arising through civil partnership and; (c) the father as well as the mother of an illegitimate <i>child</i> where he is proved to be the father; (d) an adoptive parent, where a <i>child</i> was adopted in accordance with a decision taken by the competent administrative authority or court in a country whose adoption orders are recognised by the UK or where a <i>child</i> is the subject of a de facto adoption in accordance with the requirements of paragraph 309A of these Rules.
pending appeal	has the same meaning as in section 104 of the Nationality, Immigration and Asylum Act 2002.
period of imprisonment	means a period of imprisonment in the UK and Islands or outside the UK and Islands.
private medical treatment	means treatment provided by a private health provider, or by the NHS where there is a reciprocal arrangement in place with another country by which certain nationals may receive NHS treatment.
public expense	in relation to a person's departure from the Isle of Man, means directly or indirectly at the expense of the Lieutenant Governor.
public funds	has the same meaning as in paragraph 6 of these Rules
recreational course	means a course undertaken purely for leisure purposes, for example, pottery or horse riding.
relevant NHS body	has the same meaning as in paragraph 6 of these Rules

relevant NHS regulations	has the same meaning as in paragraph 6 of these Rules
sham marriage & sham civil partnership	this has the same meaning as in sections 24(5) of the Immigration and Asylum Act 1999.
travel document	<p>means a valid passport or other document that allows the holder to travel internationally and which (i) complies with international passport practice; (ii) is not issued by a territory that:</p> <p>is not recognised by Her Majesty’s government as a state; or</p> <p>is not dealt with as a government by them; or</p> <p>does not accept valid UK passports for the purpose of its own immigration control.</p>
Isle of Man border	means immigration control at an Isle of Man port (including airport)
visa national	persons specified in Appendix 2 to Appendix V: Visitors who need a visa for the Isle of Man for a visit or for any other purposes where seeking entry for 6 months or less.
visa post	means a British Diplomatic Mission or Consular Post overseas or other office nominated by the Secretary of State where entry clearance applications are considered. Applicants can find the relevant local application centre on gov.uk.
visit visa	means an entry clearance for the purpose of a visit under section 33 of the Immigration Act 1971. It is normally a vignette in the holder’s passport. It includes entry clearances for visitors that were issued under paragraphs 40-56, 56D-56J, 56N-56Z, 75A-75M of these Rules and Appendix V.

APPENDIX 2. VISA NATIONAL LIST

Visa nationals

1 People who meet one or more of the criteria below need a visa in advance of travel to the Isle of Man as a visitor or for any other purpose for less than six months, unless they meet one of the exceptions set out in paragraphs 2 – 19:

(a) Nationals or citizens of the following countries or territorial entities (a “*” indicates there are exceptions in paragraph 2 to 19):

Afghanistan	Cuba
Albania	Kosovo
Algeria	Kuwait *
Angola	Kyrgyzstan
Armenia	Laos
Azerbaijan	Lebanon
Bahrain*	Lesotho
Bangladesh	Liberia
Belarus	Libya
Benin	Macedonia
Bhutan	Madagascar
Bolivia	Malawi
Bosnia Herzegovina	Mali
Burkina Faso	Mauritania
Burma	Moldova
Burundi	Mongolia
Cambodia	Montenegro
Cameroon	Morocco
Cape Verde	Mozambique
Central African Republic	Nepal
Chad	Niger
People's Republic of China*	Nigeria
Colombia	Oman*
Comoros	Pakistan
Congo	Peru

Philippines

Qatar*

Russia

Rwanda

Sao Tome e Principe

Saudi Arabia

Senegal

Serbia

Sierra Leone

Somalia

South Africa

South Sudan

Sri Lanka

Sudan

Suriname

Swaziland

Syria

Taiwan*

Tajikistan

Tanzania

Thailand

Togo

Tunisia

Turkey *

Turkmenistan

Uganda

Ukraine

United Arab Emirates*

Uzbekistan

Venezuela

Vietnam

Yemen

Zambia

Zimbabwe

(b) Stateless people.

(c) People travelling on any document other than a national passport, regardless of whether the document is issued by or evidences nationality of a state not listed in (a), except where that document has been issued by the United Kingdom.

Exceptions to the list of visa nationals

Holders of specified travel documents

2 The following people do not need a visa before they travel to the Isle of Man as a visitor:

(a) nationals or citizens of the People's Republic of China who hold passports issued by the Hong Kong Special Administrative Region; or

(b) nationals or citizens of the People's Republic of China who hold passports issued by the Macao Special Administrative Region; or

(c) nationals or citizens of Taiwan who hold a passport issued by Taiwan that includes in it the number of the identification card issued by the competent authority in Taiwan; or

(d) people who hold Service, Temporary Service and Diplomatic passports issued by the Holy See.

3 The following people do not need a visa before they travel to the Isle of Man as a visitor if they are travelling to the Isle of Man as a visitor for official purposes or the purposes of tourism or as a visitor in transit:

(a) nationals or citizens of Oman, who hold a diplomatic or special passport issued by Oman; or

(b) nationals or citizens of Qatar who hold a diplomatic or special passport issued by Qatar; or

(c) nationals or citizens of the United Arab Emirates who hold a diplomatic or special passport issued by the United Arab Emirates; or

(d) nationals or citizens of Turkey, who hold a diplomatic passport issued by Turkey; or

(e) nationals of Kuwait who hold diplomatic or special passports issued by Kuwait; or

(f) nationals of Bahrain who hold diplomatic or special passports issued by Bahrain; or

(g) nationals of South Africa who hold diplomatic passports issued by South Africa.”.

4 to 19 Not used.

VISITORS APPENDIX 3. PERMITTED ACTIVITIES FOR ALL VISITORS (EXCEPT TRANSIT VISITORS)

1 All visitors are permitted to undertake the activities listed in paragraphs 3 – 27 of this Appendix provided they meet the requirements at V 4.5- V 4.8.

2 Visitors may only receive payment where allowed by V 4.7.

Tourism and leisure

3 A visitor may visit friends and family and / or come to the Isle of Man for a holiday.

Volunteering

4 A visitor may undertake incidental volunteering, provided it lasts no more than 30 days in total and is for a Charity registered in the Isle of Man.

Business – general activities

5 A visitor may:

- (a) attend meetings, conferences, seminars, interviews;
- (b) give a one-off or short series of talks and speeches provided these are not organised as commercial events and will not make a profit for the organiser;
- (c) negotiate and sign deals and contracts;
- (d) attend trade fairs, for promotional work only, provided the visitor is not directly selling;
- (e) carry out site visits and inspections;
- (f) gather information for their employment overseas;
- (g) be briefed on the requirements of an Isle of Man based customer, provided any work for the customer is done outside of the Isle of Man.

Business – corporate

Intra-corporate activities

6 An employee of an overseas based company may:

- (a) advise and consult;
- (b) trouble-shoot;
- (c) provide training;
- (d) share skills and knowledge;

on a specific internal project with Isle of Man employees of the same corporate group, provided no work is carried out directly with clients.

7 An internal auditor may carry out regulatory or financial audits at an Isle of Man branch of the same group of companies as the visitor's employer overseas.

Prospective Entrepreneur

8 A visitor who can show support from:

- (a) Not used
- (b) Not used
- (c) one or more Isle of Man Government Departments;

may come to the Isle of Man for discussions to secure funding from one of the above sources which they intend to use to join, set up or take over a business in the Isle of Man.

Manufacturing and supply of goods to the Isle of Man

9 An employee of a foreign manufacturer or supplier may install, dismantle, repair, service or advise on equipment, computer software or hardware where it has a contract of purchase or supply or lease with an Isle of Man company or organisation.

Clients of Isle of Man export companies

10 A client of an Isle of Man export company may be seconded to the Isle of Man company in order to oversee the requirements for goods and services that are being provided under contract by the Isle of Man company or its subsidiary company, provided the two companies are not part of the same group. Employees may exceptionally make multiple visits to cover the duration of the contract.

Business – specific sectors

Science, research and academia

11 Scientists and researchers may:

- (a) gather information and facts for a specific project which directly relates to their employment overseas;
- (b) share knowledge or advise on an international project that is being led from the Isle of Man, provided the visitor is not carrying out research in the Isle of Man.

12 Academics may:

- (a) take part in formal exchange arrangements with Isle of Man counterparts (including doctors);
- (b) carry out research for their own purposes if they are on sabbatical leave from their home institution;
- (c) if they are an eminent senior doctor or dentist, take part in research, teaching or clinical practice provided this does not amount to filling a permanent teaching post.

Legal

13 An expert witness may visit the Isle of Man to give evidence in an Isle of Man court. Other witnesses may visit the Isle of Man to attend a court hearing in the Isle of Man if summoned in person by an Isle of Man court.

14 An overseas lawyer may advise an Isle of Man based client on specific international litigation and/or an international transaction.

Religion

15 Religious workers may visit the Isle of Man to preach or do pastoral work.

Creative

16 An artist, entertainer, or musician may:

- (a) give performances as an individual or as part of a group;
- (b) take part in competitions or auditions;
- (c) make personal appearances and take part in promotional activities;
- (d) Not used

17 Personal or technical staff or members of the production team of an artist, entertainer or musician may support the activities in paragraph 16 of this Appendix or paragraph 1(e) of Appendix 4, provided they are attending the same event as the artist, entertainer or musician, and are employed to work for them outside of the Isle of Man.

18 Film crew (actor, producer, director or technician) employed by an overseas company may visit the Isle of Man to take part in a location shoot for a film or programme that is produced and financed overseas.

Sport

19 A sports person may:

- (a) take part in a sports tournament or sports event as an individual or part of a team;
- (b) make personal appearances and take part in promotional activities;
- (c) take part in trials provided they are not in front of a paying audience;
- (d) take part in short periods of training provided they are not being paid by an Isle of Man sporting body;
- (e) join an amateur team or club to gain experience in a particular sport if they are an amateur in that sport.

20 Personal or technical staff of the sports person, or sports officials, may support the activities in paragraph 19 of this Appendix or in paragraph 1(e) of Appendix 4, if they are attending the same event as the sports person. Personal or technical staff of

the sports person must be employed to work for the sports person outside the Isle of Man.

Business - overseas roles requiring specific activities in the Isle of Man

21 Individuals employed outside the Isle of Man may visit the Isle of Man to take part in the following activities in relation to their employment overseas:

- (a) a translator and/or interpreter may support a business person in the Isle of Man, provided they will attend the same event(s) as the business person and are employed by that business person outside of the Isle of Man;
- (b) personal assistants and bodyguards may support an overseas business person in carrying out permitted activities, provided they will attend the same event(s) as the business person and are employed by them outside the Isle of Man. They must not be providing personal care or domestic work for the business person;
- (c) a driver on a genuine international route delivering goods or passengers from abroad to the Isle of Man;
- (d) a tour group courier, contracted to a company with its headquarters outside the Isle of Man, who is entering and departing the Isle of Man with a tour group organised by their company;
- (e) a journalist, correspondent, producer or cameraman gathering information for an overseas publication, programme or film;
- (f) archaeologists taking part in a one-off archaeological excavation;
- (g) a professor from an overseas academic institution accompanying students to the Isle of Man as part of a study abroad programme, may provide a small amount of teaching to the students at the host organisation. However this must not amount to filling a permanent teaching role for that institution.

Work-related training

22 Overseas graduates from medical, dental or nursing schools may:

- (a) undertake clinical attachments or dental observer posts provided these are unpaid, and involve no treatment of patients. The visitor must provide written confirmation of their offer to take up this post and confirm they have not previously undertaken this activity in the Isle of Man;
- (b) take the following test/examination in the Isle of Man:
 - (i) the Professional and Linguistic Assessment Board (PLAB) test, where the visitor can provide written confirmation of this from the General Medical Council; or

(ii) the Objective Structured Clinical Examinations (OSCE) for overseas, where the visitor can provide written evidence of this from the Nursing and Midwifery Council.

23 Employees of an overseas company or organisation may receive training from a Isle of Man based company or organisation in work practices and techniques which are required for the visitor's employment overseas and not available in their home country.

24 An employee of an overseas based training company may deliver a short series of training to employees of a Isle of Man based company, where the trainer is employed by an overseas business contracted to deliver global training to the international corporate group to which the Isle of Man based company belongs.

Study

Incidental study

25 Visitors may carry out the following study:

- (a) educational exchanges or visits with an Isle of Man state or independent school; or
- (b) a total of up to 30 days on:
 - (i) recreational courses (not English language training);
 - (ii) a short-course (which includes English language training) at an accredited institution.

Medical treatment

26 An individual may receive private medical treatment provided they meet the additional eligibility requirements at V 4.14 – V 4.16.

27 An individual may act as an organ donor or be assessed as a potential organ donor to an identified recipient in the Isle of Man, provided they meet the additional eligibility requirements at V 4.17 – V 4.20.

VISITORS APPENDIX 4. PERMITTED PAID ENGAGEMENTS

1 The following are permitted paid engagements:

- (a) an academic who is highly qualified within his or her field of expertise may examine students and/or participate in or chair selection panels, if they have been invited by a Higher Education Institution or an Isle of Man based research or arts organisation as part of that institution or organisation's quality assurance processes.
- (b) An expert may give lectures in their subject area, if they have been invited by a Higher Education Institution; or an Isle of Man based research or arts organisation provided this does not amount to filling a teaching position for the host organisation.

(c) An overseas designated pilot examiner may assess Isle of Man based pilots to ensure they meet the national aviation regulatory requirements of other countries, if they have been invited by an approved training organisation based in the UK that is regulated by the UK Civil Aviation Authority for that purpose.

(d) A qualified lawyer may provide advocacy for a court or tribunal hearing, arbitration or other form of dispute resolution for legal proceedings within the Isle of Man, if they have been invited by a client.

(e) A professional artist, entertainer, musician or sports person may carry out an activity directly relating to their profession, if they have been invited by a creative (arts or entertainment) or sports organisation, agent or broadcaster based in the Isle of Man.

VISITORS APPENDIX 5. PERMIT FREE FESTIVALS

Not Used.

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Explanatory Note

1. Purpose of the Instrument

2. Policy Background

What is being done and why

2.1 A summary of the changes contained in this Statement follows:

Changes relating to visitor rules

2.2 The changes seek to clarify our policy regarding visitors and to increase flexibility in the system, specifically with regard to the activities visitors can undertake in the Isle of Man. No changes are designed to restrict genuine visitors from coming to the Isle of Man. A summary of the changes is as follows.

Redesigning the visitor routes

2.3 There are currently 10 different visitor routes set out in the Immigration Rules which, to some degree, limit the individual to a single purpose during their visit. For example, business visitors must enter only for business activities; general visitors for tourism; private medical treatment visitors specifically to receive treatment. As a result, there is very little flexibility for those who regularly travel to the Isle of Man to carry out different sets of activities without having to apply for separate visit visas each time.

2.4 We have redesigned the visitor routes so that there are four: visitor (standard); visitor for marriage or civil partnerships; visitor for permitted paid engagements and transit visitor. The visitor (standard) route consolidates the following existing routes: general, business, child, sport, entertainer, visitors for private medical treatment, prospective entrepreneur, and visitors undertaking clinical attachments; the Professional and Linguistic Assessment Board (PLAB) test and the Objective Structured Clinical Examination (OSCE). In practice, this means that individuals will be able to undertake a range of activities if entering under the visitor (standard) route.

2.5 Within the visitor (standard) route, we are also retaining specific visit visa categories for those entering to carry out research as an academic; those receiving private medical treatment and for children.

2.6 The “Parent of a child at school” route is being rebranded as “Parent of a Tier 4 (child) student” to clarify the purpose of the route, and will sit in Part 7 of the Immigration Rules as these individuals are not visitors.

2.7 There are no other changes to the overall structure of the visitor routes for permitted paid engagements; marriage and civil partnerships; and transit.

Expanding the permitted activities to be undertaken by visitors

2.8 The permitted activities for each of the four visitor routes will be set out in Appendices to the new Visit Rules. Those entering under the visitor (standard) route will be permitted to carry out activities set out in Appendix 3 of the new visit Rules. We have also extended these activities to visitors for marriage or civil partnership, and visitors for permitted paid engagements.

2.9 We are adding new activities to Appendix 3 to address genuine gaps in the system. We will be:

- allowing visitors to carry out incidental unpaid volunteering for up to 30 days at an Isle of Man registered charity;
- allowing overseas trainers to deliver training to Isle of Man based employees of a multinational company, where the training is part of a contract to deliver global training to the international corporate group;
- allowing Isle of Man based organisations, who are not corporate entities, to provide training to overseas visitors on work practices and techniques that are needed for their employment overseas, where this is not readily available in their home country; and
- expanding the existing provision to allow overseas lawyers to advise an Isle of Man client on international transactions and litigation, provided they remain paid and employed overseas.

Redesigning the Immigration Rules for visitors

2.10 The new Immigration Rules for visitors contain all the provisions relevant to visitor applications. The structure covers the following:

Rules on entry to the Isle of Man

2.11 Part 1 of the Visitor Rules covers the types of permission to enter the Isle of Man, who needs a visa to enter the Isle of Man and who can apply at the UK border, and types and lengths of visit visa. This section restates in plain English some Rules from Part 1 of the Immigration Rules and reproduces 'Appendix 1: Isle of Man visa requirements' as Appendix 2 of the Visitor Rules, which contains the visa-national list, setting out who requires a visa and any exceptions. Provisions from Appendix 1 of the Immigration Rules that are not relevant to visitors have been moved to

paragraph 18A. The reason for this change is to create a set of Rules that includes all information relevant to visitors in one place.

Rules on making an application for a visit visa

- 2.12** Part 2 of the Visitor Rules covers how to make an application for a visit visa, how the date of an application is determined (for the purpose of determining what set of Rules apply), and how applications can be withdrawn. This section provides a simple statement of what applicants need to do to make an application outside the Isle of Man: apply online, or follow instructions provided by the relevant post where that is not possible, pay the fee, provide biometrics and a valid travel document. The reason for this change is to simplify and update the Rules to focus on what an applicant needs to do, and to reflect increased use of online applications.
- 2.13** Parts 3 and 9 of the Visitor Rules cover the suitability requirements for all visitors, the grounds for cancellation of a visa or leave, before or on arrival at the Isle of Man border, and curtailment. This section reproduces paragraphs 320, 321, 321A and relevant provisions of 322 and 323 from Part 9 of the Immigration Rules. The provisions in the Visitor Rules have been structured differently and redrafted to provide a clearer statement of policy, but the tests that apply have not changed except in a few instances. The failure to provide biometrics, information or medical reports, if these have been required and if the applicant does not have a reasonable excuse has been made a mandatory ground for refusal. This change is to make these Rules consistent with the mandatory requirement to refuse a failure to attend interview and to bring the Visitor Rules in line with the requirements in Appendix FM. At V 9.3 the Rules have been amended to better reflect the existing test which is set out in Section 2A(2A) of Schedule 2 in the 1971 Act.

Eligibility Rules

- 2.14** Part 4 of the Visitor Rules covers the eligibility requirements for individuals entering under the visitor (standard) route. It covers the core requirements that apply to all visitors as well as the permissions and restrictions that are attached to their leave. It also covers the additional requirements for visitors who are entering for a specific purpose where our decision-makers need additional information: children, visitors holding their marriage or civil partnership in the Isle of Man, visitors coming for private medical treatment and academics.
- 2.15** The Rules also clarify the assessments made by Isle of Man Immigration Office to determine if a visitor is genuine. We are expanding our policy to allow any third party in the Isle of Man to provide financial support and accommodation to a visitor,

where this was previously limited to friends and family. We expect the change to be well received by businesses and other organisations who provide financial support to visitors. These provisions consolidate the requirements of the relevant routes in Part 2 of the Immigration Rules.

- 2.16** Part 5 of the Visitor Rules sets out the eligibility requirements for visitors coming for permitted paid engagements, and Appendix 4 lists these activities. These Rules reproduce the policies in 56X-56Z of the Immigration Rules.
- 2.17** Part 6 of the Visitor Rules sets out the eligibility requirements visitors holding their marriage or civil partnership in the Isle of Man. These Rules reproduce the policies in 56D-56F of the Immigration Rules.
- 2.18** Part 7 of the Visitor Rules sets out the eligibility requirements for visitors transiting the Isle of Man. These Rules reproduce the policies in 47-50 of the Immigration Rules.
- 2.19** Part 8 of the Visitor Rules sets out who can extend their stay in the Isle of Man as a visitor, how long for and the eligibility requirements they must meet. This reproduces Rules from across Part 2 of the Immigration Rules.

Miscellaneous changes to enable the new Visitor Rules

- 2.20** The Visitor Rules also include definitions and interpretation in Appendix 1 (some of which are currently included in paragraph 6 of the Immigration Rules).
- 2.21** In the Immigration Rules various changes have been made to support the changes to the Visitor Rules. Defined terms have been amended to reflect the new Rules. References to visitors have been amended to reflect the new routes.

Changes relating to the general grounds for refusal

- 2.22** A change is being made to introduce a new requirement for applicants seeking entry to the Isle of Man to provide a criminal record certificate from any country in which they have been resident for 12 months or more, in the past ten years. This will only apply to categories where the applicant is asked to provide certificates alongside their application. This requirement will support criminality checks and the General Grounds for Refusal to ensure that those coming to Isle of Man do not have serious or recent criminal convictions. Certain exemptions will apply for those aged 17 or under or where those authorities are unable to provide certificates.

Changes relating to the Immigration Rules on family and private life

- 2.23** The following minor changes and clarifications are being made to the Immigration Rules on family and private life in Parts 7 and 8 and Appendix FM and Appendix FM-SE:

- Preventing those granted Temporary Admission or Temporary Release for a continuous period of six months or less from being able to make an application under Appendix FM, consistent with the approach taken to visitors and others granted leave of up to six months.
- Clarifying that direct access (in person) to a child is required for entry clearance or leave to remain as a parent under Appendix FM.
- Changes to the permitted sources of income and the specified evidence required under Appendix FM-SE in respect of the minimum income threshold for sponsoring a partner and any dependent children:
 - Allowing the income of an equity partner, e.g. in a law firm, to include a share in the profits of the partnership and for this to be treated as employment income.
 - Clarifying the requirement, in respect of non-employment income, for personal bank statements to be provided for or from the 12-month period prior to the application depending on the extent of that period for which the income is relied upon.
 - Treating a fee paid to a person appointed as a non-executive director as though it were income from employment in that capacity.
 - Allowing reliance on cash savings withdrawn from a pension pot owned by the person for at least the period of six months prior to the date of application, and requiring the specified evidence from the pension provider of any ongoing pension income also relied upon to reflect the cash withdrawn.
 - Clarifying the evidence required to demonstrate ongoing employment as a director of, or ongoing dividend income from, a specified limited company.

Cross-cutting changes

- 2.24** Tier 1 and Tier 2 Migrants who apply for settlement must not have had more than 180 days absent from the Isle of Man per year during the qualifying period (usually five years). A change is being made to discount any absences from the Isle of Man from counting towards the 180 day limit, where the absence was due to the applicant assisting with the Ebola crisis which began in West Africa in 2014.
- 2.25** A technical change is being made to the Points-Based System rules for qualifications taught in English as evidence of meeting English language requirements. UK NARIC has confirmed that it is able to assess some Masters and PhD qualifications as meeting the requirement, and so provision for these is being added.

2.26 A change is being made to apply a condition on all adult temporary migrants (individuals given limited leave to enter or remain) prohibiting them from undertaking studies in a discipline listed in Appendix 6 of the Immigration Rules without first obtaining an Academic Technology Approval Scheme (ATAS) clearance certificate from the Counter-Proliferation Department of the Foreign and Commonwealth Office. This change extends the current ATAS requirements to bring all temporary migrants in line with Tier 4 of the points-based system.

2.27 A handful of minor drafting errors are being corrected.

Changes relating to Tier 1 of the Points-Based System

2.28 Tier 1 of the Points-Based System caters for high value migrants, and currently consists of four categories: Tier 1 (Exceptional Talent), Tier 1 (Entrepreneur), Tier 1 (Investor) and Tier 1 (Graduate Entrepreneur). It also includes the Tier 1 (General) category, which was closed to new applicants in June 2011. A further category, Tier 1 (Post-Study Work), was closed in October 2012.

2.29 The Tier 1 (Entrepreneur) category caters for applicants coming to the Isle of Man to set up, take over, or be involved in the running of a business in the Isle of Man as directors. This category has the potential to benefit the Isle of Man economy but has been heavily abused in recent years in the United Kingdom. The following changes are being made to this category to ensure that the Rules in the Isle of Man are as effective as those in the UK:

- A change is being made to expand the use of the “genuineness” tests in the Tier 1 (Entrepreneur) route to applications for extensions and indefinite leave to remain, to better protect the route against abuse without disadvantaging genuine applicants. This change is similar to the “genuine entrepreneur” test introduced for initial applications in previous Rule Changes.
- A change is being made to restrict the ability of Tier 1 (General) Migrants to switch into Tier 1 (Entrepreneur), unless they have already established an Isle of Man business before the date these changes take effect (7 September 2015), or they have funding from a government department. This change is being made due to the closure of Tier 1 (General) extension applications (see above), and concerns that similar areas of abuse have been identified in the two categories. The change is similar to arrangements put in place for Tier 1 (Post-Study Work) applicants in earlier Rule Changes. It only affects switching into the Tier 1 (Entrepreneur) route, which has been identified as a target for abuse. Switching arrangements from Tier 1 (General) into other categories, for

example Tier 2, remain unchanged. Tier 1 (General) Migrants can also still apply for indefinite leave to remain without changing category, until 2018.

- Clarifications are being made to the rules regarding how investment funds may be spent, and the restriction on engaging in businesses principally concerned with property development or property management, due to increased queries on these subjects.
- To help counter abuse relating to the source of funds, a change is being made so that applicants relying on funds they hold themselves must provide evidence of the third party source of those funds, if they have held the funds for less than 90 days before making an initial application.
- A new requirement is being added for all initial applicants to submit a business plan. Previously this was not a mandatory document, but is often requested by caseworkers to help applicants demonstrate a genuine intention to set-up an Isle of Man business.
- Minor technical changes are being made to other evidential requirements.

2.30 The Tier 1 (Graduate Entrepreneur) category caters for graduates who have been endorsed by Isle of Man Higher Education Institutions to establish one or more businesses in the Isle of Man. A change is being made to restrict applicants in this category from engaging in businesses principally concerned with property development or property management, for consistency with the Tier 1 (Entrepreneur) category.

2.31 The Tier 1 (Investor) category caters for high net worth individuals making a substantial financial investment to the Isle of Man. This category was recently reviewed by

the Migration Advisory Committee in the UK and a report published on 28 February 2014. The following changes are being made to this category, partially in response to that report:

- A requirement is being added for prospective investors to open an Isle of Man-regulated investment account before making an initial application. This change will ensure Isle of Man banks carry out due diligence checks on investors before they apply for entry clearance or leave to remain, not after.
- The minimum age of applicants in this category is being increased from 16 to 18. This change is being made to reflect the fact that it is not normally possible

for 16- and 17-year old applicants to be wholly in control of their own funds and investments.

- Changes are being made to the requirement for applicants to maintain their investments. The changes will mean applicants will no longer need to invest additional capital if they sell part of their investments at a loss, but they will be required to maintain all their capital within their investment portfolios. Buying and selling investments will continue to be permitted, providing the investor does not withdraw any capital.
- The restriction on investing in companies principally concerned with property investment, property development or property management is being amended slightly, for consistency with the Rules for the Tier 1 (Entrepreneur) category.
- Minor technical changes are being made to evidential requirements.

2.32 The Tier 1 (General) category, in which applicants scored points for their qualifications, previous earnings, age and Isle of Man experience, was closed to new applicants in June 2012. Changes are being made to close this category for extension applications.

Changes relating to Tier 2 of the Points-Based System

2.33 Tier 2 of the Points-Based System caters for migrant workers with an offer of a skilled job from a licensed employer. There are four overall categories: Intra-Company Transfer (ICT), General, Minister of Religion, and Sportsperson. The following changes are being made to Tier 2:

- Minor changes are being made to the UK Shortage Occupation List, following a partial review by the independent Migration Advisory Committee. These mainly entail including paramedics and reclassifying some existing entries.
- A further change is being made as a result of the Migration Advisory Committee's review, to re-classify the occupation of paramedic as being skilled to National Qualifications Framework (NQF) level 6, rather than NQF level 4 as it was previously. This change enables employers to sponsor paramedics from overseas to fill vacancies for which no suitable resident workers are available.
- Annual updates are being made to the annual minimum salary thresholds and appropriate salary rates for individual occupations (as set out in codes

of practice). The updates to appropriate rates for occupations are based on the latest available salary data. The updates to salary thresholds are in line with changes in average weekly earnings for resident workers (a 1.2% annual increase based on the 12 months ending November 2014), rounded to the nearest £100. The appropriate salary rates also apply to settlement applications by work permit holders.

- A change is being made to the 12 month “cooling off period” which prevents applicants from being granted Tier 2 leave if they were in the Isle of Man with Tier 2 leave within the previous 12 months. This is designed to enforce rules on maximum periods of stay in Tier 2 and to ensure that Tier 2 Sponsors make genuine attempts to recruit resident workers. The change will mean the cooling off period will not apply to previous grants of Tier 2 leave of three months or less, improving flexibility for businesses who need to transfer key staff for very short periods, rather than to fill ongoing vacancies in the Isle of Man.
- Other minor changes to clarify several points have also been made.

Changes to Tier 4 of the Points-Based System

- 2.34** The United Kingdom has made changes to remove the right to work from students at publicly funded further education colleges. This is in response to an emerging trend of immigration abuse among publicly funded college students. Whilst the Isle of Man has not seen such abuse the Isle of Man Immigration Rules are being kept in line with the UK’s.
- 2.35.** Tier 4 (General) Students are also being prevented from extending their stay in Tier 4 or switching into any other route except in certain circumstances. This is to encourage students to leave the UK and Islands at the end of their course in order to reduce net migration.
- 2.36** Other minor technical changes have been made to Tiers 4 and 5 of the Points Based System.

Changes related to Overseas Domestic Workers

- 2.37** We are changing the Rules to make it a requirement that the caseworker be satisfied that the worker will be paid in accordance with the National Minimum Wage Regulations in leave to enter and leave to remain applications. We are also adding a requirement to prevent employers treating the employee as an au-pair who lives with the family and would be exempt from the Minimum Wage requirements.

Changes related to leave to enter or stay in the Isle of Man, and powers of curtailment

2.38 We are adding a power to allow caseworkers to require persons holding limited leave to enter or remain in the Isle of Man to show that they continue to meet the requirements of the Rules by providing evidence and / or attending an interview. This will enable us to curtail the leave of persons who no longer qualify to remain in the Isle of Man. Those failing to comply with such a request without a reasonable explanation may be liable to have their leave curtailed as a result.

Changes relating to valid applications

2.39 The following change is being made to the Immigration Rules relating to valid applications:

- Specifying an original, valid passport, travel document or (unless the applicant is a Points Based System Migrant) national identity card as a requirement to make a valid application for leave to remain or indefinite leave to remain, unless the applicant has a good reason beyond their control for not providing the document (and may be required to provide an alternative).

Changes relating to family and private life

2.40 The following minor changes and clarifications are being made to the Immigration Rules relating to family and private life:

English language requirement for limited leave to enter or remain under Part 8 and Appendix FM:

- Confirming that an applicant must take their English language test at a test centre authorised by the Home Office. For more details see the section below on changes to English language tests.
- Clarifying that an applicant must submit an English language test within its validity date if that is required under Appendix O.

In respect of the financial requirements under Appendix FM and Appendix FM-SE:

- Updating the list of specified benefits which cannot be counted under the minimum income threshold.

- Clarifying that bank statements evidencing payments of property rental income are only required for that part(s) of the period of 12 months prior to the date of application for which such income is relied upon.
- Clarifying that eligible maintenance payments to the applicant or sponsor from a former partner can be evidenced by bank statements in the name of the applicant, sponsor or both.
- Clarifying that the adequate maintenance requirement to be met by a child applicant whose parent is applying for or has leave as a parent under Appendix FM covers that parent and any other dependent children.

In respect of Appendix FM and the private life rules:

- Clarifying the approach to allowing extant leave (up to 28 days) to be added to a period of leave in applications made on the basis of family and private life.
- Providing that, under the 10-year partner, parent and private life routes, those applicants in the Isle of Man previously granted temporary admission or temporary release (and thereby deemed not to have “entered” the Isle of Man) be granted leave to enter rather than leave to remain if they meet the relevant requirements.
- Clarifying the basis on which the Lieutenant Governor will decide whether or not to impose the condition of no recourse to public funds on a grant of leave to remain under the 10-year partner, parent or private life routes or outside the rules on the basis of family or private life.

Changes relating to tuberculosis screening

2.41 The UK has had a longstanding policy of screening new entrants from high incidence tuberculosis countries intending to remain for over six months to which the Isle of Man subscribes. Entry clearance applicants intending to come to the Isle of Man for over six months from countries where pre-entry screening has been mandated, even if they are not a national of that country, are required to present a certificate from a designated screening provider confirming that screening has been conducted and that the applicant has been diagnosed as free from active pulmonary tuberculosis. Where tuberculosis is detected, the applicant will be required to undertake treatment and further screening before any entry clearance application can be made.

Changes to English language tests

- 2.42** Individuals applying for leave to enter or remain in the Isle of Man may be required to demonstrate an appropriate level of English. This includes individuals coming to work, study or as a partner of a British citizen, or someone already settled here and parents applying under Appendix FM. The specific English language tests approved for this purpose are listed in Appendix O to the Immigration Rules. New licences to operate English language tests are being issued and the list of approved tests in Appendix O has been amended accordingly.
- 2.43** The new Appendix O is implemented with effect from 7 September 2015 for all tests taken after that date. We are conscious that many individuals take the required English language test in advance of their immigration application and may therefore be taking a test before 7 September from one of the existing approved English language providers with the intention of using it in a subsequent application. We are therefore including transitional measures to allow individuals who took an English language test approved for immigration purposes before 7 September to use the result in support of an immigration application up to 7 March 2016 subject to meeting other requirements in respect of tests in the Immigration Rules. This seven month transitional period should be sufficient for an application to be made or alternative arrangements put in place for demonstrating the required English language ability.
- 2.44** As part of the tender exercise for inclusion in Appendix O, bidders were required to incorporate additional security features into their booking, administration and invigilation procedures. Full on line verification systems were also a requirement. It is therefore important that all tests taken for immigration purposes are taken at test centres where we and the test provider are confident that these security features are in place. Changes to the Immigration Rules and Appendix A, AF, B, FM and KoLL will now allow test results to be rejected if they have not been taken in an approved test centre. Approved test centres will be available in areas of demand throughout the world, including the UK, and it is expected that the Isle of Man College will be able to provide a facility to take the test in the Isle of Man on a quarterly basis.