



## IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006

### IMMIGRATION AND NATIONALITY (FEES) ORDER 2008

*Laid before Tynwald  
Coming into operation*

*20 January 2009  
in accordance with article 2*

The Governor makes this Order under section 51(1), (2)(a) and (b) of the Immigration, Asylum and Nationality Act 2006 (of Parliament)<sup>1</sup> as that Act has effect in the Isle of Man<sup>2</sup>.

The Treasury consents to the making of this Order.

#### **1 Title**

The title of this Order is the Immigration and Nationality (Fees) Order 2008.

#### **2 Commencement**

This Order comes into operation on the day after it is made.

#### **3 Interpretation**

(1) In this Order—

“1971 Act” means the Immigration Act 1971 (of Parliament)<sup>3</sup>;

“1981 Act” means the British Nationality Act 1981 (of Parliament)<sup>4</sup>; and

“2006 Act” means the Immigration, Asylum and Nationality Act 2006 (of Parliament).

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<sup>1</sup> 2006 c.13

<sup>2</sup> See the Immigration (Isle of Man) Order 2008 (SI 2008/680)

<sup>3</sup> 1971 c.77

<sup>4</sup> 1981 c.61

Price : £0.65

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

**4 Requirement to pay a fee for applications in connection with immigration or nationality**

- (1) An application in connection with immigration or nationality to which this article applies must be accompanied by the fee for the time being specified in relation to the application in question in regulations made under section 51(3) of the 2006 Act.
- (2) This article applies to applications for—
- (a) leave to remain in the Isle of Man given in accordance with the provisions of, or made under, the 1971 Act;
  - (b) variation of leave to enter, or remain in, the Isle of Man given in accordance with the provisions of, or made under, the 1971 Act;
  - (c) the fixing of a stamp, sticker or other attachment which indicates that a person has been granted limited, or indefinite, leave to enter, or remain in, the Isle of Man on a passport or other document issued to the applicant;
  - (d) an immigration employment document, that is to say a work permit, or any other document which relates to employment and is issued for the purposes of the immigration rules made under section 3(2) of the 1971 Act<sup>5</sup> or in connection with leave to enter or remain in the Isle of Man;
  - (e) naturalisation as a British citizen under section 6(1) or (2) of the 1981 Act;
  - (f) registration as a British citizen under section 1(3) or (4), 3(1), (2) or (5), 4(2) or (5), 4A, 4B, 4C, 10(1) or (2), or 13(1) or (3) of the 1981 Act, or paragraph 3, 4 or 5 of Schedule 2 to that Act;

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<sup>5</sup> See the Statement of Changes in Immigration Rules (SD 62/05), as amended by SD 692/05, SD 442/06, SD 547/06, SD 781/06, SD 871/06, SD 124/07, SD 303/07, SD 002/08, and SD 500/08.

- (g) a certificate that a person has the right of abode in the Isle of Man, issued pursuant to regulations under section 10 of the Nationality, Immigration and Asylum Act 2002 (of Parliament)<sup>6</sup>; and
  - (h) permission to marry in the Isle of Man under section 19(3)(b) of the Asylum and Immigration (Treatment of Claimants, etc.) Act 2004 (of Parliament)<sup>7</sup>.
- (3) Except as provided in paragraphs (4) and (5), the fees for the services referred to in paragraph (2) are to be charged by the Governor.
  - (4) Fees for the services referred to in paragraphs (2)(a) and (b) are to be charged by the Council of Ministers in so far as they relate to matters referred to in section 4(1)(c) of the 1971 Act.
  - (5) Fees for the service referred to in paragraph (2)(d) are to be charged by the Department of Trade and Industry.

**5 Requirement to pay a fee in respect of the provision on request of a service in connection with nationality**

- (1) In respect of the provision on request of a service in connection with nationality to which this article applies, the fee for the time being specified in regulations made under section 51(3) of the 2006 Act as payable in connection with that service is to be charged by the Governor.
- (2) This article applies to the following services—
  - (a) the registration of a declaration of a renunciation of British citizenship under section 12 of the 1981 Act;
  - (b) the arrangement of a citizenship ceremony (including the administration of a citizenship oath and pledge at the ceremony).

MADE 30<sup>th</sup> December 2008



Lieutenant Governor

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<sup>6</sup> 2002 c.41

<sup>7</sup> 2004 c.19

## **EXPLANATORY NOTE**

*(This note is not part of the Order)*

Article 4 requires that the applications in connection with immigration or nationality specified in that article be accompanied by a specified fee. The fee will be specified in regulations made by the Governor under sections 51(3) and 52(3) of the Immigration, Asylum and Nationality Act 2006 (“the 2006 Act”).

Article 5 provides that the fee specified in regulations made under section 51(3) of the 2006 Act in connection with a service to which that article applies is to be charged by the Governor.