



**STATEMENT OF
CHANGES IN
IMMIGRATION RULES**

Laid before Tynwald on 19 March 2024
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))

The Minister for the Treasury has made the following changes to the Immigration Rules laid down 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 17 May 2005³.

Commencement

The changes set out in this Statement of Changes in Immigration Rules come into effect on 19 February 2024.

Changes to Introduction

Intro1. In paragraph 6 (interpretation), in the definition of “Ukraine Scheme”, omit “Ukraine Family Scheme”

Changes to Part 9 (grounds for refusal)

9.1 In paragraph 9.1.1(h), after “9.6.3” insert “9.7.1 to 9.7.8, 9.8.1 to 9.8.2,”

Changes to Appendix U: Ukraine Scheme

App U1. For existing preamble substitute —

“Appendix U: Ukraine Scheme

This Appendix sets out 2 routes for those affected by the conflict in Ukraine- the Ukraine Sponsorship Scheme for those making applications outside of the Isle of Man and the Ukraine Extension Scheme for those who are in the Isle of Man with permission to stay.

¹ 1971 c. 77.

² See the Immigration (Isle of Man) Order (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, SD2014/34, SD 2014/0082, SD 2014/241, SD2014/314 , SD2014/324, SD2014/344, SD2015/0265, SD2015/0303,SD2015/0386, SD2016/0092, SD2016/0175, SD5016/0211, SD2017/0066, SD2017/0183, SD2017/0314, SD2018/0084, SD2018/0134, SD2018/0328, SD2019/0119, SD2019/0143, SD2019/0330, SD2019/0380, SD2020/0011, SD2020/0070, SD2020/0088, SD2020/0140, SD2020/0316, SD2020/0344 SD2020/0467, SD2020/0497, SD2021/0002, SD2021/0155, SD2021/0216, SD2021/0304, SD2021/0358, SD2022/0052, SD2022/0083, SD2022/0155, SD2022/0325, SD2023/0068, SD2023/0202, SD2023/0312 and SD2023/0237.

This is a consolidated version of the current Immigration Rules.

Ukraine Sponsorship Scheme

A Ukrainian national who is outside the Isle of Man may qualify under the **Ukraine Sponsorship Scheme** if they have a safe host under the Isle of Man Homes for Ukraine Scheme who will provide accommodation for at least six months.

Immediate family members of a Ukrainian national who are not themselves Ukrainians may also qualify under the **Ukraine Sponsorship Scheme**.

Ukraine Extension Scheme

A Ukrainian national in the Isle of Man may qualify under the **Ukraine Extension Scheme** if they held immigration permission on or between 18 March 2022 and 16 November 2023, or if their last permission ended after 1 January 2022. Applications to this scheme must be made on or before 16 May 2024.

A person who has immigration permission as a partner or a child of a Ukrainian national who qualifies under the **Ukraine Extension Scheme**, who is not themselves a Ukrainian national, may also qualify under the **Ukraine Extension Scheme**.

Children born in the Isle of Man or UK to those who qualify under or hold permission under Appendix U: Ukraine Scheme (and now closed Ukraine Family Scheme) are eligible to apply under the Ukraine Extension Scheme.

The **Ukraine Family Scheme** (which was available to eligible Ukrainian nationals with an eligible Isle of Man based family member sponsor closed to new applications at 15:00GMT on 19 February 2024.

Further information on immigration issues related to Ukraine is available at <https://www.gov.im/categories/travel-traffic-and-motoring/immigration/ukraine-visas-and-immigration/>

AppU2 Above “Validity requirements for the Ukraine Family Scheme insert “**This route has now closed to new applicants.**” and omit Rules UKR 1.1 to UKR 10.2 (Ukraine Family Scheme).

AppU3 For UKR 11.1 substitute —

“UKR 11.1. A person applying for entry clearance under the Ukraine Sponsorship Scheme must apply online on the gov.uk website on the specified form as follows: “Ukraine Sponsorship Scheme”.”.

AppU4 In paragraph UKR 11.3A for “they” substitute “the applicant”.

AppU5 In sub-paragraph UKR 11.3A(a) for “the applicant” substitute “they”.

AppU6 In sub-paragraph UKR 11.3A(b) for “the applicant” substitute “they”.

AppU7 In sub-paragraph UKR 11.3A(c) for “the applicant” substitute “they”.

AppU8 For UKR 11.4 substitute —

“UKR 11.4. An application which does not meet all the validity requirements for the Ukraine Sponsorship Scheme may be rejected as invalid and not considered.”.

AppU9 For UKR 12.1 substitute —

“UKR 12.1. The applicant must not fall for refusal under any of the following paragraphs of Part 9: grounds for refusal:

- (a) 9.2.1 to 9.2.2 (exclusion or deportation orders);
- (b) 9.3.1 to 9.3.2 (non-conducive grounds);
- (c) 9.4.1 to 9.4.5 (criminality grounds);
- (d) 9.5.1 to 9.5.2 (involvement in a sham marriage or civil partnership);
- (e) 9.6.1 to 9.6.3 (false representations, etc. grounds);
- (f) 9.7.1 to 9.7.8 (previous breach of immigration laws); or
- (g) 9.8.1 to 9.8.2 (failure to provide required information); or
- (h) 9.9.1 to 9.9.2 (admissibility to the Common Travel Area and other countries); or
- (i) 9.12.1 to 9.18.2 and 9.21.1 to 9.22.1 (grounds for refusal and cancellation on arrival).”.

AppU10 In paragraph UKR 18.1 for “qualifies” substitute “ has been granted under or is applying under and qualifies”.

AppU11 In paragraph UKR 18.1(c) after the words “child aged under 18” insert, “on the date of application”.

AppU12 In paragraph UKR 20.1 for “36” substitute “18”.

AppU13 In paragraph UKR 21.1 after “apply” insert, “pursuant to UKR 21.2.”.

AppU14 In paragraph UKR 21.2 omit “be made on or before 16 May 2024 and”.

AppU15 In paragraph UKR 21.2(c) for “.” insert —

“; and

- (d) the applicant must have made the application on or before 23:59 GMT on 16 May 2024, unless the applicant is born in the Isle of Man or UK to a parent who has permission under Appendix U: Ukraine Scheme (and the now closed Ukraine Family Scheme.”.

AppU16 After paragraph UKR 21.3(b) insert —

“; or

- (c) they are a child born in the Isle of Man or UK to a parent who was granted permission under Appendix U: Ukraine Scheme (and the now closed Ukraine Family Scheme) after 16 November 2023.”.

AppU17 For UKR 21.4 substitute —

“UKR 21.4. An application which does not meet all the validity requirements for the Ukraine Extension Scheme may be rejected as invalid and not considered.”.

AppU18 For paragraph UKR 22.1 substitute —

“UKR 22.1. The applicant must not fall for refusal under any of the following paragraphs of Part 9: grounds for refusal:

- (a) 9.2.1 to 9.2.2 (exclusion or deportation orders);
- (b) 9.3.1 to 9.3.2 (non-conductive grounds);
- (c) 9.4.1 to 9.4.5 (criminality grounds);
- (d) 9.5.1 to 9.5.2 (involvement in a sham marriage or civil partnership);
- (e) 9.6.1 to 9.6.3 (false representations, etc. grounds);
- (f) 9.7.1 to 9.7.8 (previous breach of immigration laws); or
- (g) 9.8.1 to 9.8.2 (failure to provide required information); or

- (h) 9.9.1 to 9.9.2 (admissibility to the Common Travel Area and other countries); or
- (i) 9.12.1 to 9.18.2 and 9.21.1 to 9.22.1 (grounds for refusal and cancellation on arrival)."

AppU19 In paragraph UKR 25.1 after the words "their parent or parents" insert "or a legal guardian".

AppU20 In paragraph UKR 28.1(b) for "the Ukraine Scheme." substitute —
"this Appendix U, unless;"

AppU21 In paragraph UKR 28.1(b) after "unless;" insert —

- "(c) where the applicant is a child born in the Isle of Man or UK to a parent who qualifies under UKR 21.3 and is granted permission at the same time as the applicant, the applicant will be granted permission in line with that parent; or
- (d) where the applicant is a child born in the Isle of Man or UK to a parent who has permission under Appendix U: Ukraine Scheme (and the now closed Ukraine Family Scheme) the applicant will be granted permission in line with that parent; or
- (e) where the applicant is a child born in the Isle of Man or UK where both parents are in the Isle of Man and either qualify under UKR 21.3 and are granted permission at the same time as the applicant or have permission granted under Appendix U: Ukraine Scheme (and the now closed the Ukraine Family Scheme), the applicant will be granted permission in line with the parent whose permission expires last."

MADE 16 FEBRUARY 2024

DR ALEX ALLINSON
Minister for the Treasury

Explanatory Note
Statement of Changes in Immigration Rules SD 2024/0052
(This note is not part of the Statement of Changes in Immigration Rules)

This Statement of Changes in Immigration Rules makes the following changes:

Changes to Appendix U: Ukraine Scheme

Closure of the Ukraine Family Scheme

1. The Ukraine Family Scheme, which can be applied to from within the Isle of Man and from abroad, will close to new applicants from 19 February 2024, this will ensure the Isle of Man aligns with the same changes being introduced in the UK from the same date.
2. The Ukraine Family Scheme was created as an immediate response to the Russian invasion which allowed British citizens and settled persons to act as sponsors for Ukrainian family members. Since its introduction, the scheme has seen a steady decline in applications, and confusion amongst Ukrainians having to decide between schemes. Family members acting as sponsors under Ukraine Family Scheme were not required to provide accommodation, as those sponsoring under Ukraine Sponsorship Scheme were.

Further changes to the Ukraine Scheme

3. As already set out in the Immigration Rules, the Ukraine Extension Scheme will close to new applications on 16 May 2024, however, amendments are being made to allow children born in the Isle of Man and the UK after 18 March 2022 to those who have permission under the Ukraine Schemes to continue to be eligible to apply under this route beyond 16 May 2024, and to be granted permission in the Isle of Man which aligns with the length of permission held by their parent. This is necessary to ensure that we continue to provide a route for parents of children born in the Isle of Man or UK to regularise the child's immigration status in line with their own.
4. Changes have also been made to reinstate the provisions to allow for refusal of applications on the general grounds that cover all of the immigration routes. These general grounds for refusal e.g., previous breaches of the immigration rules or non-compliance, such as having previously overstayed, were removed because they were considered to be disproportionate when the urgency to leave Ukraine was at its height. This is no longer the case although we will be ready to revert if necessary.
5. Minor amendments to clarify validity requirements to reflect those changes made in the UK Statement of Changes laid before Parliament on 7 September 2023.