

NEW IMMIGRATION AND BRITISH NATIONALITY FEES

PUBLIC CONSULTATION

1. Introduction

- 1.1 The Lieutenant Governor proposes to introduce new fees for applications for Immigration and British Nationality services in line with an equivalent increase in the United Kingdom.
- 1.2 In accordance with section 42(6) of the Asylum and Immigration (Treatment of Claimants, etc.) Act 2004 the Governor wishes to consult with appropriate persons.
- 1.3 The 2004 Act requires that the Treasury consents to the Regulations and once the Regulations are made they must be laid before Tynwald.
- 1.4 Subject to completion of the consultation process and the granting of consent to the Regulations by the Treasury, the Lieutenant Governor proposes to bring the Regulations into operation on 1 May 2013.

2. New Fees Scales

The new fees will be specified in the Immigration and Nationality (Fees) Regulations 2013 and are set out in the following tables. The Regulations will replace the existing regulations namely the Immigration and Nationality (Fees) Regulations 2012.

Table 1 – Immigration Fees

Immigration Service	Existing Fees (£)	Proposed Fees (£)	Existing Fees (£)	Proposed Fees (£)
	Main Applicant	Main Applicant	Dependant	Dependant
1. . An application for limited leave to remain in the Isle of Man as a Tier 1 (General) migrant under the immigration rules -				
(a) where the application is in respect of a person who is a national of a state which has ratified the Council of Europe Social Charter or the Council of Europe Revised Social Charter;	£1,350	£1,391	£750	£1,159
(b) in any other case	£1,500	£1,545	£750	£1,159
2.. An application for limited leave to remain in the Isle of Man as a Tier 1 (Entrepreneur) migrant, a Tier 1 (Investor) migrant, or a Tier 1 (Exceptional Talent) migrant under the immigration rules –				

(a) where the application is in respect of a person who is a national of a state which has ratified the Council of Europe Social Charter or the Council of Europe Revised Social Charter;	£918	£946	£510	£788
(b) in any other case	£1,020	£1,051	£510	£788
3. An application for limited leave to remain in the Isle of Man as the dependant of a Tier 1 (Post-study Work) migrant under the immigration rules	N/A	N/A	£303	£305
4. An application for limited leave to remain in the Isle of Man as a Tier 1 (Graduate Entrepreneur) migrant –				
(a) where the application is in respect of a person who is a national of a state which has ratified the Council of Europe Social Charter or the Council of Europe Revised Social Charter;	£630	£365	£350	£305
(b) in any other case	£700	£406	£350	£305
5. An application for limited leave to remain in the Isle of Man as a Tier 2 (General), Tier 2 (Intra-Company Transfer – Long-Term Staff) migrant, a Tier 2 (Minister of Religion) migrant or a Tier 2 (Sportsperson) migrant under the immigration rules –				
(a) where the application is in respect of a person who is a national of a state which has ratified the Council of Europe Social Charter or the Revised Council of Europe Social Charter;	£505	£520	£281	£434
(b) in any other case	£561	£578	£281	£434
6. An application for limited leave to remain in the Isle of Man as a Tier 2 (Intra-Company Transfer – Short-Term Staff) migrant, a Tier 2 (Graduate Trainee) Migrant or a Tiers 2 (Skills Transfer) migrant under the immigration rules—				
(a) where the application is in respect of a person who is a national of a state which has ratified the Council of Europe Social Charter or the revised Council of Europe Social Charter;	£360	£371	£200	£309
(b) in any other case	£400	£412	£200	£309
7. An application for limited leave to remain in the Isle of Man as a Tier 4 migrant under the	£394	£406	£197	£305

immigration rules				
8. An application for limited leave to remain in the Isle of Man as a Tier 5 (Temporary Worker) migrant under the immigration rules—				
(a) where the application is in respect of a person who is a national of a state which has ratified the Council of Europe Social Charter or the revised Council of Europe Social Charter:	£175	£180	£97	£150
(b) in any other case	£194	£200	£97	£150
9. An application for limited leave to remain in the Isle of Man under the immigration rules where the dependant applies separately in respect of any of the above categories numbered 1 to 8	N/A	N/A	£561	£578
10. An application for a sponsorship licence in respect of Tier 2 Migrants where the sponsor is a small sponsor	£500	£515		
11. An application for a sponsorship licence in respect of Tier 2 migrants where the sponsor is a large sponsor	£1,500	£1,545		
12. An application for a sponsorship licence in respect of Tier 4 migrants or Tier 5 migrants	£500	£515		
13. An application for a sponsorship licence in respect of Tier 2 migrants, Tier 4 migrants and/or Tier 5 migrants (where the sponsor currently holds a Tier 4 or Tier 5 licence)	£1,000	£1,030		
14. An application for issuing an action plan in respect of a B rated sponsor	£1,500	£1,545		
15. The issuing of a certificate of sponsorship in respect of an application or potential application for leave to remain in or enter the Isle of Man as a Tier 2 migrant	£179	£184		
16. The issuing of a certificate of sponsorship in respect of an application or potential application for leave to remain in or enter the Isle of Man as a Tier 5 migrant	£13	£14		
17. The issuing of confirmation of acceptance for studies in respect of an application for leave to remain in or enter the Isle of Man as a Tier 4 migrant	£13	£14		
18. An application for limited leave to remain in the Isle of Man under any other category not referred to in this table	£561	£578	£281	£433
19. An application for indefinite leave to				

remain in the Isle of Man— (a) where the application is in respect of a person who is a national of a state which has ratified the Council of Europe Social Charter or the Council of Europe Revised Social Charter;	£893	£946	£496	£788
(b) in any other case	£991	£1,051	£496	£788
20. An application for indefinite leave to remain in the Isle of Man where the applicant is a parent, grandparent or other dependent relative applying under paragraph 317 of the immigration rules.	£1,850	£1,906	N/A	N/A
21. An application for a transfer of conditions.	£220	£147	£110	£147

Table 2 Nationality Fees

British Nationality Service	Existing Fee (£)	Proposed Fee (£)
1. An application for naturalisation as a British citizen under section 6(1) or (2) of the 1981 UK Act.	£771	£794
2 A joint application for naturalisation as a British citizen under section 6(1) of the 1981 UK Act made by either a husband and wife, or 2 people who are civil partners of each other, and at the time of the applications are residing together.	£1,157	£1,390
3. An application under the 1981 UK Act for registration as a British citizen of either an adult or a child.	£551	£753
4. An application under the 1981 UK Act for registration of 2 or more children and those children have the same parent, or parents.	£827 (With an increase of £276 to the application fee for each additional child registered.)	£1,178 (With an increase of £505 to the application fee for each additional child registered.)
5. An application for a letter or other document confirming— (a) a person's immigration or nationality status; or that a person is not a British Citizen.	£88	£94
6. The registration of a declaration of renunciation of British citizenship made in pursuance of section 12 of the 1981 UK Act.	£229	£187
7. In respect of the arrangement of a citizenship ceremony (including the administration of a citizenship oath and pledge at the ceremony).	£80	£80

3. Exemptions in certain cases

- 3.1 The Regulations specify exemptions from payment of the fee in the following cases –
- (a) in respect of a person seeking variation of leave to enter or remain in the Isle of Man for a period of up to 6 months if the application is made to an immigration officer on arrival at a port of entry in the Isle of Man.
 - (b) a victim of domestic violence
 - (c) An application made under the terms of the Agreement establishing an Association between the European Community and Turkey, signed at Ankara on 12th September 1963.
 - (d) If 2 or more applications for leave to remain, or indefinite leave to remain in the Isle of Man are made at the same time, or are being considered by the Governor or the Council of Ministers, as provided for in section 4(1)(a) and (b) of the 1971 Act, in respect of the same person and fees are specified in respect of those applications, a single fee shall be payable that being the higher, or as the case may be, the highest of the fees specified in respect of those applications if those fees are different.
- 3.2 Applications in respect of persons originally resident in a Country which is a signatory to the Council of Europe Social Charter or the Council of Europe Revised Social Charter are subject to a lower fee.

4. Dependants

The fees applicable in such cases are listed in column 4 of the Table 1 above.

5. Consequence of not paying the fee

The Regulations provide that where a fee is not paid the application may be considered as not validly made.

6. Premium Case Working Service

An additional fee of £86.50 is payable, in respect of immigration services, where the applicant requests that the application is processed before 16.30 on the next working day following the day on which it is received and the application has been received before 12.00pm

7. Comments

Any comments on the proposal should be forwarded to the Chief Secretary's Office, Bucks Road, Douglas, IM1 3PN by 19 April 2013.