

GUERNSEY STATUTORY INSTRUMENT

1986 No. 5

THE IMMIGRATION (CONTROL OF ENTRY THROUGH REPUBLIC OF IRELAND)
(AMENDMENT) (GUERNSEY) ORDER 1986

Made7 January 1986.....

Laid before the States

Coming into Operation8 January 1986.....

THE STATES BOARD OF ADMINISTRATION in exercise of the powers conferred upon it by Section 9 (2) of the Immigration Act 1971 (a), as extended to the Bailiwick of Guernsey by the Immigration (Guernsey) Order 1972 (b), hereby orders:-

1. This Order may be cited as the Immigration (Control of Entry through Republic of Ireland) (Amendment) (Guernsey) Order 1986 and shall come into operation on 8 January 1986.
2. In Article 3 (4) of the Immigration (Control of Entry through Republic of Ireland) (Guernsey) (No.2) Order 1972 (c) as amended (d) after the word "Greece" there shall be inserted the words "Portugal or Spain".

R C BERRY (SIGNED)

R C BERRY
President of the Board of Administration
for and on behalf of the Board

(a) 1971 C77, (b) UK SI 1972 No.1719, (c) GSI 1972 No.65,
(d) GSI 1981 No.6 and GSI 1982 No.31

EXPLANATORY NOTE

(This Note is not part of the Order)

Spain and Portugal became members of the European Community on 1st January 1986 by virtue of the Treaty of Accession of 12th June 1985 between Member States of the Community, the Kingdom of Spain and the Portuguese Republic. From that date Spanish and Portuguese nationals will enjoy in Guernsey rights of establishment, including the right to take up self-employment, and rights to provide services for remuneration. However, by virtue of Articles 56 and 215 respectively of the Treaty of Accession, existing restrictions on the freedom of movement of Spanish and Portuguese nationals to take up employment in other Member States may be maintained until 31st December 1992.

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During this interim period existing immigration controls will be maintained in respect of Spanish and Portuguese workers seeking to enter Guernsey directly. This Order amends the Immigration (Control of Entry through Republic of Ireland) (Guernsey) Order 1972 so as to provide that Spanish and Portuguese workers seeking to enter Guernsey via the Republic of Ireland (which is part of the common travel area for the purposes of the Immigration Act 1971) are prohibited from taking up employment during the interim period.