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THE IMMIGRATION (CONTROL AFTER ENTRY) (EEC AND OTHER NON-COMMONWEALTH NATIONALS) (AMENDMENT) (GUERNSEY) RULES 1981

Made ..10th March 1981.....

Laid before the States

Coming into Operation ..11th March 1981.....

THE STATES BOARD OF ADMINISTRATION in exercise of the powers conferred upon it by sub-section (2) of section three of the Immigration Act 1971, as extended to the Bailiwick by the Immigration (Guernsey) Order 1972, hereby makes the following Rules:-

Amendments to Rules of 1973.

- 1. The Immigration (Control after Entry)(EEC and Other Non-Commonwealth Nationals)(Guernsey) Rules 1973, as amended (a), are hereby amended as follows:-

The following paragraphs shall be inserted after paragraph 39 of the said Rules:-

Nationals of Greece

- 39A. Paragraphs 39B - F apply only to nationals of Greece and their families and, in relation to them, override the paragraphs preceding paragraph 32 to the extent indicated.
- 39B. Where the following paragraphs so provide, the power to vary leave to enter or give leave to remain will normally be exercised by the issue to the person concerned of a residence permit, valid for the duration of his leave as varied, or by the renewal or curtailment of a permit already issued.
- 39C. If a Greek national produces evidence that he has established himself in business or in self-employed occupation he should be issued with a residence permit normally valid for 5 years. Otherwise, depending on the circumstances, he may be refused a residence permit, or he may be granted a short extension of his stay in order to complete arrangements for establishing himself in business or a self-employed occupation.
- 39D. The duration of a residence permit or of leave to enter or remain should be curtailed if it is evident that the holder is living on public funds although capable of maintaining himself.
- 39E. Members of the family (as defined in paragraph 38) of a Greek national to whom paragraph 39C applies should be granted extensions of stay or issued with residence permits in the same terms as those relating to that person at the time in question.
- 39F. A person issued with a residence permit for 5 years should have the time limit on his stay removed after he has remained here for 4 years in business or as a self-employed person, unless, in the light of all the relevant circumstances of the case, including those set out in paragraphs 4 and 39D, there are grounds for not removing the time limit. If the time limit is not then removed, the case should be reviewed on the expiry of the residence permit.

Citation.

2. These Rules may be cited as the Immigration (Control after Entry (EEC and Other Non-Commonwealth Nationals)(Amendment)(Guernsey) Rules 1981.

Commencement.

3. These Rules shall come into force on the eleventh day of March 1981.

Dated this tenth day of March 1981.

J G DOREY

J G DOREY

President of the States Board of Administration
for and on behalf of the Board

EXPLANATORY NOTE

These Rules further amend the Immigration (Control after Entry)(EEC and Other Non-Commonwealth Nationals)(Guernsey) Rules 1973, as amended, so as to make provision for the accession of Greece to the European Community.