

1972-No. 65

The Immigration (Control of Entry through Republic of Ireland) (Guernsey) (No.2) Order, 1972.

Made 27th December, 1972.

Coming into Operation1st January, 1973.

The States Board of Administration in exercise of the powers conferred upon it by section 9(2) of the Immigration Act 1971, as extended to the Bailiwick of Guernsey by the Immigration (Guernsey) Order 1972, hereby orders:

1. This Order may be cited as the Immigration (Control of Entry through Republic of Ireland) (Guernsey) (No.2) Order, 1972; shall be construed as one with the Immigration (Control of Entry through Republic of Ireland) (Guernsey) (No.1) Order, 1972 and shall come into operation on 1st January, 1973.

2. -(1) In this Order-

"the Act" means the Immigration Act 1971, as extended to the Bailiwick of Guernsey by the Immigration (Guernsey) Order 1972;

"the Bailiwick" means the Bailiwick of Guernsey and the territorial waters adjacent thereto; and

"registration officer" has the meaning assigned to it by sub-section (1) of section two of the Immigration (Registration of Aliens) (Guernsey) Ordinance, 1972;

"visa national" means a person who is required on entry into the Bailiwick to produce a passport or other document of identity endorsed with a United Kingdom visa and includes a stateless person.

(2) In this Order any reference to an Article shall be construed as a reference to an Article of this Order and any reference in an Article to a paragraph as a reference to a paragraph of that Article.

(3) The Interpretation (Guernsey) Law 1948 shall apply to the interpretation of this Order throughout the Bailiwick.

3. -(1) Subject to paragraph (2), this Article applies to any person who is not ~~patrial~~ and is not a citizen of the Republic of Ireland and who enters the Bailiwick on a local journey from the Republic of Ireland after having entered that Republic:-
- (a) on coming from a place outside the common travel area; or
 - (b) after leaving the Bailiwick whilst having a limited leave to enter or remain there which has since expired.
- (2) This Article shall not apply to any person who requires leave to enter the Bailiwick by virtue of Article 3 of the Immigration (Control of Entry through Republic of Ireland) (Guernsey) (No.1) Order 1972 or section 9(4) of the Act.
- (3) A person to whom this Article applies by virtue only of paragraph (1)(a) shall, unless he is a visa national who has a visa containing the words "short visit", be subject to the condition set out in paragraph (4).
- (4) The condition referred to in paragraph (3) is to the effect that unless he is a national of a state which is a member of the European Economic Community, he shall not engage in any occupation for reward or any employment.
- (5) In relation to a person who is a visa national and has a visa containing the words "short visit" the conditions set out in paragraph (6) shall have effect instead of the provisions contained in paragraph (4).
- (6) The conditions referred to in paragraph (5) are:-
- (a) he shall not engage in any occupation for reward or any employment; and
 - (b) he shall, unless he is under the age of 16 years, be required to register at the office of the registration officer.

- (7) The preceding provisions of this Article shall have effect in relation to a person to whom this Article applies by virtue of sub-paragraph (b) of paragraph (1) (whether or not he is also a person to whom this Article applies by virtue of sub-paragraph (a) thereof) as they have effect in relation to a person whom this Article applies by virtue only of the said sub-paragraph (a).

Peppino Santangelo
Vice President of the States Board of Administration
For and on behalf of the Board

St. Julian's Emplacement,
St. Peter Port.

27th December, 1972.

EXPLANATORY NOTE

(This Note is not part of the Order)

The Order imposes restrictions on persons who are not patrial (other than those excluded by the Immigration (Control of Entry through Republic of Ireland (Guernsey) (No.1) Order 1972) from the operations of section 1(3) of the Immigration Act 1971 as extended to the Bailiwick and who enter the Bailiwick from the Republic after coming from a place outside the common travel area or after leaving the Bailiwick while having a limited leave to enter or remain there which has since expired (Article 3). These restrictions impose a prohibition on taking up employment or any occupation for reward; except in relation to nationals of states who are members of the European Economic Community, and in the case of certain persons over 16 years who require a visa to enter the Bailiwick, a requirement to register at the Immigration Office.