

SCHEDULE 1

Amendments to the Immigration (European Economic Area) Regulations 2006

Regulation 10 (“family member who has retained the right of residence”)

3. In regulation 10—

(a) For paragraph (2)(a) substitute—

“(a) he was a family member of a qualified person or of an EEA national with a permanent right of residence when that person died;”;

(b) for paragraph (5)(a) substitute—

“(a) he ceased to be a family member of a qualified person or of an EEA national with a permanent right of residence on the termination of the marriage or civil partnership of that person;”

(c) for paragraph (5)(d)(iii) substitute—

“(iii) the former spouse or civil partner of the qualified person or the EEA national with a permanent right of residence has the right of access to a child of the qualified person or the EEA national with a permanent right of residence, where the child is under the age of 18 and where a court has ordered that such access must take place in the United Kingdom; or”;

(d) for the references to “the qualified person” in paragraphs (2)(b), (3)(a)(iii), (3)(b), (5)(d)(ii) and (8) substitute “the qualified person or the EEA national with a permanent right of residence”;

(e) for the reference to “a qualified person” in paragraph (3)(a)(i) substitute “a qualified person or an EEA national with a permanent right of residence”; and