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STATUTORY INSTRUMENTS

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**2016 No. 1052**

**IMMIGRATION**

**The Immigration (European Economic Area) Regulations 2016**

*Made - - - - 2nd November 2016*

*Laid before Parliament 3rd November 2016*

*Coming into force in accordance with  
regulation 1(2)*

**THE IMMIGRATION (EUROPEAN  
ECONOMIC AREA) REGULATIONS 2016**

PART 1

PRELIMINARY

1. Citation and commencement
2. General interpretation
3. Continuity of residence
4. “Worker”, “self-employed person”, “self-sufficient person” and “student”
5. “Worker or self-employed person who has ceased activity”
6. “Qualified person”
7. “Family member”
8. “Extended family member”
9. Family members of British citizens
- 9A Dual national: national of an EEA State who acquires British citizenship
10. “Family member who has retained the right of residence”

PART 2

EEA RIGHTS

11. Right of admission to the United Kingdom
12. Issue of EEA family permit
13. Initial right of residence
14. Extended right of residence
15. Right of permanent residence
16. Derivative right to reside

**Status:** Point in time view as at 24/07/2018.

**Changes to legislation:** There are currently no known outstanding effects for the The Immigration (European Economic Area) Regulations 2016. (See end of Document for details)

### PART 3

#### RESIDENCE DOCUMENTATION

17. Issue of registration certificate
18. Issue of residence card
19. Issue of a document certifying permanent residence and a permanent residence card
20. Issue of a derivative residence card
21. Procedure for applications for documentation under this Part and regulation 12
22. Verification of a right of residence

### PART 4

#### REFUSAL OF ADMISSION AND REMOVAL ETC

23. Exclusion and removal from the United Kingdom
24. Refusal to issue or renew and revocation of residence documentation
25. Cancellation of a right of residence
26. Misuse of a right to reside
27. Decisions taken on grounds of public policy, public security and public health
28. Application of Part 4 to a person with a derivative right to reside

### PART 5

#### PROCEDURE IN RELATION TO EEA DECISIONS

29. Person claiming right of admission
30. Person refused admission
31. Revocation of admission
32. Person subject to removal
33. Human rights considerations and interim orders to suspend removal
34. Revocation of deportation and exclusion orders

### PART 6

#### APPEALS UNDER THESE REGULATIONS

35. Interpretation of Part 6
36. Appeal rights
37. Out of country appeals
38. Appeals to the Commission
39. National Security: EEA Decisions
40. Effect of appeals to the First-tier Tribunal or Upper Tribunal
41. Temporary admission to submit case in person
42. Alternative evidence of identity and nationality

### PART 7

#### GENERAL

43. Effect on other legislation
44. Substitution of regulation 9 of the 2006 Regulations
45. Revocations, savings, transitory and transitional provisions and consequential modifications

46. Revocation of regulation 44 and Schedule 5  
Signature

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SCHEDULE 1 — CONSIDERATIONS OF PUBLIC POLICY, PUBLIC SECURITY  
AND THE FUNDAMENTAL INTERESTS OF SOCIETY ETC.

1. Considerations of public policy and public security
2. Application of paragraph 1 to the United Kingdom
3. Where an EEA national or the family member of an...
4. Little weight is to be attached to the integration of...
5. The removal from the United Kingdom of an EEA national...
6. It is consistent with public policy and public security requirements...
7. The fundamental interests of society

SCHEDULE 2 — APPEALS TO THE FIRST-TIER TRIBUNAL

1. The following provisions of, or made under, the 2002 Act...
2. (1) Section 92(3) of the 2002 Act has effect as...
3. Tribunal Procedure Rules made under section 22 of the Tribunals,...

SCHEDULE 3 — EFFECT ON OTHER LEGISLATION

1. Leave under the 1971 Act
2. Person not subject to restriction on the period for which they may remain
3. Carriers' liability under the 1999 Act

SCHEDULE 4 — REVOCATIONS AND SAVINGS

PART 1 — Table of Revocations

1. (1) The Regulations listed in column 1 of the table...

PART 2 — Savings and modifications

2. Accession member States: savings and modifications
3. Appeals

SCHEDULE 5 — TRANSITORY PROVISIONS

1. Substitution of regulation 9 of the 2006 Regulations
2. Outstanding applications

SCHEDULE 6 — TRANSITIONAL PROVISIONS

1. Interpretation
2. Existing documents
3. Verification of a right of residence
4. Outstanding applications
5. Removal decisions, deportation orders and exclusion orders under the 2006 Regulations
6. Certification under regulations 24AA and 29AA of the 2006 Regulations
7. Appeals to the Commission
8. Periods of residence prior to the coming into force of these Regulations
9. Preservation of transitional provisions in relation to family members of dual nationals

SCHEDULE 7 — CONSEQUENTIAL MODIFICATIONS

1. (1) Unless the context otherwise requires— (a) any reference in...

Explanatory Note

**Status:**

Point in time view as at 24/07/2018.

**Changes to legislation:**

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