

## STATUTORY INSTRUMENTS

# 2016 No. 1052

## The Immigration (European Economic Area) Regulations 2016

### [<sup>F1</sup>PART 5

#### PROCEDURE IN RELATION TO EEA DECISIONS

##### [<sup>F1</sup>Person refused admission

**30.**—(1) This regulation applies to a person who is in the United Kingdom and has been refused admission to the United Kingdom—

- (a) because that person does not meet the requirements of regulation 11 (including where that person does not meet those requirements because that person's EEA family permit, residence card, derivative residence card or permanent residence card has been revoked by an immigration officer in accordance with regulation 24); or
- (b) in accordance with regulation 23(1), (2), (3) or (4).

(2) A person to whom this regulation applies, is to be treated as if the person were a person refused leave to enter under the 1971 Act for the purpose of paragraphs 8, 10, 10A, 11 [<sup>F2</sup>and 16 to 19] of Schedule 2 to the 1971 Act(<sup>1</sup>)[<sup>F3</sup>(and the provisions of Schedule 10 to the 2016 Act apply accordingly)], except that the reference in paragraph 19 to a certificate of entitlement, entry clearance or work permit is to be read as a reference to an EEA family permit, residence card, derivative residence card, a qualifying EEA State residence card, or a permanent residence card.]

##### Textual Amendments

- F1** Regulations revoked (31.12.2020) by Immigration and Social Security Co-ordination (EU Withdrawal) Act 2020 (c. 20), s. 9(1), Sch. 1 para. 2(2) (with s. 4(2)); [S.I. 2020/1279, reg. 4\(c\)](#) (with savings and modifications in: [S.I. 2020/1209, regs. 3\(1\)\(2\), 4\(1\)-\(3\), 5-10](#) in relation to a relevant person for the purposes of final determination of applications during the grace period; [S.I. 2020/1210, reg. 2, Sch.](#) for the purpose of removing a person who is protected by the citizens' rights provisions; [S.I. 2020/1309, Sch. 3 paras. 1-6](#) in relation to deportation and exclusion orders, pending applications for documentation and existing appeal rights and appeals; and [S.I. 2020/1309, Sch. 4 paras. 1, 2, 4](#) in relation to access to benefits and services for persons who are members of the post-transition period group)
- F2** Words in reg. 30(2) substituted (15.1.2018) by [The Immigration Act 2016 \(Consequential Amendments\) \(Immigration Bail\) Regulations 2017 \(S.I. 2017/1242\), reg. 1, Sch. para. 8\(4\)\(a\)](#)

(1) The relevant parts of Schedule 2 were amended by the Criminal Justice Act 1972, Schedule 6, the British Nationality Act 1981, Schedule 4, paragraph 3(1), the Immigration Act 1988, section 10 and the Schedule, paragraphs 6, 9 and 10, the Asylum and Immigration Act 1996, section 12, Schedule 2, paragraphs 7, 8, 10 and 11 and Schedule 4, the Access to Justice Act 1999, Schedule 13, paragraph 70, the 1999 Act, sections 140 and 169, Schedule 14, paragraphs 43, 60, 62 and 63, and Schedule 16, the 2002 Act, sections 63, 64 and 73, and Schedule 7, paragraphs 3 and 4, the Courts Act 2003, Schedule 8, paragraph 149, the Asylum and Immigration (Treatment of Claimants, etc) Act 2004, Schedule 2, paragraph 1, the Immigration, Asylum and Nationality Act 2006, section 42, the Immigration Act 2014, sections 4, 5, 7, 12(4), 13, and 73(6), Schedule 1, paragraphs 1 and 2(1), Schedule 2, paragraphs 1 and 4, and Schedule 9, paragraph 1, the Immigration Act 2016, sections 5, 9 and 60, and [S.I. 2010/21](#), Schedule 1, paragraphs 1 and 2.

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**Status:** Point in time view as at 31/12/2020.

**Changes to legislation:** There are currently no known outstanding effects for the The Immigration (European Economic Area) Regulations 2016, Section 30. (See end of Document for details)

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**F3** Words in reg. 30(2) inserted (15.1.2018) by The Immigration Act 2016 (Consequential Amendments) (Immigration Bail) Regulations 2017 (S.I. 2017/1242), reg. 1, **Sch. para. 8(4)(b)**

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**Modifications etc. (not altering text)**

**C1** Reg. 30 continued (with modifications) (31.12.2020) by The Citizens' Rights (Application Deadline and Temporary Protection) (EU Exit) Regulations 2020 (S.I. 2020/1209), regs. 1(1), **3(1)(2)**, 4(1)-(3), 8

**Status:**

Point in time view as at 31/12/2020.

**Changes to legislation:**

There are currently no known outstanding effects for the The Immigration (European Economic Area) Regulations 2016, Section 30.