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STATUTORY INSTRUMENTS

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**2018 No. 1358**

**IMMIGRATION**

The Immigration (Biometric Information)  
(Jersey) Order 2018 (revoked)<sup>F1</sup>

*Made - - - - 12th December 2018*  
*Coming into force in accordance with article 1(1)*

At the Court at Buckingham Palace, the 12th day of December 2018  
Present,  
The Queen's Most Excellent Majesty in Council

F1 .....

**F1** [Order](#) revoked (coming into force in accordance with art. 1(1) of the amending S.I.) by [The Immigration \(Jersey\) Order 2021 \(S.I. 2021/1281\)](#), arts. 1(1), **15(1)** (with art. 15(2))

*Status: Point in time view as at 10/11/2021.*

*Changes to legislation: There are currently no known outstanding effects for the The Immigration (Biometric Information) (Jersey) Order 2018 (revoked). (See end of Document for details)*

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## EXPLANATORY NOTE

*(This note is not part of the Order)*

This Order extends to Jersey, with modifications, sections 126 to 128 of the Nationality, Immigration and Asylum Act 2002 (“the 2002 Act”) and amendments of those sections, and of section 144 of the Immigration and Asylum Act 1999 (“the 1999 Act”), made by the Immigration Act 2014. The Order also extends to Jersey section 145 of the 1999 Act.

The sections of the 2002 Act in their extended form make the following provisions—

Section 126 enables the States of Jersey to provide by Regulations that a person who makes an application for a visa or entry clearance, or for leave to enter or remain (including variation of such leave) will be required to provide biometric information specified in the Regulations when making such an application, or to provide on demand such information to an “authorised person”, who is enabled by the Regulations to collect such information (for example, an entry clearance officer or immigration officer).

Under section 127 the Jersey Minister for Home Affairs may operate a scheme that enables people voluntarily to provide information of the type covered by section 126 with a view to assisting and accelerating their entry into Jersey. Regulations made by the States of Jersey under this provision may impose or permit imposition of a charge on participants and may provide for safeguards regarding the use and retention of data.

Section 128 substitutes section 144(1) of the 1999 Act (as it extends to Jersey) to provide that the Minister for Home Affairs may make Orders (rather than give directions) containing provisions equivalent to sections 141, 142 and 143 of that Act (which relate to fingerprinting) in relation to such other methods of collecting biometric information as may be prescribed.

Section 145 of the 1999 Act in its extended form requires immigration officers to have regard to specified provisions of a code of practice under the Police Procedures and Criminal Evidence (Jersey) Law 2003 when exercising certain powers of arrest and search etc.

The Order makes consequential amendments to the Immigration and Asylum Act 1999 (Jersey) Order 2003 and the Immigration (Biometric Registration) (Jersey) Order 2018.

**Status:**

Point in time view as at 10/11/2021.

**Changes to legislation:**

There are currently no known outstanding effects for the The Immigration (Biometric Information) (Jersey) Order 2018 (revoked).