STATUTORY INSTRUMENTS

2025 No. 1107

IMMIGRATION

The Immigration (Isle of Man) (Amendment) Order 2025

Made - - - - 15th October 2025

Coming into force in accordance with article 1(2)

At the Court at Buckingham Palace, the 15th day of October 2025

Present,

The King's Most Excellent Majesty in Council

His Majesty, in exercise of the powers conferred upon Him by section 36 of the Immigration Act 1971(**a**), section 170(7) of the Immigration and Asylum Act 1999(**b**) and section 86(4) to (6) of the Nationality and Borders Act 2022(**c**) is pleased, by and with the advice of His Privy Council, to order as follows.

Citation, commencement and extent

1.—(1) This Order may be cited as the Immigration (Isle of Man) (Amendment) Order 2025.

(2) This Order comes into force on such day or days as the Minister for the Treasury (a Department of the Government of the Isle of Man)(**d**) may by order appoint.

(3) This Order extends to the Isle of Man.

(4) Section 34 of the Legislation Act 2015(**e**) (Tynwald procedure: laying only) applies to an order under paragraph (2).

Interpretation

2. In this Order, "the principal Order" means the Immigration (Isle of Man) Order 2008(**f**) and terms defined in that Order have the same meaning in this Order.

Amendment of the principal Order

3. The principal Order is amended as follows.

(**a**) 1971 c. 77.
(**b**) 1999 c. 33.
(**c**) 2022 c. 36.
(**d**) Established by the Government Departments Act 1987 [AT 13 of 1987] (an Act of Tynwald).
(**e**) AT 10 of 2015 (an Act of Tynwald).
(**f**) S.I. 2008/680 as amended by S.I. 2011/1158, S.I. 2011/1408, S.I. 2015/1765, S.I. 2016/156, S.I. 2016/755, S.I. 2019/562, S.I. 2020/1214, S.I. 2020/1322, S.I. 2020/1576, S.I. 2021/1277 and S.I. 2023/1090.

Article 2 amended (interpretation)

4. In Article 2, after the definition of "the 2020 Act"(**a**) insert—

""the 2022 Act" means the Nationality and Borders Act 2022.".

Article 6 amended (extension of the Immigration Act 1971 to the Isle of Man)

5. In Article 6, after paragraph (2)(a) insert—

"(aa) Part 1A (Electronic Travel Authorisations)(**b**);".

Article 24 inserted (extension of the Nationality and Borders Act 2022 to the Isle of Man)

6. After article 23, insert—

"**Extension of the Nationality and Borders Act 2022 to the Isle of Man**

24. The following provisions of the 2022 Act shall extend to the Isle of Man subject to the modifications specified in Schedule 11—

(a) section 75 (electronic travel authorisations);

(b) section 76 (liability of carriers); and

(c) section 84(7) (transitional and consequential provision).".

Schedule 3 amended (modifications subject to which the Immigration Act 1971 extends)

7. In Schedule 3, after paragraph 18, insert—

"**18A.**—(1) Section 11C of the 1971 Act(**c**) is modified as follows.

(2) For "United Kingdom", wherever those words occur other than in substituted subsection (5)(**d**), substitute "Isle of Man".

(3) For subsection (5) substitute—

"(5) The rules may impose the requirement mentioned in subsection (2) on an individual who—

(a) travels to the Isle of Man on a local journey from a place in the United Kingdom or in any of the Channel Islands, and

(b) has leave to enter or remain in the United Kingdom or in that island (as the case may be),

only if it appears to the Minister necessary to do so by reason of differences between the immigration laws of the Isle of Man and the United Kingdom or that island (as the case may be).".

18B.—(1) Section 11D of the 1971 Act(**e**) is modified as follows.

(2) For "United Kingdom", wherever those words occur, substitute "Isle of Man".

(3) For "Secretary of State", wherever those words occur, substitute "Minister".

(4) For "any of the Islands" substitute "the United Kingdom or any of the Channel Islands (as the case may be)".

(5) For "that island" substitute "the United Kingdom or that island (as the case may be)".

(6) Omit subsections (3), (5) and (6).".

(**a**) The definition of "the 2020 Act" was inserted by S.I. 2020/1576.
(**b**) Part 1A was inserted by section 75(2) of the Nationality and Borders Act 2022.
(**c**) Section 11C was inserted by section 75(2) of the Nationality and Borders Act 2022.
(**d**) Section 11C(5) is substituted by paragraph 18A(3) of the principal Order (as inserted by article 7 of this Order).
(**e**) Section 11D was inserted by section 75(2) of the Nationality and Borders Act 2022.

Schedule 6 amended (modifications subject to which the Immigration and Asylum Act 1999 extends)

8. In Schedule 6, in paragraph 18(**a**)—

(a) in subparagraph (2), for "subsections (1), (4) and (6)(a)" substitute "subsections (1), (1C), (4), (4A), (4B) and (6)(a)";

(b) in subparagraph (3), for "subsections (2), (3) and (10)" substitute "subsections (1), (3), (4A), (4B) and (10)";

(c) in subparagraph (5), for "subsections (7) and (8)" substitute "subsections (2), (7) and (8)".

Schedule 11 inserted

9. After Schedule 10, insert, as Schedule 11, the Schedule set out in the Schedule to this Order.

Richard Tilbrook
Clerk of the Privy Council

(**a**) Paragraph 18 specifies the modifications to section 40 of the 1999 Act as that section was amended by section 76 of the Nationality and Borders Act 2022.

SCHEDULE

Article 9

Schedule to be inserted as Schedule 11 to the principal Order

"SCHEDULE 11

Article 24

The Nationality and Borders Act 2022

1. The 2022 Act is modified as follows.

2.—(1) In section 75(2), newly inserted section 11C of the 1971 Act is modified as follows.

(2) For "United Kingdom", wherever those words occur other than in substituted subsection (5)(**a**), substitute "Isle of Man".

(3) For subsection (5) substitute—

"(5) The rules may impose the requirement mentioned in subsection (2) on an individual who—

(a) travels to the Isle of Man on a local journey from a place in the United Kingdom or in any of the Channel Islands, and

(b) has leave to enter or remain in the United Kingdom or in that island (as the case may be),

only if it appears to the Minister necessary to do so by reason of differences between the immigration laws of the Isle of Man and the United Kingdom or that island (as the case may be).".

3.—(1) In section 75(2), newly inserted section 11D of the 1971 Act is modified as follows.

(2) For "United Kingdom", wherever those words occur, substitute "Isle of Man".

(3) For "Secretary of State", wherever those words occur, substitute "Minister".

(4) For "any of the Islands" substitute "the United Kingdom or any of the Channel Islands (as the case may be)".

(5) For "that island" substitute "the United Kingdom or that island (as the case may be)".

(6) Omit subsections (3), (5) and (6).

4.—(1) In section 75(2), newly inserted Part 1A is modified as follows.

(2) After new section 11D insert—

"**11E.** Arrangements for functions in relation to ETAs

(1) The Minister may—

(a) request the Secretary of State to carry out any function in relation to the granting of ETAs conferred on the Minister or any other person ("the decision-maker"), by immigration rules made under section 11C or regulations made under section 11D; and

(b) arrange for the Secretary of State to carry out any such function.

(**a**) Section 11C(5) is substituted by paragraph 2(3) of Schedule 11 to the principal Order (as inserted by article 9 of, and the Schedule to, this Order).

(2) A function carried out by or on behalf of the Secretary of State under an arrangement made under subsection (1)(b) is for all purposes carried out by the decision-maker under the immigration rules or regulations concerned.

(3) Every decision or act taken by or on behalf of the Secretary of State under such an arrangement has the same effect as if taken by the decision-maker.

(4) An arrangement under subsection (1)(b)—

(a) may be varied or terminated at any time by the Minister, but without prejudice to any decision or act already taken under that arrangement or to the making of a new arrangement; and

(b) does not prevent the performance of the function by the decision-maker concerned whilst the arrangement subsists.

(5) A variation or termination under subsection (4)(a) may be made with immediate effect or take effect at a time specified by the Minister."

5. In section 75(3)(b), for "Kingdom" substitute "Isle of Man".

6. Omit section 75(5).

7. In section 76—

(a) for "United Kingdom", wherever those words occur, substitute "Isle of Man";

(b) for "Secretary of State", wherever those words occur, substitute "Minister"."

EXPLANATORY NOTE

(This note is not part of the Order)

This Order amends the Immigration (Isle of Man) Order 2008 (S.I. 2008/680) (the "principal Order") to maintain the Isle of Man's integrated approach to immigration policy with the United Kingdom, reflecting changes made to the Immigration Act 1971 (the "1971 Act"), the Immigration and Asylum Act 1999 (the "1999 Act") and the Nationality, Immigration and Asylum Act 2002 (the "2002 Act") by sections 75 and 76 of the Nationality and Borders Act 2022 (the "2022 Act"), as they have effect in the United Kingdom.

This Order extends sections 75 and 76 of the 2022 Act to the Isle of Man subject to the modifications set out in the Schedule to this Order (which is to be inserted as Schedule 11 to the principal Order). Where a provision specified in section 75 or 76 is extended to the Isle of Man without modification, such extension is not referred to in the relevant Schedule to the principal Order as those Schedules set out the modifications subject to which provisions of those Acts so extend. Where a provision of section 75 or 76 is either not extended or is extended with modification, the relevant Schedule to the principal Order is updated accordingly.

So, while there are amendments to Schedules 3 and 6 to the principal Order (as there are further modifications to the 1971 Act and the 1999 Act as a result of the extension of the amendments in the 2022 Act), Schedule 7 to the principal Order is not so amended as the amendments to section 126 of the 2002 Act made by the 2022 Act do not require modification in their extension to the Isle of Man.

Paragraph 4(2) in the Amendments to Schedule 11 creates a power for the Minister of the Treasury (a Minister of the Isle of Man Government) to request that the Secretary of State carries out any functions with respect to the granting of Electronic Travel Authorisations.

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