STATUTORY INSTRUMENTS

# 2026 No. 98

# IMMIGRATION

## The Immigration (Isle of Man) (Amendment) Order 2026

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| *Made - - - -* | *3rd February 2026* |
| *Coming into force* | *4th February 2026* |

At the Court at Buckingham Palace, the 3rd day of February 2026

Present,

The King's Most Excellent Majesty in Council

His Majesty, in exercise of the powers conferred by section 76(6) of the Immigration Act 2014(**a**), is pleased, by and with the advice and consent of His Privy Council, to order as follows.

**Citation and commencement and extent**

**1.**—(1) This Order may be cited as the Immigration (Isle of Man) (Amendment) Order 2026.

(2) The Order comes into force on the day after it is made.

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

**Interpretation of the Order**

**2.** In this Order, "the principal Order" means the Immigration (Isle of Man) Order 2008(**b**).

**Article 22 of the principal Order amended**

**3.**—(1) Article 22 of the principal Order(**c**) is amended as follows.

(2) In paragraph (2), after subparagraph (f) insert—

"(fa) section 38 (immigration health charge);

(fb) section 39 (related provision: charges for health services);".

**Schedule 9A to the principal Order amended (modifications subject to which the Immigration Act 2014 applies)**

**4.** Schedule 9A to the principal Order is amended as follows.

**5.** After paragraph A4 insert —

(**a**) 2014 c. 22.

(**b**) 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.

(**c**) Article 22(2) was inserted by article 5 of the Immigration (Isle of Man) (Amendment) Order 2015 (S.I. 2015/1765) and amended by article 5 of the Immigration (Isle of Man) (Amendment) Order 2021 (S.I. 2021/1277).

"**A4A. —**

(1) Section 38 of the 2014 Act is modified as follows.

(2) In subsection (1), for "Secretary of State", substitute "Minister".

(3) In subsection (2), for "United Kingdom" in all three places where it occurs, substitute "Isle of Man".

(4) In subsection (3)(c), for "Secretary of State", substitute "Minister".

(5) For subsection (4), substitute—

"(4) In specifying the amount of a charge under subsection (3)(b) the Minister—

(a) must (among other matters) have regard to the range of health services that are likely to be available free of charge to persons who have been given immigration permission; and

(b) may have regard to the amount of charge (and different amounts specified for different purposes) and provisions for exemptions, reduction, waiver or refund of part or all of such a charge specified from time to time in the United Kingdom or any part of the United Kingdom by the Secretary of State under an order made under section 38 of the Immigration Act 2014 (an Act of Parliament)(**a**)."

(6) In subsection (5), for "Consolidated Fund", substitute "General Revenue of the Isle of the Man".

(7) In subsection (6), in the definition of "health services", for "England, Wales, Scotland and Northern Ireland", substitute "the Isle of Man".

**A4B**. —

(1) Section 39 of the 2014 Act is modified as follows.

(2) For Section 39, substitute —

**"Related provision: charges for health services**

**39.**—(1) The reference in section 39 of the National Health Service Act 2001(**b**) (provision of services to non-residents) to persons not ordinarily resident in the Island includes (without prejudice to the generality of that reference) a reference to—

(a) persons who require leave to enter or remain in the Isle of Man but do not have it, and

(b) persons who have leave to enter or remain in the Isle of Man for a limited period unless that leave was granted by virtue of residence scheme immigration rules.

(2) For the purposes of subsection (1) "residence scheme immigration rules" has the meaning giving in paragraph 3A of Schedule 4 to the Immigration Act 1971 as it applies to the Island(**c**).""

*Richard Tilbrook*
Clerk of the Privy Council

(**a**) 2014 c. 22 as it applies in the United Kingdom.
(**b**) AT 14 of 2001 (an Act of Tynwald).
(**c**) 1971 c. 77 as extended to the Island by the Immigration (Isle of Man) Order 2008.

## 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").

It extends sections 38 and 39 of the Immigration Act 2014 (c. 22) to the Isle of Man and amends Schedule 9A of the principal Order to modify these sections as so applied. The amendments relate to extending the power to the Minister for the Treasury (of the Isle of Man Government) to provide, by order, for a health charge to be imposed on persons who apply for leave to enter or remain in the Isle of Man for a limited period, entry clearance which, by virtue of provision made under section 3A(3) of the Immigration Act 1971, as it applies to the Isle of Man, has effect as leave to enter the Isle of Man for a limited period, or any other entry clearance which may be taken as evidence of a person's eligibility for entry into the Isle of Man for a limited period.

In specifying the level of the charge and associated terms the Minister may have regard to the level of the immigration health charge and related provision as may have been specified by the Secretary of State in the United Kingdom under an Order made under section 38 of the Immigration Act 2014 (as it applies in the United Kingdom).

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