Draft Order laid before Parliament under section 52(4)(b) of the Immigration, Asylum and Nationality Act 2006, for approval by resolution of each House of Parliament.

DRAFT STATUTORY INSTRUMENTS

2007 No.

IMMIGRATION

The Immigration and Nationality (Fees) (Amendment) Order 2007

Made - - - -

Coming into force - -

A draft of this Order has been laid before and approved by a resolution of each House of Parliament, in pursuance of section 52(4)(b) of the Immigration, Asylum and Nationality Act 2006(**1**);

In exercise of the powers conferred by section 51(1) and (2)(b) of that Act and with the consent of the Treasury(**2**), the Secretary of State makes the following Order:

Citation and commencement

1. This Order may be cited as the Immigration and Nationality (Fees) (Amendment) Order 2007 and shall come into force on the day after the day on which it is made.

Amendment

2. The Immigration and Nationality (Fees) Order 2007(**3**) shall be amended as follows.

3. In article 2 –

(a) after "the 1997 Act" insert –

> ""the 1999 Act" means the Immigration and Asylum Act 1999(**4**);"

(b) after "the 2006 Act" insert –

> ""A rated sponsor" means a sponsor to whom the Secretary of State has given an A rating;
>
> "action plan" means an action plan issued to a B rated sponsor and with which a B rated sponsor must comply in order to become an A rated sponsor;

(**1**) 2006 c.13.
(**2**) In pursuance of section 52(4)(a) of the Immigration, Asylum and Nationality Act 2006.
(**3**) S.I. 2007/807.
(**4**) 1999 c.33

"B rated sponsor" means a sponsor to whom the Secretary of State has given a B rating;

"certificate of sponsorship" means an authorisation issued by the Secretary of State to a sponsor in respect of one or more applications, or potential applications, for leave to enter or remain in accordance with the immigration rules;";

(c) after "the immigration rules" omit "and";

(d) after "the former nationality Acts" insert –

""sponsor" means a person who is granted a sponsorship licence; and

"sponsorship licence" means a licence granted by the Secretary of State to a person who, by virtue of such grant, is licensed as a sponsor."

4. After article 3(2)(a) insert –

"(aa) entry clearance to the United Kingdom within the meaning of section 33 of the 1971 Act;".

5. After article 3(2)(l) insert –

"(la) a transit visa within the meaning of section 41(2) of the 1999 Act;

(lb) a certificate that a person has the right of abode in the United Kingdom, issued pursuant to section 10 of the Nationality, Immigration and Asylum Act 2002(**5**);".

6. After article 3(2)(m) omit "and".

7. After article 3(2)(n) insert –

"(o) a document recording biometric information within the meaning of section 5 of the UK Borders Act 2007(**6**); and

(p) a sponsorship licence, or for the renewal of such licence.".

8. After article 4 insert—

"**Requirement to pay a fee in respect of a process in connection with immigration**

5.—(1) In respect of a process in connection with immigration to which this article applies, the fee for the time being specified in regulations made under section 51(3) of the 2006 Act as payable in connection with that process is to be charged by the Secretary of State.

(2) This article applies to the following processes –

(a) the issuing of a certificate of sponsorship; and

(b) the issuing of an action plan .".

Home Office
Date

Name
Minister of State

(**5**) 2002 c.41. S.I. 2006/3145, made under section 10 of the 2002 Act, makes provision for the issue to a person of a certificate that he has the right of abode in the United Kingdom.
(**6**) 2007 c.30.