

SCHEDULES

SCHEDULE 6

Section 85(3).

REGISTRATION

Applications for registration

- 1 (1) An application for registration under section 84(2)(a) or (b) must—
- (a) be made to the Commissioner in such form and manner, and
 - (b) be accompanied by such information and supporting evidence, as the Commissioner may from time to time determine.
- (2) When considering an application for registration, the Commissioner may require the applicant to provide him with such further information or supporting evidence as the Commissioner may reasonably require.

Registration

- 2 (1) If the Commissioner considers that an applicant for registration is competent and otherwise fit to provide immigration advice and immigration services, he must register the applicant.
- (2) Registration may be made so as to have effect—
- (a) only in relation to a specified field of advice or services;
 - (b) only in relation to the provision of advice or services to a specified category of person;
 - (c) only in relation to the provision of advice or services to a member of a specified category of person; or
 - (d) only in specified circumstances.

Review of qualifications

- 3 (1) At such intervals as the Commissioner may determine, each registered person must submit an application for his registration to be continued.
- (2) Different intervals may be fixed by the Commissioner in relation to different registered persons or descriptions of registered person.
- (3) An application for continued registration must—
- (a) be made to the Commissioner in such form and manner, and
 - (b) be accompanied by such information and supporting evidence, as the Commissioner may from time to time determine.
- (4) When considering an application for continued registration, the Commissioner may require the applicant to provide him with such further information or supporting evidence as the Commissioner may reasonably require.

Status: This is the original version (as it was originally enacted).

- (5) If the Commissioner considers that an applicant for continued registration is no longer competent or is otherwise unfit to provide immigration advice or immigration services, he must cancel the applicant's registration.
- (6) Otherwise, the Commissioner must continue the applicant's registration but may, in doing so, vary the registration—
- (a) so as to make it have limited effect in any of the ways mentioned in paragraph 2(2); or
 - (b) so as to make it have full effect.
- (7) If a registered person fails, without reasonable excuse—
- (a) to make an application for continued registration as required by sub-paragraph (1) or by a direction given by the Tribunal under section 89(3)(b), or
 - (b) to provide further information or evidence under sub-paragraph (4),
- the Commissioner may cancel the person's registration as from such date as he may determine.

Disqualification of certain persons

- 4 A person convicted of an offence under section 25 or 26(1)(d) or (g) of the 1971 Act is disqualified for registration under paragraph 2 or for continued registration under paragraph 3.

Fees

- 5 (1) The Secretary of State may by order specify fees for the registration or continued registration of persons on the register.
- (2) No application under paragraph 1 or 3 is to be entertained by the Commissioner unless it is accompanied by the specified fee.

Open registers

- 6 (1) The register must be made available for inspection by members of the public in a legible form at reasonable hours.
- (2) A copy of the register or of any entry in the register must be provided—
- (a) on payment of a reasonable fee;
 - (b) in written or electronic form; and
 - (c) in a legible form.
- (3) Sub-paragraphs (1) and (2) also apply to—
- (a) the record kept by the Commissioner of the persons to whom he has issued a certificate of exemption under section 84(4)(a); and
 - (b) the record kept by the Commissioner of the persons against whom there is in force a direction given by the Tribunal under section 89(8).