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STATUTORY INSTRUMENTS

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**2008 No. 310**

The Immigration, Asylum and Nationality  
Act 2006 (Commencement No. 8 and  
Transitional and Saving Provisions) Order 2008

**Saving and Transitional Provision**

4. Notwithstanding the commencement of section 4 of the 2006 Act and the substitution of section 88A of the 2002 Act<sup>(1)</sup> and section 23 of the 1999 Act<sup>(2)</sup>, section 4(1) (appeals: entry clearance) and section 4(2) of the 2006 Act (monitoring refusals of entry clearance) shall have effect only so far as they relate to applications of a kind identified in immigration rules as requiring to be considered under a “Points Based System”.

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(1) Section 88A of the 2002 Act is substituted by section 4(1) of the 2006 Act. Section 88A was inserted by section 29(1) of the Asylum and Immigration (Treatment of Claimants) etc. Act 2004 (c. 19).

(2) Section 23 of the 1999 Act is substituted by section 4(2) of the 2006 Act. Section 23 was amended by section 114(3) and paragraph 27 of Schedule 7 to the 2002 Act.