
STATUTORY INSTRUMENTS

2016 No. 1052

The Immigration (European Economic Area) Regulations 2016

PART 1

PRELIMINARY

“Family member”

- 7.—(1) In these Regulations, “family member” means, in relation to a person (“A”)—
- (a) A’s spouse or civil partner;
 - (b) A’s direct descendants, or the direct descendants of A’s spouse or civil partner who are either—
 - (i) aged under 21; or
 - (ii) dependants of A, or of A’s spouse or civil partner;
 - (c) dependent direct relatives in A’s ascending line, or in that of A’s spouse or civil partner.
- (2) Where A is a student residing in the United Kingdom otherwise than under regulation 13 (initial right of residence), a person is not a family member of A under paragraph (1)(b) or (c) unless—
- (a) in the case of paragraph (1)(b), the person is the dependent child of A or of A’s spouse or civil partner; or
 - (b) A also falls within one of the other categories of qualified person mentioned in regulation 6(1).
- (3) A person (“B”) who is an extended family member and has been issued with an EEA family permit, a registration certificate or a residence card must be treated as a family member of A, provided—
- (a) B continues to satisfy the conditions in regulation 8(2), (3), (4) or (5); and
 - (b) the EEA family permit, registration certificate or residence card remains in force.
- (4) A must be an EEA national unless regulation 9 applies (family members of British citizens).