

SCHEDULES

SCHEDULE 4

Exemptions

PART 7

Sports and culture

42.—(1) Any of the following—

- (a) a domestic elite sportsperson,
- (b) an international elite sportsperson,
- (c) a domestic ancillary sportsperson,
- (d) an international ancillary sportsperson.

(2) For the purposes of this paragraph—

“domestic ancillary sportsperson” means an individual who is essential to—

- (a) the running of an elite sports event, including—
 - (i) operational staff,
 - (ii) event officials, and
 - (iii) referees, or
- (b) the support of a domestic elite sportsperson including—
 - (i) sports team medical, logistical, technical and administration staff,
 - (ii) individual sportsperson medical and technical support staff,
 - (iii) horse grooms and trainers,
 - (iv) motorsport mechanics and technical staff, and
 - (v) the parent or carer of an elite sportsperson under the age of 18,

“domestic elite sportsperson” means—

- (a) an individual who—
 - (i) derives a living from competing in a sport,
 - (ii) is a senior representative nominated by a relevant sporting body,
 - (iii) is a member of the senior training squad for a relevant sporting body, or
 - (iv) is aged 16 or above and on an elite development pathway, and
- (b) either—
 - (i) has returned to Scotland with the intention of continuing activities as a sportsperson in order to—
 - (aa) participate in an elite sporting event, or to participate in training for an elite sporting event in which the participants compete to qualify for the right to

Status: This is the original version (as it was originally made).

represent Great Britain and Northern Ireland at the Olympic or Paralympic Games, or

(bb) participate in training for an elite sporting event in which the participants compete to qualify for the right to represent England, Wales, Scotland, Northern Ireland, Gibraltar, Guernsey, Jersey or the Isle of Man at the Commonwealth Games, or

(ii) is a United Kingdom sportsperson who is not habitually resident in the United Kingdom and has travelled to Scotland in order to participate in training for, or to compete in, an elite sports event.

“elite sports event” means a specified competition or other sporting event in which the participants compete—

(a) to derive a living, or

(b) to qualify for the right to represent—

(i) Great Britain and Northern Ireland at the Olympic or Paralympic Games, or

(ii) England, Wales, Scotland, Northern Ireland, Gibraltar, Guernsey, Jersey or the Isle of Man at the Commonwealth Games,

“international ancillary sportsperson” means an individual essential to—

(a) the running of a specified competition including—

(i) operational staff essential to the running of that specified competition,

(ii) competition officials and referees, and

(iii) broadcast staff and journalists covering that specified competition, or

(b) the support of an international elite sportsperson, including—

(i) sports team medical, logistical, technical and administration staff,

(ii) individual sportsperson medical and technical support staff,

(iii) horse grooms and trainers,

(iv) motorsport mechanics and technical staff, and

(v) the parent or carer of an international elite sportsperson under the age of 18, and

“international elite sportsperson” means an individual who travels to Scotland in order to participate in a specified competition and who—

(a) derives a living from competing in a sport,

(b) is a senior representative nominated by a relevant sporting body,

(c) is a member of the senior training squad for a relevant sporting body, or

(d) is aged 16 or above and on an elite development pathway.

(3) For the purposes of paragraph (2)—

“elite development pathway” means a development pathway established by the national governing body of a sport to prepare sportspersons—

(a) so that they may derive a living from competing in that sport, or

(b) to compete at that sport at Olympic or Paralympic Games, or in the Commonwealth Games,

“relevant sporting body” in relation to a sportsperson means the national governing body of a sport which may nominate sportspersons to represent—

(a) that sportsperson’s nation at the Olympic or Paralympic Games, or

(b) that sportsperson’s nation at the Commonwealth Games, and

“senior representative” in relation to a sportsperson means an individual who is considered by a relevant sporting body to be a candidate to qualify to compete on behalf of—

- (a) that sportsperson’s nation at the Olympic or Paralympic Games, or
- (b) that sportsperson’s nation at the Commonwealth Games.

(4) An international elite sportsperson or an international ancillary sportsperson must, on request, provide to an immigration officer written evidence from a United Kingdom or Scottish sport national governing body confirming P’s status as—

- (a) an international elite sportsperson or
- (b) an international ancillary sportsperson.

43.—(1) A person who has been certified by the organiser of the Edinburgh International Festival as—

- (a) an EIF essential infrastructure worker, or
- (b) an EIF performing arts professional.

(2) In this paragraph—

“EIF essential infrastructure worker” means a person who is not habitually resident in the United Kingdom and who has travelled to the United Kingdom for the purpose of carrying out essential work in relation to the construction, installation, deconstruction, removal or maintenance of infrastructure required for the running of a performing arts event at the Edinburgh International Festival,

“EIF performing arts professional” means a performing arts professional who is not habitually resident in the United Kingdom and who has travelled to the United Kingdom for the purpose of participating in a performing arts event at the Edinburgh International Festival.

(3) A person (“P”) who is an EIF essential infrastructure worker or an EIF performing arts professional must, on request, provide to an immigration officer written evidence from the organiser of the Edinburgh International Festival of P’s status as such a worker or professional.