
STATUTORY INSTRUMENTS

2000 No. 2326

The Immigration (European Economic Area) Regulations 2000

Part VII

Appeals

Transitional provisions (the 1997 Act)

36.—(1) Regulation 32 does not have effect in relation to any decision made before 2nd October 2000.

(2) In relation to such decisions, section 2(1) of the 1997 Act continues to have effect without the amendments made by regulation 32.

(3) Section 2(1)(c) of the 1997 Act (appeals against a decision to make a deportation order) continues to have effect without the amendments made by regulation 32 in relation to any person—

- (a) who applied during the regularisation period fixed by section 9 of the 1999 Act, in accordance with the Immigration (Regularisation Period for Overstayers) Regulations 2000⁽¹⁾, for leave to remain in the United Kingdom; and
- (b) on whom the Secretary of State has since served a notice of his decision to make a deportation order.

(4) In the case of an appeal in respect of which section 2(1)(b) of the 1997 Act (appeals against variation of limited leave or refusal to vary it) continues to have effect in accordance with paragraph (2), section 7A(7) of the 1997 Act (pending appeals)⁽²⁾ applies as if the reference to section 62(3) of the 1999 Act were a reference to section 14(3) of the 1971 Act.

(5) In the case of an appeal in respect of which section 2(1) of the 1997 Act continues to have effect in accordance with paragraph (2) or (3), Schedule 2 of the 1997 Act (supplementary provisions as to appeals) has effect without the amendments made by the 1999 Act⁽³⁾.

⁽¹⁾ S.I.2000/265.

⁽²⁾ Section 7A was inserted by paragraph 124 of Schedule 14 to the 1999 Act.

⁽³⁾ See paragraphs 126 and 127 of Schedule 14 to the 1999 Act.