

Subsidiary Legislation made under s. 18(3)(b) and 67.

**IMMIGRATION RULES 2010**

**(LN. 2010/166)**

*Commencement*      **18.11.2010**

Amending enactments	Relevant current provisions	Commencement date
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*The Government in exercise of the powers conferred on it under sections 18(3)(b) and 67 of the Immigration, Asylum and Refugee Act, and all other enabling powers, has made the following Rules—*

**Part I  
General**

**Title and commencement.**

1. These Rules may be cited as the Immigration Rules 2010 and come into operation on the day of publication.

**Interpretation.**

2. In these Rules, unless the context otherwise requires,—

“the Act” means the Immigration, Asylum and Refugee Act.

**Part II  
Permits of Residence under Part II of the Act**

**Residence permits for long resident pensioners.**

3. The Principal Immigration Officer may issue a permit of residence under section 18(1)(f) of the Act to an applicant who—

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- (a) has reached pensionable age as defined in section 2 of the Social Security (Open Long-Term Benefits Scheme) Act 1997 and section 2 of the Social Security (Closed Long-Term Benefits and Scheme) Act 1996; and
- (b) has resided in Gibraltar for at least ten years of the previous fifteen years calculated from the date of the making of the application.

**Residence permits for unemployed long term residents.**

4. The Principal Immigration Officer may issue a permit of residence under section 18(1)(f) of the Act to an applicant who—

- (a) is unemployed;
- (b) prior to becoming unemployed, worked in Gibraltar while in possession of a valid certificate of employment issued under section 25 of the Employment Act; and
- (c) has resided in Gibraltar for at least ten years of the previous fifteen years calculated from the date of the making of the application.