



Immigration and Asylum Act 1999

1999 CHAPTER 33

An Act to make provision about immigration and asylum; to make provision about procedures in connection with marriage on superintendent registrar's certificate; and for connected purposes. [11th November 1999]

Be it enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:—

Modifications etc. (not altering text)

- C1 Act modified (2.10.2000) by S.I. 2000/2444, arts. 3, 4, **Sch.**
Act modified (1.9.2001) by 2001 c. 17, s. 32(7); S.I. 2001/2161, **art. 2**
- C2 Act restricted (8.1.2003) by Nationality, Immigration and Asylum Act 2002 (c. 41), s. 54, **Sch. 3** (with s. 159); S.I. 2002/2811, **art. 2**, **Sch.**
- C3 Act: a reference to a detention centre within the meaning of Pt. 8 of the **Immigration and Asylum Act 1999 (c. 33)** to be construed as a reference to a removal centre within the meaning of that part (10.2.2003) by virtue of 2002 c. 41, ss. 66(4), 162(1)
- C4 Act: specified provisions extended (Jersey) (with modifications) (5.6.2003) by **The Immigration and Asylum Act 1999 (Jersey) Order 2003 (S.I. 2003/1252)**, arts. 1(1), 2, **Sch.** (as amended (17.10.2012) by **The Immigration and Asylum (Jersey) Order 2012 (S.I. 2012/2593)**, **art. 4(2)**) and (coming into force in accordance with art. 1 of the amending S.I.) by **The Immigration (Jersey) (Amendment) Order 2017 (S.I. 2017/981)**, **Sch. Pt. 2** (with art. 6)
- C5 Act applied (with modifications) (1.4.2006) by **Serious Organised Crime and Police Act 2005 (Application and Modification of Certain Enactments to Designated Staff of SOCA) Order 2006 (S.I. 2006/987)**, **art. 7**
- C6 Act modified by S.I. 1994/1405, **art. 7** (as amended: (26.10.2006) by **Channel Tunnel (Miscellaneous Provisions) (Amendment) Order 2006 (S.I. 2006/2627)**, arts. 1, 2; (2.1.2008) by **The Channel Tunnel (International Arrangements and Miscellaneous Provisions) (Amendment) Order 2007 (S.I. 2007/3579)**, arts. 1, **3(c)**; and (16.4.2015) by **The Channel Tunnel (International Arrangements) and Channel Tunnel (Miscellaneous Provisions) (Amendment) Order 2015 (S.I. 2015/856)**, arts. 1, **6**)
- C7 Act applied (with modifications) (1.10.2010) by **The Employment and Support Allowance (Transitional Provisions, Housing Benefit and Council Tax Benefit) (Existing Awards) (No. 2) Regulations 2010 (S.I. 2010/1907)**, reg. 16(2)(c), **Sch. 2**

Changes to legislation: Immigration and Asylum Act 1999, Introductory Text is up to date with all changes known to be in force on or before 16 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

- C8** Act applied (with modifications) (E.W.S.) (1.10.2010) by [The Employment and Support Allowance \(Transitional Provisions, Housing Benefit and Council Tax Benefit\) \(Existing Awards\) Regulations 2010 \(S.I. 2010/875\)](#), regs. 1(2), 16, **Sch. 2** (amending S.I. was revoked (27.8.2010) by S.I. 2010/1906, reg. 2)
- C9** Act applied (with modifications) (4.8.2014) by [The Crime and Courts Act 2013 \(Application and Modification of Certain Enactments\) Order 2014 \(S.I. 2014/1704\)](#), **art. 8**
- C10** Act: specified provisions extended (Guernsey) (with modifications) (11.12.2003) by [The Immigration and Asylum Act 1999 \(Guernsey\) Order 2003 \(S.I. 2003/2900\)](#), art. 2, **Sch.** (as amended (coming into force in accordance with art. 1(1) of the amending S.I.) by [The Immigration \(Guernsey\) Order 2020 \(S.I. 2020/1560\)](#), **art. 8**)
- C11** Act extended (Isle of Man) in part (with modifications) (13.3.2008 for specified purposes, 1.5.2008 in so far as not already in force) by [Immigration \(Isle of Man\) Order 2008 \(S.I. 2008/680\)](#), art. 14, **Sch. 6** (with art. 5, Sch. 2) (as amended (29.6.2011) by [Immigration \(Isle of Man\) \(Amendment\) Order 2011 \(S.I. 2011/1408\)](#), Sch. paras. 4, 5; (14.3.2019) by [The Immigration \(Isle of Man\) \(Amendment\) Order 2019 \(S.I. 2019/562\)](#), arts. 1, 5, 7, 13; and (31.12.2020) by [The Immigration \(Isle of Man\) \(Amendment\) Order 2020 \(S.I. 2020/1214\)](#), arts. 1, 8)
- C12** Act extended in part (Jersey) (with modifications) (coming into force in accordance with art. 1(1) of the amending S.I.) by [The Immigration \(Jersey\) Order 2021 \(S.I. 2021/1281\)](#), arts. 1(1), 6, Schs. 4, **4A** (with art. 16)
- C13** Act: power to amend conferred (28.4.2022 for specified purposes) by [Nationality and Borders Act 2022 \(c. 36\)](#), ss. **82(1)(2)(f)**, (3)-(6), 87(1)(4)(i)
- C14** Act: power to amend conferred (28.4.2022 for specified purposes, 28.6.2022 in so far as not already in force) by [Nationality and Borders Act 2022 \(c. 36\)](#), ss. 82(1)(2)(f)(3)-(6), 87(1)(4)(i); S.I. 2022/590, regs. 1(2), 2, Sch. 1 para. 29

Changes to legislation:

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 10(12) inserted by [2023 c. 37 s. 10\(6\)](#)
- s. 40(1)-(1C) substituted for s. 40(1) by [2022 c. 36 s. 76\(2\)](#)
- s. 40(4A)(4B) inserted by [2022 c. 36 s. 76\(5\)](#)
- s. 72(10) repealed by [2004 c. 19 Sch. 4](#)
- s. 94(2A)-(2C) inserted by [2016 c. 19 Sch. 11 para. 3\(3\)](#)
- s. 94(2D) inserted by [2016 c. 19 Sch. 11 para. 7\(4\)](#)
- s. 94(3)(3A) substituted for s. 94(3) by [2002 c. 41 s. 44\(4\)](#) (This amendment is repealed (prosp.) by [2016 c. 19, Sch. 11 para. 41](#))
- s. 94(3A)-(3D) inserted by [2016 c. 19 Sch. 11 para. 3\(5\)](#)
- s. 95A inserted by [2016 c. 19 Sch. 11 para. 9](#)
- s. 96(1A) inserted by [2016 c. 19 Sch. 11 para. 10\(3\)](#)
- s. 97(3A)(b)(iv) inserted by [2022 c. 36 s. 13\(2\)\(c\)\(ii\)](#)
- s. 97(8)(9) inserted by [2016 c. 19 Sch. 11 para. 11\(4\)](#)
- s. 98A inserted by [2016 c. 19 Sch. 11 para. 13](#)
- s. 98A(5) inserted by [2022 c. 36 s. 13\(4\)](#)
- s. 103(4)(a) words substituted by [2004 c. 19 s. 10\(4\)\(b\)](#)
- s. 103(5)(b) word substituted by [S.I. 2008/2833 Sch. 3 para. 183\(ii\)](#)
- s. 103A(1) words substituted by [2004 c. 19 s. 10\(5\)](#)
- s. 103A(1) heading words substituted by [2004 c. 19 s. 10\(5\)](#)
- s. 103A(1) words substituted by [S.I. 2008/2833 Sch. 3 para. 184](#)
- s. 125(2)(ba) inserted by [2016 c. 19 Sch. 11 para. 22\(3\)\(b\)](#)
- s. 146(2)(za) inserted by [2016 c. 19 s. 44\(9\)](#)
- s. 166(5)(ca) substituted for word in s. 166(5)(c) by [2016 c. 19 Sch. 11 para. 24\(2\)](#)
- s. 166(5A)(5B) inserted by [2016 c. 19 Sch. 11 para. 24\(3\)](#)
- s. 166(6)(aa) substituted for word in s. 166(6)(a) by [2016 c. 19 Sch. 11 para. 24\(4\)](#)
- Sch. 2 para. 21 modified by [2002 c. 41 s. 23\(2\)\(a\)](#)
- Sch. 3 para. 2(5) modified by [2002 c. 41 s. 23\(2\)\(b\)](#)