



# Asylum and Immigration (Treatment of Claimants, etc. ) Act 2004

## 2004 CHAPTER 19

### *Appeals*

#### **26 Unification of appeal system**

- (1) For section 81 of the Nationality, Immigration and Asylum Act 2002 (c. 41) (appeals: adjudicators) substitute—

#### *“Appeal to Tribunal*

##### **81 The Asylum and Immigration Tribunal**

- (1) There shall be a tribunal to be known as the Asylum and Immigration Tribunal.  
(2) Schedule 4 (which makes provision about the Tribunal) shall have effect.  
(3) A reference in this Part to the Tribunal is a reference to the Asylum and Immigration Tribunal.”

<sup>F1</sup>(2) .....

<sup>F2</sup>(3) .....

<sup>F3</sup>(4) .....

- (5) The following provisions of that Act shall cease to have effect—  
(a) sections 100 to 103 (Immigration Appeal Tribunal), and  
(b) Schedule 5 (Immigration Appeal Tribunal).

<sup>F4</sup>(6) .....

- (7) Schedule 2 (which makes amendments consequential on this section, and transitional provision) shall have effect.

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**Changes to legislation:** Asylum and Immigration (Treatment of Claimants, etc.) Act 2004, Section 26 is up to date with all changes known to be in force on or before 19 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

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- <sup>F5</sup>(8) .....
- <sup>F5</sup>(9) .....
- <sup>F5</sup>(10) .....

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### Textual Amendments

- F1** S. 26(2) repealed (20.10.2014) by [Immigration Act 2014 \(c. 22\)](#), s. 75(3), **Sch. 9 para. 60** table; [S.I. 2014/2771](#), art. 2(e) (with arts. 9-11) (as amended (2.3.2015 and 6.4.2015) by [S.I. 2015/371](#), arts. 1(2) (3), 7, 8; and with transitional provisions and savings in [S.I. 2014/2928](#), art. 2 (which S.I. is revoked (6.4.2015) by [S.I. 2015/371](#), arts. 1(3), 9))
- F2** S. 26(3) repealed (20.10.2014) by [Immigration Act 2014 \(c. 22\)](#), s. 75(3), **Sch. 9 para. 60** table; [S.I. 2014/2771](#), art. 2(e) (with arts. 9-11) (as amended (2.3.2015 and 6.4.2015) by [S.I. 2015/371](#), arts. 1(2) (3), 7, 8; and with transitional provisions and savings in [S.I. 2014/2928](#), art. 2 (which S.I. is revoked (6.4.2015) by [S.I. 2015/371](#), arts. 1(3), 9))
- F3** S. 26(4) repealed (15.2.2010) by [The Transfer of Functions of the Asylum and Immigration Tribunal Order 2010 \(S.I. 2010/21\)](#), art. 1, **Sch. 3** (with Sch. 4)
- F4** S. 26(6) repealed (15.2.2010) by [The Transfer of Functions of the Asylum and Immigration Tribunal Order 2010 \(S.I. 2010/21\)](#), art. 1, **Sch. 3** (with Sch. 4)
- F5** S. 26(8)-(10) repealed (15.2.2010) by [The Transfer of Functions of the Asylum and Immigration Tribunal Order 2010 \(S.I. 2010/21\)](#), art. 1, **Sch. 3** (with Sch. 4)

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### Commencement Information

- I1** S. 26(1)-(5)(7)-(10) in force at 4.4.2005 by [S.I. 2005/565](#), **art. 2(a)** (with arts. 3-9)
- I2** S. 26(6) in force at 4.4.2005 for specified purposes by [S.I. 2005/565](#), **art. 2(b)** (with arts. 3-9)
- I3** S. 26(6) in force at 30.4.2007 in so far as not already in force by [S.I. 2007/845](#), **art. 2**

**Changes to legislation:**

Asylum and Immigration (Treatment of Claimants, etc.) Act 2004, Section 26 is up to date with all changes known to be in force on or before 19 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.

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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. 8(1A)(1B) inserted by [2022 c. 36 s. 19\(2\)](#)
- s. 8(3A)(3B) inserted by [2022 c. 36 s. 19\(3\)](#)
- s. 8(6A)(6B) inserted by [2022 c. 36 s. 19\(4\)](#)
- s. 8(9A)(a) word inserted by [2022 c. 36 Sch. 3 para. 7\(b\)](#)
- s. 8(9A)(b) and word inserted by [2022 c. 36 Sch. 3 para. 7\(c\)](#)
- s. 8(9B) inserted by [2022 c. 36 s. 19\(6\)](#)
- Sch. 3 para. 3(3) inserted by [2023 c. 37 s. 10\(9\)\(a\)](#)
- Sch. 3 para. 8(3) inserted by [2023 c. 37 s. 10\(9\)\(b\)](#)
- Sch. 3 para. 13(3) inserted by [2023 c. 37 s. 10\(9\)\(c\)](#)