



Immigration, Asylum and Nationality Act 2006

2006 CHAPTER 13

Claimants and applicants

43 Accommodation

- (1) In section 99(1) of the Immigration and Asylum Act 1999 (c. 33) (provision of support by local authorities)—
 - (a) for “asylum-seekers and their dependants (if any)” substitute “ persons ”, and
 - (b) after “section” insert “ 4, ”.
- (2) In section 99(4) (expenditure) after “section” insert “ 4, ”.
- (3) In section 118(1)(b) (housing authority accommodation) for “95” substitute “ 4, 95 or 98 ”.
- (4) In the following provisions for “under Part VI of the Immigration and Asylum Act 1999” substitute “ under section 4 or Part VI of the Immigration and Asylum Act 1999 ”
 - (a) section 3A(7A) of the Protection from Eviction Act 1977 (c. 43) (excluded tenancies and licences),
 - (b) paragraph 3A(1) of Schedule 2 to the Housing (Northern Ireland) Order 1983 (S.I. 1983/1118 (N.I. 15)) (non-secure tenancies),
 - (c) section 23A(5A) of the Rent (Scotland) Act 1984 (c. 58) (excluded tenancies and occupancy rights),
 - (d) paragraph 4A(1) of Schedule 1 to the Housing Act 1985 (c. 68) (non-secure tenancies),
 - (e) paragraph 11B of Schedule 4 to the Housing (Scotland) Act 1988 (c. 43) (non-assured tenancies), and
 - (f) paragraph 12A(1) of Schedule 1 to the Housing Act 1988 (c. 50) (non-assured tenancies).

Changes to legislation: Immigration, Asylum and Nationality Act 2006, Section 43 is up to date with all changes known to be in force on or before 24 May 2023. 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

- (5) A tenancy is not a Scottish secure tenancy (within the meaning of the Housing (Scotland) Act 2001 (asp 10) if it is granted in order to provide accommodation under section 4 of the Immigration and Asylum Act 1999 (accommodation).
- (6) A tenancy which would be a Scottish secure tenancy but for subsection (4) becomes a Scottish secure tenancy if the landlord notifies the tenant that it is to be regarded as such.
- (7) At the end of section 4 of the Immigration and Asylum Act 1999 (c. 33) (accommodation) add—
 - “(10) The Secretary of State may make regulations permitting a person who is provided with accommodation under this section to be supplied also with services or facilities of a specified kind.
 - (11) Regulations under subsection (10)—
 - (a) may, in particular, permit a person to be supplied with a voucher which may be exchanged for goods or services,
 - (b) may not permit a person to be supplied with money,
 - (c) may restrict the extent or value of services or facilities to be provided, and
 - (d) may confer a discretion.”

Commencement Information

II [S. 43](#) in force at 16.6.2006 by [S.I. 2006/1497](#), art. 3, [Sch.](#)

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Changes and effects yet to be applied to :

- s. 43(1)(b) omitted by [2016 c. 19 Sch. 11 para. 2\(i\)](#)
- s. 43(2) omitted by [2016 c. 19 Sch. 11 para. 2\(i\)](#)
- s. 43(5)(6)(7) omitted by [2016 c. 19 Sch. 11 para. 2\(i\)](#)

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. 32(5)(d) and word inserted by [2006 c. 48 s. 14\(3\)](#)
- s. 33(5)(d) and word inserted by [2006 c. 48 s. 14\(3\)](#)
- s. 38(5A) inserted by [2006 c. 48 s. 14\(5\)](#)