

---

STATUTORY INSTRUMENTS

---

**2003 No. 1339**

**The Nationality, Immigration and Asylum Act 2002  
(Commencement No. 4) (Amendment) (No. 2) Order 2003**

**4.** In paragraph 1 of Schedule 2 to the Nationality, Immigration and Asylum Act 2002 (Commencement No. 4) Order 2003, after sub-paragraph (4) insert—

“(4A) Section 101(1) shall apply to a party to an appeal to an adjudicator under Part 4 of the 1999 Act which is determined on or after 9th June 2003, as it applies to a party to an appeal to an adjudicator under section 82 or 83.

(4B) Where section 101(1) applies by virtue of sub-paragraph (4A) above—

(a) sections 101(2) and (3), 102 and 103 shall apply in relation to any appeal or application for permission to appeal under section 101(1) subject to the modifications that—

(i) in section 102(1)(d), the reference to section 87 shall be treated as being a reference to paragraph 21 of Schedule 4 to the 1999 Act; and

(ii) in section 102(3), the reference to section 82 shall be treated as being a reference to Part 4 of the 1999 Act; and

(b) paragraphs 7, 22 and 23 of Schedule 4 to the 1999 Act shall not apply.”.