

Draft Order laid before Parliament under section 74(2)(a) of the Immigration Act 2014 for approval by resolution of each House of Parliament.

DRAFT STATUTORY INSTRUMENTS

2023 No.

IMMIGRATION

**The Immigration Act 2014 (Residential
Accommodation) (Maximum Penalty) Order 2023**

Made - - - -

Coming into force in accordance with article 1(2)

The Secretary of State makes this Order in exercise of the powers conferred by sections 23(6), 25(5) and 74(8)(c) of the Immigration Act 2014⁽¹⁾.

In accordance with section 74(2)(a) of that Act, a draft of this Order has been laid before and approved by a resolution of each House of Parliament.

Citation, commencement and extent

1.—(1) This Order may be cited as the Immigration Act 2014 (Residential Accommodation) (Maximum Penalty) Order 2023.

(2) This Order comes into force on 22nd January 2024 or, if later, the twenty-first day after the day on which it is made.

(3) This Order extends to England and Wales, Scotland and Northern Ireland.

Amendments to the Immigration Act 2014

2.—(1) The Immigration Act 2014 is amended as follows.

(2) In section 23(2) (penalty notices: landlords) for “£3,000” substitute “£20,000”.

(3) In section 25(4) (penalty notices: agents) for “£3,000” substitute “£20,000”.

(4) The amendments made by paragraphs (2) and (3) do not apply in respect of a penalty notice issued to a landlord or agent in relation to a contravention of section 22 of the Immigration Act 2014 if the contravention occurred solely before the coming into force of this Order.

Draft Legislation: This is a draft item of legislation. This draft has since been made as a UK Statutory
Instrument: The Immigration Act 2014 (Residential Accommodation) (Maximum Penalty) Order 2024 No. 81

Date

Name
Minister of State
Home Office

EXPLANATORY NOTE

(This note is not part of the Order)

This Order amends sections 23(2) and 25(4) of the Immigration Act 2014 (c.22) so as to increase the maximum penalty which may be imposed by the Secretary of State under sections 23(1) and 25(3) of that Act from £3,000 to £20,000, in respect of a contravention by a landlord of section 22 of the Immigration Act 2014 (including in circumstances in which an agent of the landlord is responsible for the contravention under section 25 of that Act). However, the effect of the transitional provision is that the amendments will not apply to any contravention which occurred solely before the coming into force of this Order.

A full impact assessment has not been produced for this instrument as no, or no significant, impact on the private, voluntary or public sector is foreseen.