



Immigration and Asylum Act 1999

1999 CHAPTER 33

PART I

IMMIGRATION: GENERAL

Immigration control: facilities and charges

25 Provision of facilities for immigration control at ports.

- (1) The person responsible for the management of a control port (“the manager”) must provide the Secretary of State free of charge with such facilities at the port as the Secretary of State may direct as being reasonably necessary for, or in connection with, the operation of immigration control there.
- (2) Before giving such a direction, the Secretary of State must consult such persons likely to be affected by it as he considers appropriate.
- (3) If the Secretary of State gives such a direction, he must send a copy of it to the person appearing to him to be the manager.
- (4) If the manager persistently fails to comply with the direction (or part of it), the Secretary of State may—
 - (a) in the case of a control port which is not a port of entry, revoke any approval in relation to the port given under paragraph 26(1) of Schedule 2 to the 1971 Act;
 - (b) in the case of a control port which is a port of entry, by order revoke its designation as a port of entry.
- (5) A direction under this section is enforceable, on the application of the Secretary of State—
 - (a) by injunction granted [^{F1}in England and Wales by the county court or in Northern Ireland] by a county court; or
 - (b) in Scotland, by an order under section 45 of the ^{M1}Court of Session Act 1988.
- (6) “Control port” means a port in which a control area is designated under paragraph 26(3) of Schedule 2 to the 1971 Act.

Changes to legislation: Immigration and Asylum Act 1999, Cross Heading: Immigration control: facilities and charges is up to date with all changes known to be in force on or before 12 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

- (7) “Facilities” means accommodation, facilities, equipment and services of a class or description specified in an order made by the Secretary of State.

Textual Amendments

- F1** Words in s. 25(5)(a) inserted (22.4.2014) by [Crime and Courts Act 2013 \(c. 22\)](#), s. 61(3), [Sch. 9 para. 90\(a\)](#); [S.I. 2014/954](#), art. 2(c) (with [art. 3](#)) (with transitional provisions and savings in [S.I. 2014/956](#), arts. 3-11)

Commencement Information

- II** S. 25 in force (17.2.2003 for specified purposes, 1.4.2003 in so far as not already in force) by [S.I. 2003/2](#), art. 2, [Sch.](#)

Marginal Citations

- M1** 1988 c. 36.

26 Charges: immigration control.

- (1) The Secretary of State may, at the request of any person and in consideration of such charges as he may determine, make arrangements—
- (a) for the provision at any control port of immigration officers or facilities in addition to those (if any) needed to provide a basic service at the port;
 - (b) for the provision of immigration officers or facilities for dealing with passengers of a particular description or in particular circumstances.
- (2) “Control port” has the same meaning as in section 25.
- (3) “Facilities” includes equipment.
- (4) “Basic service” has such meaning as may be prescribed.

Commencement Information

- I2** S. 26 in force at 5.6.2003 for specified purposes by [S.I. 2003/1469](#), art. 2, [Sch.](#); and 30.6.2003 in so far as not already in force by [S.I. 2003/1469](#), art. 2, [Sch.](#)

Changes to legislation:

Immigration and Asylum Act 1999, Cross Heading: Immigration control: facilities and charges is up to date with all changes known to be in force on or before 12 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.

[View outstanding changes](#)

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\(2\)\(b\)](#)