



Immigration and Asylum Act 1999

1999 CHAPTER 33

PART I

IMMIGRATION: GENERAL

Removal from the United Kingdom

[^{F1}10D Removal: PRN recipients

- (1) This section applies to a person who is liable to removal under section 10 and is a PRN recipient.
- (2) If the person does not make a protection claim or a human rights claim before the PRN cut-off date, the person may be removed from the United Kingdom if—
 - (a) the Secretary of State or an immigration officer has given the person a notice of departure details (see subsection (4)), and
 - (b) they are removed before the end of the period of 21 days beginning with the day after the PRN cut-off date.
- (3) If the PRN recipient makes a protection claim or a human rights claim, the person may be removed from the United Kingdom if—
 - (a) the Secretary of State or an immigration officer has given the person a notice of departure details (see subsection (4)),
 - (b) their appeal rights are exhausted, and
 - (c) they are removed before the end of the period of 21 days beginning with the day after the date on which their appeal rights are exhausted;and for the purposes of this subsection, whether a PRN recipient's appeal rights are exhausted is to be determined in accordance with section 20(3) of the Nationality and Borders Act 2022 (and see, in particular, section 82A of the Nationality, Immigration and Asylum Act 2002).
- (4) A notice of departure details under this section is a written notice which—
 - (a) states the date on which the person is to be removed,

Changes to legislation: Immigration and Asylum Act 1999, Section 10D 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

- (b) states the destination to which the person is to be removed and any stops that are expected to be made on the way to that destination.
- (5) But this section does not apply unless the priority removal notice stated—
- (a) a destination to which the person is to be removed which is the same as the destination stated in the notice of departure details under subsection (4)(b), and
 - (b) stops, other than stops falling within subsection (6), that are expected to be made on the way to that destination which are the same as those stated in the notice of departure details under subsection (4)(b).
- (6) A stop falls within this subsection if it is a stop in—
- (a) the United Kingdom, or
 - (b) a country that is for the time being specified in Part 2 of Schedule 3 to the Asylum and Immigration (Treatment of Claimants, etc) Act 2004.
- (7) At any time before the person is removed, the Secretary of State or an immigration officer may replace a notice of departure details under this section.
- (8) For the purposes of this section and section 10E—
- “priority removal notice”, “PRN cut-off date” and “PRN recipient” have the same meaning as in section 20 of the Nationality and Borders Act 2022;
 - “protection claim” and “human rights claim” have the same meaning as in Part 5 of the Nationality, Immigration and Asylum Act 2002.]

Textual Amendments

- F1** Ss. 10A-10E inserted (20.11.2023 except for the insertion of s. 10D(1)-(7)) by [Nationality and Borders Act 2022 \(c. 36\)](#), [ss. 46\(7\), 87\(1\)](#); [S.I. 2023/1130](#), [reg. 2\(b\)](#) (with [reg. 3](#))

Changes to legislation:

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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. 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)