



# Immigration and Asylum Act 1999

## 1999 CHAPTER 33

### PART I

#### IMMIGRATION: GENERAL

##### *Leave to enter, or remain in, the United Kingdom*

#### 5 Charges

- (1) The Secretary of State may, with the approval of the Treasury, make regulations prescribing fees to be paid in connection with applications for—
  - (a) leave to remain in the United Kingdom;
  - (b) the variation of leave to enter, or remain in, the United Kingdom;
  - (c) an indefinite leave stamp to be fixed on the applicant's passport (or travel document) as the result of the renewal or replacement of his previous passport (or travel document).
- (2) If a fee prescribed in connection with an application of a particular kind is payable, no such application is to be entertained by the Secretary of State unless the fee has been paid in accordance with the regulations.
- (3) But—
  - (a) a fee prescribed in connection with such an application is not payable if the basis on which the application is made is that the applicant is—
    - (i) a person making a claim for asylum which claim either has not been determined or has been granted; or
    - (ii) a dependant of such a person; and
  - (b) the regulations may provide for no fee to be payable in prescribed circumstances.
- (4) If no fee is payable in respect of some part of the application, the Secretary of State must entertain that part of the application.

---

*Status: This is the original version (as it was originally enacted).*

---

- (5) “Indefinite leave stamp” means a stamp which indicates that the applicant has been granted indefinite leave to enter, or remain in, the United Kingdom.
- (6) “Claim for asylum” has the meaning given in subsection (1) of section 94; and subsection (3) of that section applies for the purposes of this section as it applies for the purposes of Part VI.
- (7) “Dependant” has such meaning as may be prescribed.