

SCHEDULES

SCHEDULE 1

Section 14

IMMIGRATION AND ASYLUM APPEALS: CONSEQUENTIAL AMENDMENTS

Nationality, Immigration and Asylum Act 2002 (c. 41)

- 1 The Nationality, Immigration and Asylum Act 2002 (appeals) shall be amended as follows.
- 2 In section 72(9) (serious criminal) after “, 83” insert “, 83A”.
- 3 In section 85(4) (matters to be considered) for “or 83(2)” substitute “, 83(2) or 83A(2)”.
- 4 In section 86(1) (determination of appeal) for “or 83.” substitute “, 83 or 83A.”
- 5 In section 87(1) (successful appeal: direction) for “or 83” substitute “, 83 or 83A”.
- 6 In section 97(1) and (3) (national security, &c.) for “or 83(2)” substitute “, 83(2) or 83A(2)”.
- 7 In section 103A(1) (review of Tribunal’s decision) for “or 83” substitute “, 83 or 83A”.
- 8 In section 103E(1) (appeal from Tribunal sitting as panel) for “or 83” substitute “, 83 or 83A”.
- 9 In section 106(1)(a) and (b) (rules) for “or 83” substitute “, 83 or 83A”.
- 10 In section 108(1)(a) (forged document: proceedings in private) for “or 83” substitute “, 83 or 83A”.
- 11 In section 112 (regulations and orders) in subsection (5) for “94(6)” substitute “94(6) or (6B)”.

Race Relations Act 1976 (c. 74)

- 12 In section 57A(5) of the Race Relations Act 1976 (discrimination claims in immigration cases) in the definition of “immigration appellate body” for “an adjudicator appointed for the purposes of Part 5 of the 2002 Act, the Immigration Appeal Tribunal,” substitute “the Asylum and Immigration Tribunal.”

British Nationality Act 1981 (c. 61)

- 13 In section 40A(3) of the British Nationality Act 1981 (deprivation of citizenship: appeal) for “or 83” substitute “, 83 or 83A”.

Special Immigration Appeals Commission Act 1997 (c. 68)

- 14 In section 2 of the Special Immigration Appeals Commission Act 1997 (jurisdiction: appeals)—

Status: This is the original version (as it was originally enacted).

- (a) in subsection (1)(a) and (b) for “or 83(2)” substitute “, 83(2) or 83A(2)”,
- (b) in subsection (2)(a)—
 - (i) after “3C” insert “or 3D”, and
 - (ii) for “(continuation of leave pending variation decision)” substitute “continuation of leave”, and
- (c) in subsection (3)—
 - (i) for “an appeal against the rejection of a claim for asylum” substitute “an appeal against a decision other than an immigration decision”, and
 - (ii) after “83(2)” insert “or 83A(2)”.