



UK Borders Act 2007

2007 CHAPTER 30

Biometric registration

15 Interpretation

(1) For the purposes of section 5—

(a) “person subject to immigration control” means a person who under the Immigration Act 1971 (c. 77) requires leave to enter or remain in the United Kingdom (whether or not such leave has been given),

^{F1}(b)

^{F1}(c)

(d) “document” includes a card or sticker and any other method of recording information (whether in writing or by the use of electronic or other technology or by a combination of methods),

(e) “authorised person” has the meaning given by section 141(5) of the Immigration and Asylum Act 1999 (c. 33) (authority to take fingerprints),

(f) “immigration” includes asylum, and

(g) regulations permitting something to be done by the Secretary of State may (but need not) permit it to be done only where the Secretary of State is of a specified opinion.

[^{F2}(1A) For the purposes of section 5 “biometric information” means—

(a) information about a person's external physical characteristics (including in particular fingerprints and features of the iris), and

(b) any other information about a person's physical characteristics specified in an order made by the Secretary of State.

(1B) An order under subsection (1A)(b)—

(a) may specify only information that can be obtained or recorded by an external examination of a person;

(b) must not specify information about a person's DNA.

(1C) Section 6(6) applies to an order under subsection (1A)(b) as it applies to regulations under section 5(1).]

Changes to legislation: There are currently no known outstanding effects for the UK Borders Act 2007, Section 15. (See end of Document for details)

- (2) An application for a biometric immigration document is an application in connection with immigration for the purposes of—
- (a) section 50(1) and (2) of the Immigration, Asylum and Nationality Act 2006 (c. 13) (procedure), and
 - [^{F3}(b) section 68 of the Immigration Act 2014 (fees);]
- and in the application of either of those sections to an application for a biometric immigration document, the prescribed consequences of non-compliance may include any of the consequences specified in section 7(2) above.

Textual Amendments

- F1** S. 15(1)(b)(c) omitted (28.7.2014) by virtue of [Immigration Act 2014 \(c. 22\)](#), **ss. 12(2)**, 75(3); S.I. 2014/1820, **art. 3(k)** as amended by SI 2014/2771 art 14; S.I. 2014/1820, **art. 3(k)**
- F2** S. 15(1A)-(1C) inserted (28.7.2014) by [Immigration Act 2014 \(c. 22\)](#), **ss. 12(3)**, 75(3); S.I. 2014/1820, **art. 3(k)**
- F3** S. 15(2)(b) substituted (15.12.2014) by [Immigration Act 2014 \(c. 22\)](#), s. 75(3), **Sch. 9 para. 75**; S.I. 2014/2771, **art. 8(d)** (with **art. 13**) (as amended (6.4.2015) by S.I. 2015/371, arts. 1(3), 8(5))

Modifications etc. (not altering text)

- C1** Ss. 5-15 extended (Jersey) (with modifications) (coming into force in accordance with art. 1(1) of the amending S.I.) by [The Immigration \(Biometric Registration\) \(Jersey\) Order 2018 \(S.I. 2018/619\)](#), arts. 1(1), 2, **Sch. 1**
- C2** S. 15 extended (Guernsey) (with modifications) (coming into force in accordance with art. 1(1) of the amending S.I.) by [The Immigration \(Guernsey\) Order 2020 \(S.I. 2020/1560\)](#), arts. 1(1), 4, Sch. 3, **Sch. 3A**

Commencement Information

- I1** S. 15 in force at 31.1.2008 by S.I. 2008/99, **art. 2(f)**

Changes to legislation:

There are currently no known outstanding effects for the UK Borders Act 2007, Section 15.