



UK Borders Act 2007

2007 CHAPTER 30

Detention at ports

3 Enforcement

- (1) An offence is committed by a person who—
 - (a) absconds from detention under section 2,
 - (b) assaults an immigration officer exercising a power under section 2, or
 - (c) obstructs an immigration officer in the exercise of a power under section 2.
 - (2) A person guilty of an offence under subsection (1)(a) or (b) shall be liable on summary conviction to—
 - (a) imprisonment for a term not exceeding 51 weeks,
 - (b) a fine not exceeding level 5 on the standard scale, or
 - (c) both.
 - (3) A person guilty of an offence under subsection (1)(c) shall be liable on summary conviction to—
 - (a) imprisonment for a term not exceeding 51 weeks,
 - (b) a fine not exceeding level 3 on the standard scale, or
 - (c) both.
 - (4) In the application of this section to Northern Ireland—
 - (a) the reference in subsection (2)(a) to 51 weeks shall be treated as a reference to six months, and
 - (b) the reference in subsection (3)(a) to 51 weeks shall be treated as a reference to one month.
- [^{F1}(4A) In the application of this section to Scotland, the references in subsections (2)(a) and (3)(a) to 51 weeks shall be treated as references to 12 months.]
- (5) In relation to an offence committed before the commencement of section 281(5) of the Criminal Justice Act 2003 (c. 44) (51 week maximum term of sentences)—

Changes to legislation: There are currently no known outstanding effects for the UK Borders Act 2007, Section 3. (See end of Document for details)

- (a) the reference in subsection (2)(a) to 51 weeks shall be treated as a reference to six months, and
- (b) the reference in subsection (3)(a) to 51 weeks shall be treated as a reference to one month.

Textual Amendments

- F1** S. 3(4A) inserted (27.10.2014) by Borders, Citizenship and Immigration Act 2009 (c. 11), ss. 52(2), 58(3)(b); S.I. 2014/2634, art. 2(b)

Commencement Information

- I1** S. 3 in force at 31.1.2008 by S.I. 2008/99, art. 2(a)

Changes to legislation:

There are currently no known outstanding effects for the UK Borders Act 2007, Section 3.