



# Borders, Citizenship and Immigration Act 2009

## 2009 CHAPTER 11

### PART 1

#### BORDER FUNCTIONS

##### *Supplementary*

### 38 Interpretation

In this Part—

<sup>F1</sup>  
...

“customs function” has the meaning given by section 14(6);

“customs information” has the meaning given by section 14(6);

“customs revenue function” has the meaning given by section 7(9);

“customs revenue information” has the meaning given by section 14(6);

“customs revenue matter” has the meaning given by section 7(2);

“customs revenue official” means a customs revenue official designated under section 11(1);

“designated customs official” has the meaning given by section 14(6);

“enactment” includes—

- (a) an enactment contained in subordinate legislation within the meaning of the Interpretation Act 1978 (c. 30);
- (b) an enactment contained in, or in an instrument made under, an Act of the Scottish Parliament;
- (c) an enactment contained in, or in instrument made under, Northern Ireland legislation;
- (d) an enactment contained in, or in an instrument made under, a Measure or Act of the National Assembly for Wales;

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**Changes to legislation:** *Borders, Citizenship and Immigration Act 2009, Section 38 is up to date with all changes known to be in force on or before 13 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*

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“function” means any power or duty (including a power or duty that is ancillary to another power or duty);

“general customs function” has the meaning given by section 1(8);

“general customs matter” has the meaning given by section 1(2);

“general customs official” means a general customs official designated under section 3(1);

“personal customs information” has the meaning given by section 15(4);

“personal customs revenue information” has the meaning given by section 15(4);

“relevant official” has the meaning given by section 15(3).

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#### **Textual Amendments**

- F1** Words in s. 38 omitted (31.12.2020) by virtue of [The Immigration, Nationality and Asylum \(EU Exit\) Regulations 2019 \(S.I. 2019/745\)](#), regs. 1(2), **19(5)**; 2020 c. 1, Sch. 5 para. 1(1)

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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. 54A(3A)(3B) inserted by [2023 c. 37 s. 14](#)