Immigration Act 2014

2014 CHAPTER 22

PART 3

ACCESS TO SERVICES ETC

CHAPTER 1

RESIDENTIAL TENANCIES

General

35   Transitional provision

(1) This Chapter does not apply in relation to a residential tenancy agreement entered into before the commencement day.

(2) This Chapter does not apply in relation to a residential tenancy agreement entered into on or after the commencement day ("the renewed agreement") if—

(a)   another residential tenancy agreement was entered into before the commencement day between the same parties ("the original agreement"), and

(b)   the tenant has always had a right of occupation of the premises leased under the renewed agreement since entering into the original agreement.

(3) In this section "the commencement day" means such day as the Secretary of State may by order appoint; and different days may be appointed for different purposes or areas.

[F1(4) References in this section to this Chapter do not include sections 33A to 33E (offences and eviction).

(5) Sections 33A to 33C apply in relation to a residential tenancy agreement entered into before or after the coming into force of section 39 of the Immigration Act 2016 (which inserted those sections into this Act).

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Immigration Act 2014 (c. 22)
PART 3 – Access to services etc
CHAPTER 1 – Residential tenancies
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(6) But sections 33A(10) and (11) and 33B apply only in relation to a contravention of section 22 which occurs after the coming into force of section 39 of the Immigration Act 2016.**]**

[**F2**(7) Sections 33D and 33E apply in relation to a residential tenancy agreement entered into before or after the coming into force of section 40 of the Immigration Act 2016 (which inserted those sections into this Act).**]**

Textual Amendments
  F1   S. 35(4)-(6) inserted (1.11.2016 for specified purposes, 1.12.2016 in so far as not already in force) by Immigration Act 2016 (c. 19), **ss. 39(3)**, 94(1); S.I. 2016/1037, regs. 2(a), 5(c)
  F2   S. 35(7) inserted (1.11.2016 for specified purposes, 1.12.2016 in so far as not already in force) by Immigration Act 2016 (c. 19), **ss. 40(3)**, 94(1); S.I. 2016/1037, regs. 2(b), 5(d)

Modifications etc. (not altering text)
  C1   S. 35(3): 1.12.2014 appointed as "the commencement day" by S.I. 2014/2771, art. 12

Commencement Information
  I1   S. 35 in force at 1.12.2014 by S.I. 2014/2771, **art. 7(d)**

Changes to legislation:
Immigration Act 2014, Section 35 is up to date with all changes known to be in force on or before 11 March 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. View outstanding changes

Changes and effects yet to be applied to :

– specified provision(s) amendment to earlier commencing S.I. 2014/2771 by S.I. 2015/371 art. 78
– specified provision(s) savings for earlier commencing SI 2014/2771 by S.I. 2014/2928 art. 2 (Amendment already reflected in Appended Commentary in EXTOES for 2014 SI2771.)

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. 21(4A) inserted by S.I. 2019/745 reg. 21(2)(b) (This amendment not applied to legislation.gov.uk. Reg. 21(2)(3) omitted immediately before IP completion day by virtue of S.I. 2020/1309, regs. 1(2)(a), 48)
– s. 27(7) inserted by S.I. 2019/745 reg. 21(3)(b) (This amendment not applied to legislation.gov.uk. Reg. 21(2)(3) omitted immediately before IP completion day by virtue of S.I. 2020/1309, regs. 1(2)(a), 48)
– s. 70A(6A) inserted by S.I. 2019/745 reg. 21(7)(c) (This amendment not applied to legislation.gov.uk. Reg. 21(7) omitted immediately before IP completion day by virtue of S.I. 2020/1309, regs. 1(2)(a), 48)
– Sch. 3 para. 8A inserted by 2016 c. 19 Sch. 12 para. 16