



Immigration Act 1971

1971 CHAPTER 77

PART III

CRIMINAL PROCEEDINGS

[^{F1}25A Helping asylum-seeker to enter United Kingdom

- (1) A person commits an offence if—
 - (a) he knowingly ^{F2}... facilitates the arrival [^{F3}or attempted arrival] in [^{F4}, or the entry [^{F5}or attempted entry] into,] the United Kingdom of an individual, and
 - (b) he knows or has reasonable cause to believe that the individual is an asylum-seeker.
- (2) In this section “asylum-seeker” means a person who intends to claim that to remove him from or require him to leave the United Kingdom would be contrary to the United Kingdom’s obligations under—
 - (a) the Refugee Convention (within the meaning given by section 167(1) of the Immigration and Asylum Act 1999 (c. 33) (interpretation)), or
 - (b) the Human Rights Convention (within the meaning given by that section).
- (3) Subsection (1) does not apply to anything done by a person acting on behalf of an organisation which—
 - (a) aims to assist asylum-seekers, and
 - (b) does not charge for its services.
- (4) [^{F6}Subsections (4) and (6)] of section 25 apply for the purpose of the offence in subsection (1) of this section as they apply for the purpose of the offence in subsection (1) of that section.]

Textual Amendments

- F1** Ss. 25-25C substituted (10.2.2003) for s. 25 by 2002 c. 41, s. 143 (with s. 159); S.I. 2003/1, art. 2, Sch.

Changes to legislation: Immigration Act 1971, Section 25A is up to date with all changes known to be in force on or before 18 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

- F2** Words in s. 25A(1)(a) omitted (28.6.2022) by virtue of Nationality and Borders Act 2022 (c. 36), **ss. 41(3)**, 87(1); S.I. 2022/590, regs. 1(2), 2, Sch. 1 para. 21 (with Sch. 2 para. 7)
- F3** Words in s. 25A(1)(a) inserted (31.5.2016) by Immigration Act 2016 (c. 19), s. 94(1), **Sch. 14 para. 3(a)**; S.I. 2016/603, reg. 2(d)
- F4** Words in s. 25A(1)(a) inserted (31.1.2008) by UK Borders Act 2007 (c. 30), **ss. 29, 59**; S.I. 2008/99, **art. 2**
- F5** Words in s. 25A(1)(a) inserted (31.5.2016) by Immigration Act 2016 (c. 19), s. 94(1), **Sch. 14 para. 3(b)**; S.I. 2016/603, reg. 2(d)
- F6** Words in s. 25A(4) substituted (31.1.2008) by UK Borders Act 2007 (c. 30), **ss. 30(2)**, 59; S.I. 2008/99, **art. 2**

Modifications etc. (not altering text)

- C1** Pt. 3 modified by Immigration Act 2014 (c. 22), s. 33C(6) (as 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(2)**, 94(1); S.I. 2016/1037, regs. 2(a), 5(c))
- C2** Ss. 24-29: amendment to earlier affecting S.I. 1993/1797, Sch. 1 Pt. 1 (11.10.2017 coming into force in accordance with art. 1) by The Immigration (Jersey) (Amendment) Order 2017 (S.I. 2017/981), **Sch. Pt. 1 para. 1** (with art. 6)

Changes to legislation:

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

- Act applied by [2008 c. 4 s. 133\(7\)\(8\)](#)

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 10(1A)(1B) inserted by [1999 c. 33 Sch. 14 para. 47\(3\)](#)
- s. 24(1)(fa) inserted by [2023 c. 37 s. 10\(2\)](#)
- s. 24C-24F inserted by [2016 c. 19 s. 44\(2\)](#)
- s. 26A(1)(b)(ia) inserted by [2016 c. 19 Sch. 11 para. 25](#)
- s. 27(1)(aa) inserted by [2023 c. 37 s. 10\(3\)\(a\)](#)
- s. 27(1)(ba) inserted by [2023 c. 37 s. 10\(3\)\(b\)](#)
- s. 28CA(1)(bb) substituted for word in s. 28CA(1)(b) by [2016 c. 19 s. 44\(5\)](#)
- Sch. 2 para. 27B(4A) inserted by [2004 c. 19 s. 16](#)
- Sch. 2 para. 26(4) inserted by [2016 c. 19 s. 74\(1\)](#)
- Sch. 2 Pt. 1A inserted by [2016 c. 19 Sch. 13](#)
- Sch. 2 para. 11A inserted by [2023 c. 37 s. 10\(4\)](#)