

**Status:** This version of this cross heading contains provisions that are prospective.

**Changes to legislation:** Immigration Act 2016, Paragraph 31 is up to date with all changes known to be in force on or before 21 August 2023. 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

## SCHEDULES

### SCHEDULE 11

#### SUPPORT FOR CERTAIN CATEGORIES OF MIGRANT

#### PART 1

##### AMENDMENTS OF THE IMMIGRATION ACTS

PROSPECTIVE

##### *Accommodation centres: definition of “asylum-seeker” etc*

31 (1) Section 18 of the Nationality, Immigration and Asylum Act 2002 (definition of asylum-seeker for purposes of Part 2) is amended as follows.

(2) For subsection (1) substitute—

“(1) For the purposes of this Part a person is an “asylum-seeker” if—

- (a) the person is at least 18 years old,
- (b) the person has made a protection claim, and
- (c) the person's claim—
  - (i) has been recorded by the Secretary of State, but
  - (ii) has not been determined.

(1A) A person is also an “asylum-seeker” for the purposes of this Part if the person is an asylum-seeker for the purposes of Part 6 of the Immigration and Asylum Act 1999 by virtue of section 94(2B) or (3C) of that Act.”

(3) For subsection (3) substitute—

“(3) Protection claim” has the meaning given by section 82(2).”

**Status:**

This version of this cross heading contains provisions that are prospective.

**Changes to legislation:**

Immigration Act 2016, Paragraph 31 is up to date with all changes known to be in force on or before 21 August 2023. 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. 2017/1241, Sch. by [S.I. 2018/31 reg. 2](#)

**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. 69(9)(d) and word inserted by [2023 c. 37 s. 21\(2\)\(b\)](#)
- Sch. 10 para. 3(2)(eza) inserted by [2023 c. 37 s. 13\(3\)\(a\)](#)
- Sch. 10 para. 3(3A)-(3C) inserted by [2023 c. 37 s. 13\(3\)\(b\)](#)
- Sch. 10 para. 3A and cross-heading inserted by [2023 c. 37 s. 13\(4\)](#)