
Changes to legislation: Nationality and Borders Act 2022, Paragraph 9 is up to date with all changes known to be in force on or before 17 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 6

WORKING IN UNITED KINGDOM WATERS: CONSEQUENTIAL AND RELATED AMENDMENTS

Immigration Act 1971 (c. 77)

9 (1) Schedule 2 (administrative provision as to control on entry etc) is amended as follows.

(2) In paragraph 2—

- (a) in sub-paragraph (1), for the words from “who have” to “United Kingdom)” substitute “within sub-paragraph (1A)”;
- (b) after sub-paragraph (1) insert—

“(1A) The persons are—

- (a) any person who has arrived in the United Kingdom by ship or aircraft (including transit passengers, members of the crew and others not seeking to enter the United Kingdom);
- (b) any person who has arrived in United Kingdom waters by ship or aircraft who the immigration officer has reason to believe is an offshore worker.

(1B) In sub-paragraph (1A), “offshore worker” and “United Kingdom waters” have the same meaning as in section 11A.”

(3) In paragraph 27—

- (a) after sub-paragraph (1) insert—

“(1A) Sub-paragraph (1) also applies to the captain of a ship or aircraft arriving in United Kingdom waters if—

- (a) there are offshore workers on board, or
- (b) an immigration officer has informed the captain that they wish to examine any person on board in the exercise of the power under paragraph 2.

(1B) In sub-paragraph (1A), “offshore worker” and “United Kingdom waters” have the same meaning as in section 11A.”

(4) In paragraph 27B—

- (a) after sub-paragraph (1) insert—

“(1A) This paragraph also applies to ships or aircraft—

- (a) which have offshore workers on board, and
- (b) which—
 - (i) have arrived, or are expected to arrive, in United Kingdom waters, or

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- (ii) have left, or are expected to leave, United Kingdom waters.”;
- (b) after sub-paragraph (9A) insert—
 - “(9B) “Offshore worker” and “United Kingdom waters” have the same meaning in this paragraph as in section 11A.”
- (5) In paragraph 27BA—
 - (a) after sub-paragraph (1) insert—
 - “(1A) The Secretary of State may also make regulations requiring responsible persons in respect of ships or aircraft—
 - (a) which have offshore workers on board, and
 - (b) which—
 - (i) have arrived, or are expected to arrive, in United Kingdom waters, or
 - (ii) have left, or are expected to leave, United Kingdom waters,
 - to supply information to the Secretary of State or an immigration officer.”;
 - (b) in sub-paragraph (2), after “(1)” insert “or (1A)”;
 - (c) after sub-paragraph (5) insert—
 - “(5A) For the purposes of this paragraph, “offshore workers” and “United Kingdom waters” have the same meaning as in section 11A.”

Commencement Information

II Sch. 6 para. 9 in force at 12.4.2023 by [S.I. 2023/283](#), **reg. 3(b)**

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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. 54(6)(c) and word inserted by [2023 c. 37 s. 57\(11\)\(b\)](#)
- s. 63(2A) inserted by [2023 c. 37 s. 29\(3\)](#)
- s. 63(3)(fa)(fb) inserted by [2023 c. 37 s. 29\(4\)\(b\)](#)
- s. 63(5A)(5B) inserted by [2023 c. 37 s. 29\(5\)](#)
- s. 63(8) inserted by [2023 c. 37 s. 28\(9\)](#)
- s. 65(8A) inserted by [2023 c. 37 s. 28\(12\)](#)