



# Nationality and Borders Act 2022

## 2022 CHAPTER 36

### PART 4

#### AGE ASSESSMENTS

PROSPECTIVE

#### **54 Appeals relating to age assessments**

- (1) This section applies if—
  - (a) an age assessment is conducted on an age-disputed person (“P”) under section 50 or 51, and
  - (b) the decision-maker decides that P is an age other than the age that P claims (or is claimed) to be.
- (2) P may appeal to the First-tier Tribunal against the decision-maker’s decision.
- (3) On the appeal, the Tribunal must—
  - (a) determine P’s age on the balance of probabilities, and
  - (b) assign a date of birth to P.
- (4) In making the determination, the Tribunal may consider any matter which it thinks relevant, including—
  - (a) any matter of which the decision-maker was unaware, and
  - (b) any matter arising after the date of the decision appealed against.
- (5) A determination on an appeal under subsection (2) is binding—
  - (a) on the Secretary of State and immigration officers when exercising immigration functions in relation to P, and
  - (b) on a local authority that has exercised or may exercise functions under relevant children’s legislation in relation to P.
- (6) This section is subject to—

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*Status: This version of this provision is prospective.*

*Changes to legislation: There are currently no known outstanding effects for the Nationality and Borders Act 2022, Section 54. (See end of Document for details)*

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- (a) section 55 (appeals relating to age assessments: supplementary), and
- (b) section 56 (new information following age assessment or appeal).

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#### **Commencement Information**

**II** S. 54 not in force at Royal Assent, see [s. 87\(1\)](#)

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This version of this provision is prospective.

**Changes to legislation:**

There are currently no known outstanding effects for the Nationality and Borders Act 2022, Section 54.