



# Illegal Migration Act 2023

## 2023 CHAPTER 37

### *Modern slavery*

PROSPECTIVE

#### **28 Amendments relating to sections 22 to 25**

- (1) In section 50A of the Modern Slavery Act 2015 (identified potential victims of slavery or human trafficking: assistance and support) (as inserted by section 64 of the Nationality and Borders Act 2022), after subsection (5) insert—

“(5A) This section is subject to section 23 of the Illegal Migration Act 2023 (provisions relating to support: England and Wales).”
- (2) The [Human Trafficking and Exploitation \(Scotland\) Act 2015 \(asp 12\)](#) is amended in accordance with subsections (3) and (4).
- (3) In section 9 (human trafficking: support and assistance), after subsection (9) insert—

“(10) This section is subject to section 24 of the Illegal Migration Act 2023 (provisions relating to support: Scotland).”
- (4) In section 10 (slavery etc: support and assistance), after subsection (2) insert—

“(3) This section is subject to section 24 of the Illegal Migration Act 2023 (provisions relating to support: Scotland).”
- (5) In section 18 of the [Human Trafficking and Exploitation \(Criminal Justice and Support for Victims\) Act \(Northern Ireland\) 2015 \(c. 2 \(N.I.\)\)](#) (human trafficking and slavery etc: assistance and support), after subsection (10) insert—

“(10A) This section is subject to section 25 of the Illegal Migration Act 2023 (provisions relating to support: Northern Ireland).”
- (6) The Nationality and Borders Act 2022 is amended in accordance with subsections (7) to (12).

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

*Changes to legislation: There are currently no known outstanding effects for the Illegal Migration Act 2023, Section 28. (See end of Document for details)*

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- (7) In section 61(2) (identified potential victims of slavery or human trafficking: recovery period), after “section 63(2)” insert “and section 22 of the Illegal Migration Act 2023 (provisions relating to removal and leave)”.
- (8) In section 62(2) (identified potential victims of slavery or human trafficking: additional recovery period), after “section 63(2)” insert “and section 22 of the Illegal Migration Act 2023 (provisions relating to removal and leave)”.
- (9) In section 63 (identified potential victims of slavery or human trafficking: disqualification from protection), after subsection (7) insert—
- “(8) See also section 22 of the Illegal Migration Act 2023 (provisions relating to removal and leave).”
- (10) Section 65 (leave to remain for victims of slavery or human trafficking) is amended in accordance with subsections (11) and (12).
- (11) In subsection (3), after “section 63(2)” insert “and section 22 of the Illegal Migration Act 2023 (provisions relating to removal and leave)”.
- (12) After subsection (8) insert—
- “(8A) Section 22 of the Illegal Migration Act 2023 also makes provision about the revocation of leave granted under subsection (2).”

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**Commencement Information**

- II** S. 28 not in force at Royal Assent, see **s. 68(1)**

**Status:**

This version of this provision is prospective.

**Changes to legislation:**

There are currently no known outstanding effects for the Illegal Migration Act 2023, Section 28.