Changes to legislation: *Immigration Act 1971 is up to date with all changes known to be in force on or before 08 August 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*

Immigration Act 1971

CHAPTER 77

IMMIGRATION ACT 1971

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1 (1) Immigration officers for the purposes of this Act shall...

Examination by immigration officers, and medical examination

2 (1) An immigration officer may examine any persons within sub-paragraph...

Examination of persons who arrive with continuing leave

2A (1) This paragraph applies to a person who has arrived...
3 (1) An immigration officer or designated person may examine any...

Information and documents

4 (1) It shall be the duty of any person examined...
5 The Secretary of State may by order made by statutory...

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5A (1) In this Schedule " designated person " means a...

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5B (1) The Secretary of State may direct—

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6 (1) Subject to sub-paragraph (3) below, where a person examined...

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7 (1) This paragraph applies if an immigration officer examining a...

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8 (1) Where a person arriving in the United Kingdom is...
9 (1) Where an illegal entrant is not given leave to...
10 (1) Where it appears to the Secretary of State either—...
10A Where directions are given in respect of a person under...
11 A person in respect of whom directions are given under...

Seamen and aircrews

12 (1) If, on a person's examination by an immigration officer...
13 (1) Where a person being a member of the crew...
14 (1) Where it appears to the Secretary of State that...
15 A person in respect of whom directions are given under...

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15A (1) This paragraph applies if— (a) an immigration officer is...

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16 (1) A person who may be required to submit to...
17 (1) A person liable to be detained under paragraph 16...
17A (1) A person liable to be detained under paragraph 16...

18 (1) Persons may be detained under paragraph 16 above in...
18A (1) An immigration officer or constable may search a person...
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19 (1) Where a person is refused leave to enter the...
20 (1) Subject to the provisions of this paragraph, in either...

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21 (1) A person liable to detention or detained under paragraph...
22 . . . .
23 (1) Where a recognizance entered into under paragraph 22 above...
24 (1) An immigration officer or constable may arrest without warrant...
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25CA (1) An authorised officer may exercise the powers in this...

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26 (1) The owners or agents of a ship or aircraft...
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29 (1) Where a person (in the following provisions of this...

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30 (1) An appellant shall not be released under paragraph 29...

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31 (1) Where under paragraph 29 above (as it applies in...
32 Where under paragraph 29 above (as it applies in Scotland)...

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33 (1) An immigration officer or constable may arrest without warrant...
33A (1) Tribunal Procedure Rules must make provision with respect to...

Grant of bail pending removal

34 . . . .

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2 (1) Where a recommendation for deportation made by a court...

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3 So far as they relate to an appeal under section...

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4 Where the release of a person recommended for deportation is...
5 (1) On an application made— (a) by or on behalf...
6 (1) In this Schedule “ the appropriate court ” means,...
7 (1) A constable or immigration officer may arrest without warrant...
8 (1) A person arrested in England or Wales in pursuance...
9 (1) A person arrested in Scotland in pursuance of paragraph...
10 Any justice of the peace or court before whom a...

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Leave to enter

1 (1) Where under the immigration laws of any of the...
2 Notwithstanding section 3(4) of this Act, leave given to a...

Deportation

3 (1) This Act has effect in relation to a person...

Relevant person for purposes of paragraph 3

3A (1) For the purposes of paragraph 3, a person is...

Illegal entrants

4 Notwithstanding anything in section 1(3) of this Act, it shall...

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B1 Power to stop, board, divert and detain
C1 Power to search and obtain information
D1 Power of arrest and seizure
E1 Protective searches of persons
F1 Search for nationality documents
G1 Assistants
H1 Reasonable force
I1 Evidence of authority
J1 Protection of relevant officers
K1 Offences under the law of England and Wales
L1 Offences under the law of Scotland
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PART 1 — ENGLAND AND WALES

Introductory

1 (1) This Part of this Schedule sets out the powers...

Power to stop, board, divert and detain

2 (1) This paragraph applies if a relevant officer has reasonable...

Power to search and obtain information

3 (1) This paragraph applies if a relevant officer has reasonable...

Power of arrest and seizure

4 (1) This paragraph applies if a relevant officer has reasonable...

Protective searches of persons

5 (1) A relevant officer may search a person found on...

Search for nationality documents

6 (1) A relevant officer may require a person found on...

Assistants

7 (1) A relevant officer may— (a) be accompanied by other...

Reasonable force

8 A relevant officer may use reasonable force, if necessary, in...

Evidence of authority

9 A relevant officer must produce evidence of the officer's authority...

Protection of relevant officers

10 A relevant officer is not liable in any criminal or...

Offences

11 (1) A person commits an offence under the law of...

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Introductory

12 (1) This Part of this Schedule sets out the powers...

Power to stop, board, divert and detain

13 (1) This paragraph applies if a relevant officer has reasonable...

Power to search and obtain information

14 (1) This paragraph applies if a relevant officer has reasonable...

Power of arrest and seizure

15 (1) This paragraph applies if a relevant officer has reasonable...

Protective searches of persons

16 (1) The relevant officer may search a person found on...

Search for nationality documents

17 (1) The relevant officer may require a person found on...

Assistants

18 (1) A relevant officer may— (a) be accompanied by other...

Reasonable force

19 A relevant officer may use reasonable force, if necessary, in...

Evidence of authority

20 A relevant officer must produce evidence of the officer's authority...

Protection of relevant officers

21 A relevant officer is not liable in any criminal or...

Offences

22 (1) A person commits an offence under the law of...

PART 3 — NORTHERN IRELAND

Introductory

23 (1) This Part of this Schedule sets out the powers...

Power to stop, board, divert and detain

24 (1) This paragraph applies if a relevant officer has reasonable...

Power to search and obtain information

25 (1) This paragraph applies if a relevant officer has reasonable...

Power of arrest and seizure

26 (1) This paragraph applies if a relevant officer has reasonable...

Protective searches of persons

27 (1) The relevant officer may search a person found on...

Search for nationality documents

28 (1) The relevant officer may require a person found on...

Assistants

29 (1) A relevant officer may— (a) be accompanied by other...

Reasonable force

30 A relevant officer may use reasonable force, if necessary, in...

Evidence of authority

31 A relevant officer must produce evidence of the officer's authority...

Protection of relevant officers

32 A relevant officer is not liable in any criminal or...

Offences

33 (1) A person commits an offence under the law of...

SCHEDULE 5 — The Adjudicators and the Tribunal

Part I — THE ADJUDICATORS

1 There shall be such number of adjudicators as the Lord...
2 (1) Subject to the following provisions of this paragraphAn adjudicator...
3 [(1)] The Lord Chancellor shall pay— (a) to the adjudicators,...
4 The Adjudicators and the Tribunal
5 The adjudicators shall sit at such times and in such...

Part II — THE TRIBUNAL

Members

6 The Tribunal shall consist of such number of members as...
7 The president and such number of the other members of...
8 (1) Subject to the following provisions of this paragraphA member...
9 [(1)]The Lord Chancellor shall pay— (a) to the members of...
10 The Adjudicators and the Tribunal

Proceedings

11 For the purpose of hearing and determining appeals under Part...
12 Subject to rules of procedure, the Tribunal shall be deemed...
13 The Lord Chancellor may appoint members of the Tribunal who...
14 The president or, in his absence, the member qualified as...
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15 The Lord Chancellor may appoint such officers and servants for...
16 The remuneration of officers and servants appointed as aforesaid, and...

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View outstanding changes

Changes and effects yet to be applied to :

- s. 8B(1)-(3) power to modify conferred by S.I. 2020/733 reg. 38(1) (This amendment not applied to legislation.gov.uk. Regulations revoked prospectively by S.I. 2020/1278, regs. 1(2), 66(4))
- s. 8B(1)-(3) power to modify conferred by S.I. 2021/1404 reg. 23 (This amendment not applied to legislation.gov.uk. The affecting statutory instrument has no effect. It was made under a procedure which meant that it ceased to have effect 28 days after signing unless it was debated and approved in Parliament within that time. Although it was debated, it was not approved by resolutions of both Houses within the required timeframe, so it has expired with no effect. See the Twelfth Report of Session 2022-23 of the Joint Committee on Statutory Instruments)
- s. 10(1) words repealed by 1999 c. 33 Sch. 14 para. 47(2)Sch. 16
- s. 10(2) words substituted by 1999 c. 33 Sch. 14 para. 47(4)
- s. 11(1) applied by 2023 c. 37 s. 2(10)
- s. 11(1) words inserted by 1999 c. 33 Sch. 14 para. 48
- s. 11(1) words omitted by 2016 c. 19 Sch. 10 para. 15(b) (This amendment not applied to legislation.gov.uk. The prospectively inserted words in s. 11(1) by 1999 c. 33, Sch. 14 para. 48 have not yet been commenced.)
- s. 25(1) word substituted by S.I. 2019/745 reg. 4(3)(b)(i) (This amendment not applied to legislation.gov.uk. Reg. 4(3)(b) omitted immediately before IP completion day by virtue of S.I. 2020/1309, regs. 1(2)(a), 48)
- s. 25(1) words inserted by S.I. 2019/745 reg. 4(3)(b)(ii) (This amendment not applied to legislation.gov.uk. Reg. 4(3)(b) omitted immediately before IP completion day by virtue of S.I. 2020/1309, regs. 1(2)(a), 48)
- s. 25(7)(b) words substituted by S.I. 2019/745 reg. 4(3)(f)
- s. 26A(1)(b)(i) words substituted by 2016 c. 19 Sch. 11 para. 32(2)
- s. 26A(1)(b)(ii) omitted by 2016 c. 19 Sch. 11 para. 2(a)
- s. 26A(2) words substituted by 2016 c. 19 Sch. 11 para. 32(3)
- s. 28A(3)(a) word inserted by 2016 c. 19 s. 44(3)
- s. 28B(5) word inserted by 2016 c. 19 s. 44(4)
- s. 28D(4) word inserted by 2016 c. 19 s. 44(6)
- s. 36 power extended by 2020 c. 1 s. 42(4)
- Sch. 2 para. 17A applied by 2023 c. 37 s. 8(14)
- Sch. 2 excluded in part by 2002 c. 41, s. 62(3A) (as inserted) by 2023 c. 37 s. 11(8)
- Sch. 2 para. 16 cross-heading words inserted by 2023 c. 37 s. 11(3)

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)