Nationality and Borders Act 2022

2022 CHAPTER 36

PART 7

GENERAL

87 Commencement

(1) Subject to subsections (3) to (5), this Act comes into force on such day as the Secretary of State appoints by regulations.

(2) Regulations under subsection (1) may appoint different days for different purposes or areas.

(3) The following provisions come into force on the day on which this Act is passed—

(a) section 10(1) and (6) to (8) (effect of failure to give notice of pre-commencement decision to deprive a person of citizenship);

(b) sections 70, 71 and 73 (visa penalties in relation to countries posing a risk to international peace and security etc);

(c) this Part.

(4) The following provisions come into force on the day on which this Act is passed for the purposes of making (and, where required, consulting on) regulations—

(a) section 14 (requirement to make asylum claim at "designated place");

(b) section 27 (accelerated detained appeals);

(c) section 42 and Schedule 5 (penalty for failure to secure goods vehicle etc);

(d) section 43 (working in United Kingdom waters: arrival and entry);

(e) section 50 (persons subject to immigration control: referral or age assessment by local authority);

(f) section 52 (use of scientific methods in age assessments);

(g) section 53 (regulations about age assessments);

(h) section 69 (interpretation of Part 5);

(i) section 82 (pre-consolidation amendments of immigration legislation).

Changes to legislation: *Nationality and Borders Act 2022, Section 87 is up to date with all changes known to be in force on or before 11 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*

(5) The following provisions come into force at the end of the period of two months beginning with the day on which this Act is passed—

(a) section 28 (claims certified as clearly unfounded: removal of right of appeal);

(b) paragraphs 5 to 19 of Schedule 4, and section 29 so far as it relates to those paragraphs (removal of asylum seeker to safe third country);

(c) section 30(1), (2) and (4) to (6) (Refugee Convention: general);

(d) sections 31 to 36 and 38 (interpretation of Refugee Convention);

(e) section 39 (interpretation of Part 2);

(f) section 44 (power to search container);

(g) section 49(1) to (4) (interpretation of Part 4);

(h) sections 72 and 74 (visa penalties in relation to uncooperative countries);

(i) section 78 (counter-terrorism questioning of detained entrants away from place of arrival).

Commencement Information

I1 S. 87 in force at Royal Assent, see **s. 87(3)(c)**

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View outstanding changes

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)