



# Nationality and Borders Act 2022

## 2022 CHAPTER 36

### PART 3

#### IMMIGRATION CONTROL

##### *Enforcement*

#### **44 Power to search container unloaded from ship or aircraft**

- (1) The Immigration Act 1971 is amended as follows.
- (2) In sub-paragraph (5) of paragraph 1 of Schedule 2 (powers to search ship or aircraft etc), after “vehicle” insert “or container”.
- (3) After that sub-paragraph insert—
  - “(6) For the purposes of searching a container under sub-paragraph (5), an immigration officer may direct any person who has control of the container to deliver the container to a place specified by the immigration officer.
  - (7) In this paragraph, “container” has the same meaning as in the Customs and Excise Management Act 1979 (see section 1(1) of that Act).”
- (4) In section 26(1) (general offences in connection with administration of Act), after paragraph (g) insert—
  - “(h) if, without reasonable excuse, the person fails to comply with a direction under paragraph 1(6) of Schedule 2 (direction to move a container for purposes of a search).”

#### **Commencement Information**

**II** S. 44 in force at 28.6.2022, see s. 87(5)(f)

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**Changes to legislation:** Nationality and Borders Act 2022, Cross Heading: Enforcement is up to date with all changes known to be in force on or before 23 July 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](#)

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## 45 Maritime enforcement

Schedule 7 contains amendments to Part 3A of the Immigration Act 1971 (maritime enforcement).

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### Commencement Information

**I2** S. 45 not in force at Royal Assent, see **s. 87(1)**

**I3** S. 45 in force at 28.6.2022 by S.I. 2022/590, regs. 1(2), 2, **Sch. 1 para. 22** (with Sch. 2 para. 8)

**Changes to legislation:**

Nationality and Borders Act 2022, Cross Heading: Enforcement is up to date with all changes known to be in force on or before 23 July 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.

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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\(12\)](#)