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STATUTORY INSTRUMENTS

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**2005 No. 565**

**The Asylum and Immigration (Treatment of Claimants, etc.) Act 2004 (Commencement No. 5 and Transitional Provisions) Order 2005**

**Citation and interpretation**

1.—(1) This Order may be cited as the Asylum and Immigration (Treatment of Claimants, etc.) Act 2004 (Commencement No. 5 and Transitional Provisions) Order 2005.

(2) In this Order—

“the 2002 Act” means the Nationality, Immigration and Asylum Act 2002(1);

“the 2004 Act” means the Asylum and Immigration (Treatment of Claimants, etc.) Act 2004;

“adjudicator” means an adjudicator appointed, or treated as if appointed, under section 81 of the 2002 Act;

“appropriate appellate court” has the meaning given in section 103B(5) of the 2002 Act;

“appropriate court” has the meaning given in section 103A(9) of the 2002 Act;

“commencement” means the commencement date in article 2 of this Order;

“the old appeals provisions” means the following provisions, insofar as they continued to have effect immediately before commencement in relation to a pending appeal(2)—

(i) Part IV of, and Schedule 4 to, the Immigration and Asylum Act 1999(3);

(ii) section 8(1) to (4) of the Asylum and Immigration Act 1993(4);

(iii) sections 13 to 17 of the Immigration Act 1971(5).

(3) In this Order, references to a section by number alone are to the section so numbered in the 2002 Act.

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(1) 2002 c. 41.

(2) By virtue of the Nationality, Immigration and Asylum Act 2002 (Commencement No. 4) Order 2003 (S.I.2003/754), articles 3 and 4 and Schedule 2.

(3) 1999 c. 33.

(4) 1993 c. 23.

(5) 1971 c. 77.