
DRAFT STATUTORY INSTRUMENTS

2008 No.

The Immigration (Biometric Registration) Regulations 2008

Consequences of a failure to comply with a requirement of these Regulations

23.—(1) Where a person who is required to make an application for the issue of a biometric immigration document fails to comply with a requirement of these Regulations, the Secretary of State —

- (a) may take any, or any combination, of the actions specified in paragraph (2); and
- (b) must consider giving a notice under section 9 of the UK Borders Act 2007.

(2) The actions specified are to —

- (a) refuse an application for a biometric immigration document;
- (b) disregard the person's application for leave to remain;
- (c) refuse the person's application for leave to remain; and
- (d) cancel or vary leave to enter or remain.

(3) Where any person apart from a person referred to in paragraph (1) fails to comply with a requirement of these Regulations, the Secretary of State must consider giving a notice under section 9 of the UK Borders Act 2007.

(4) The Secretary of State may designate an adult as the person responsible for ensuring that a child complies with the requirements of these Regulations.