



# Immigration and Asylum Act 1999

## 1999 CHAPTER 33

### PART VI

#### SUPPORT FOR ASYLUM-SEEKERS

##### *Exclusions*

#### **119 Homelessness: Scotland and Northern Ireland.**

- (1) A person subject to immigration control—
- (a) is not eligible for accommodation or assistance under the homelessness provisions, and
  - (b) is to be disregarded in determining for the purposes of those provisions, whether [<sup>F1</sup>a person falling within subsection (1A)]—
    - (i) is homeless or is threatened with homelessness, or
    - (ii) has a priority need for accommodation,unless he is of a class specified in an order made by the Secretary of State.

[<sup>F2</sup>(1A) A person falls within this subsection if the person—

- (a) falls within a class specified in an order under subsection (1); but
  - (b) is not a national of an EEA State or Switzerland.]
- (2) An order under subsection (1) may not be made so as to include in a specified class any person to whom section 115 applies.
- (3) “The homelessness provisions” means—
- (a) in relation to Scotland, Part II of the <sup>M1</sup>Housing (Scotland) Act 1987; and
  - (b) in relation to Northern Ireland, Part II of the <sup>M2</sup>Housing (Northern Ireland) Order 1988.
- (4) “Person subject to immigration control” has the same meaning as in section 118.

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*Status: Point in time view as at 01/01/2010. This version of this provision has been superseded.*

**Changes to legislation:** Immigration and Asylum Act 1999, Section 119 is up to date with all changes known to be in force on or before 02 September 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)

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#### Textual Amendments

- F1** Words in s. 119(1)(b) substituted (2.3.2009 for specified purposes) by [Housing and Regeneration Act 2008 \(c. 17\)](#), s. 325(1), **Sch. 15 para. 22(2)**; S.I. 2009/415, art. 3
- F2** S. 119(1A) inserted (2.3.2009 for specified purposes) by [Housing and Regeneration Act 2008 \(c. 17\)](#), s. 325(1), **Sch. 15 para. 22(3)**; S.I. 2009/415, art. 3
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#### Commencement Information

- I1** S. 119 wholly in force at 1.3.2000; s. 119 not in force at Royal Assent see s. 170(4); s. 119 in force for certain purposes at 1.1.2000 by [S.I. 1999/3190, art. 2, Sch.](#); s. 119 in force at 1.3.2000 insofar as not already in force by [S.I. 2000/464, art. 2, Sch.](#)
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#### Marginal Citations

- M1** 1987 c. 26.
- M2** [S.I. 1988/1990 \(N.I. 13\)](#).

**Status:**

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**Changes to legislation:**

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