



Nationality, Immigration and Asylum Act 2002

2002 CHAPTER 41

PART 6

IMMIGRATION PROCEDURE

Disclosure of information by private person

134 Employer

- (1) The Secretary of State may require an employer to supply information about an employee whom the Secretary of State reasonably suspects of having committed an offence under—
 - (a) section 24(1)(a), (b), (c), (e) or (f), 24A(1) or 26(1)(c) or (d) of the Immigration Act 1971 (c. 77) (illegal entry, deception, &c.),
 - (b) section 105(1)(a), (b) or (c) of the Immigration and Asylum Act 1999 (c. 33) (support for asylum-seeker: fraud), or
 - (c) section 106(1)(a), (b) or (c) of that Act (support for asylum-seeker: fraud).
- (2) The power under subsection (1) may be exercised to require information about an employee only if the information—
 - (a) is required for the purpose of establishing where the employee is, or
 - (b) relates to the employee's earnings or to the history of his employment.
- (3) In this section a reference to an employer or employee—
 - (a) includes a reference to a former employer or employee, and
 - (b) shall be construed in accordance with section 8(8) of the Asylum and Immigration Act 1996 (c. 49) (restrictions on employment).
- (4) Where—
 - (a) a business (the "employment agency") arranges for one person (the "worker") to provide services to another (the "client"), and

Status: Point in time view as at 30/07/2003. This version of this provision has been superseded.

Changes to legislation: Nationality, Immigration and Asylum Act 2002, Section 134 is up to date with all changes known to be in force on or before 07 October 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)

(b) the worker is not employed by the employment agency or the client, this section shall apply as if the employment agency were the worker's employer while he provides services to the client.

Status:

Point in time view as at 30/07/2003. This version of this provision has been superseded.

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