



# Nationality and Borders Act 2022

## 2022 CHAPTER 36

### PART 3

#### IMMIGRATION CONTROL

##### *Immigration bail*

#### **48 Matters relevant to decisions relating to immigration bail**

In paragraph 3(2) of Schedule 10 to the Immigration Act 2016 (matters to be taken into account in making decision on immigration bail), for the “and” at the end of paragraph (e) substitute—

- “(ea) whether the person has failed without reasonable excuse to cooperate with any process—
- (i) for determining whether the person requires or should be granted leave to enter or remain in the United Kingdom,
  - (ii) for determining the period for which the person should be granted such leave and any conditions to which it should be subject,
  - (iii) for determining whether the person’s leave to enter or remain in the United Kingdom should be varied, curtailed, suspended or cancelled,
  - (iv) for determining whether the person should be removed from the United Kingdom, or
  - (v) for removing the person from the United Kingdom, and”.

#### **Commencement Information**

- 11** S. 48 not in force at Royal Assent, see **s. 87(1)**  
**12** S. 48 in force at 28.6.2022 by S.I. 2022/590, regs. 1(2), 2, **Sch. 1 para. 25**

**Changes to legislation:**

There are outstanding changes not yet made by the legislation.gov.uk editorial team to Nationality and Borders Act 2022. Any changes that have already been made by the team appear in the content and are referenced with annotations.

[View outstanding changes](#)

**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

- Act excluded by [2024 c. 8 s. 2\(5\)\(a\)](#)<sup>5</sup>

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\(12\)](#)