
STATUTORY INSTRUMENTS

2003 No. 2818

The Nationality, Immigration and Asylum
Act 2002 (Juxtaposed Controls) Order 2003

PART 3

PROVISIONS RELATING TO THE EXERCISE OF POWERS
BY UNITED KINGDOM IMMIGRATION OFFICERS
AND CONSTABLES IN A CONTROL ZONE IN FRANCE

Powers of arrest and search outside United Kingdom

13.—(1) An immigration officer may in a Control Zone in France exercise the powers of arrest conferred by—

- (a) section 28A (1), (3)(1) and (5) of the 1971 Act; and
- (b) paragraph 17(1) of Schedule 2 to the 1971 Act,

in respect of an offence under that Act or in respect of an offence under that Act as applied by this Order.

(2) Where an immigration officer makes a request to a police officer of the rank of sergeant or above for assistance in arresting a person in a Control Zone in France in respect of an offence under the 1971 Act or in respect of an offence under that Act as applied by article 12(1) of this Order, a constable of the police force of which that officer is a member may in such a Control Zone exercise any power of arrest conferred by the 1971 Act or by the 1984 Act, and any such request shall be recorded in writing at the time it is made or as soon as practicable afterwards.

(3) A constable may in a Control Zone in France exercise any power of arrest conferred by the 1984 Act in respect of an offence as applied by article 12(2) to (5) of this Order which is committed in a Control Zone in France.

(4) Any power conferred by the 1971 Act or the 1984 Act to search an arrested person or a vehicle or to seize anything following an arrest authorised by this article may be exercised as if the person had been arrested in England.

(1) Section 28A was inserted by section 128 of the Immigration and Asylum Act 1999 and subsection (3) was amended by section 144 of the Nationality, Immigration and Asylum Act 2002.

Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Nationality, Immigration and Asylum Act 2002 (Juxtaposed Controls) Order 2003. Any changes that have already been made by the team appear in the content and are referenced with annotations.

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Changes and effects yet to be applied to :

- [art. 13\(1\)](#) words substituted for [art. 13\(1\)\(a\)\(b\)](#) by [S.I. 2021/311 art. 2\(6\)](#)

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

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- [Sch. 2 para. 1A](#) inserted by [S.I. 2006/2908 art. 2\(c\)](#)
- [Sch. 2 para. 1\(3\)\(ca\)](#) inserted by [S.I. 2021/311 art. 2\(7\)\(a\)](#)
- [Sch. 2 para. 2\(1\)\(da\)](#) inserted by [S.I. 2021/311 art. 2\(7\)\(b\)\(i\)\(aa\)](#)
- [Sch. 2 para. 2\(1\)\(ea\)](#) inserted by [S.I. 2021/311 art. 2\(7\)\(b\)\(i\)\(bb\)](#)
- [Sch. 2 para. 2\(2\)\(d\)-\(h\)](#) inserted by [S.I. 2021/311 art. 2\(7\)\(b\)\(iii\)](#)
- [Sch. 2 para. 4\(ba\)\(bb\)](#) inserted by [S.I. 2021/311 art. 2\(7\)\(d\)\(i\)](#)
- [Sch. 2 para. 4\(ca\)\(cb\)](#) inserted by [S.I. 2021/311 art. 2\(7\)\(d\)\(ii\)](#)
- [Sch. 2 para. 4\(e\)](#) inserted by [S.I. 2021/311 art. 2\(7\)\(d\)\(iii\)](#)
- [Sch. 2 para. 5\(aa\)](#) inserted by [S.I. 2021/311 art. 2\(7\)\(e\)\(iv\)](#)
- [Sch. 2 para. 4A](#) inserted by [S.I. 2021/784 art. 3](#)
- [Sch. 2 para. 2\(1\)\(h\)\(ii\)-\(vi\)](#) substituted for [Sch. 2 para. 2\(1\)\(h\)\(ii\)](#) by [S.I. 2021/311 art. 2\(7\)\(b\)\(i\)\(ee\)](#)
- [art. 3\(3\)\(4\)](#) inserted by [S.I. 2021/311 art. 2\(3\)](#)
- [art. 8\(2A\)](#) inserted by [S.I. 2019/419 Sch. 3 para. 46\(3\)](#)
- [art. 11\(1\)\(f\)\(g\)](#) inserted by [S.I. 2006/2908 art. 2\(a\)](#)
- [art. 11\(1\)\(f\)](#) word deleted (temp.) by [S.I. 2011/1786 art. 2\(2\)](#)
- [art. 11\(1\)\(g\)](#) word inserted (temp.) by [S.I. 2011/1786 art. 2\(3\)](#)
- [art. 11\(1\)\(h\)](#) inserted (temp.) by [S.I. 2011/1786 art. 2\(4\)](#)
- [art. 11\(4A\)](#) inserted by [S.I. 2019/419 Sch. 3 para. 47\(3\)](#)
- [art. 12\(3\)\(4\)\(4a\)](#) omitted by [S.I. 2021/311 art. 2\(5\)\(b\)](#)
- [art. 12\(4A\)](#) inserted by [S.I. 2006/2908 art. 2\(b\)](#)
- [art. 12\(7\)](#) inserted by [S.I. 2021/311 art. 2\(5\)\(d\)](#)