
STATUTORY INSTRUMENTS

2023 No. 283

**The Nationality and Borders Act 2022 (Commencement
No. 5 and Transitional Provisions) Regulations 2023**

Transitional provision in relation to section 51 of the 2022 Act

5. Until sections 54 and 56 of the 2022 Act come into force, section 51 of the 2022 Act is to be read as if—

- (a) in subsection (3), the words from “But this” to the end were omitted;
- (b) after subsection (3), there were inserted—

“(3A) Subsection (3) does not prevent a designated person from carrying out a further age assessment on an age-disputed person (“P”) if they become aware of new information in relation to P’s age which is significant new evidence.

(3B) New information is “significant new evidence” if there is a realistic prospect that, if a further age assessment were to be conducted on P, taking into account the new information, P’s age would be assessed as different from the age determined in the first age assessment.

(3C) Subsection (3) applies to a further age assessment carried out under subsection (3A) as it applies to an age assessment conducted by a designated person under subsection (1).”.