

In this issue:

Overview

Important provisions of the Act

Other highlights of the Act

Anticipated implementation date

Deloitte's view

Contacts

GES NewsFlash

United Kingdom — Immigration Update: Immigration Act 2014 receives Royal Assent



May 29, 2014

Overview

Immigration Act 2014

On 14 May 2014 the Immigration Bill 2014 received Royal Assent.

The provisions of the Act cover wide-ranging issues relating to immigration, the restriction of benefits and appeal rights.

A number of the new measures are designed to assist UK Visas and Immigration in combatting perceived bureaucracy in removing those not lawfully present in the UK and encouraging those in the UK unlawfully to leave by removing the rights to rent property, access healthcare, access bank accounts and drive legally.

Important provisions of the Act

The Act is divided into 6 parts;

- **Removals** – streamlines the removal of persons unlawfully present in the UK.
- **Appeals** – limits immigration appeal to asylum and human rights grounds. Set up of an administrative review system to provide a proportionate and less costly mechanism for resolving case working errors.
- **Access to Services** – requires landlords to check the tenants' rights to be in the UK; prevents migrants who may not have the right to stay in the UK from obtaining UK driving licences and opening bank accounts. Temporary migrants will also be required to make a financial contribution to the NHS. This part will be subject to further regulations and pilot schemes before implementation.
- **Marriage and Civil Partnership** – increases powers to investigate sham marriages and clarifies Parliament's view of Article 8 of the European Convention on Human Rights (the right to family and private life).
- **Oversight** – introduces the ability for the Home Office to charge additional

fees for new services.

- **Miscellaneous** – amends other related Enactments.

Other highlights of the Act

- Introduction of biometric information to be provided when applying for British citizenship.
- Commission of an independent review of the Home Office administrative review process (which substitutes the appeals process for most immigration applications) by the Chief Inspector within 12 months.
- Introduction of a £3,000 fine to landlords letting residential properties to those no longer entitled.
- Tied accommodation provided by an employer is to be exempt from the immigration check requirement in relation to residential letting.

Anticipated implementation date

Major provisions of the Act are due to be implemented from Summer 2014 with some provisions being implemented after a pilot scheme.

Deloitte's view

Key parts of the legislation relating to the healthcare contribution and landlords' checking tenants' right to rent will be piloted before implementation.

We question whether landlords are equipped to review a tenant's right to stay in the UK. Individuals wishing to rent accommodation will be faced with delay if they cannot prove their right to reside in the UK. This may also have an impact on British nationals without a valid British passport, who will be required to provide extra documentation to prove their nationality.

The removal of the right of appeal against a refusal of an immigration application and the introduction of an internal administrative review function may lead to quicker resolution of erroneous refusals, but with limited independent oversight.

Contacts

If you have any questions concerning the issues in this GES NewsFlash, please contact one of the GES professionals at our Deloitte offices as follows:

London

Caroline Reynolds
Tel: +44 20 7007 2341
careynolds@deloitte.co.uk

Tsveta Bogdanova
Tel: +44 20 7007 2499
tbogdanova@deloitte.co.uk

Jessica Stooke
Tel: +44 20 7007 8367
jstooke@deloitte.co.uk

This NewsFlash information is also included in our biweekly GES newsletter, *Global InSight*, which you will receive directly if you are on the central distribution list.

If you are not on the central distribution list and received this communication by some other means, you can follow these few simple steps to be added to the central distribution list:

- Go to the [Deloitte subscriptions page](#) on Deloitte.com
- Enter your email address to login or create a profile
- On the next page, enter your contact information and choose “Tax: Global Insight” under Email Newsletters
- Click “Save profile”.

Be sure to visit us at our website: www.deloitte.com/tax.

© 2014 Deloitte LLP. All rights reserved.

This communication is from Deloitte LLP, a limited liability partnership registered in England and Wales with registered number OC303675. Its registered office is 2, New Street Square, London EC4A 3BZ, United Kingdom. Deloitte LLP is the United Kingdom member firm of Deloitte Touche Tohmatsu Limited (“DTTL”), a UK private company limited by guarantee, whose member firms are legally separate and independent entities. Please see www.deloitte.co.uk/about for a detailed description of the legal structure of DTTL and its member firms.

This communication contains information which is confidential and may also be privileged. It is for the exclusive use of the intended recipient(s). If you are not the intended recipient(s), please (1) notify it.security.uk@deloitte.co.uk by forwarding this email and delete all copies from your system and (2) note that disclosure, distribution, copying or use of this communication is strictly prohibited. Email communications cannot be guaranteed to be secure or free from error or viruses.

To the extent permitted by law, Deloitte LLP does not accept any liability for use of or reliance on the contents of this email by any person save by the intended recipient(s) to the extent agreed in a Deloitte LLP engagement contract.

Opinions, conclusions and other information in this email which have not been delivered by way of the business of Deloitte LLP are neither given nor endorsed by it.

[Home](#) | [Security](#) | [Legal](#) | [Privacy](#)