

ILPA immigration update 63

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Immigration Act

ILPA's continuing series of Information Sheets on the Act may be accessed [here](#). This month new sheets have been added as follows:

- [Immigration Act: Marriage](#)
- [Immigration Act: Detention of Children](#)
- [Immigration Act: Enforcement Powers](#)

Several key provisions of the Act, such as the new framework for appeals, have yet to be brought into force. We know that the Government's aim was to commence these parts of the Act by the end of October but it is unclear whether this timetable has slipped.

Modern Slavery Bill

Consideration of this Bill by the House of Commons has been paused while the House is in recess. The last day of the Committee stage will be 14th October, when ILPA's suggested amendment on the presumption of age clause will be debated (tabled by Sarah Champion MP and Diana Johnson MP). Our briefing on that amendment, and all other briefings on the Bill, are available here: <http://www.ilpa.org.uk/pages/briefings-on-the-modern-slavery-bill-2014.html>

Naturalisation of children born to British fathers

Section 65 of the Immigration Act 2014 provides for registration as a British citizen of persons born to a British father not married to their mother. The section is not yet in force (it requires a Commencement Order) but the Government has published a factsheet about it, which will provide the affected group with a route to register as a British citizen. The change is a welcome one, as it will remove much of the current disparity in treatment between children born within and without of wedlock. Ealing Law Centre, which worked with ILPA to propose this part of the Act, has a project to register children who have a claim to British citizenship, information about this is available here:

www.ealinglawcentre.org.uk.gridhosted.co.uk/prcbc

New procedure rules for the First Tier Tribunal (Immigration and Asylum Chamber)

The Tribunal Procedure (First-tier Tribunal) (Immigration and Asylum Chamber) Rules 2014 (SI 2014/2064 (L.31), have been laid before parliament. They come into force on 20 October 2014. The new rules reflect changes made by the Immigration Act 2014 to Bail, among other things.

Statelessness

The first Global forum on Statelessness, organised by UNHCR and Tilburg university was held this month. ILPA's Legal Director, Alison Harvey, Chair Adrian Berry and refugee subcommittee co-convenor Eric Fripp were among those presenting papers. ILPA members also presented papers. At the Global Forum the European Network on Statelessness was formally lodged as an independent organisation. It is based at Asylum Aid. See further our Information Sheet: [Statelessness](#).

Immigration Detention

Bail for Immigration Detainees (BID) have released three new reports this month:

- *No place to go: delays in Home Office provision of Section 4(1)(c) bail accommodation* (25 September 2014)
- *Denial of Justice: the hidden use of UK prisons for immigration detention* (15 September 2014)
- *Summary findings of survey of levels of legal representation for immigration detainees across the UK detention estate* (15 September 2014)

The changes brought by the Immigration Act 2014 restrict access to Bail and are explained in our [Information Sheet: Immigration Act – Bail](#). The reports from BID are available here: <http://www.biduk.org/439/resources/resources.html>