

RACE RELATIONS ACT 1976

SECTION 19D MINISTERIAL AUTHORISATION

Race Relations (Immigration and Asylum) (War Crimes etc.) Authorisation 2007

Made 11 December 2007

Coming into operation 11 December 2007

I make the following authorisation under section 19D(3)(a) of the Race Relations Act 1976 1:

Citation and coming into operation

1. This authorisation may be cited as the Race Relations (Immigration and Asylum) (War Crimes etc.) Authorisation 2007 and shall come into operation on 11 December 2007.

Closer scrutiny of certain applications

2. Paragraph 3 applies where a person ("the applicant"):
 - (a) has made, prior to the coming into operation of this authorisation, an application of a kind specified in paragraph 4 or makes, after the coming into operation of this authorisation, an application of a kind specified in paragraph 5, and
 - (b) the condition in paragraph 6 is satisfied.
3. The Secretary of State may subject the application to more rigorous scrutiny than he subjects like applications from persons of other nationalities to, for the purposes of determining whether the applicant has committed or been associated with the commission of war crimes, crimes against humanity or genocide.
4. The applications are:
 - (a) an application for asylum made before 15th January 2007, and
 - (b) an application for leave to remain, in circumstances where the applicant has previously been granted leave to enter or remain.
5. The applications are:
 - (a) an application for entry clearance, and

- (b) an application for leave to remain (other than in connection with an application for asylum).
- 6. The condition is that the applicant is a national of a State specified on a list approved personally by the Minister for the purpose of this authorisation.
- 7. The condition for specifying a State for the purpose of this authorisation is that the Minister is satisfied that:
 - (a) the State has referred a situation in its own territory to the International Criminal Court for investigation, or events in the State are or have been the subject of an investigation by that court or another court or tribunal established for the purpose of prosecuting persons responsible for war crimes, crimes against humanity or genocide, or
 - (b) there is credible evidence of serious human rights abuses having been committed in the State since 1990 and there have been at least 1,000 asylum applications from nationals of that State in the preceding 17 year period.

Duration

- 8. This authorisation shall remain in force until revoked.
1. 1976 c.74. Section 19D was inserted by section 1 of the Race Relations (Amendment) Act 2000 (c.34).

Home Office
11 December 2007

Liam Byrne
Minister of State