

**CHAPTER 1
SECTION 11****RACE RELATIONS (GENERAL)****THE RACE MONITOR****Statutory and other duties**

The Independent Race Monitor's statutory duties are set out in Section 19E of the Race Relations Act 1976 as amended by the Race Relations (Amendment) Act 2000. The Monitor has also been given additional duties enabling him or her to provide the Border and Immigration Agency with broader comments and advice on race matters. The statutory duties of the Monitor are to:

- Monitor, in such manner as the Secretary of State may determine, the likely effect on the operation of the exception in section 19D of any relevant authorisation relating to the carrying out of immigration and nationality functions which has been given by a Minister of the Crown acting personally;
- Monitor the operation of that exception in relation to acts which have been done by a person acting in accordance with such an authorisation;
- Make an annual report on the discharge of his or her functions to the Secretary of State.

In addition, the Monitor is required to:

- Provide the Chief Executive of the Border and Immigration Agency with comment and guidance on race matters, in respect of issues that arise during the performance of his or her statutory duties.

The Secretary of State has determined the Monitor should:

- Spend no more than 40 days in connection with this appointment;
- Meet Border and Immigration Agency's chief Executive, Senior Director Operations and Projects and Senior Director Policy once a year to discuss the justification for and operation of ministerial authorisations, and to give comment and guidance on race matters, in respect of issues that arise during the performance of his or her statutory duties;
- Meet senior managers in the Border and Immigration Agency's business delivery areas at least once a year to discuss specific authorisations, and to give comment and guidance on race matters, in respect of issues that arise during the performance of his or her statutory duties;

- If possible, meet the Home Office Immigration Minister or the Home Secretary approximately quarterly;
- Make at least 8 familiarisation visits per annum to operational Border and Immigration Agency units, including ports, local enforcement offices and asylum caseworking units or presenting officer units, focussing on the operation of any Ministerial authorisations;
- Liaise with Research Development and Statistics over information needs flowing from the Race Relations Act;
- Liaise with the Border and Immigration Agency Complaints Audit Committee, the Entry Clearance Monitor, the Claims Certification Monitor and HM Chief Inspector of Prisons (in relation to her duties in respect of detention centres and short-term holding facilities) to discuss any areas of mutual concern.