

SCHEDULES

SCHEDULE 1

Section 1(1).

SELECTION SCHEMES

- 1 Effect shall be given to any scheme for the purposes of section 1(1) of this Act by an Order in Council setting out the terms of the scheme; and no such Order shall be made unless a draft of it has been laid before and approved by a resolution of each House of Parliament.
- 2 The scheme set out in an Order in Council under this Schedule shall—
- (a) in the case of the first Order to be made under this Schedule, be a scheme submitted to the Secretary of State by the Governor of Hong Kong with such modifications (if any) as the Secretary of State may think necessary or expedient; and
 - (b) in the case of any subsequent Order, be a scheme which amends, supplements or replaces a previous scheme and is either such a scheme as is mentioned in paragraph (a) above or a scheme made by the Secretary of State after consulting the Governor.
- 3 A scheme under this Schedule shall make provision for the selection by the Governor of persons to be recommended by him under section 1(1) of this Act.
- 4 (1) Any such scheme shall apply to persons who are settled in Hong Kong and who—
- (a) are British Dependent Territories citizens by virtue of a connection with Hong Kong or have before the passing of this Act applied for registration or naturalisation as such citizens by virtue of such a connection and whose applications would have been successful in the absence of registration under this Act; or
 - (b) are British Nationals (Overseas), British Overseas citizens, British subjects by virtue of Part IV of the principal Act or British protected persons.
- (2) Directions under section 1(3) of this Act may include provisions specifying for the purposes of sub-paragraph (1)(a) above a date or dates later than the passing of this Act.
- (3) References in this paragraph to a connection with Hong Kong shall be construed in accordance with Article 2 of the ^{M1}Hong Kong (British Nationality) Order 1986.

Marginal Citations**M1** [S.I. 1986/948](#)

- 5 (1) Without prejudice to the provisions that may be made in a scheme by virtue of paragraph 3 above, a scheme may in particular—
- (a) prescribe different criteria or quotas for persons of different classes or descriptions;

Changes to legislation: There are currently no known outstanding effects for the British Nationality (Hong Kong) Act 1990, SCHEDULE 1. (See end of Document for details)

- (b) specify different methods of selection as between persons of different classes or descriptions;
 - (c) authorise the Governor to decide at his discretion between persons equally qualified under the scheme; and
 - (d) make provision for incidental and supplementary matters.
- (2) A scheme may also in particular include provisions authorising the Governor to make a recommendation in respect of any person who, having regard to such matters as are specified in the scheme, he considers should be recommended in view of his special contribution to the economy of Hong Kong.

Changes to legislation:

There are currently no known outstanding effects for the British Nationality (Hong Kong) Act 1990, SCHEDULE 1.