



Borders, Citizenship and Immigration Act 2009

2009 CHAPTER 11

PART 2

CITIZENSHIP

Acquisition of British citizenship by naturalisation

PROSPECTIVE

^{F1}39 Application requirements: general

.....

Textual Amendments

F1 S. 39 omitted (28.6.2022) by virtue of Nationality and Borders Act 2022 (c. 36), ss. 9(3)(a), 87(1); S.I. 2022/590, regs. 1(2), 2, Sch. 1 para. 8 (with Sch. 2 para. 3)

PROSPECTIVE

^{F2}40 Application requirements: family members etc.

.....

Status: This version of this cross heading contains provisions that are prospective.

Changes to legislation: Borders, Citizenship and Immigration Act 2009, Cross Heading: Acquisition of British citizenship by naturalisation is up to date with all changes known to be in force on or before 19 April 2024.

There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

Textual Amendments

- F2** S. 40 omitted (28.6.2022) by virtue of Nationality and Borders Act 2022 (c. 36), ss. 9(3)(a), 87(1); S.I. 2022/590, regs. 1(2), 2, Sch. 1 para. 8 (with Sch. 2 para. 3)

41 The qualifying period

^{F3}(1)

^{F3}(2)

^{F3}(3)

(4) In subsection (7) of [^{F4}section 41 of the British Nationality Act 1981 (regulations)], after “this section” insert “ (other than regulations referred to in subsection (8)) ”.

(5) After subsection (7) of that section insert—

“(8) Any regulations (whether alone or with other provision)—

- (a) under subsection (1)(a) for prescribing activities for the purposes of paragraph 4B(5)(a) of Schedule 1; or
- (b) under subsection (1)(bc), (bd) or (be),

may not be made unless a draft has been laid before and approved by a resolution of each House of Parliament.”

Textual Amendments

- F3** S. 41(1)-(3) omitted (28.6.2022) by virtue of Nationality and Borders Act 2022 (c. 36), ss. 9(3)(a), 87(1); S.I. 2022/590, regs. 1(2), 2, Sch. 1 para. 8 (with Sch. 2 para. 3)

- F4** Words in s. 41(4) substituted (28.6.2022) by Nationality and Borders Act 2022 (c. 36), ss. 9(3)(b), 87(1); S.I. 2022/590, regs. 1(2), 2, Sch. 1 para. 8 (with Sch. 2 para. 3)

Commencement Information

- I1** S. 41(5) in force at 27.10.2014 for specified purposes by S.I. 2014/2634, art. 2(a)

Status:

This version of this cross heading contains provisions that are prospective.

Changes to legislation:

Borders, Citizenship and Immigration Act 2009, Cross Heading: Acquisition of British citizenship by naturalisation is up to date with all changes known to be in force on or before 19 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 54A(3A)(3B) inserted by [2023 c. 37 s. 14](#)