



# Nationality and Borders Act 2022

## 2022 CHAPTER 36

### PART 1

#### NATIONALITY

##### *British overseas territories citizenship*

#### **4 Sections 1 to 3: related British citizenship**

- (1) Part 1 of the British Nationality Act 1981 (British citizenship) is amended as follows.
- (2) After section 4J, insert—

**“4K Acquisition by registration: certain British overseas territories citizens**

- (1) A person is entitled to be registered as a British citizen on an application made under this section if—
  - (a) they are entitled to be registered as a British overseas territories citizen under section 17A, 17C, 17D, 17E, 17F or 17H, or
  - (b) they would be entitled to be registered as a British overseas territories citizen under any of those sections but for the fact that they have already become a British overseas territories citizen under a different provision.
- (2) Subsection (1) does not apply in the case of a person—
  - (a) who is or would be entitled to be registered as a British overseas territories citizen by virtue only of a connection with the Sovereign Base Areas of Akrotiri and Dhekelia, or
  - (b) who has previously been a British citizen.
- (3) The Secretary of State may not register a person as a British citizen on an application under subsection (1)(a) unless the person is also registered as a British overseas territories citizen.”

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*Status: This is the original version (as it was originally enacted).*

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- (3) In section 14 (meaning of British citizen “by descent”), in subsection (1), after paragraph (da) insert—
- “(db) the person is a British citizen by virtue of registration under section 4K and is—
    - (i) a British overseas territories citizen by virtue of registration under section 17A, or
    - (ii) a British overseas territories citizen by descent by virtue of section 17C(3), 17D(2), 17E(2) or 17F(5); or”.
- (4) In Part 5 of that Act (miscellaneous and supplementary), in section 41A (registration: requirement to be of good character), after subsection (2A) (inserted by section 2) insert—
- “(2B) Subsection (2C) applies to an application for registration of an adult or young person as a British citizen under section 4K who is, or would have been, entitled to be registered as a British overseas territories citizen under section 17C, so far as the relevant registration provision (as defined in section 17C(2)) is section 15(3), 17(2) or 17(5).
  - (2C) The application must not be granted unless the Secretary of State is satisfied that the adult or young person is of good character.”