



Nationality, Immigration and Asylum Act 2002

2002 CHAPTER 41

PART 1

NATIONALITY

1 Naturalisation: knowledge of language and society

- (1) The following shall be inserted after the word “and” after paragraph 1(1)(c) of Schedule 1 to the British Nationality Act 1981 (c. 61) (requirements for naturalisation)

—
“(ca) that he has sufficient knowledge about life in the United Kingdom; and”.

- (2) In paragraph 2(e) of that Schedule (waiver)—

- (a) for “the requirement specified in paragraph 1(1)(c)” there shall be substituted “ either or both of the requirements specified in paragraph 1(1)(c) and (ca) ”, and
(b) for “expect him to fulfil it” there shall be substituted “ expect him to fulfil that requirement or those requirements ”.

- (3) The following shall be inserted after section 41(1)(b) of that Act (regulations)—

- “(ba) for determining whether a person has sufficient knowledge of a language for the purpose of an application for naturalisation;
(bb) for determining whether a person has sufficient knowledge about life in the United Kingdom for the purpose of an application for naturalisation;”.

- (4) The following shall be inserted after section 41(1) of that Act—

“(1A) Regulations under subsection (1)(ba) or (bb) may, in particular—

- (a) make provision by reference to possession of a specified qualification;

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to Nationality, Immigration and Asylum Act 2002. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)

- (b) make provision by reference to possession of a qualification of a specified kind;
- (c) make provision by reference to attendance on a specified course;
- (d) make provision by reference to attendance on a course of a specified kind;
- (e) make provision by reference to a specified level of achievement;
- (f) enable a person designated by the Secretary of State to determine sufficiency of knowledge in specified circumstances;
- (g) enable the Secretary of State to accept a qualification of a specified kind as evidence of sufficient knowledge of a language.”

Annotations:**Commencement Information**

- II** S. 1 wholly in force at 1.11.2005; s. 1 not in force at Royal Assent see s. 162(2); s. 1(3)(4) in force at 6.7.2004 by S.I. 2004/1707, art. 2; s. 1(1)(2) in force at 1.11.2005 by S.I. 2005/2782, art. 3(1) (subject to art. 3(2))

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

- Act amendment to earlier commencing SI 2007/1109 art. 6 by S.I. 2011/1158 art. 4 6
- Blanket amendment text amended by S.I. 2011/1043 art. 3 4
- Blanket amendment text amended by S.I. 2011/1043 art. 3 6

Commencement Orders yet to be applied to the Nationality, Immigration and Asylum Act 2002:

Commencement Orders bringing legislation that affects this Act into force:

- S.I. 2008/99 art. 2 commences (2007 c. 30)
- S.I. 2008/309 art. 2-4 commences (2007 c. 30)
- S.I. 2008/310 art. 2 3 commences (2006 c. 13)
- S.I. 2008/1653 art. 2 commences (2007 c. 15)
- S.I. 2008/1818 art. 2 commences (2007 c. 30)
- S.I. 2008/2696 art. 2 5 6 commences (2007 c. 15)
- S.I. 2009/1604 art. 2 commences (2005 c. 4)
- S.I. 2009/2731 art. 2-4 commences (2009 c. 11)
- S.I. 2010/2317 art. 2 3 commences (2010 c. 15)
- S.I. 2010/2981 art. 2-4 commences (2008 c. 23)
- S.I. 2011/1066 art. 2 commences (2010 c. 15)
- S.I. 2011/1293 art. 2 commences (2007 c. 30)