



# Nationality and Borders Act 2022

## 2022 CHAPTER 36

### PART 1

#### NATIONALITY

##### *British citizenship*

#### 6 Disapplication of historical registration requirements

- (1) The British Nationality Act 1981 is amended as follows.
- (2) In section 4C (acquisition by registration: certain persons born before 1983), for subsection (3D) substitute—
- “(3D) In determining for the purposes of subsection (3) whether a person would have been a citizen of the United Kingdom and Colonies, the requirement that a person’s birth was registered at a United Kingdom consulate, as set out in section 5(1)(b) of the British Nationality Act 1948, is to be ignored.”
- (3) In section 4I (other person unable to become citizen at commencement), after subsection (1) insert—
- “(1A) In determining for the purposes of subsection (1)(c)(i) whether a person would have been a citizen of the United Kingdom and Colonies, the requirement that a person’s birth was registered at a United Kingdom consulate, as set out in section 5(1)(b) of the British Nationality Act 1948, is to be ignored.”

#### Commencement Information

- I1** S. 6 not in force at Royal Assent, see [s. 87\(1\)](#)
- I2** S. 6 in force at 28.6.2022 by [S.I. 2022/590](#), [regs. 1\(2\), 2](#), [Sch. 1 para. 5](#) (with [Sch. 2 para. 2](#))

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*Changes to legislation: There are currently no known outstanding effects for the Nationality and Borders Act 2022, Cross Heading: British citizenship. (See end of Document for details)*

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## 7 Citizenship where mother married to someone other than natural father

- (1) The British Nationality Act 1981 is amended as follows.
- (2) In section 4E (the general conditions)—
  - (a) omit paragraph (a) (requirement that applicant was born before 1 July 2006);
  - (b) in paragraph (c), after “1990” insert “or under section 35 or 36 of the Human Fertilisation and Embryology Act 2008”;
  - (c) after paragraph (c) (but before the “and”) insert—
    - “(ca) no person is treated as a parent of P under section 42 or 43 of the Human Fertilisation and Embryology Act 2008;”.
- (3) In section 4F (person unable to be registered under other provisions of this Act), in subsection (1)(b), after sub-paragraph (iii) insert—
  - “(iiia) section 4D,”.
- (4) In section 41A (registration: requirement to be of good character), in subsection (1A), for “or 3(5)” substitute “, 3(5) or 4D”.

### Commencement Information

- I3** S. 7 not in force at Royal Assent, see [s. 87\(1\)](#)
- I4** [S. 7](#) in force at 28.6.2022 by [S.I. 2022/590](#), regs. 1(2), 2, [Sch. 1 para. 6](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Nationality and Borders Act 2022,  
Cross Heading: British citizenship.