
STATUTORY INSTRUMENTS

2003 No. 548

The British Nationality (General) Regulations 2003

PART III

RENUNCIATION AND DEPRIVATION

Declarations of renunciation

8. Any declaration of renunciation of British citizenship, British Overseas citizenship or the status of a British subject shall—

- (a) be made to the appropriate authority specified in regulation 9; and
- (b) satisfy the requirements of Schedule 5.

Authority to whom declaration of renunciation is to be made

9. The authority to whom a declaration of renunciation is to be made is as follows:

- (a) if the declarant is in Great Britain or Northern Ireland, to the Secretary of State at the Home Office;
- (b) if the declarant is in any of the Islands, to the Lieutenant-Governor;
- (c) if the declarant is in a British overseas territory, to the Governor;
- (d) if the declarant is in a country mentioned in Schedule 3 to the Act, to the High Commissioner or, if there is no High Commissioner, to the Secretary of State at the Home Office;
- (e) if the declarant is elsewhere, to any consular officer, any established officer in the Diplomatic Service of Her Majesty's Government in the United Kingdom or any person authorised by the Secretary of State in that behalf.

Notice of proposed deprivation of citizenship

10.—(1) Where it is proposed to make an order under section 40 of the Act⁽¹⁾ depriving a person of a citizenship status, the notice required by section 40(5) of the Act to be given to that person may be given—

- (a) in a case where that person's whereabouts are known, by causing the notice to be delivered to him personally or by sending it to him by post;
- (b) in a case where that person's whereabouts are not known, by sending it by post in a letter addressed to him at his last known address.

(2) If a notice required by section 40(5) of the Act is given to a person appearing to the Secretary of State or, as appropriate, the Governor or Lieutenant-Governor to represent the person to whom notice under section 40(5) is intended to be given, it shall be deemed to have been given to that person.

(1) Section 40 is amended by section 4 of the Nationality, Immigration and Asylum Act 2002 (c. 41).

(3) A notice required to be given by section 40(5) of the Act shall, unless the contrary is proved, be deemed to have been given—

- (a) where the notice is sent by post from and to a place within the United Kingdom, on the second day after it was sent;
- (b) where the notice is sent by post from or to a place outside the United Kingdom, on the twenty-eighth day after it was sent, and
- (c) in any other case on the day on which the notice was delivered.

Cancellation of registration of person deprived of citizenship

11. Where an order has been made depriving a person who has a citizenship status by virtue of registration (whether under the Act or under the former nationality Acts) of that citizenship status, the name of that person shall be removed from the relevant register.

Cancellation of certificate of naturalisation in case of deprivation of citizenship

12. Where an order has been made depriving a person who has a citizenship status by virtue of the grant of a certificate of naturalisation (whether under the Act or under the former nationality Acts) of that citizenship status, the person so deprived or any other person in possession of the relevant certificate of naturalisation shall, if required by notice in writing given by the authority by whom the order was made, deliver up the said certificate to such person, and within such time, as may be specified in the notice; and the said certificate shall thereupon be cancelled or amended.