
STATUTORY INSTRUMENTS

2009 No. 2958

The Government of Wales Act 2006 (Consequential Modifications, Transitional Provisions and Saving) Order 2009

PART 2

BRITISH NATIONALITY: MODIFICATIONS AND OTHER PROVISIONS

British Nationality Act 1981

3. In section 50(1) of the 1981 Act (interpretation), in the definition of “Crown service under the government of the United Kingdom”(1), after “the Scottish Administration” insert “or under the Welsh Assembly Government”.

The British Citizenship (Designated Service) Order 2006

4. In Schedule 2 to the 2006 Order, omit paragraph 15 (service under the Welsh Assembly Government)(2).

The British Citizenship (Designated Service) (Amendment) Order 2008

5. The British Citizenship (Designated Service) (Amendment) Order 2008(3) is revoked.

Persons born overseas after 25th May 2007 but before this Order comes into force

6.—(1) Paragraph (2) applies to a person (“A”)—

- (a) who was born after 25th May 2007 and before 14th February 2008,
- (b) whose father or mother was, at the time of A’s birth, a relevant Welsh Assembly Government civil servant, and
- (c) who became a British citizen at birth by virtue of section 2(1)(a) of the 1981 Act (father or mother a British citizen otherwise than by descent).

(2) For as long as A is a British citizen because of the citizenship A acquired at birth, A shall for all purposes be a British citizen by virtue of section 2(1)(b) of the 1981 Act (father or mother a British citizen in Crown service abroad under the United Kingdom government etc).

(3) Paragraph (4) applies to a person (“B”)—

- (a) who was born on or after 14th February 2008 and before this Order came into force,
- (b) whose father or mother was, at the time of B’s birth, a relevant Welsh Assembly Government civil servant, and

(1) The definition of “Crown service under the government of the United Kingdom” was amended by [S.I. 1999/1042](#) (see Schedule 1 paragraph 10).

(2) Paragraph 15 was inserted by [S.I.2008/135](#).

(3) [S.I. 2008/135](#).

- (c) who became a British citizen at birth by virtue of section 2(1)(b) of the 1981 Act (in its application by virtue of paragraph 15 of Schedule 2 to the 2006 Order).
- (4) For as long as B is a British citizen because of the citizenship B acquired at birth, B shall continue for all purposes to be a British citizen by virtue of section 2(1)(b) of the 1981 Act.
- (5) In this article “relevant Welsh Assembly Government civil servant” means a British citizen serving outside the United Kingdom and the qualifying territories in Crown service under the Welsh Assembly Government whose recruitment for that service took place in the United Kingdom.
- (6) Expressions used in this article and in the 1981 Act have the same meaning in this article as in that Act.