STATUTORY INSTRUMENTS

1968 No. 448

BRITISH NATIONALITY

The British Nationality (Amendment) Regulations 1968

Made - - - - 20*th March* 1968

Coming into Operation 1*st April* 1968

In exercise of the powers conferred on me by section 29(1) of the British Nationality Act 1948(a), as amended and extended by section 1 of the South Africa Act 1962(b) and Schedule 1 thereto, section 6(2) of the British Nationality (No. 2) Act 1964(c), section 5(2) of the British Nationality Act 1965(d), and section 12 of the West Indies Act 1967(e) and Schedule 3 thereto, I hereby make with the consent, so far as Regulation 5 is concerned, of the Treasury the following Regulations:—

1. Regulation 5 of the principal Regulations (which relates to the form of a notice under the South Africa Act 1962 given before the end of the year 1965) is hereby revoked.

2. In Regulation 9(2) of the principal Regulations (which relates to the authorities to whom applications and notices are to be made or given) the reference to Regulation 5 thereof shall be omitted.

3. After Regulation 26 of the principal Regulations there shall be inserted the following Regulation:—

"*Application in relation to associated states*

26A.—(1) Any reference in these Regulations to a colony shall be construed as including a reference to an associated state but in relation to such a state any reference to the Governor shall be construed as a reference to the Secretary of State or, where he has issued a relevant direction under paragraph 4 of Schedule 3 to the West Indies Act 1967, to the person, or the person for the time being holding the office, specified in the direction.

(2) In accordance with paragraph (1), by reason of the issue of such directions as aforesaid, any reference in these Regulations to the Governor shall be construed—

(*a*) in relation to the associated state of Antigua, of Dominica, of Saint Christopher, Nevis and Anguilla or of Saint Lucia, as a reference to the person holding the office of Secretary to the Cabinet;

(a) 1948 c. 56. (b) 1962 c. 23. (c) 1964 c. 54.
(d) 1965 c. 34. (e) 1967 c. 4.

(*b*) in relation to the associated state of Grenada, as a reference to the person holding the office of Permanent Secretary to the Premier.

(3) Regulation 12(3) shall have effect as if the reference therein to section 10(2) of the Act of 1948 included a reference to paragraph 5 of Schedule 3 to the West Indies Act 1967.".

4. Schedule 7 to the principal Regulations (which relates to the form of a notice under the South Africa Act 1962 given before the end of the year 1965) is hereby revoked.

5. For Schedule 14 to the principal Regulations (which relates to the fees which may be taken) there shall be substituted the Schedule set out in the Appendix to these Regulations.

6. In these Regulations any reference to the principal Regulations is a reference to the British Nationality Regulations 1965(a).

7. These Regulations may be cited as the British Nationality (Amendment) Regulations 1968 and shall come into operation on 1st April 1968.

James Callaghan,
One of Her Majesty's Principal Secretaries of State.

15th March 1968.

We consent to Regulation 5 of these Regulations.

Joseph Harper,
E. Alan Fitch,
Two of the Lords Commissioners of Her Majesty's Treasury.

20th March 1968.

APPENDIX

"Regulation 25(1)

SCHEDULE 14

TABLE OF FEES

Matter in which fee may be taken	Amount of fee	To whom fee is to be paid
	£ s. d.	
Registration of a woman who is a British protected person or an alien as a citizen under s.6(2) of the British Nationality Act 1948.	2 0 0	Into the Exchequer in accordance with Treasury directions.
Registration of a woman as a British subject under s.1 of the British Nationality Act 1965.	2 0 0	The same.
Registration of a minor who is a British protected person or an alien as a citizen under s.7 of the British Nationality Act 1948—		
Subject as hereinafter provided, where the minor is a British protected person;	7 10 0	The same.
Subject as hereinafter provided, where the minor is an alien;	15 0 0	

(a) S.I. 1965/1753 (1965 III, p. 4956).

Matter in which fee may be taken	Amount of fee	To whom fee is to be paid
If the application for the minor's registration was made at the same time as an application by one of his parents for a certificate of naturalisation;	£ s. d. 2 0 0	
If the application for the minor's registration was made at the same time as an application for the registration of another minor child of the same parent, except in the case of the first child registered in pursuance of those applications.	2 0 0	The same.
Registration of a stateless person as a citizen under s.1 of the British Nationality (No. 2) Act 1964.	2 0 0	The same.
Grant of a certificate of naturalisation- To a British protected person; To an alien.	 15 0 0 30 0 0	 The same.
Grant of a certificate of citizenship in case of doubt.	15 0 0	The same.
Witnessing the signing of an application or declaration mentioned in Regulation 23 of these Regulations.	5 0	In England or Northern Ireland, if the application or declaration is witnessed, or the oath administered, by a commissioner or notary public to the commissioner or notary public.
Administering the oath of allegiance	5 0	In Scotland, if the application or declaration is witnessed, or the oath administered, by a sheriff or sheriff-substitute, to the sheriff clerk or to any of his deputes, and if by a notary public, to the notary public.
Registration of a declaration of intention to resume British nationality.	2 0 0	Into the Exchequer in accordance with Treasury directions.
Registration of a declaration of renunciation of citizenship other than a declaration made in the circumstances mentioned in s.1(1)(*a*) of the British Nationality Act 1964.	2 0 0	The same.
Supplying a certified true copy of any notice, certificate, order, declaration or entry given, granted or made by or under the British Nationality Act 1948.	10 0	The same.

For the purposes of this Schedule—

(*a*) any reference to a child and his parent includes a reference to a step-child and his step-parent, to an illegitimate child and his mother and to an adopted child and his adoptive parent, and

(*b*) where two or more children of the same parent are registered on the same occasion, the eldest of those children shall be treated as the first child registered on that occasion."

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations amend the British Nationality Regulations 1965.

Regulations 1, 2 and 4 revoke certain provisions of the Regulations of 1965 which are now spent.

Regulation 3 makes provision for the application of the Regulations of 1965 in relation to an associated state. In relation to such a state the British Nationality Acts 1948 to 1965 have effect subject to the provisions of Schedule 3 to the West Indies Act 1967 and account is taken of directions issued under paragraph 4 of that Schedule for the performance by specified office holders of functions under the enactments mentioned in sub-paragraph (3) thereof.

Regulation 5 provides for increases in certain fees.