STATUTORY INSTRUMENTS

1983 No. 479

BRITISH NATIONALITY

The British Nationality (Falkland Islands) Regulations 1983

Made - - - -	*29th March* 1983
Laid before Parliament	*29th March* 1983
Coming into Operation	*30th March* 1983

In exercise of the powers conferred upon me by section 41(1) of the British Nationality Act 1981(**a**) as applied by section 4(2) of the British Nationality (Falkland Islands) Act 1983(**b**), I hereby make the following Regulations:—

Citation and commencement

1. These Regulations may be cited as the British Nationality (Falkland Islands) Regulations 1983 and shall come into operation on 30th March 1983.

Interpretation

2. In these Regulations the following expressions have the meanings hereby assigned to them, that is to say—

"the Act of 1981" means the British Nationality Act 1981;

"the Act of 1983" means the British Nationality (Falkland Islands) Act 1983;

"applicant" in relation to an application made on behalf of a person not of full age or capacity means that person;

"the Civil Commissioner for the Falkland Islands" includes the officer for the time being administering the government of the Falkland Islands.

Applications

3. Any application for registration as a British citizen under section 2 of the Act of 1983 shall—

(*a*) be made to the Civil Commissioner for the Falkland Islands; and

(*b*) satisfy the requirements of Part I and, if made on behalf of a person not of full age or capacity, Part II of Schedule 1 to these Regulations and such further requirements as are specified in relation thereto in Schedule 2 to these Regulations.

(**a**) 1981 c. 61. (**b**) 1983 c. 6.

Persons not of full age or capacity

4. An application may be made on behalf of someone not of full age or capacity by his father or mother or any person who has assumed responsibility for his welfare.

Evidence

5. A document may be certified to be a true copy of a document for the purpose of section 45(2) of the Act of 1981 (as applied by section 4(2) of the Act of 1983) by means of a statement in writing to that effect signed by a person authorised by the Secretary of State in that behalf.

W. S. I. Whitelaw,
One of Her Majesty's Principal
Secretaries of State.

Home Office.
29th March 1983.

SCHEDULE 1

Regulation 3

GENERAL REQUIREMENTS AS RESPECTS APPLICATIONS

PART I

All applications

1. An application shall be made in writing and shall state the name, address and date and place of birth of the applicant.

2. An application shall contain a declaration that the particulars stated therein are true.

PART II

Applications by persons not of full age or capacity

3. An application in respect of someone not of full age or capacity made by another person on his behalf shall state that that is the case and the name and address of that person.

4. An application made by a person on behalf of someone not of full age or capacity shall indicate the nature of that person's connection with him and, if that person has any responsibility for him otherwise than as a parent, the nature of that responsibility and the manner in which it was assumed.

Regulation 3

SCHEDULE 2

PARTICULAR REQUIREMENTS AS RESPECTS APPLICATIONS

Application under section 2(1) of the Act of 1983

1. The application shall contain information showing—

(*a*) that the applicant is a British Dependent Territories citizen by virtue of section 23 of the Act of 1981;

(*b*) that the applicant or a parent of the applicant was settled in the Falkland Islands either immediately before 1st January 1983 or, in the case of a parent who died before that date, immediately before that parent's death.

Application under section 2(2) of the Act of 1983

2. The application shall contain information showing—

(*a*) that the applicant is a British Dependent Territories citizen by virtue of registration or naturalisation under the Act of 1981;

(*b*) that the registration or naturalisation was effected—

(i) in the Falkland Islands; or

(ii) by reason of a connection which the applicant or some other person had with the Falkland Islands.

EXPLANATORY NOTE

(*This Note is not part of the Regulations.*)

These Regulations contain provisions for carrying into effect the purposes of the British Nationality (Falkland Islands) Act 1983. In particular, they include provisions—

(*a*) prescribing how and to whom applications for registration under section 2 of that Act should be made (Regulation 3 and Schedules 1 and 2);

(*b*) as to the persons who may make applications on behalf of persons not of full age or capacity (Regulation 4);

(*c*) as to the certification of documents as true copies for the purpose of their production as evidence (Regulation 5).

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