

ANTIGUA AND BARBUDA



THE IMMIGRATION AND PASSPORT (AMENDMENT) (NO. 3) ACT, 2020

No. 33 of 2020

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ANTIGUA AND BARBUDA

THE IMMIGRATION AND PASSPORT (AMENDMENT) (NO. 3) ACT, 2020

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[L.S.]



I Assent,

Rodney Williams,
Governor-General.

31st December, 2020.

ANTIGUA AND BARBUDA

THE IMMIGRATION AND PASSPORT (AMENDMENT) (NO. 3) ACT, 2020

NO. 33 OF 2020

AN ACT to amend the Immigration and Passport Act, 2014

ENACTED by the Parliament of Antigua and Barbuda as follows —

1. Short Title

This Act may be cited as the Immigration and Passport (Amendment) (No. 3) Act 2020.

2. Interpretation

In this Act, “the principal Act” means the Immigration and Passport Act, 2014

3. Amendment of section 40 – Grant of residence permit

The principal Act is amended in section 40 as follows —

(a) In subsection (1)

(i) at paragraph (c)

(A) by deleting the word “for” and replacing this with the word “from”; and

(B) by deleting the words “married to” and replacing this with the words, “in a marital union with”.

(ii) by inserting after paragraph (c) a new paragraph as follows –

“(d) In this Part, “marital union” means that the applicant and his or her Antigua and Barbuda citizen spouse reside together in the same household in a marital relationship”.

(b) In subsection (7) by inserting immediately after “Section 39” the words “and 47”

4. Amendment of section 41 – Refusal of grant of residence permit

Section 41 subsection (1) of the principal Act is amended in paragraph (a) by inserting after the words “section 39” the words “or 47”

5. Amendment of section 47 - Residence permit for spouses, etc. of citizens of Antigua and Barbuda

Section 47 of the principal Act is amended in subsection (3) by inserting after paragraph (a) thereof the following new paragraph—

“(aa) the spouse and the applicant are in a marital union;”

6. Amendment of section 48 – Loss of right of residence

Section 48 subsection (1) of the principle Act is amended in paragraph (e) thereof by deleting all the words appearing after “living apart” and replacing these with the words “or whatever reason are no longer in a marital union.”

Passed the House of Representatives on
the 15th day of December, 2020.

Passed the Senate on the 23rd day of
December, 2020.

Gerald Watt, Q.C.,
Speaker.

Alicia Williams-Grant,
President.

A. Peters,
Clerk to the House of Representatives. (Ag.)

A. Peters,
Clerk to the Senate. (Ag.)