

ANTIGUA AND BARBUDA

STATUTORY INSTRUMENTS

2004, No. 25

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**The Millennium Naturalisation Regulations, 2004 made
under section 12 of the Millennium Naturalisation Act,
2004, Act No. 4 of 2004.**

1. These Regulations may be cited as the Millennium Naturalisation Regulations, 2004. Title.

2. In these Regulations, unless the context otherwise requires — Interpretation.

“Act” means the Millennium Naturalisation Act, 2004;

“alien” means a person who is not a Commonwealth citizen or a British protected person;

“Commonwealth citizen” means —

- (a) a person who under the British Nationality Act 1948 is a citizen of the United Kingdom and colonies or who under any enactment for the time being in force in a country mentioned in section 1 (3) of that Act is a citizen of that country; or
- (b) any other person who has the status of a British subject under that Act or any subsequent enactment;

“British protected person” means a person who is a British protected person for the purposes of the British Nationality Act, 1948 of the United Kingdom or any Act of the United Kingdom Parliament amending or replacing that Act; and

“Permanent Secretary” means the Permanent Secretary of the Ministry responsible for citizenship.

Application to
become a citizen.

3. (1) An application to become a citizen under section 3(2) of the Act shall be made to the Minister through the Chief Immigration Officer by an applicant —

- (a) who is a Commonwealth citizen in the Form set out as MN1A in the First Schedule;
- (b) who is an alien or a British Protected person in the Form set out as MN2A in the First Schedule.

(2) The Chief Immigration Officer shall, on receipt of an application under sub-regulation (1), make such inquiries about the applicant in his country of origin and in countries where he had resided since he left his country of origin.

Certificate of
citizenship by
registration.

4. A certificate of registration shall, in the case of an applicant who is a Commonwealth citizen, be granted by the Minister in the Form set out as MN1B in the First Schedule.

Certificate of
citizenship by
naturalisation.

5. A certificate of naturalisation shall, in the case of an applicant who is an alien or a British Protected person, be granted by the Minister in the Form set out as MN2C in the First Schedule.

Oath or affirma-
tion of allegiance.

6. (1) The oath or affirmation of allegiance required by section 3(4) of the Act shall be in the form set out as Form MN2B in the First Schedule and shall be taken by a person to whom the certificate of registration or naturalisation is granted on the day on which the certificate is presented to him.

(2) The oath or affirmation of allegiance required by section 3(4) of the Act to be taken by a person to whom a certificate of registration or naturalisation has been granted shall be endorsed on the certificate.

(3) A duplicate copy of the oath or affirmation of allegiance required under section 3(4) of the Act shall be registered at the office of the Minister.

Documentary
evidence in
support of
application.

7. (1) The Minister may require any application made in accordance with these Regulations and any claim made in any such application to be supported by such documentary or other evidence as he may from time to time determine.

(2) Any application made under section 3(2) of the Act shall be supported by four testimonials of good character given by four prominent citizens of Antigua and Barbuda who have known the applicant for at least three years.

8. Part III of the Antigua and Barbuda Citizenship Regulations shall apply to the renunciation and deprivation of citizenship of Antigua and Barbuda granted under the Act. Renunciation of citizenship.
Cap. 22 S.L.

9. (1) For the purposes of these Regulations there shall be established and maintained in the office of the Minister a special register, to be known as the Millennium Naturalisation Register, which shall be kept in the custody of the Permanent Secretary. Maintenance of registers.

(2) The Permanent Secretary shall record and register in the appropriate register all matters required by the Act and these Regulations to be registered.

(3) The Permanent Secretary shall cause to be prepared a copy of all entries made during each quarter in each register maintained in pursuance of sub-regulation (1) and every such copy when certified by the Permanent Secretary to be true and correct shall, not later than thirty days after the end of the quarter to which it relates, be transmitted to the Registrar of the High Court who shall cause the copy to be registered in the appropriate registers to be maintained for the purpose in the Registrar's Office.

10. The fees prescribed in the Second Schedule shall be payable in relation to the respective matters specified in that Schedule. Fees.

FIRST SCHEDULE

Forms

FORM MN1A

The Millennium Naturalisation Regulations, 2004

(Regulation 3)

APPLICATION FOR REGISTRATION AS A CITIZEN OF ANTIGUA AND BARBUDA UNDER SECTION 3 OF THE MILLENNIUM NATURALISATION ACT, 2004 BY A COMMONWEALTH CITIZEN

1. I..... *Name and address in block capitals.*
of.....
.....
.....
am a person of full capacity and was born at.....

.....

 on.....

2. My father's full names (are) (were)..... *Delete words
in brackets
and he was born at..... which do not
apply.*
3. My mother's full names (are) (were)..... *Delete words
in brackets
and she was born at..... which do not
apply.*
4. I am (single) (married) (a widower) (a widow) (divorced
from wife/husband)..... *Delete words
in brackets
which do not
apply.*
5. My (wife's/husband's) full names (are) (were)..... *Delete words
in brackets
which do not
apply.*
6. I am a citizen of the following Commonwealth (country/
countries): (here insert name of country or countries) *Delete words
in brackets
which do not
apply.*
7. I am ordinarily resident in Antigua and Barbuda and, if
granted a certificate of registration, intend to be ordinarily
resident in Antigua and Barbuda.
8. I have from 1st January, 2000, been continuously lawfully
ordinarily resident in Antigua and Barbuda.

(a) Details of Residence

Full postal address in Antigua and Barbuda	From (Date)	To (Date)	Years	Months

Total Residence.....years.

(b) Details of Residence outside Antigua and Barbuda

Other countries in which applicant has resided before the date of this application	From (Date)	To (Date)	Years	Months

Total Residence.....years.

9. I, do solemnly and sincerely declare that the foregoing particulars stated in this application are true, and I make this solemn declaration conscientiously believing the same to be true.

If, at any time before a certificate is issued to me the accuracy of any of the foregoing particulars is affected by an alteration in circumstances, I undertake to inform the Minister in writing forthwith.

(Signature of Applicant).....

Made and subscribed this.....day of.....20.....

at.....

before me.....

(Judge, Magistrate or Notary Public)

If the applicant is below the age of 18 years, this application shall also be signed by the parent or guardian of the applicant.

This application must be completed, subscribed and submitted in duplicate.

FORM MN1B

(Regulation 4)

The Millennium Naturalisation Regulations, 2004

CERTIFICATE OF CITIZENSHIP BY REGISTRATION

Whereas.....

who was born at.....

on.....

has applied for citizenship of Antigua and Barbuda by registration and has satisfied the requirements specified in the Millennium Naturalisation Act, 2004.

I hereby certify that the said.....
is hereby granted citizenship of Antigua and Barbuda by registration.

Registration No.....

Dated this..... day of.....20.....

.....
Minister responsible for Citizenship.

Antigua and Barbuda



This application must be completed, subscribed and submitted in Duplicate.

FORM MN2A

The Millennium Naturalisation Regulations, 2004

(Regulation 3)

**APPLICATION FOR NATURALISATION AS A CITIZEN BY AN
ALIEN OR A BRITISH PROTECTED PERSON**

1. Original name in full in country of birth.....

(in Block Letters)

If name at birth has been altered, give particulars and date of alteration.....

Particulars of any other name(s) used for private purposes.....

Particulars of any other name(s) used for trading or business purposes.....

Address.....

Occupation.....

Business address and/or name and address of employers (if a Director, names and addresses of companies concerned).....

2. (a) Country, of birth.....

Place of birth.....

Date of birth.....

(b) Nationality at birth.....

(c) Present nationality if different.....

(d) State how change in nationality was made.....

(e) If stateless, say how nationality was lost.....

(f) If the applicant is a British protected person —

(i) state name of protectorate, protected state, mandated territory from which he derives the status of British protected person

(ii) Say how that status was acquired.....

(g) Particulars of any other national status.....

*If the applicant is a British protected person he/she need not complete (b), (c), (d) and (e).

3. Father's full name in country of his birth.....
(in Block Letters)

Present address (if living):.....

Nationality (if dead, at time of death).....

Mother's full name before marriage in country of her birth.....
(in Block Letters)

.....

Present address (if living).....

Nationality (if dead, at time of death).....

4. State if single, married, widower, widow or divorced.....

If married, state —

Date and place of marriage Date.....Place.....

Wife's full name before marriage Name.....
(in Block Letters)

Nationality and, if living, present address Nationality.....

Address.....

OR

Husband's name Name.....
(in Block Letters)

and nationality Nationality.....

If husband or wife is dead, give date and place of death Date.....Place.....

If marriage is dissolved give date and place of decree Date..... Place.....

***5. Statement regarding Residence:**

I was lawfully resident in Antigua and Barbuda on 1st January, 2000 and have been continuously lawfully resident immediately preceding the date of this application.

Details of Residence	Full postal address in Antigua and Barbuda	From (Date)	To (Date)	Years	Months

Total residence in Antigua and Barbuda.....years.

**(a) and (b) must be deleted if the applicant is a British protected person*

(c) must be deleted if the applicant is an alien.

During the period of Residence shown above, I have visited the following foreign countries	Name of Country	From (Date)	To (Date)

If this application is granted, I intend to be ordinarily resident in Antigua and Barbuda.

6. Statement regarding Character, etc.

I am of good character and am financially solvent.

7. Details of all proceedings of any kind taken against you in any Civil or Criminal Court.

Nature of Proceedings	Date	Place	Result

- 8. Date of any composition made with creditors.....
 Date of bankruptcy.....
 Date of discharge from bankruptcy.....
- 9. Approximate date of any previous application for naturalization.....

10. Particulars of Children

(a) Full names of children under 18 years of age to be registered	Date of Birth	Place of Birth	Where now resident
(b) Full names of other Children	Date of Birth	Place of Birth	Where now resident

11. Application on behalf of children under 18 years of age:

I, the undersigned, to whom the foregoing particulars relate, hereby apply to the Minister for the grant of a Certificate of Registration (and for the registration of my minor children as indicated in section 10 (a) above). *Delete and initial the words in brackets if inapplicable.*

I do solemnly and sincerely declare that the foregoing particulars stated in the application are true, and I make this solemn declaration conscientiously believing the same to be true.

If, at any time before a certificate is issued to me, the accuracy of any of the foregoing particulars is affected by an alteration in circumstances, I undertake to inform the Minister in writing forthwith.

(Signature of Applicant).....

Made and subscribed this.....day of.....20.....

before me.....

(Signed).....

(Judge, Magistrate or Notary Public)

If an applicant is below the age of 18 years, this application shall also be signed by the parent or guardian of the applicant.

FOUR REFERENCES in the following form:

Name (IN BLOCK LETTERS) Mr.....

 Mrs.....

 Miss.....

Full postal address.....

I, the undersigned, hereby state that I am a citizen of Antigua and Barbuda by birth; that I am a householder; and that I am not the solicitor or agent or a relative of.....

I support this application from my personal knowledge of and close acquaintance with the applicant for.....years. I vouch for his/her good character and loyalty and am prepared to furnish details about my knowledge of and acquaintance with the applicant.

Signature of Referee.....

Date.....

PARTICULARS RELATING TO APPLICANT

Full name.....

Address.....

Profession or occupation.....

Place and date of birth.....

Nationality.....

Single, married, etc.....

Name of wife or husband.....

Names and nationalities of parents.....

FORM MN2B

The Millennium Naturalisation Regulations, 2004

OATH OR AFFIRMATION OF ALLEGIANCE

(Regulation 6)

I,
do swear (or solemnly affirm) that I will faithfully bear true allegiance to Her Majesty Queen Elizabeth the Second, Her Heirs and Successors according to Law.

SO HELP ME GOD

(To be omitted in affirmation)

Sworn/affirmed and subscribed this.....day of.....20.....

before me.....

(Justice of the Peace or other person authorised to administer oaths)

Address.....

Unless otherwise indicated hereon, if the oath/affirmation of allegiance is not taken within one calendar month after the date of this certificate, the certificate shall not take effect.

ADVERTISEMENTS AND SUBMISSION OF APPLICATION

This form when completed must be forwarded to the Permanent Secretary, together with the fee of \$200.00 payable on submission of an application and two separate issues of any daily newspaper circulating in the district in which the applicant resides, each containing (clearly marked) an advertisement in the following form —

“Notice is hereby given that.....of.....is applying to the Minister for naturalisation, and that any person who knows any reason why naturalisation should not be granted should send a written and signed statement of the facts to the Permanent Secretary.”

FORM MN2C

The Millennium Naturalisation Regulations, 2004

(Regulation 5)

CERTIFICATE OF CITIZENSHIP BY NATURALISATION

WHEREAS.....
 who was born at.....
 on.....
 has applied for citizenship of Antigua and Barbuda by naturalisation and has satisfied the requirements specified in the Millennium Naturalisation Act, 2004.

I hereby certify that the said..... is hereby granted citizenship of Antigua and Barbuda by naturalisation upon taking the oath or affirmation of allegiance in accordance with the Millennium Naturalisation Regulations, 2004.

Registration No.....

Dated this..... day of..... 20.....

.....
Minister responsible for Citizenship.

FORM MN3A

The Millennium Naturalisation Regulations, 2004

(Regulation 8)

DECLARATION OF RENUNCIATION OF CITIZENSHIP UNDER SECTION 5 OF THE ACT BY A CITIZEN OF ANTIGUA AND BARBUDA WHO HAS ATTAINED THE AGE OF 18 YEARS AND WHO IS ALSO A CITIZEN OR NATIONAL OF ANY OTHER COUNTRY OR INTENDS TO BECOME A CITIZEN OR NATIONAL OF ANY OTHER COUNTRY.

1. I, *Here insert*
 am of full age and capacity and was born at..... *full name and*
on *adress of*
 *declarant.*

- 2. I have/have not been married.
- 3. I (am) (intended to become) a citizen/national of.....
.....under the Law of that country.
- 4. I hereby renounce my citizenship of Antigua and Barbuda.

I,
do solemnly and sincerely declare that the foregoing particulars stated in this declaration are true, and I make this solemn declaration conscientiously believing the same to be true.

(Signed).....
Made and subscribed this.....day of.....20.....
before me.....
(Signed).....

(Judge, Magistrate or Notary Public)

FORM MN3B

The Millennium Naturalisation Regulations, 2004

**CERTIFICATE OF RENUNCIATION OF CITIZENSHIP OF
ANTIGUA AND BARBUDA**

(Regulation 8)

Whereas.....
who was born at.....
on.....has by declaration made at.....
on.....20.....in accordance with the provisions of
section 5 of the Millennium Naturalisation Act, 2004 renounced citizenship of
Antigua and Barbuda.

I hereby certify that by virtue of the powers conferred on me by the provisions of section 5 of the Millennium Naturalisation Act, 2004, I have caused the said declaration to be registered in the manner prescribed.

Registration No.....
Dated this.....day of.....20.....

.....
Minister responsible for Citizenship.

Antigua and Barbuda

SECOND SCHEDULE

(Regulations 3 and 5)

FEES

<i>Matter in respect of which fees are payable</i>	<i>Fee</i>	<i>To whom fee is payable</i>
	\$ c.	
1. For registration, as a citizen, of a person who is a Commonwealth citizen or a citizen of a country which is a Member State of the Caribbean Community:		
(a) on application	200.00	Commissioner of Inland Revenue
(b) on registration	300.00	ditto
2. For naturalisation, as a citizen, of a person other than a person referred to in paragraph 1:		
(a) on application	200.00	ditto
(b) on registration	1,000.00	ditto
3. For the grant of a certificate of registration or naturalisation as a citizen —	200.00	Commissioner of Inland Revenue
4. For registration of declaration of renunciation of citizenship	100.00	ditto
5. For the grant of a certificate of renunciation of citizenship of Antigua and Barbuda —		
(a) on application	50.00	ditto
(b) on issue of a certificate of renunciation	100.00	ditto

<i>Matter in respect of which fees are payable</i>	<i>Fee</i>	<i>To whom fee is payable</i>
	\$ c.	
6. For supplying a certified true copy of any notice, certificate, order, declaration, or entry given, granted or made by or under the Act	100.00	To the person supplying the same by means of stamps
7. For witnessing the signing of any application or declaration	30.00	If before a public officer, by means of stamps; in any other case, to the person witnessing
8. For administering the oath or affirmation of allegiance	30.00	ditto
9. For supplying a form for an application for citizenship	10.00	To the Chief Immigration Officer

Made this 29th day of June, 2004.

Winston Baldwin Spencer,
Minister responsible for Citizenship.

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