

STATUTORY INSTRUMENTS

2016 No. 1052

The Immigration (European Economic Area) Regulations 2016

[^{F1}PART 1

PRELIMINARY

[^{F1}^{F2}Dual national: national of an EEA State who acquires British citizenship

9A.—(1) In this regulation “DN” means a person within paragraph (b) of the definition of “EEA national” in regulation 2(1).

(2) DN who comes within the definition of “qualified person” in regulation 6(1) is only a qualified person for the purpose of these Regulations if DN—

- (a) came within the definition of “qualified person” at the time of acquisition of British citizenship; and
- (b) has not at any time subsequent to the acquisition of British citizenship lost the status of qualified person.

(3) Regulation 15 only applies to DN, or to the family member of DN who is not an EEA national, if DN satisfies the condition in paragraph (4).

(4) The condition in this paragraph is that at the time of acquisition of British citizenship DN either—

- (a) was a qualified person; or
- (b) had acquired a right of permanent residence in accordance with these Regulations.]]

Textual Amendments

- F1** Regulations revoked (31.12.2020) by Immigration and Social Security Co-ordination (EU Withdrawal) Act 2020 (c. 20), s. 9(1), Sch. 1 para. 2(2) (with s. 4(2)); [S.I. 2020/1279, reg. 4\(c\)](#) (with savings and modifications in: [S.I. 2020/1209, regs. 3\(1\)\(2\), 4\(1\)-\(3\), 5-10](#) in relation to a relevant person for the purposes of final determination of applications during the grace period; [S.I. 2020/1210, reg. 2, Sch.](#) for the purpose of removing a person who is protected by the citizens’ rights provisions; [S.I. 2020/1309, Sch. 3 paras. 1-6](#) in relation to deportation and exclusion orders, pending applications for documentation and existing appeal rights and appeals; and [S.I. 2020/1309, Sch. 4 paras. 1, 2, 4](#) in relation to access to benefits and services for persons who are members of the post-transition period group)
- F2** Reg. 9A inserted (24.7.2018) by [The Immigration \(European Economic Area\) \(Amendment\) Regulations 2018 \(S.I. 2018/801\), reg. 1\(2\), Sch. para. 4](#) (with reg. 3)

Modifications etc. (not altering text)

- C1** Reg. 9A continued (31.12.2020) by [The Immigration and Social Security Co-ordination \(EU Withdrawal\) Act 2020 \(Consequential, Saving, Transitional and Transitory Provisions\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1309\), reg. 1\(2\), Sch. 3 paras. 4-6](#)

Changes to legislation: There are currently no known outstanding effects for the The Immigration (European Economic Area) Regulations 2016, Section 9A. (See end of Document for details)

- C2** Reg. 9A continued (31.12.2020) by The Immigration and Social Security Co-ordination (EU Withdrawal) Act 2020 (Consequential, Saving, Transitional and Transitory Provisions) (EU Exit) Regulations 2020 (S.I. 2020/1309), reg. 1(2), Sch. 4 paras. 1, 2, 4 (as amended (2.2.2023) by The Immigration (Restrictions on Employment etc.) (Amendment) (EU Exit) Regulations 2023 (S.I. 2023/12), **reg. 5(2)(a)**)
- C3** Reg. 9A continued (31.12.2020) by The Citizens' Rights (Application Deadline and Temporary Protection) (EU Exit) Regulations 2020 (S.I. 2020/1209), regs. 1(1), **3(1)(2)**, 4(1)-(3), 5

Changes to legislation:

There are currently no known outstanding effects for the The Immigration (European Economic Area) Regulations 2016, Section 9A.