

# THIRD SUPPLEMENT TO THE GIBRALTAR GAZETTE

No. 5226 GIBRALTAR Wednesday 30th April 2025

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**B. 08/25**

## CIVIL STATUS (MISCELLANEOUS AMENDMENTS) BILL 2025

### ARRANGEMENT OF CLAUSES

#### *Clause*

1. Short title.
2. Commencement.
3. Amendment to the Extradition Act 2018.
4. Amendment to the Referendum Act 2015.
5. Amendment to the Legal Aid and Assistance Act.
6. Amendment to the Immigration, Asylum and Refugee Act.
7. Amendment to the Temporary Protection Act 2005.
8. Amendment to Legitimacy Act.
9. Amendment to the Swiss Confederation (Services Mobility Temporary Agreement) Regulations 2021.
10. Amendment to Asylum (Procedures) Regulations 2012.
11. Amendment to the Asylum Regulations 2008.
12. Amendment to the Electronic Identity Card.
13. Amendment to the Licence (Fees) Rules 1991.
14. Amendment to the International Recovery of Maintenance (2007 Hague Convention) Regulations 2018.
15. Savings and transitional provisions.



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## BILL

FOR

**AN ACT** to amend the Extradition Act 2018, Referendum Act 2015, Legal Aid and Assistance Act, Immigration, Asylum and Refugee Act, Temporary Protection Act 2005, Legitimacy Act, Swiss Confederation (Services Mobility Temporary Agreement) Regulations 2021, Asylum (Procedures) Regulations 2012, Asylum Regulations 2008, Electronic Identity Card Regulations 2015, Licence (Fees) Rules 1991 and International Recovery of Maintenance (2007 Hague Convention) Regulations 2018; and for connected purposes.

**ENACTED** by the Legislature of Gibraltar.

### Short title.

1. This Act may be cited as the Civil Status (Miscellaneous Amendments) Act 2025.

### Commencement.

2. This Act comes into operation on the day appointed by the Minister with responsibility for personal status, and different days may be appointed for different provisions and for different purposes.

### Amendment to the Extradition Act 2018.

- 3.(1) The Extradition Act 2018 is amended in accordance with this section.

(2) In section 57(4), for “Head of the Civil Status and Registration Office” substitute “Director of the Department of Immigration and Home Affairs”.

### Amendment to the Referendum Act 2015.

- 4.(1) The Referendum Act 2015 is amended in accordance with this section.

(2) In section 7(6), for “Civil Status and Registration Office” substitute “Department of Immigration and Home Affairs,”.

**Amendment to the Legal Aid and Assistance Act.**

5.(1) The Legal Aid and Assistance Act is amended in accordance with this section.

(2) In Schedule to the Act, in paragraphs 1C and 3 of Part I, for “Head of Civil Status and Registration Office” substitute “Director of the Department of Immigration and Home Affairs”.

**Amendment to the Immigration, Asylum and Refugee Act.**

6.(1) The Immigration Asylum and Refugee Act is amended in accordance with this section.

(2) In section 20(4), for “Head of the Civil Status and Registration Office” substitute “Director of the Department of Immigration and Home Affairs”.

(3) In section 55A(1), for “Head of the Civil Status Registration Office” substitute “Director of the Department of Immigration and Home Affairs”.

**Amendment to the Temporary Protection Act 2005.**

7.(1) The Temporary Protection Act 2005 is amended in accordance with this section.

(2) Substitute “Head of the Civil Status and Registration Office” with “Director of the Department of Immigration and Home Affairs” in every instance that it appears.

(3) In section 21(2), for “Civil Status and Registration Office” substitute “Department of Immigration and Home Affairs”.

**Amendment to Legitimacy Act.**

8.(1) The Legitimacy Act is amended in accordance with this section.

(2) In the Schedule, in paragraph 1, for “Civil Status and Registration Office” substitute “Department of Immigration and Home Affairs” in both instances that it appears.

**Amendment to the Swiss Confederation (Services Mobility Temporary Agreement) Regulations 2021.**

9.(1) The Swiss Confederation (Services Mobility Temporary Agreement) Regulations 2021 are amended in accordance with this section.

(2) In regulation 6(3), for “Head of the Civil Status and Registration Office” substitute “Director of the Department of Immigration and Home Affairs”.

**Amendment to Asylum (Procedures) Regulations 2012.**

10.(1) The Asylum (Procedures) Regulations 2012 are amended in accordance with this section.

(2) In regulation 4(1), for “Head of the Civil Status and Registration Office” substitute “Director of the Department of Immigration and Home Affairs”.

**Amendment to the Asylum Regulations 2008.**

11.(1) The Asylum Regulations 2008 are amended in accordance with this section.

(2) In regulation (2)(1), for “Head of the Civil Status and Registration Office” substitute “Director of the Department of Immigration and Home Affairs”.

**Amendment to the Electronic Identity Card Regulations 2015.**

12.(1) The Electronic Identity Card Regulations 2015 are amended in accordance with this section.

(2) In regulations 6(2)(d) and 10(5), for “Civil Status and Registration Office” substitute “Department of Immigration and Home Affairs”.

**Amendment to the Licence (Fees) Rules 1991.**

13.(1) The Licence (Fees) Rules 1991 are amended in accordance with this section.

(2) In the table in Schedule 2, in the entry for “Passport Fees”, for “Head of Civil Status and Registration Office” substitute “Director of the Department of Immigration and Home Affairs”.

**Amendment to the International Recovery of Maintenance (2007 Hague Convention) Regulations 2018.**

14.(1) The International Recovery of Maintenance (2007 Hague Convention) Regulations 2018 are amended in accordance with this section.

(2) In regulation 14(1), for “Civil Status and Registration Office” substitute “Department of Immigration and Home Affairs”.

**Savings and transitional provisions.**

15.(1) Any act, decision or other action made or certificate, permit or other document issued prior to the commencement of this Act by the-

- (a) Head of the Civil Status and Registration Office is deemed to have been made or issued by the Director of the Department of Immigration and Home Affairs; and
- (b) Civil Status and Registration Office is deemed to have been made or issued by the Department of Immigration and Home Affairs.

(2) The amendments made by this Act do not affect the validity of any act or omission by the Head of the Civil Status and Registration Office or the Civil Status and Registration Office, or of any certificate, permit or other document issued by them prior to the commencement of this Act.

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### **EXPLANATORY MEMORANDUM**

This Bill amends a number of enactments consequent on the change in the name of the Civil Status and Registration Office to the Department of Immigration and Home Affairs. References to the Head of that office are also amended to refer instead to the Director.

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