

SAINT LUCIA

No. 4 of 2020

ARRANGEMENT OF SECTIONS

Section

1. Short title
2. Interpretation
3. Amendment of section 2
4. Amendment of section 36
5. Amendment of section 40

No. 4] *Citizenship by Investment (Amendment) Act* [2020

I Assent

[L.S.]

NEVILLE CENAC,
Governor-General.

June 15, 2020.

SAINT LUCIA

No. 4 of 2020

AN ACT to amend the Citizenship by Investment Act, Cap. 1.20.

[17th June, 2020]

BE IT ENACTED by the Queen's Most Excellent Majesty, by and with the advice and consent of the House of Assembly and the Senate of Saint Lucia, and by the authority of the same, as follows:

Short title

1. This Act may be cited as the Citizenship by Investment (Amendment) Act, 2020.

Interpretation

2. In this Act, “principal Act” means the Citizenship by Investment Act, Cap. 1.20.

Amendment of section 2

3. Section 2 of the principal Act is amended by deleting the definition of “qualifying dependant” and by substituting the following —

““qualifying dependant” means —

- (a) a spouse of the applicant;
- (b) a child of the applicant or of his or her spouse who is twenty-one years of age or below;
- (c) a child of the applicant or of his or her spouse who is no more than thirty years of age and who is fully supported by the applicant;
- (d) a child of the applicant or of his or her spouse, of any age, who is physically or mentally challenged and who is fully supported by the applicant;
- (e) a parent of the applicant or of his or her spouse who is above fifty-five years of age and who is fully supported by the applicant;
- (f) a parent of any age who is physically or mentally challenged and who is fully supported by the applicant;
- (g) an unmarried sister or brother of the applicant who is below eighteen years of age and who has received the consent of his or her parent or guardian to make an application for citizenship by investment.”.

Amendment of section 36**4. Section 36 of the principal Act is amended —**

- (a) by deleting subsection (1A) and by substituting the following —

“(1A) Without limiting the generality of subsection (1), in the case of a qualifying investment of cash by a qualifying dependant, the Board may grant an application for citizenship by investment to the qualifying dependant of the citizen, if the Board is satisfied that the qualifying dependant —

- (a) is a child born, or legally adopted, after the application was made by the citizen;
- (b) is the spouse of the citizen and was married after the application was made by the citizen; and
- (c) was a qualifying dependant when the application was made by the citizen and the application for citizenship by investment of the qualifying dependant is made no more than five years after the application was made by the citizen.”;

- (b) by deleting subsection (4) and by substituting the following —

“(4) Where an application is approved under subsection (1)(a) the Board shall notify the applicant of the approval within thirty days of the decision and shall require —

- (a) payment of any other fees within sixty days; and
- (b) payment of the qualifying investment within ninety days of the grant of the application,

unless the applicant makes a request to the Board for an extension of the time specified under paragraphs (a) and (b).”;

- (c) by deleting subsection (4A) and by substituting the following —

“(4A) On receipt of a request under subsection (4), the Board may grant an extension of time not exceeding ninety days from the end of the period specified under subsection

(4)(a) or (b), if the Board determines that it is reasonable to grant the extension.”;

(d) by inserting immediately after subsection (4A) the following new subsection (4B) —

“(4B) Notwithstanding the time period specified under subsection (4A), the Board may grant an extension of time for a period exceeding ninety days if unforeseen circumstances exist.”.

Amendment of section 40

5. Section 40 of the principal Act is amended under subsection (2), in paragraph (j) by inserting immediately after the words “the imposition” a comma and the word “waiver”.

Passed in the House of Assembly this 27th day of May, 2020.

ANDY G. DANIEL,
Speaker of the House of Assembly.

Passed in the Senate this 28th day of May, 2020.

JEANNINE GIRAUDY-MCINTYRE,
President of the Senate.