

Statutory Instrument No. 23 of 1985

CITIZENSHIP ACT
(25 of 1982)

CITIZENSHIP (AMENDMENT) REGULATIONS, 1985
(Published on 15th February, 1985)

ARRANGEMENT OF PARAGRAPHS

PARAGRAPH

1. Citation
2. Substitution of regulation 4 of S.I. 13 1983
3. Substitution of regulation 5 (1) of principal Regulations
4. Amendment of regulation 6(1) of principal Regulations
5. Insertion of new regulation 19A in principal Regulations
6. Substitution of Schedule to principal Regulations

IN EXERCISE of the powers conferred on the Minister of Home Affairs by section 22 of the Citizenship Act, the following Regulations are hereby made —

1. These Regulations may be cited as the Citizenship (Amendment) Regulations, 1985. Citation

2. The Citizenship Regulations, 1983 (hereinafter referred to as "the principal Regulations") are amended by substituting for regulation 4 thereof the following new regulation — Substitution
of Regulation
4 of S.I. 13
of 1983

"Duty of
Citizenship
officer to
keep registers
and other
records

4(1) The Citizenship Officer shall keep and maintain, in such form as the Minister may direct, a separate register for each of the following purposes —

(a) the registration by virtue of the powers conferred on the Minister by section 7 of the Act, of adopted children over three years old as citizens of Botswana;

(b) the registration, by virtue of the powers conferred on the Minister by section 7A, of persons under twenty-one years old as citizens of Botswana;

(c) the registration, by virtue of the powers conferred on the President by section 8 of the Act, of persons such as are referred to in section 8(a) of the Act as citizens of Botswana;

(d) the registration, by virtue of the powers conferred on the Minister by section 8 of the Act, of persons such as are referred to in section 8(b) of the Act as citizens of Botswana;

(e) the registration, by virtue of the powers conferred on the Minister by section 14 of the Act, of declarations of renunciation of citizenship of Botswana;

(2) In addition to the registers referred to in subregulation section 13 of the Act, to reside in Botswana.

3. The principal Regulations are amended by substituting for regulation 5(1) thereof, the following new regulation — Substitution
of regulation
5(1) of
principal
Regulations

"5(1) Every application —

(a) for an adopted child over three years old to be registered, by virtue of the powers conferred on the Minister by section 7 of the Act, as a citizen of Botswana; or

(b) for a person twenty-one years old to be registered, by virtue of the powers conferred on the Minister by section 7A, as a citizen of Botswana; or

(c) for the registration, by virtue of the powers conferred on the President by section 8 of the Act, of a person such as is referred to in section 8(b) of the Act as a citizen of Botswana, shall be lodged with the Citizenship Officer in the appropriate form approved by the Minister."

Amendment of regulation 6 (1) of principal Regulations

4. Regulation 6(1) of the principal Regulations is amended —
 (a) in paragraph (a) thereof by substituting for the words "regulation 5(1) (a)" which appear therein, the words "regulation 5(1) (a) and (b)";
 (b) in paragraph (b) thereof by substituting for the words "regulation 5(1) (b)", which appear therein, the words "regulation 5(1) (a)".

Insertion of new regulation 19A in principal Regulations

5. The principal Regulations are amended by inserting therein, immediately before regulation 20 thereof, the following new regulation —

"Declaration of intentions concerning residence by person under 21 with dual citizenship 19A. (1) A person who is a citizen of Botswana and also citizen of another country and who wishes to remain a citizen of Botswana upon the attainment of the age of 21 years shall, immediately before the attainment of the age of 21 years, make a written declaration for the purposes of section 13(c) of the Act that he intends, subject to his being required in the course of his employment from time to time to reside outside Botswana, permanently to reside in Botswana.

(2) Every declaration required to be made under subregulation (1) shall be —

- (a) in such form as may be approved by the Minister;
- (b) signed by the declarant in the presence of a magistrate, justice of the peace or commissioner of oaths who shall thereafter record thereon the date on and the place at which the declaration was made and also sign the same; and
- (c) lodged with the Citizenship Officer within 21 days immediately after the declarant's attainment of the age of 21 years, together with the oath of allegiance subscribed and attested before a magistrate, justice of the peace or commissioner of oath, as the case may be, and evidence sufficient to satisfy the citizenship officer that the declarant has renounced his citizenship of the country in question."

Substitution of Schedule to principal Regulations.

6. The principal Regulations are amended by substituting for the Schedule thereto the following new schedule —

**"SCHEDULE
FEES (r.23)**

Matter in respect of which fee payable	Fee
Registration by virtue —	
(a) section 7 of the Act.....	P25
(b) section 7A of the Act	P25
(c) section 8 of the Act of persons such as are referred to in section 8(b) of the Act	P100
Grant of Certificate of naturalization under	
(a) section 10 of the Act.....	P100
(b) section 12 of the Act.....	P50

Grant of a certificate of temporary citizenship	nil
Registration of declaration of renunciation of citizenship of Botswana	P2
Recording renunciation of citizenship of a country other than Botswana	P2
Certifying citizenship in case of doubt	nil
Supplying a certified copy of any document	P1"

MADE this 7th day of February, 1985.

E.M.K. KGABO,
Minister of Home Affairs.

L2/7/73 III