

THE TANZANIA CITIZENSHIP ACT, 1995

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THE UNITED REPUBLIC OF TANZANIA



NO. 6 OF 1995

I ASSENT,

Handwritten signature of President

President

10/10/95

An Act to consolidate the law relating to citizenship.

[.....]

ENACTED by the Parliament of the United Republic of Tanzania.

PART I

PRELIMINARY

1. This Act may be cited as the Tanzania Citizenship Act, 1995, and shall come into operation on such date as the Minister may, by notice published in the *Gazette*, appoint.

2. This Act shall apply to Tanzania Zanzibar as well as to Mainland Tanzania.

3.—(1) In this Act, unless the context requires otherwise—

“the Acts” means the Citizenship Ordinance, the Citizenship Act, 1961, the Extension and Amendment of Laws (No. 5) Decree, 1964;

“certificate of naturalisation” includes a certificate of naturalisation granted under this Act a certificate of naturalisation and a certificate of registration granted under the Acts;

“citizen by birth” means a person who is a citizen of the United Republic—

(a) by virtue of the operation of section 4;

(b) by virtue of section 5;

(c) by virtue of his birth in Zanzibar and the effect of subsection (2) of section 4;

"citizen by descent" means a person who is a citizen of the United Republic-

(a) by virtue of section 6;

(b) by virtue of his being a citizen of Mainland Tanzania by descent in accordance with the provisions of section 4(3);

(c) by virtue of the combined effect of his being a Zanzibar subject by descent in accordance with the former law of Zanzibar (and had that law remained in force until immediately before Union Day) and of subsection 2 of section 4.

"Director" means the Director of Immigration Services appointed under the Immigration Act, 1995.

"foreign country" means any country other than the United Republic;

"Minister" means the Minister for the time being responsible for matters relating to citizenship of the United Republic;

"minor" means a person who has not attained the age of eighteen years;

"Union Day" means the twenty-sixth day of April, 1964;

"United Republic Consulate" means an office of a consular officer of the Government of the United Republic in any foreign country, where a register of births or residents is kept or, where there is no such office, such office as may be prescribed.

(2) For the purpose of this Act, a person born aboard a registered ship or aircraft, or aboard an unregistered ship or aircraft of the Government of any country, shall be deemed to have been born in the place in which the ship or aircraft was registered or, as the case may be, in the country whose Government owns that aircraft or ship.

(3) A person shall, for the purpose of this Act, be of full age if he has attained the age of eighteen years, and of full capacity if he is not of unsound mind.

(4) For the purpose of this Act, a person shall be deemed not to have attained a given age until the commencement of the relevant anniversary of the day of his birth.

(5) For the purpose of computing any period of time residence in or absence from Mainland Tanzania or Zanzibar before Union Day shall be deemed to be residence in or, as the case may be, absence from the United Republic,

PART II

ATTAINMENT OF CITIZENSHIP ON OR AFTER UNION DAY

4.-(1) Every person who, having been born in Mainland Tanzania or in Zanzibar before Union Day, was immediately before Union Day a citizen of the Republic of Tanganyika or of the People's Republic of Zanzibar shall be deemed to have become, on Union Day, and, with effect from Union Day, subject to section 30, to have continued, and after the commencement of this Act shall continue, to be a citizen by birth of the United Republic.

Citizen of
Mainland
Tanzania
and of
Zanzibar
before
Union
Day
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have be-
come Citi-
zens on
Union
Day

(2) Every person who, having been born outside either Mainland Tanzania or Zanzibar before Union Day was, immediately before Union Day a citizen by registration or naturalisation of the Republic of Tanganyika or of the People's Republic of Zanzibar shall be deemed to have become, on Union Day and, with effect from Union Day, subject to section 30 to have continued to be, a citizen by registration or, as the case may be, by naturalisation of the United Republic, and after the commencement of this Act shall become and continue to be a citizen by naturalisation of the United Republic.

(3) Every person who, having been born outside both Mainland Tanzania and Zanzibar before Union Day, was immediately before Union Day a citizen by descent of the Republic of Tanganyika or of the People's Republic of Zanzibar shall be deemed to have become, on Union Day and, with effect from Union Day, subject to section 30, have continued, and after the commencement of this Act shall continue, to be a citizen by descent of the United Republic.

5.-(1) Subject to the provisions of subsection (2), every person born in the United Republic on or after Union Day shall be deemed to have become and to have continued to be a citizen of the United Republic with effect from the date of his birth, and with effect from the commencement of this Act shall become and continue to be a citizen of the United Republic, subject to the provisions of section 30.

Persons
born in
the Un-
ited Re-
public on
after
Union
Day

(2) A person shall not be deemed to be or to have become a citizen of the United Republic by virtue of this section if at the time of his birth-

- (a) neither of his parents is or was a citizen of the United Republic and his father possesses the immunity from suit and legal process which is accorded to an envoy of a foreign sovereign power accredited to the United Republic; or
- (b) any of his parents is an enemy and the birth occurs in a place then under occupation by the enemy.

Persons
born out-
side the
United
Republic
on or after
Union
Day

6. Every person born outside the United Republic on or after Union Day shall, with effect from the date of his birth, be deemed to have become and to have continued to be, and with affect from the commencement of this Act shall become and continue to be, a citizen of the United Republic if at the date of his birth his lather or mother is or was a citizen of the United Republic otherwise than by descent, subject to the provisions of section 30.

Cessation
of dual
cizen-
ship

7. (1) Any person who, upon the attainment of the age of eighteen years, is a citizen of the United Republic or was a citizen of the former Republic of Tanganyika or of the former People's Republic of Zanzibar and also is or was a citizen of some country other than the United Republic or either the former Republic of Tanganyika or the former People's Republic of Zanzibar shall, subject to the provisions of subsection (8), be deemed to have ceased to be a citizen of the United Republic upon the specified date unless he previously renounced his citizenship of that other country, taken tile oath of allegiance and, in the case of a citizen by descent, made and registered the declaration prescribed by Parliament regarding his intention as to residence.

(2) Any citizen of the United Republic who-

- (a) attained the age of eighteen years before Union Day; and
- (b) becomes a citizen of the United Republic on Union Day by virtue of the provisions of section 4; and
- (c) was, immediately after that day, also a citizen of some country other than the former Republic of Tanganyika or the former People's Republic of Zanzibar shall, subject to the provisions of subsection (8), be deemed to have ceased to be a citizen of the United Republic upon the specified date unless he has previously renounced his citizenship of that other country, taken the oath of allegiance and, in the case of a citizen by descent, made and registered a declaration prescribed by Parliament regarding his intention as to residence.

(3) Any person who-

- (a) attained the age of eighteen years before Union Day; and
- (b) become a citizen of the United Republic by virtue of his former status as a Zanzibar subject under paragraph 2 of the Fourth Schedule to the Extension and Amendment of Laws (No. 5) Decree, 1964; and
- (c) was, on Union Day, also a citizen of some country other than the United Republic, shall subject to the provisions of subsection (8), be deemed to have ceased to be a citizen of the United Republic upon the specified date unless he has previously renounced his citizenship of that other country, taken the oath of allegiance and, in the case of a citizen by descent, made and registered a declaration prescribed by Parliament regarding his intention as to residence.

(4) A citizen of the United Republic shall cease to be a citizen if —

- (a) having attained the age of eighteen years, he acquired the citizenship of some country other than the United Republic by a voluntary act other than marriage;
- (b) having attained that age of eighteen years, he otherwise acquired the citizenship of some country other than the United Republic, or while a citizen of the former Republic of Tanganyika or the former People's Republic of Zanzibar; and has not, by the specified date renounced his citizenship of that other country, taken the oath of allegiance and made and registered a declaration prescribed by Parliament regarding his intention as to residence.

(5) Notwithstanding any other provisions of this Act, a person who attains the age of eighteen years, or who, being a woman, is or has been married shall not, if that person is a citizen of some country other than the United Republic, be entitled to be naturalised as a citizen of the United Republic unless he renounces the citizenship of that other country, takes the oath of allegiance and makes and registers a declaration prescribed by Parliament regarding his intention as to residence.

(6) For the purpose of this section, where under the law of a country other than the United Republic, a person cannot renounce his citizenship of that other country, he need not make that renunciation but may instead be required to make a declaration prescribed by Parliament regarding that citizenship; but any person who has made that declaration may be required to renounce his citizenship of that other country if he is subsequently able to renounce it.

(7) In this section "the specified date means-

- (a) in relation to a person whom subsection (1) refers, the date on which he attains or attained the age of eighteen years, or in the case of a person who become or becomes a citizen of the United Republic by virtue of his former status as a Zanzibar subject under paragraph 2 of the Fourth Schedule to the Extension and Amendment of Laws (No. 5) Decree, 1964, the date on which he attains or attained that age of twenty two years or the 12th day of January, 1966, whichever is the later;
- (b) in relation to a person to whom subsection (2) refers the date specified in accordance with the provisions of section 26.
- (c) in relation to a person to whom subsection (3) refers, the 12th day of January, 1966.
- (d) in relation to a person to whom paragraph (b) of subsection (4) refers, the expiration of one year after the date on which he acquired the citizenship of the country other than the United Republic or, as the case may be, the former Republic of Tanganyika or the former People's Republic of Zanzibar, or in the case of a person of unsound mind, any later date prescribed in accordance with the provisions of section 26.

(8) The Director may, with the consent of the Minister, in any case in which he is satisfied that a person to whom this section refers is or was, by reason of any circumstances attributable to the default or neglect of that person, unable to renounce his citizenship of some country other than the United Republic or take the oath of allegiance, or make or register any declaration relating to him in subsection (7), or any later date declared under this subsection, declare that the specified date in relation to that person shall be such later date as will permit that person an opportunity of doing any or all such acts remaining undone; but nothing in this subsection shall confer on the Director power to make any declaration in relation to any person after that person has ceased to be a citizen of the United Republic.

(9) For the purposes of subsection (1) or 3, no person shall be deemed to have been a citizen of a country other than the United Republic by reason only of his being a Zanzibar subject.

PART III

ACQUISITION OF CITIZENSHIP By NATURALIZATION

Citizen-
ship to be
acquired
solely by
naturali-
zation

8. Subject to the following provisions of this part a person who is a non-citizen of the United Republic and who does not qualify for the attainment of citizenship in accordance with the provisions of Part II may acquire citizenship of the United Republic only by naturalization.

Naturali-
zation of
non-citi-
zens

9.-(1) Subject to the provisions of subsection (3), any person who is not a citizen of the United Republic may, being a person of full age and capacity, on making an application in that behalf to the Minister, and on satisfying the provisions of the Second Schedule to this Act, be naturalized as a citizen of the United Republic, and be granted a certificate of naturalization.

(2) Subject to the provisions of subsection (3), any person of full age and capacity born outside the United Republic whose father was at the time of the birth of that person a citizen by descent may, on making an application in that behalf to the Minister in the prescribed manner, be naturalised as a citizen of the United Republic.

(3) A person shall not be naturalized as a citizen of the United Republic under this section except after he has made a declaration in writing in the prescribed form renouncing, or indicating his willingness, be for the legal restrictions, to renounce, any other nationality or citizenship he may possess and any claim to the protection of any other country, and taken an oath of allegiance in the form specified in the First Schedule to this Act.

Naturali-
zation of
Minors

10.-(1) The Minister may cause the minor child of any citizen of the United Republic to be naturalized as a citizen of the United Republic upon application made in the prescribed manner by a parent or guardian of the child.

(2) The Minister may, in any circumstances which he considers to be special, cause any minor to be naturalized as a citizen of the United Republic.

11.-(1) Subject to the provisions of subsection (2) and of section 6, a woman who is married to a citizen of the United Republic shall at any time during the life-time of the husband be entitled, upon making an application in the prescribed form, to be naturalized as a citizen of the United Republic.

Naturalization of Women married to citizens of the United Republic

(2) A woman who has, previous to her marriage to a citizen of the United Republic, renounced, or been deprived of, her status as a citizen of the United Republic in accordance with the law for the time being in force shall not be entitled to be naturalized under subsection (1), but may be naturalized with approval of the Minister.

12.-(1) Subject to the provisions of subsection (2) and (3), a person naturalized as a citizen under this Act shall become a citizen of the United Republic by naturalization on the date on which he is naturalized.

Effect of naturalization as a citizen

(2) Where, subsequent to making an application for Naturalisation under this Act a person of full age and capacity fails to renounce the nationality or citizenship of any country other than the United Republic and to take an oath of allegiance in the form specified in the First Schedule, and to provide evidence of it to a person appointed by the Minister in that behalf, within twenty-eight days of his being notified of his application, being approved, or any further time allowed by the Minister or by the appointed person, his application shall be quashed and he shall be deemed never to have so applied for Naturalisation and shall not be naturalised.

(3) Where any person who, not being able to renounce his citizenship of some other country is naturalized as a citizen of the United Republic after making the declaration specified in the Third Schedule to this Act and is, later on, able to renounce that other citizenship the Minister may require him to renounce that other citizenship and if that person fails to do so, within the period, not being less than twenty-eight days, specified by the Minister, his naturalization may be canceled.

PART IV

RENUNCIATION AND DEPRECATION OF CITIZENSHIP

13.-(1) If any citizen of the United Republic of full age and capacity makes a declaration in the prescribed manner renouncing his citizenship of the United Republic, the Minister may cause the declaration to be registered and upon that registration the person in question shall cease to be a citizen of the United Republic.

Renunciation of citizenship

(2) The Minister may refuse to register any declaration referred to in subsection (1) if it is made during any war in which the United Republic may be engaged or if, in his opinion, it is in any other way

contrary to public policy; but notwithstanding the refusal of the Minister, the person concerned shall cease to be a citizen of the United Republic at the time prescribed in section? of this Act.

(3) Notwithstanding anything in this Act or any other written law to the contrary, any woman who is a citizen by birth of the United Republic who renounces her citizenship of the United Republic upon getting married to a citizen of another country may, where the marriage breaks down, revert to her citizenship by birth of the United Republic on such conditions as the minister may, by regulations published in the *Gazette* impose.

Deprivation of citizenship of persons who exercise certain rights in other countries

14. The Minister may by order deprive any person, other than a person who is a citizen by birth, of his citizenship of the United Republic if the Minister is satisfied that person has at any time while a citizen of the United Republic and of full age and capacity voluntarily claimed and exercised, in a foreign country, any right available to him under the law of that country, being a right accorded exclusively to its own citizens, and that it is not conducive to the public good that he should continue' to be a citizen of the United Republic.

Deprivation of citizenship of citizens by naturalization

15.-(1) Subject to the provisions of this section, the Minister may by order deprive of his citizenship any citizen of the United Republic who is a citizen by naturalization if he is satisfied, that the certificate of naturalization was obtained by means of fraud, false representation or the concealment of any material fact.

(2) Subject to the provisions of this section, the Minister may by order deprive of his citizenship any citizen of the United Republic who is a citizen by naturalization if he is satisfied that that citizen-

- (a) has shown himself by act or speech to be disloyal or disaffected towards the United Republic; or
- (b) has, during any war in which the United Republic was engaged, unlawfully traded or communicated with, any enemy or been engaged in or associated with any business that was to his knowledge carried on in such a manner as to assist an enemy in that war; or
- (c) has, within five years after becoming naturalized, been sentenced in any country to imprisonment for a term of not less than twelve months, or
- (d) has been ordinarily resident in foreign countries for a continuous period of five years and during that period has not registered annually in the prescribed manner with a United Republic consulate or by notice in writing to the Minister, indicated his intention to retain his citizenship of the United Republic.

(3) The Minister shall not deprive a person of citizenship under this section unless he is satisfied that it is not conducive to the public good that that person should continue to be a citizen of the United Republic.

(4) Before making an order under this section, the Minister shall give the person against whom the order is proposed to be made notice in writing informing him of the ground on which it is proposed to be made and of his right to an inquiry under this section.

(5) If that person applies in the prescribed manner for an inquiry, the Minister shall refer the case to a committee of inquiry consisting of a Chairman, being a person possessing judicial experience, and such other members as he thinks proper, appointed by the Minister.

16.-(1) Where a citizen of the United Republic who is such by naturalization-

- (a) was a citizen of any foreign country by virtue of a certificate of naturalization or registration granted to him or in which his name was included; and
- (b) has been deprived of that citizenship on grounds which in the opinion of the Minister are substantially similar to any of the grounds specified in subsection (1) or (2) of section 15,

the Minister may by order deprive him of his citizenship of the United Republic if the Minister is satisfied that it is not conducive to the public good that that person should continue to be a citizen of the United Republic.

(2) Before making an order under this section, the Minister shall give the person against whom the order is proposed to be made notice in writing informing him of the ground on which it is proposed to be made and may refer the case to a committee of inquiry constituted in the manner provided by section 15.

17.-(1) A citizen of the United Republic deprived of his citizenship by an order of the Minister under section 14, 15 or 16 shall, upon the making of the order, cease to be a citizen of the United Republic.

(2) The renunciation by any person of his citizenship of the United Republic or of the deprivation of any person a citizenship of the United Republic under the Act "shall not affect the liability of that person for any offence committed by him before the renunciation or deprivation of his citizenship."

Deprivation of citizenship when person deprived of citizenship elsewhere

Effect of renunciation or deprivation of citizenship

PART V

SUPPLEMENT

18. For the purposes of Parts III and IV, any woman who has been married shall be deemed to be of full age.

Married women

Legiti-
mated chil-
dren

19.-(1) A person born out of wedlock and legitimated by the subsequent marriage or of the commencement of this Act, whichever is the later, shall be treated for the purpose of determining whether he is a citizen of the United Republic, as if he had been born legitimate.

(2) A person shall be deemed for the purpose of this section to have been legitimated by the subsequent marriage of his parents if by the law of the place in which his father was domiciled at the time of the marriage the marriage operated immediately or subsequently to legitimate him, and not in any other way.

Posthum-
ous chil-
dren

20. Any reference in this Act to the national status of the father of a person at the time of the birth of that person shall, in relation to a person born after the death of his father, be construed as reference to the national status of the father at the time of his death and where-

(a) the death occurred before the ninth day of December, 1961, or before the twelfth day of January, 1964, in the case of Mainland Tanzania and Zanzibar, respectively, and the birth occurred after the eighth day of December, 1961 or after the eleventh day of January, 1964, the national status that the father would have had if he had died on the ninth day of December, 1961, or, as the case may be, on the twelfth day of January, 1964;

(b) the death occurred before Union Day and the birth occurred on or after Union Day, the national status that the father would have had if he had died on Union Day, shall be deemed to be his national status at the time of his death.

Certifi-
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21. The Minister may in such cases as he thinks fit, on the application of any person with respect to whose citizenship of the United Republic a doubt exists, whether on a question of fact or law, certify that that person is a citizen of the United Republic; and a certificate issued under this section shall unless it is based on false representation or concealment of any material or of any material fact, be conclusive evidence that that person was such a citizen on the date of the certificate, but without prejudice to any evidence that he was such a, citizen at an earlier late.

Manner of
making
applica-
tions

22. Every application for naturalization under this Act as a citizen of the United Republic shall be made to the Minister and-

- (a) shall be accompanied by the prescribed fee;
- (b) where the form of an application is prescribed under this Act, shall be made in that form with any variations required by circumstances and accepted by the Minister;
- (c) shall be supported by such evidence of the statements made in it prescribed by or under this Act or required by the Minister; and
- (d) shall be verified by a declaration made before a magistrate or Commissioner for Oaths.

23. The Minister shall not be required to assign any reason for the grant or refusal to grant any application under this Act and the decision of the Minister on any application under this Act and the decision of the Minister on any application shall not be subject to appeal to or review in any court.

Decision of Minister to be final

24.-(1) Where under any provision of this Act a person is required to renounce the nationality or citizenship of any country other than the United Republic and the law of that other country makes no provision for the renunciation of nationality or citizenship, that person shall make the appropriate declaration specified in the Third Schedule to this Act, and a person who makes a declaration specified in the Third Schedule to this Act; and a person who makes the declaration shall, subject to subsection (3) of section 14, be treated as having complied with the requirement.

Renunciation of citizenship of other countries' and declarations regarding residence

(2) Where under any provision of this Act a person is required to make any declaration regarding his intention as to residence, he shall make a declaration in the form specified in the Fourth Schedule to this Act, with any variations required by the circumstances of the case.

25.-(1) Every document purporting to be a notice, certificate, order or declaration, or any entry in a register, or a subscription of an oath of allegiance or declaration of renunciation, given, granted or made under the provisions of this Act, shall be received in evidence and shall, unless the contrary is proved, be deemed to have been given, granted or made by or on behalf of the person by whom or on whose behalf it purports to have been given granted or made.

(2) *Prima facie* evidence of any document referred to in subsection (1) may be given by production of a document purporting to be certified as a true copy of it by the person in question and in the prescribed manner.

(3) Any entry in a register made under the provisions of this Act shall be received as evidence of the matters stated in the entry.

26.-(1) The Minister, and any public officer authorized in that behalf by the Minister may-

Provisions relating section 7

- (a) declare that the specified date relating to any person to whom section 7(7) refers, who is of unsound mind during any period between Union Day and the date declared by subsection (6) to be the specified date, shall be such later date as will, in the opinion of the Minister or the authorized officer, permit that person when of sound mind an opportunity of making an application for naturalization under PART III;
- (b) in any other case in which he is satisfied that a person to whom section 7(7) refers is, by reason of any circumstances not attributable to his default or neglect unable to make application within

the time prescribed in relation to that person in section 7(7), subsection (1) of this section, declare that the specified date in relation to that person shall be such later date as will permit that person an opportunity of making an application for naturalization under section 9.

(2) The power of the Minister, and any public officer authorized in that behalf by the Minister, under this section may be exercised before or after the relevant date declared by section 7 to be the specified date.

(3) The specified date in relation to any person to whom section 7(7) refers who is of unsound mind during any period commencing-

- (a) on the, date on which he attains eighteen years of age; or
- (b) on the date on which, having first attained the age of eighteen years or, in the case of a woman, having first married, he acquires the citizenship of some country other than the United Republic otherwise than in the circumstances described in section 7(3), and ending on the date declared to be the specified date by section 7(7), shall be the first anniversary of the date on which that person ceases to be of unsound mind; and where before the first anniversary of that date, or any later date which may be taken for the purpose under the succeeding provisions of this section, that person again becomes of unsound mind, the specified date shall be the first anniversary of the date on which he subsequently ceases to be of unsound mind.

PART IV

MISCELLANEOUS PROVISIONS

27.-(1) Any person who, for the purpose of procuring anything to be done or not to be done under this Act-

- (a) without lawful excuse, fails to answer any lawful question, or gives an answer which he knows is false in any material particular;
- (b) recklessly makes any return, declaration or statement which is false in a material particular;
- (c) unlawfully alters a certificate or misrepresents himself as being the person to whom the certificate relates;
- (d) uses or is in possession of a forged or otherwise irregular certificate;
- (e) without lawful justification, obstructs or otherwise impedes any public office in the performance of any duty in relation to this Act;
- (f) without lawful excuse, fails or refuses to furnish any list or information require to be furnished under this Act;
- (g) without reasonable excuse, fails or refuses to comply with any term or condition imposed in respect of any certificate,

is guilty of an offence and shall be liable on conviction to a fine not exceeding one hundred and fifty shillings or to imprisonment for a term not exceeding three years or to both that, fine and imprisonment.

(2) Any person who fails to comply with any requirement imposed on him by regulations made under this Act regarding the delivering up of certificates of naturalization shall be guilty of an offence and shall be liable on conviction to a fine not exceeding one hundred shillings or to imprisonment for a term not exceeding two years or to both that fine and imprisonment.

(3) The liability of any person in relation to any offence shall not be affected by any renunciation, deprivation or loss of his citizenship of the United Republic after the commission of the offence.

28.-(1) The Minister may make regulations providing generally for carrying into effect the purposes of this Act, and, in particular for-

- (a) prescribing anything which is required or permitted to be prescribed under this Act;
- (b) the registration of anything required or authorized under this Act to be registered;
- (c) the administration and taking of the oath of allegiance under this Act, for the time within which the oath of allegiance shall be taken after for the registration of oaths of allegiance;
- (d) the giving of any notice required or authorized to be given to any person under this Act;
- (e) the cancellation of certificates of naturalization relating to, persons being deprived of, renouncing or losing citizenship under this Act, and for requiring those certificates to be delivered up for that purpose;
- (f) the registration by public officer, or by person or category of persons authorized in that behalf by the Minister, of the births and deaths of person of any category or description born or dying elsewhere than in the United Republic and otherwise for registration at the United Republic consulate;
- (g) the reversion to citizenship of the United Republic by women married to foreigners upon the break down of the marriages;
- (h) enabling the births and deaths of citizen born or dying in any country in which the Government of the United Republic has for the time being no diplomatic or consular representative to be registered by persons serving in the diplomatic, consular or other foreign service of any country which, by arrangement with the Government of the United Republic, has undertaken to represent that Government's interests in that country, or by a person authorized in that behalf by the President, and for registration thereby of citizens of the United Republic ordinarily resident outside the United Republic.

(2) In prescribing the manner in which application may be made for any purpose under this Act, the Minister may prescribe different procedures to be followed by different categories of persons.

29.-(1) The Citizenship Ordinance, and the Citizenship Act, 1961, are hereby repealed.

(2) The Extension and Amendment of Laws (no. 5) Decree, 1964, is hereby amended by deleting the whole of the Fourth Schedule to that Decree.

30.-(1) Notwithstanding the repeal of the laws specified in section 29-

- (a) every person attaining citizenship under the provisions of any of those laws or a combination of the provisions of any of them shall be deemed to have acquired that citizenship under this Act;
- (b) every person who became a citizen by registration shall be deemed to have been naturalized as a citizen of the United Republic under this Act;
- (c) every certificate of registration as a citizen issued under any of the repealed laws shall be deemed to be a certificate of naturalizations granted under this Act;
- (d) where any person was deprived of citizenship under any of the Acts the repeal of those Acts shall not operate to restore to him that citizenship;
- (e) where any renunciation of citizenship was made under the Acts, or a loss of citizenship occurred as a result of the provisions of any of the Acts the renunciation shall be deemed to have been made and loss to have occurred under the provisions of this Act;
- (f) where pursuant to the provisions of any of the Acts any person would, but for the enactment of this Act, have been deprived of citizenship or of his entitlement to registration or naturalization, nothing in this Act shall be construed so as to extend the period after which the person or persons concerned would have lost his or their citizenship or entitlement to registration or naturalization as a citizen after the commencement of this Act;
- (g) any offence committed against any of the provisions of the Acts shall be deemed to be an offence under this Act, and any proceedings pending in any court in relation to any of those offences shall be continued or completed as if they had been commenced under this Act;
- (h) every lawful act done or omitted by any person in bona fide performance of his functions under the Acts shall be deemed to have been duly done or committed in pursuance of the provisions of this Act.

(2) The Minister may, not later than one year after the commencement of this Act, by regulations published in the *Gazette*, make such temporary, transitional or consequential provisions as may, in his opinion, be necessary or desirable for the better bringing into effect of the provisions of this Act,

FIRST SCHEDULE-Section 9(3)

Oath of Allegiance

I do swear that, I will be faithful and bear true allegiance to the United Republic and that I will preserve, protect and defend the Constitution of the United Republic, its by law established, So help me God.

SECOND SCHEDULE-Section 9(1)

Conditions For Citizenship By Naturalization

1. Subject to the provisions of the next following paragraph, the qualifications for naturalization of an alien who applies for it are-
 - (a) that he has resided in the United Republic throughout the period of twelve months immediately preceding the date of the applications; and
 - (b) that during the ten years immediately preceding the said period of twelve months he resided in the United Republic for periods amounting in the aggregate to not less than seven years; and
 - (c) that he has an adequate knowledge of Kiswahili or the English language; and
 - (d) that he is of good character; and
 - (e) that, in terms of his past and potential contribution to the national economy, scientific and technological advancement and to the national social and cultural welfare, he would be a suitable citizen of the United Republic;
 - (f) that he intends, if naturalized, to continue to reside permanently in the United Republic.
2. If in the special circumstances of any particular case the Minister thinks fit, he may-
 - (a) allow a continuous period of twelve months ending not more than six months before the date of application to be reckoned for the purposes of subparagraph (a) of paragraph 1 as though it had immediately preceded that date;
 - (b) allow periods of residence earlier than eight years before the date of application to be reckoned in computing the aggregate mentioned in subparagraph (b) of paragraph 1.

THIRD SCHEDULE-Section 24(1)

Declaration Concerning Citizenship Under Section 7 of the Act

I (Full name in block capitals) do solemnly and sincerely declare:-

1. That I was born at in "the United Republic/
..... (Insert name of country) and am of or over the age of 18 years.

2. That I am a citizen of the United Republic by birth/ descent/ naturalization and am also a national of (Insert name of country) by birth/ descent/ registration/ naturalization/ marriage. Delete

as applicable.

3. That as I am desirous of retaining my status its a citizen of the United Republic, I hereby renounce so far as it lies within my power my status its a citizen/national of (Insert name of country) and any claim I have to the protection of that country.

.....
Signature of Applicant

Declared at this day of 19 before Me.

.....
*Magistrate

OR

Under sections 6, 9 and 10 of the Act)

I, (Full name in block capitals)
do solemnly and sincerely declare:-

1. That I was born at (Insert name of country)
and am of or over the age of 18 years.

2. That I have been granted citizenship of the United Republic by naturalization on condition that I renounce my citizenship/nationality of (Insert name of country).

3. I hereby renounce so far as it lies within my power my status as a citizen/national of (Insert name of country) and my claim I have to the protection of that country.

.....
Signature of Applicant

Declared at this day of 19 before me.

.....
"Magistrate"

FOURTH SCHEDULE - Section 24(2)

Declaration Concerning Residence

(Under Section 7 of the Act)

..... do solemnly and sincerely declare:-

1. That so far as it lies within my power, I have renounced my citizenship/nationality of (Insert name of country) and intend to reside permanently in the United Republic if permitted.

***2. That although I have renounced my citizenship/nationality of (Insert name of country) and intend my domicile of choice to be the United Republic, it may be necessary in the course of my employed to be absent from time to time from the United Republic.

***Delete paragraphs or words not applicable.

***3. That should I be absent from the United Republic of Tanzania for a continuous period of five years or more, I would automatically lose my right to Tanzania Citizenship which I acquire by naturalization.

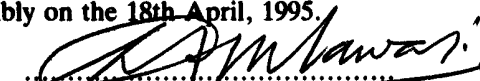
.....
Signature of Applicant

Declared at this day of 19 before me.

.....

*Magistrate

Passed in the National Assembly on the 18th April, 1995.


.....
Clerk of the National Assembly