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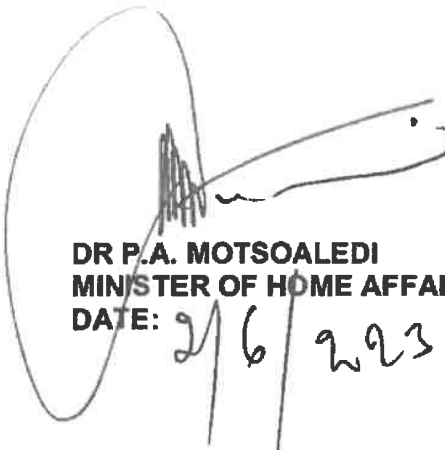
DEPARTMENT OF HOME AFFAIRS

NO. 3535

12 June 2023

SOUTH AFRICAN CITIZENSHIP ACT, 1995**AMENDMENT REGULATIONS ON THE SOUTH AFRICAN CITIZENSHIP ACT, 1995**

The Minister of Home Affairs, in terms of section 23 of the South African Citizenship Act, 1995 (Act No. 88 of 1995), hereby makes the regulations in the Schedule.



DR P.A. MOTSOALEDI
MINISTER OF HOME AFFAIRS
DATE: 21/6/2023

SCHEDULE

Definitions

1. In this Schedule “the Regulations” means the Regulations made under section 23 of the South African Citizenship Act, 1995 (Act No. 88 of 1995) and published in Government Notice No. R.1122 of 28 December 2012.

Amendment of regulation 1 of the Regulations

2. The following regulation is hereby substituted for regulation 1 of the Regulations:

“Definitions

In this Schedule, a word or expression to which a meaning has been assigned in the Act bears the meaning so assigned to it, and unless the context otherwise indicates—

“**asylum seeker**” means a person who is seeking recognition as a refugee in the Republic and has been issued with an asylum seeker visa in terms of section 22 of the Refugees Act;

“**biometrics**” means the measurable physiological or behavioural characteristics, and may include the use of photographs, fingerprints (including palm prints), hand measurements, signature verification, facial patterns and retina patterns, that may be used to verify the identity of an applicant;

“**Births and Deaths Registration Act**” means the Births and Deaths Registration Act, 1992 (Act No. 51 of 1992);

“**Director-General**” means the Director-General of the Department of Home Affairs;

“**parent**” in relation to a child, includes the adoptive parent of a child, but excludes—

- (a) the biological father of a child conceived through the rape of or incest with the child’s mother;
- (b) a person who is biologically related to a child by reason only of being a gamete donor for purposes of artificial fertilisation; and
- (c) a parent whose parental responsibilities and rights in respect of a child have been terminated;

“permanent residence” means permanent residence status granted in the Republic, in terms of section 25 of the Immigration Act, 2002 (Act No. 13 of 2002), to a person who is a citizen of another country;

“refugee” means a person who has been granted refugee status in terms of section 24 of the Refugees Act;

“Refugees Act” means the Refugees Act, 1998 (Act No. 130 of 1998); and

“the Act” means the South African Citizenship Act, 1995 (Act No. 88 of 1995).”.

Amendment of regulation 3 of the Regulations

3. Regulation 3 of the Regulations is hereby amended by—

- (a) the deletion of the word “and” after paragraph (d) of subregulation (1).
- (b) the insertion after paragraph (e) of the following paragraphs:
 - (f) proof of knowledge of one of the South African official languages;
 - (g) copy of identity document for permanent residents;
 - (h) proof of employment and duration thereof; and
 - (i) proof of fixed property, if any.

(c) the substitution in subregulation (2) for paragraph (a) of the following paragraph:

“(a) The period of ordinary residence referred to in section 5(1)(c) of the Act is five years immediately preceding the date of application for naturalisation.

Insertion of regulation 3A into the Regulations

4. The following regulation is hereby inserted into the Regulations after regulation 3:

“Application in terms of section 4(3) of Act

3A. (1) An application for naturalisation as a South African citizen in terms of section 4(3) of the Act must be in a form containing substantially the information indicated in Annexure 1A (DHA-63A), and must be accompanied by the following supporting documents:

- (a) in the case of an applicant born of asylum seekers or refugees—
 - (i) the original DHA-19 Form issued to the applicant upon registration of his or her birth in terms of the Births and Deaths Registration Act;

- (ii) a copy of proof of birth issued by the health facility in which the applicant was born;
 - (iii) the original copies of the applicant's parents' asylum seeker visa or refugee status issued in terms of the Refugees Act;
 - (iv) where applicable, the refugee identity documents of the applicant's parents;
 - (v) where applicable, the original refugee travel documents of the applicant's parents;
 - (vi) where applicable, the original copies of the death certificates, and citizenship at the time of death, of the applicant's parents;
 - (vii) the applicant's asylum seeker visa or refugee status issued in terms of the Refugees Act;
 - (viii) where applicable, the original of the applicant's travel document;
 - (ix) a school report, or a letter from the principal with an extract of the school register, of the primary school in which the applicant was registered for Grade 1;
 - (x) proof of residence of the applicant from the date of birth to the date of application as contemplated in section 4(3) of the Act;
 - (xi) proof of knowledge of one of the South African official languages; and
 - (xii) biometrics of the applicant.
- (b) in the case of an applicant born of foreigners not admitted for permanent residence—
- (i) the original DHA-19 Form issued to the applicant upon registration of his or her birth in terms of the Births and Deaths Registration Act;
 - (ii) a copy of proof of birth issued by the health facility in which the applicant was born;
 - (iii) the original copies of the applicant's parents' temporary residence visas issued in terms of section 10(2) of the Immigration Act;
 - (iv) a valid passport or travel documents of the applicant's parents;
 - (v) where applicable, the original copies of the death certificates, and citizenship at the time of death, of the applicant's parents;

- (vi) the original copy of the applicant's temporary residence visa issued in terms of section 10(2) of the Immigration Act;
- (vii) where applicable, the original passport or travel document of the applicant;
- (viii) a school report, or a letter from the principal with an extract of the school register, of the primary school in which the applicant was registered for Grade 1;
- (ix) proof of residence of the applicant from the date of birth to the date of application as contemplated in section 4(3) of the Act;
- (x) proof of knowledge of one of the South African official languages; and
- (xi) biometrics of the applicant.

(2) For the purposes of this regulation, registration of birth in terms of the Births and Deaths Registration Act means that the birth of the child was registered within 30 days of the date of birth in terms of section 9 of the Births and Deaths Registration Act, read with regulation 7(2)(b) or 8 of the Regulations on the Registration of Births and Deaths, as the case may be.

Insertion of Annexure 1A

5. The Form DHA-63A in Annexure 1 is hereby inserted in the Regulations as Annexure 1A after Annexure 1.

Short title and commencement

6. These Regulations are called the Amendment Regulations on the South African Citizenship Act, 1995 and come into operation on the date of publication in the *Government Gazette*.

Annexures

Annexure 1 Application for certificate of naturalisation (DHA-63A)

Annexure 2 Certificate of Naturalisation (DHA-64E)

Annexure 3 Declaration of Allegiance (DHA-75)

D. PARTICULARS OF PARENTS	
D1 Mother	
Title	<input type="checkbox"/> Mr <input type="checkbox"/> Mrs <input type="checkbox"/> Miss <input type="checkbox"/> Dr <input type="checkbox"/> Adv <input type="checkbox"/> Prof <input type="checkbox"/> Other _____
Surname	<input style="width: 40%;" type="text"/> Maiden Surname <input style="width: 40%;" type="text"/>
Forenames in full	<input style="width: 100%;" type="text"/>
Asylum Seeker / Refugee / Temp Res Visa No.	<input style="width: 40%;" type="text"/> Date of birth <input style="width: 10%;" type="text"/> Y <input style="width: 10%;" type="text"/> Y <input style="width: 10%;" type="text"/> Y <input style="width: 10%;" type="text"/> Y <input style="width: 10%;" type="text"/> M <input style="width: 10%;" type="text"/> M <input style="width: 10%;" type="text"/> D <input style="width: 10%;" type="text"/> D Sex <input style="width: 10%;" type="text"/>
Travel Doc / Passport No.	<input style="width: 100%;" type="text"/>
Date of issue	<input style="width: 10%;" type="text"/> Y <input style="width: 10%;" type="text"/> Y <input style="width: 10%;" type="text"/> Y <input style="width: 10%;" type="text"/> Y <input style="width: 10%;" type="text"/> M <input style="width: 10%;" type="text"/> M <input style="width: 10%;" type="text"/> D <input style="width: 10%;" type="text"/> D Place of Issue <input style="width: 20%;" type="text"/> Expiry date <input style="width: 10%;" type="text"/> Y <input style="width: 10%;" type="text"/> Y <input style="width: 10%;" type="text"/> Y <input style="width: 10%;" type="text"/> Y <input style="width: 10%;" type="text"/> M <input style="width: 10%;" type="text"/> M <input style="width: 10%;" type="text"/> D <input style="width: 10%;" type="text"/> D
Residential address	Street <input style="width: 90%;" type="text"/>
Country of citizenship	<input style="width: 100%;" type="text"/>
Town/Village	<input style="width: 100%;" type="text"/>
Province	<input style="width: 70%;" type="text"/> Postal code <input style="width: 10%;" type="text"/>
Work address	Street <input style="width: 90%;" type="text"/>
	Town <input style="width: 100%;" type="text"/>
	Province <input style="width: 70%;" type="text"/> Postal code <input style="width: 10%;" type="text"/>
Postal address	<input style="width: 100%;" type="text"/>
	<input style="width: 100%;" type="text"/>
	Postal code <input style="width: 10%;" type="text"/>
Tel no., incl. area code (W / H)	<input style="width: 40%;" type="text"/> Cell phone no. <input style="width: 40%;" type="text"/>
E-mail address	<input style="width: 100%;" type="text"/>
D2 Father	
Title	<input type="checkbox"/> Mr <input type="checkbox"/> Mrs <input type="checkbox"/> Miss <input type="checkbox"/> Dr <input type="checkbox"/> Adv <input type="checkbox"/> Prof <input type="checkbox"/> Other _____
Surname	<input style="width: 40%;" type="text"/> Maiden Surname <input style="width: 40%;" type="text"/>
Forenames in full	<input style="width: 100%;" type="text"/>
Asylum Seeker / Refugee / Temp res Visa No.	<input style="width: 40%;" type="text"/> Date of birth <input style="width: 10%;" type="text"/> Y <input style="width: 10%;" type="text"/> Y <input style="width: 10%;" type="text"/> Y <input style="width: 10%;" type="text"/> Y <input style="width: 10%;" type="text"/> M <input style="width: 10%;" type="text"/> M <input style="width: 10%;" type="text"/> D <input style="width: 10%;" type="text"/> D Sex <input style="width: 10%;" type="text"/>
Travel Doc / Passport No.	<input style="width: 100%;" type="text"/>
Date of issue	<input style="width: 10%;" type="text"/> Y <input style="width: 10%;" type="text"/> Y <input style="width: 10%;" type="text"/> Y <input style="width: 10%;" type="text"/> Y <input style="width: 10%;" type="text"/> M <input style="width: 10%;" type="text"/> M <input style="width: 10%;" type="text"/> D <input style="width: 10%;" type="text"/> D Place of Issue <input style="width: 20%;" type="text"/> Expiry date <input style="width: 10%;" type="text"/> Y <input style="width: 10%;" type="text"/> Y <input style="width: 10%;" type="text"/> Y <input style="width: 10%;" type="text"/> Y <input style="width: 10%;" type="text"/> M <input style="width: 10%;" type="text"/> M <input style="width: 10%;" type="text"/> D <input style="width: 10%;" type="text"/> D
Residential address	Street <input style="width: 90%;" type="text"/>
Country of citizenship	<input style="width: 100%;" type="text"/>
Town/Village	<input style="width: 100%;" type="text"/>
Province	<input style="width: 70%;" type="text"/> Postal code <input style="width: 10%;" type="text"/>
Work address	Street <input style="width: 90%;" type="text"/>
	Town <input style="width: 100%;" type="text"/>
	Province <input style="width: 70%;" type="text"/> Postal code <input style="width: 10%;" type="text"/>
Postal address	<input style="width: 100%;" type="text"/>
	<input style="width: 100%;" type="text"/>
	Postal code <input style="width: 10%;" type="text"/>
Tel no., incl. area code (W / H)	<input style="width: 40%;" type="text"/> Cell phone no. <input style="width: 40%;" type="text"/>
E-mail address	<input style="width: 100%;" type="text"/>
E. PARTICULARS OF RESIDENCE IN SOUTH AFRICA	
Date of first entry into RSA	<input style="width: 10%;" type="text"/> Y <input style="width: 10%;" type="text"/> Y <input style="width: 10%;" type="text"/> Y <input style="width: 10%;" type="text"/> Y <input style="width: 10%;" type="text"/> M <input style="width: 10%;" type="text"/> M <input style="width: 10%;" type="text"/> D <input style="width: 10%;" type="text"/> D Purpose of entry <input style="width: 40%;" type="text"/>
Visa Ref No.	<input style="width: 40%;" type="text"/> Date of Issue <input style="width: 10%;" type="text"/> Y <input style="width: 10%;" type="text"/> Y <input style="width: 10%;" type="text"/> Y <input style="width: 10%;" type="text"/> Y <input style="width: 10%;" type="text"/> M <input style="width: 10%;" type="text"/> M <input style="width: 10%;" type="text"/> D <input style="width: 10%;" type="text"/> D

F. CRIMINAL OR CIVIL RECORD

Have you or any member of your family (spouse and children) ever been convicted of any crime or offence? No Yes If yes, provide details below.

Name	Nature of crime or offence committed	Sentence	Place or country	Date					
				Y	Y	M	M	D	D
				Y	Y	M	M	D	D
				Y	Y	M	M	D	D
				Y	Y	M	M	D	D

Have you or any member of your family ever been declared insolvent or sequestrated or have civil judgements obtained or pending against you or any member of your family? No Yes

If yes, please provide details below

Name	Nature of proceedings	Judgement	Place or country	Date					
				Y	Y	M	M	D	D
				Y	Y	M	M	D	D
				Y	Y	M	M	D	D
				Y	Y	M	M	D	D

G. LANGUAGE PROFICIENCY

Please indicate your language proficiency of any two of the official languages of the Republic of South Africa, below. (GOOD, FAIR, POOR) (if space provided is insufficient, please attach separate page)

Language	Speak			Read			Write		
	Good	Fair	Poor	Good	Fair	Poor	Good	Fair	Poor

H. EDUCATIONAL AND EMPLOYMENT BACKGROUND

Highest Qualification Primary Grade 12 Diploma Degree Other, specify _____

Specify Qualification obtained _____

Institution _____

Student Ref No. _____

Occupation (current employment) _____

Duration of employment (number of months / years)

Previous employment _____

Duration of employment (number of months / years)

Previous employment work address _____

Town _____

Province _____ Postal code _____

Postal address _____

_____ Postal code _____

Tel no., incl. area code (W / H) _____ Cell phone no. _____

E-mail address _____

I. PROPERTY OWNERSHIP

Do you own any moveable or immovable property or properties in RSA? If so, please provide details below.

Movable (vehicles only, and provide make, model and registration number) (if space provided is insufficient, please attach separate page containing details thereof):

Immovable (provide description) (if space provided is insufficient, please attach separate page containing details thereof):

Annexure 2

DHA-64E



Bar Code

A0105998 / Serial No

REPUBLIC OF SOUTH AFRICA

Department of Home Affairs

Certificate of Naturalisation

(Sections 4(3) and 5(1) of the South African Citizenship Act, 1995)

It is hereby certified that

whose particulars are set out below, is a South African citizen by naturalisation.

By order of the Minister

PRETORIA

Director-General: Department of Home Affairs

PARTICULARS RELATING TO HOLDER

Name _____

Identity Number _____

Date of birth _____

Place of birth _____

Gender _____

Certificate Number: _____ *Applicable section: 4(3) / 5(1) of the Act

Reference Number: _____

Annexure 2A

DHA-75



DEPARTMENT: HOME AFFAIRS
Republic of South Africa

Declaration of Allegiance

[Sections 4(3) and 5(1) of the South African Citizenship Act, 1995]

I, _____
swear/ solemnly affirm that I will be faithful to the Republic of South Africa and will obey and respect the Constitution and all other laws of the Republic and commit to the duties and responsibilities of citizenship.

Signature: _____

In the presence of the following witnesses who are South African citizens:

1. _____ and Identity Number _____

2. _____ and Identity Number _____