

REPUBLIC OF CÔTE D'IVOIRE

LAW N ° 2013-653 OF SEPTEMBER 13, 2013 PROVIDING SPECIAL PROVISIONS IN MATTER OF ACQUISITION OF NATIONALITY BY DECLARATION

THE NATIONAL ASSEMBLY adopted, THE PRESIDENT OF THE REPUBLIC promulgates the following law:

CHAPTER 1: PURPOSE AND SCOPE

Article 1: The purpose of this law is to establish a special regime in relation to acquisition of nationality, for people falling into categories set out in article 2.

These beneficiaries can claim Ivorian nationality by the procedure of declaration under the conditions below.

Persons who do not fall into the categories provided for by this law are subject to the ordinary procedures for acquiring Ivorian nationality.

CHAPTER II: DETERMINATION OF BENEFICIARIES

Article 2: People entering the provisions of this law in one of the following categories:

- people born in Côte d'Ivoire to foreign parents who were under twenty-one years of age on December 20, 1961;
- people who had their habitual residence without interruption in Côte d'Ivoire prior to August 7, 1960 and their children born in Côte d'Ivoire;
- people born in Côte d'Ivoire between December 20, 1961 and 25 January 1973 of foreign parents and their children.

CHAPTER III: DECLARATION PROCEDURE

Article 3: Any declaration with a view to acquiring Ivorian nationality by the persons mentioned in article 2 of this law, is submitted to the Public Prosecutor or his representative resident in the jurisdiction in which the person declaring has his or her residence, who transmits it to the Minister of Justice.

Article 4: The declaration with a view to acquiring Ivorian nationality is made on a form provided for this purpose. It must be registered with the Ministry of Justice, or it will be of no effect.

Article 5: The Minister of Justice has a period of six months, from the date of submission, to rule on the request to acquire Ivorian nationality.

Article 6: When the request of the interested party is granted, the Minister of Justice or the person delegated for this purpose issues an Ivorian nationality certificate.

Article 7: When the request is rejected, notification is made to the interested party. If there is no response from the Minister of Justice within six months after the date on which the declaration has been submitted, the application made by the person concerned is deemed rejected.

In the event of rejection, the person concerned has two months to make an administrative appeal to the Minister of Justice.

If the appeal is dismissed, the person concerned may refer the matter to the President of the Republic for a superior administrative appeal.

The President of the Republic has the discretionary power to accept or reject the appeal.

CHAPTER IV: MISCELLANEOUS PROVISIONS

Article 8: This law repeals law n02004-663 of December 17, 2004 on special naturalization provisions, as amended by the special naturalization decisions, as amended by decisions n02005-04 / PR of July 15, 2005 and n02005-1 O / PR of August 29, 2005 containing provisions special in matters of naturalization, and derogates from all previous provisions otherwise.

Article 9: The provisions of this law are applicable for a period of twenty-four months from the date of the application decree.

Article 10: A decree issued by the Council of Ministers determines the procedures for implementation of this law.

Article 11: This law will be published in the Official Journal of the Republic of Côte d'Ivoire and enforced as law.

Done in Abidjan, September 13, 2013