

TANGANYIKA



No. 69 OF 1962

I ASSENT,

Governor- General
27TH NOVEMBER, 1962

An Act to amend the Tanganyika Citizenship Ordinance, 1961

[9TH DECEMBER, 1962]

ENACTED by the Parliament of Tanganyika.

1. This Act may be cited as the Tanganyika Citizenship Ordinance (Amendment) Act, 1962 shall be read as one with the Tanganyika Citizenship Ordinance, 1961 (hereinafter referred to as the Ordinance), and shall come into operation on the ninth day of December, 1962.

2. The Ordinance is hereby amended' by adding, immediately below section 4 thereof, the following new section:-

"Registration of African descent" 4A.-(1) Subject to the provisions of subsection (2), a person of full age and capacity, on making application therefor to the Minister in the prescribed manner, may be registered as a citizen of Tanganyika if he satisfies the Minister-

- a) that he is of African descent; and
- b) that either-

- (i) he was born, and one of his parents was born, in a country to which this section applies; or

- (ii) he has been resident for a period of not less than ten years in a country to which this section applies and he is not a citizen of an independent State on the Continent of Africa; and

- (c) that he is ordinarily resident in Tanganyika and has been so resident for a period of five years; and

- (d) that he has an adequate knowledge of the Swahili or the English language; and

- (e) that he is of good character; and

- (f) that he would be a suitable citizen of Tanganyika.

Short title
construction
and
commence-
ment
Ord. 1961
No. 56
New section
4A added to
Ordinance

(2) A person shall not be registered as a citizen of Tanganyika under this section unless and until he has made a declaration in writing in the prescribed form of his willingness to renounce any other nationality or citizenship he may possess and to take an oath of allegiance in the form specified in the First Schedule.

(3) This section applies to the countries set out in the Fifth Schedule:

Provided that the Minister may, by order in the *Gazette* made with the prior approval signified by resolution of the National Assembly, add to or delete from the Fifth Schedule the name of any African country."

Amendment
of section 6
of Ordinance

3. Section 6 of the Ordinance is hereby amended as follows:-

- (a) by inserting in paragraph (a) thereof immediately after the figure "4", the comma, figure and letter ", 4A"; 'and
- (b) by deleting the full stop at the end thereof, substituting therefor a semi-colon, and by adding the following new proviso: -

"Provided further that where any person who, not being able to renounce his citizenship of some other country, is registered as a citizen of Tanganyika after making the declaration prescribed by section 19, and is, thereafter, able to renounce such first mentioned citizenship, the Minister may require him to renounce such first mentioned citizenship; and if such person fails to do so, within the period (not being less than twenty-eight days) specified by the Minister, his registration may be cancelled."

Amendment
of section 10
of Ordinance

4. Subsection (2) of section 10 of the Ordinance is hereby amended by deleting the words 'Her Majesty or the Government' in paragraph (a) and by substituting therefor the words 'the Republic'

Amendment
of section 19
of Ordinance

5. Subsection (1) of section 19 of the Ordinance is hereby amended by inserting immediately after the word "shall" in the seventh line, the commas, words and figure ", subject to the second proviso to section 6,"

New
Schedules

6. The Ordinance is hereby amended-

- (a) by deleting the First Schedule and by substituting therefor the following new Schedule:-

"THE FIRST SCHEDULE

OATH OF ALLEGIANCE

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

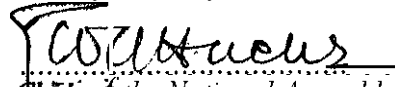
(b) by adding, immediately below the Fourth Schedule, the following new Schedule:-

"THE FIFTH SCHEDULE (Section 4A)

COUNTRIES TO WHICH SECTION 4A APPLIES

Angola.
Cape Verde Islands.
Comorian Islands.
French Somaliland.
Mozambique.
Portuguese Guinea and the San Tome and Principe Islands.
Spanish West Africa (comprising Ifri, Spanish Sahara, Fernando Po, Rio Irani and the Moroccan enclaves).
The Republic of South Africa."

Passed in the National Assembly on the twenty-third day of November,


Clerk of the National Assembly