One political party

4. (1) There shall be one and only one political party or organisation in Zambia, namely, the United National Independence Party (in this Constitution referred to as "the Party"), the constitution whereof is annexed hereto for information.

(2) Nothing contained in this Constitution shall be so construed as to entitle any person lawfully to form or attempt to form any political party or organisation other than the Party, or to belong to, assemble or associate with, or express opinion or do any other thing in sympathy with, such political party or organisation.

PART II

CITIZENSHIP

Citizens of Zambia

5. (1) Every person who immediately before the commencement of this Constitution was a citizen of Zambia shall continue to be a citizen of Zambia after the commencement of this Constitution.

(2) For the purposes of this Article "a person who immediately before the commencement of this Constitution was a citizen of Zambia" includes a person who was granted citizenship of Zambia subject to the performance of any conditions following the happening of a future event, and any such conditions shall cease to be of any force or effect.

Children of citizens of Zambia

6. A person born in or outside Zambia after the commencement of this Constitution shall become a citizen of Zambia at the date of his birth if on that date at least one of his parents is a citizen of Zambia.

Children of established residents

7. (1) Subject to the provisions of clause (2), a person born in Zambia after the commencement of this Constitution whose father is an established resident shall become a citizen of Zambia at the time of his birth.

(2) Any such person shall cease to be a citizen of Zambia upon attaining the age of twenty-two years unless—

(*a*) he, after attaining the age of twenty-one years, makes application to the Citizenship Board, in such manner as may be prescribed by or under an Act of Parliament, for the confirmation of his citizenship and such application is granted; and

(*b*) he renounces his citizenship, if any, of a country other than Zambia within three months of his being notified that his application for the confirmation of his citizenship has been granted.

(3) The provisions of clause (2) shall not apply to any person who, under the law of any country other than Zambia, is, on attaining the age of twenty-one years, not a citizen, and is not or was not at any time before that age entitled to be registered as a citizen, of that country.

Persons entitled to apply to be registered or confirmed as citizens

8. (1) The following persons shall be entitled to apply to the Citizenship Board, in such manner as may be prescribed by or under an Act of Parliament, to be registered as citizens of Zambia, or for the confirmation of citizenship, as the case may be:

(*a*) any person to whom Article 7 (2) applies;

(*b*) any woman who is or has been married to a citizen of Zambia and has been ordinarily resident in Zambia for a continuous period of not less than three years after such marriage and immediately preceding her application for registration; or

(*c*) any person who—

(i) has attained the age of twenty-one years or is a woman who is or has been married; and

(ii) has been ordinarily resident in Zambia for a continuous period of not less than ten years immediately preceding that person's application for registration.

(2) An application for registration as a citizen under this Article shall not be made by or on behalf of any person who, under any law in force in Zambia, is adjudged or otherwise declared to be of unsound mind.

(3) Parliament may provide that any period during which a person has the right to reside in Zambia by virtue only of a permit issued under the authority of any law relating to immigration shall not be taken into account in computing the period of ten years mentioned in clause (1) (*c*) (ii).

Powers of Parliament

9. Parliament may make provision for—

(*a*) the acquisition of citizenship of Zambia by persons who are not eligible to become citizens of Zambia under the provisions of this Part;

(*b*) depriving any person of his citizenship of Zambia:

Provided that a person who is a citizen—

(i) by virtue of Article 5 and was a citizen of Zambia before the commencement of this Constitution otherwise than by registration or naturalisation;

(ii) by virtue of Article 6; or

(iii) by virtue of Article 7 (1) read with Article 7 (3);

shall not be deprived of his citizenship of Zambia except upon the ground that he is a citizen of a country other than Zambia; and

(c) the renunciation by any person of his citizenship of Zambia.

Citizenship Board

10. Parliament may make provisions for the establishment of a Citizenship Board to deal with any of the matters falling under the provisions of Article 7, 8 or 9.

Cesser of citizenship

11. (1) A citizen of Zambia shall cease to be such a citizen if at any time he acquires the citizenship of a country other than Zambia by voluntary act other than marriage or does any act indicating his intention to adopt or make use of such other citizenship.

(2) A person who is a citizen of Zambia by virtue of Article 7 (1) read with Article 7 (3) shall cease to be such a citizen if at any time he acquires, otherwise than by voluntary act, the citizenship of a country other than Zambia and has not, within one year of acquiring that citizenship, renounced his citizenship of that country, taken the oath of allegiance and made and registered such declaration of his intention concerning residence as may be prescribed by or under an Act of Parliament.

(3) A person who—

(a) becomes a citizen of Zambia by registration; and

(b) is, immediately after he becomes a citizen of Zambia, also a citizen of some other country;

shall, subject to the provisions of clause (5), cease to be a citizen of Zambia at the expiration of three months after he becomes a citizen of Zambia unless he has renounced the citizenship of that other country, taken the oath of allegiance and made and registered such declaration of his intention concerning residence as may be prescribed by or under an Act of Parliament.

(4) For the purposes of this Article, where, under the law of a country other than Zambia, a person cannot renounce his citizenship of that other country, he need not make such renunciation but he may instead be required to make such declaration concerning that citizenship as may be prescribed by or under an Act of Parliament.

(5) Provision may be made by or under an Act of Parliament for extending the period within which any person may make a renunciation of citizenship, take an oath or make or register a declaration for the purposes of this Article, and if such provision is made that person shall cease to be a citizen of Zambia only if at the expiration of the extended period he has not then made the renunciation, taken the oath or made or registered the declaration, as the case may be.

Interpretation

12. (1) For the purposes of this Part, 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 that country.

(2) Any reference in this Part to the national status of the parent of a person at the time of that person's birth shall, in relation to a person born after the death of his parent, be construed as a reference to the national status of the parent at the time of the parent's death.

(3) For the purposes of this Part—

"the Citizenship Board" means the Citizenship Board established by or under an Act of Parliament;

"established resident" means, in relation to any date, a person who is not a citizen of Zambia or a prohibited immigrant under any law and who has been ordinarily and lawfully resident in Zambia for the period of four years immediately preceding that date:

Provided that no period during which a person—

(i) has been confined in a prison consequent on a sentence of imprisonment imposed by a court, which sentence has not on appeal or review been quashed or varied to a fine;

(ii) has been an inmate of a mental institution; or

(iii) has remained in Zambia as a visitor or in terms of a statutory permit allowing such person for a limited period only so to remain;

shall be counted for the purpose of this definition.

PART III

Protection of Fundamental Rights and Freedoms of the Individual

Fundamental rights and freedoms

13. It is recognised and declared that every person in Zambia has been and shall continue to be entitled to the fundamental rights and freedoms of the individual, that is to say, the right, whatever his race, place of origin, political opinions, colour, creed or sex, but subject to the limitations contained in Article 4 and in this Part, to each and all of the following, namely—

(a) life, liberty, security of the person and the protection of the law;

(b) freedom of conscience, expression, assembly and association; and