

## **CITIZENSHIP**

This is to inform that the Kenya Citizenship and Immigration Act, 2011 which implements Chapter 3 of the Constitution commenced on 30/08/2011. Under the Act -

1. A person born of a Kenyan parentage irrespective of the place of birth automatically becomes a citizen by birth;
2. The Constitution confers automatic recognition of the persons holding citizenship of other countries as citizens of Kenya by birth so long as they are able to prove parentage through production of evidence i.e. parents Kenya National Identification card or passport;
3. Kenyan citizens by birth who ceased to be citizens of Kenya by voluntarily acquiring citizenship of other countries in accordance with the repealed Constitution may regain their Kenyan citizenship **upon application** in the prescribed manner (application form may be down loaded from this website);
4. A person who enjoyed dual citizenship but who by virtue of the repealed Constitution renounced or lost their Kenyan citizenship upon attainment of the age of twenty three (23) years would automatically be deemed to be a citizen by birth.

## **KENYA CITIZENSHIP REQUIREMENTS**

Kenyan citizenship is conferred by the Constitution and is acquired by:

- Birth;
- Registration.

## **CITIZENSHIP BY BIRTH**

A person is a citizen by birth if at the date of his or her birth; one of the parents is or was a citizen of Kenya. This is regardless of where the person is or was born.

Clause 30 of Part 6 of the Sixth Schedule of the Constitution provides for citizenship by birth.

## **REGAINING OF KENYA CITIZENSHIP**

A citizen by birth who acquired citizenship of another country, and renounced the Kenyan citizenship may apply to regain citizenship.

The requirements for regaining citizenship include:

- Application form duly completed (Form 1);

- Copies of Kenyan passport or identity card previously held or birth certificate;
- Passport or citizenship certificate of the other country;
- 2 passport size photographs;

## **CITIZENSHIP BY REGISTRATION**

The following persons can apply for registration as citizens of Kenya:

### **1. Spouses, widows and widowers of Kenya citizens**

The applications under this category are made by persons who have been married to citizens of Kenya for a period of at least **seven (7)** years.

The requirements include:

- Application form duly completed (Form 8 or Form 9);
- Marriage certificate;
- Certificate of good conduct;
- Proof that the marriage was not entered into for the purpose of acquiring immigration or citizenship status (sworn affidavit);
- Proof that the marriage is subsisting (applicable to spouses);
- Copy of national passport;
- Copy of Kenyan passport or identity card of the Kenyan spouse;
- Copy of death certificate (applicable to widows and widowers);
- 2 passport size photographs.

### **2. Lawful residents**

Applications under this category are made by persons who have been ordinarily resident in Kenya for a period of **seven (7)** years immediately preceding the date of application and must have been so resident under authority of an entry permit or exemption.

The requirements include:

- Application form duly completed (Form 10);
- 2 passport size photographs;
- Copy of national passport;
- Certificate of good conduct;
- Copy of the permit held for the last 7 years;
- Proof that the applicant is not adjudged bankrupt (personal bank statement);
- Proof of contribution made to the progress or advancement in any area of national development within Kenya or capability to do so;

Applicant must:

- Be able to understand and speak Kiswahili or local dialect;
- Have adequate knowledge of Kenya and of duties and rights of citizens as contained in the Kenya Citizenship and Immigration Act;
- Understand the nature of the application;

(The last 3 requirements are demonstrated before the Citizenship Advisory Committee)

### **3. Children and persons with disabilities**

Applications under this category are made for the biological or legally adopted children of Kenyan citizens (a child means any human being under the age of eighteen years).

The requirements include:

- Application form duly completed (Form 11 or Form 12);
- 2 passport size photographs;
- Kenyan passport or identity card of the parent;
- Birth certificate;
- Immigration pass or permit;
- Medical certification (applicable to persons with disabilities);
- Adoption certificate (applicable to adopted children);
- Copy of national passport.

### **4. Stateless and migrant persons**

Applications under this category are made by persons who voluntarily migrated to Kenya before 12<sup>th</sup> December, 1963 and/or have continuously lived in Kenya.

The requirements include:

- Application form duly completed (Form 13 or Form 14);
- 2 passport size photographs;
- The applicant should not hold a passport or an identification document of any other country;
- The applicant must have adequate knowledge of Kiswahili or a local dialect;
- Certificate of good conduct;
- The applicant should understand the rights and duties of a citizen;
- Proof of continuous residence in Kenya since 12<sup>th</sup> December 1963.

### **5. Descendants of stateless and migrant persons**

Applications under this section are made by persons who have attained the age of eighteen years and whose parents had voluntarily migrated to Kenya before 12<sup>th</sup> December, 1963 and or has continuously lived in Kenya.

The requirements include:

- Application form duly completed (Form 15);
- 2 passport size photographs;
- Proof that the parents are stateless or migrants;
- The applicant should not hold or have held a passport or an identification document of any other country;
- The applicant must be able to understand and speak Kiswahili or a local dialect;
- Certificate of good conduct;
- The applicant should understand the rights and duties of a citizen.

### **Renunciation of Kenya citizenship**

Declarations for renunciation are made by citizens of Kenya who wish to voluntarily renounce their Kenyan citizenship.

The requirements include:

- Original Kenya passport and identity card;
- Renunciation Form 6 duly completed;
- Copy of passport or citizenship certificate of the other country;
- Cost €230.

### **Disclosure of dual citizenship**

A dual citizen is required to disclose her/his other citizenship within three months of becoming a dual citizen.

The requirements include:

- Declaration form 2 duly completed and Notarized with official stamps;
- 2 passport size photographs;
- Kenyan identity card and passport (original and copies);
- Non Kenyan passport or/ and certificate of citizenship (original and copies).