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THE PRESIDENCY

No. 1087

15 September 2004

It is hereby notified that the President has assented to the following Act, which is hereby published for general information:—

No. 17 of 2004: South African Citizenship Amendment Act, 2004.



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Act No. 17, 2004 SOUTH AFRICAN CITIZENSHIP AMENDMENT ACT, 2004

GENERAL EXPLANATORY NOTE:

Words underlined with a solid line indicate insertions in existing enactments.

(English text signed by the President.)
(Assented to 11 September 2004.)

ACT

To amend the South African Citizenship Act, 1995, so as to repeal a provision in terms of which a person may be deprived of citizenship by virtue of the use of the citizenship of another country; and to make provision for other penalties instead of the loss of citizenship; and to provide for matters connected therewith.

BE IT ENACTED by Parliament of the Republic of South Africa, as follows:—

Repeal of section 9 of Act 88 of 1995

1. Section 9 of the South African Citizenship Act, 1995, is hereby repealed.

Insertion of section 26B in Act 88 of 1995

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2. The following section is hereby inserted in the South African Citizenship Act, 1995, after section 26A:

“Use of foreign citizenship**26B. A major citizen who—**

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| (a) enters the Republic or departs from the Republic making use of the passport of another country; or | 10 |
| (b) while in the Republic, makes use of his or her citizenship or nationality of another country in order to gain an advantage or avoid a responsibility or duty, | |
| is guilty of an offence and liable on conviction to a fine or to imprisonment for a period not exceeding 12 months.” | 15 |

Short title

3. This Act is called the South African Citizenship Amendment Act, 2004.