

CITIZENSHIP AMENDMENT BILL 2016

SAMOA

Explanatory Memorandum

Object and Reasons:

The Bill seeks to amend the Citizenship Amendment Act 2004 (“the Act”) to cover second generation Samoans born overseas who want to become citizens by descent.

Clauses:

- Clause 1:** - states that, when enacted, the Bill will be called the Citizenship Amendment Act 2016, and will commence on the date of assent by the Head of State.
- Clause 2:** - amends section 7 of the Act to cover second generation Samoans born outside Samoa whose parent was or grandparent is or was a Samoan citizen at the date of birth.
- Clause 3:** - provides for transitional matters to cover applications that are pending with the Ministry awaiting enactment of the Bill.



(Hon TUILAEPA Auelua Fatialofa Lupesoliai Lolofietele
Neioti Aiono Galumalemana Dr. Sailele Malielegaoi)

PRIME MINISTER

CITIZENSHIP AMENDMENT BILL 2016

SAMOA

Arrangement of Provisions

1. Short title and commencement
2. Section 7 amended
3. Transitional

2016, No.

A BILL INTITULED

AN ACT to amend the Citizenship Act 2004 (“principal Act”).

BE IT ENACTED by the Legislative Assembly of Samoa in Parliament assembled as follows:

1. Short title and commencement:

- (1) This Act may be cited as the Citizenship Amendment Act 2016.
- (2) This Act commences on the date of assent.

2. Section 7 amended:

For section 7 of the principal Act in subsection (1) for “at least 1 parent of the person is a Samoan citizen” substitute “at least 1 parent or grandparent of the person is or was a Samoan citizen”.

3. Transitional:

Section 7 of the principal Act (as amended by this Act) applies to a person who was born outside Samoa before the commencement of this Act, and whose parent was or whose grandparent is or was a citizen of Samoa or whose parent or grandparent complies with the residential requirement under section 7(1)(b) of the principal Act.
