



# Government Gazette

**REPUBLIC OF SOUTH AFRICA**

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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.

**B**E 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 Section 9 of the South African Citizenship Act, 1995, is hereby repealed.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.