ORDER NO. 16 OF 1971

LESOTHO CITIZENSHIP ORDER 1971

ORDER

To make provision for citizenship of Lesotho, for the acquisition, deprivation and renunciation of citizenship, and for related and connected matters.

Made by the Council of Ministers

CHAPTER 1 RIGHTS TO CITIZENSHIP

1. This Order may be cited as the Lesotho Citizenship Short Title Order 1971.

PARTI

INTRODUCTORY

2. (1) In this Order unless the context otherwise re- Interpreta tion quires -

"Basutoland" means the former Colony of Basutoland;

"Citizen by naturalisation" means -

- (a) a person who under the provisions of subsection (3) of section 23 of the Lesotho Independence Order 1966 became a citizen of Lesotho by virtue of his having been naturalised in Basutoland before the commencement of the 4th day of October, 1966;
- (b) a person who, under subsection (2) of section 13 of the Lesotho Citizenship Act 1.967, became a citizen of Lesotho by naturalisation; and
- (c) a person who, under subsection (2) of section 18 of this Order, is a citizen of Lesotho by naturalisation by virtue of a certificate of naturalisation issued in respect of him under section 17 of this Order;

"Citizen by registration" means -

- (a) a person who under the provisions of subsection (3) of section 23 of the Lesotho Independence Order 1966 became a citizen of Lesotho by virtue of his having been registered in Basutoland before the commencement of the 4th day of October, 1966;
- (b) a person who, under subsection (2) of section 13 of the Lesotho Citizenship Act 1967, is a citizen of Lesotho by registration by virtue of a certificate of registration issued in respect of him under section 12 of the Lesotho Citizenship Act 1967; and
- (c) a person who, under subsection (2) of section 18 of this Order is a citizen of Lesotho by registration by

virtue of a certificate of registration issued in respect of him under section 17 of this Order;

"Minister" means the Minister of the Government of Lesotho for the time being responsible for the administration of this Order;

"minor" means a person who has not attained the age of twenty-one years;

"oath" includes affirmation;

"oath of allegiance" means the oath of allegiance prescribed in Schedule I of this Order;

"prescribed" means prescribed in this Order, or prescribed by the Minister by regulation or otherwise under this Order;

"specified date" in respect of a person means the date specified in relation to that person in this Order;

"the Commonwealth" means Lesotho, the United Kingdom and Colonies, Canada, Australia, New Zealand, India, Pakistan, Ceylon, Ghana, Malaysia, Nigeria, Cyprus, Sierra Leone, Tanzania, Jamaica, Trinidad and Tobago, Uganda, Kenya, Malawi, Malta, Zambia, The Gambia, Guyana, Botswana, Swaziland, Singapore, Maldive Islands, Mauritius, Samoa (Western).

(2) In respect of anything existing before the 4,th day of October, 1966 that is affected by, or relevant to, a provision of this Order, a reference to Lesotho is construed as a reference to Basutoland.

(3) For the purposes of this Order, a person is deemed not to have attained a given age until the commencement of the relevant anniversary of the day of his birth.

(4) References in this Order to any country mentioned in subsection (3) of section 9 of this Order include references to the dependencies of that country.

(5) For the purposes of this Order, a person born aboard a registered ship or aircraft, or aboard an unregistered ship or aircraft of the government of any country, is 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.

(6) If after the commencement of this Order a new-born infant is found abandoned within Lesotho that infant is, unless the contrary be shown, deemed to have been born within Lesotho of parents possessing citizenship of Lesotho.

(7) If an oath of allegiance is required to be taken under this Order, a person may, instead of taking the oath, make a solemn affirmation in the form of the oath so required, but may substitute the words "solemnly affirm" for the word "swear" and may omit the words "so help me God" and that solemn affirmation has, for the purposes of this Order, the same effect as an oath of allegiance.

- (8) (a) A reference in this Order to the national status of the father of a person at the time of that person's birth is, in relation to a person born after the death of his father, construed as a reference to the national status of the father at the time of the father's death.
- (b) If the death referred to in paragraph (a) occurred before the 4th day of October, 1966, and the birth occurred after the 3rd day of October, 1966, the national status that the father would have had, if he had died on the 4th day of October, 1966, is deemed to be his national status at the time of his death.

(9) A reference in this Order to the birth of a person is construed as including both legitimate and illegitimate birth, and the expressions "father" and "parent" are construed accordingly.

PART II CITIZENSHIP RIGHTS

3. Every person who immediately before the coming into operation of this Order was a citizen of Lesotho by virtue of the provisions of the Lesotho Independence Order 1966, shall continue to be a citizen of Lesotho unless he ceases to be a citizen in terms of this Order or any other law.

4. Any woman who on the 3rd day of October, 1966, was or had been married to a person -

- (a) who became a citizen of Lesotho by virtue of section 23 of the Lesotho Independence Order 1966; or
- (b) who, having died before the 4th day of October, 1966 would, but for his death, have become a citizen of Lesotho by virtue of that section, shall be entitled, upon making application and upon taking the oath of allegiance, to be registered as a citizen of Lesotho.

5. (1) Subject to the provisions of subsection (2), every person born in Lesotho after the 3rd day of October, 1966 shall be a citizen of Lesotho with effect from the date of his birth.

(2) A person shall not become a citizen of Lesotho by virtue of this section if at the time of his birth -

- (a) neither of his parents is a citizen of Lesotho and his father possesses such immunity from suit and legal process as is accorded to the envoy of a foreign sovereign power accredited to Lesotho; or
- (b) his father is an enemy alien and the birth occurs in a place then under occupation by the enemy.

(3) Unless he would thereby become stateless, a person born in Lesotho after the 3rd day of October, 1966 shall not become a citizen of Lesotho at the date of his birth by virtue of this section if his father is not on that date a Commonwealth Citizen. Citizenship acquired under the Lesotho Independence Order 1986

Women entitled to be Registered as citizens

> Persons born in Lesotho

Persons born outside Lesotho after 3rd October 1966

Marriage to Lesotho citizen

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Dual

6. A person born outside Lesotho after the 3rd day of October, 1966 shall be a citizen of Lesotho with effect from the date of his birth if his father is a citizen of Lesotho at that date otherwise than by virtue of this section or became a citizen after the 3rd day of October, 1966 otherwise than by virtue of section 23 (2) of the Lesotho Independence Order 1966.

7. Any woman who after the 3rd day of October 1966 married or marries a citizen of Lesotho shall be entitled upon making application in such manner as may be prescribed and upon taking the oath of allegiance, to be registered as a citizen of Lesotho.

8. (1) Any person who, upon the attainment of the age of

citizenship 21, years, is a citizen of Lesotho and also a citizen of some country other than Lesotho shall cease to be a citizen of Lesotho upon the specified date unless he has renounced his citizenship of that other country, taken the oath of allegiance and, in the case of a person who acquired citizenship of Lesotho by virtue of section 23 (2) of the Lesotho Independence Order 1966 or who is a citizen by virtue of section 6 of this Order, made and registered such declaration of his intentions concerning residence as may be prescribed by an Order of the Council of Ministers.

if-

(2) A citizen of Lesotho shall cease to be such a citizen

- (a) having attained the age of twenty-one years, he acquires the citizenship of some country other than Lesotho by voluntary act (other than marriage); or
- (b) having attained the age of twenty-one years, he otherwise acquires the citizenship of some country other than Lesotho and has not, by the specified date, renounced his citizenship of that other country, taken the oath of allegiance and made and registered such declaration of his intentions concerning residence as may be prescribed.
- (3) A woman who -
- (a) becomes a citizen of Lesotho by registration under the provisions of section 4 or section 7 of this Order; and
- (b) is immediately after the day upon which she becomes a citizen of Lesotho also a citizen of some other country, shall cease to be a citizen of Lesotho upon the specified date unless she has renounced the citizenship of that other country, taken the oath of allegiance, and made and registered such declaration of her intentions concerning residence as may be prescribed.

(4) For the purposes of this section, where, under the law of a country other than Lesotho 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.

(5) In this section "the specified date" means, in respect of a person to whom subsection (1) or (2) (b), as the case may

be, of this section refers, such date as may be specified in relation to that person by or under an Order of the Council of Ministers.

PART III

APPLICATION FOR CITIZENSHIP

9. (1) Application may be made to the Minister in the appropriate form set out in the Second Schedule for registration as Applications a citizen of Lesotho by a person -

(a) to whom this section applies under subsection (3); and (b)

who has attained the age of twenty-one years; and (c) who is

not suffering from mental incapacity; and

- (d) who is lawfully sojourning in Lesotho and has lawfullycountries, as sojourned there for a period of five years commencing on citizens of or after the 4th day of October, 1966, or on or after such earlier date as the Minister may order (and the Minister is hereby empowered so to order); and
- (e) who has adequate knowledge of the Sotho language or of the English language; and
- (f) who is of good character; and
- (g) who is willing to renounce any other nationality or citizenship that he may have; and
- (h) who is willing to take the oath of allegiance; and
- (i) who intends, if his application is granted, to reside permanently in Lesotho, or to establish his domicile of choice in Lesotho, subject to necessary absences from Lesotho in the course of his employment or selfemployment.

(2) If a person by whom an application has been made in pursuance of the provisions of the preceding subsection satisfies the Minister that he is qualified under the subsection so to apply the Minister may, if in his opinion that person would, if registered, be a suitable citizen of Lesotho, order that that person be registered as a citizen of Lesotho, or otherwise the Minister may, order that that person be not registered as a citizen of Lesotho.

(3) A person to whom this section applies is a person who, at the material time -

- (a) is a Commonwealth citizen as defined in section 2; or
- (b) is a citizen of a country in respect of which there is in force a Notice under this subsection extending the application of this section to citizens of that country.

(4) The Minister may, by notice in the Gazette, make, amend and revoke a Notice for the purposes of paragraph (b) of subsection (3) extending the application of this section to citizens of that country, in this Order called a reciprocating country, if he is satisfied that under the law of that country similar provisions exist in relation to citizens of Lesotho.

tion of persons from Commonwealth and reciprocating

Application for registra-tion of stateless persons as citizens of Lesotho

10. (1) Application may be made to the Minister as in the appropriate form set out in the Second Schedule, for registration as a citizen of Lesotho by a person -

- (a) who has attained the age of eighteen years and who is stateless; and
 - (b) who is lawfully sojourning in Lesotho and has since the 4th day of October, 1966, or since such earlier date as the Minister may order (and the Minister is hereby empowered so to order), been lawfully sojourning there for a period of three years immediately preceding the application; and
 - (c) who has neither been convicted of an offence against the security of Lesotho nor been sentenced in any country to imprisonment for a term of five years or more in respect of a criminal offence that would, if it had been committed in Lesotho, have been likewise punishable; and

(d) who is willing to take the oath of allegiance; and

(e) who intends, if his application is granted, to reside permanently in Lesotho or to establish his domicile of choice in Lesotho, subject to necessary absences from Lesotho in the course of his employment or selfemployment.

(2) This section shall apply to persons born before as well as to persons born after the commencement of this Order.

(3) Notwithstanding anything to the contrary in any other law, a person who has attained the age of eighteen years may make application under this section and for that purpose does not require the aid or consent of a parent or guardian.

(4) If a person by whom an application has been made in pursuance of the provisions of subsection (1) satisfies the Minister that he was born in Lesotho or that at the time of his birth one of his parents was a citizen of Lesotho, and that he is qualified under subsections (1), (2) and (3) so to apply, the Minister shall order that that person be registered as a citizen of Lesotho.

(5) If a person by whom an application has been made in pursuance of the provisions of subsection (1) satisfies the Minister that he is qualified under subsections (1), (2) and (3) so to apply, but does not satisfy the Minister that he was born in Lesotho and that he has always been stateless, the Minister may, if in his opinion that person would, if registered, be a suitable citizen of Lesotho, order that that person be registered as a citizen of Lesotho, or otherwise the Minister may order that that person be not registered as a citizen of Lesotho.

11. (1) Application may be made to the Minister in the appropriate form set out in the Second Schedule, by the parent or guardian a of minor child (including a minor child who has been lawfully adopted) for the registration of that child as a citizen of Leavelicationshat child – for registra-tion of minor

children of citizens of

Lesotho

- (b) is not already a citizen of Lesotho by virtue of any other provision of this Order; and
- (c) is lawfully sojourning in Lesotho and has lawfully sojourned there for a period of five years commencing on or after the 4th day of October, 1966, or on or after such earlier date as the Minister may order (and the Minister is hereby empowered so to order); and
- (d) is of good character.

(2) If a person by whom an application has been made in pursuance of the provisions of 'the preceding subsection satisfies the Minister that the child to whom the application relates is qualified under that subsection in respect of that application, the Minister may, if in his opinion the child would, if registered, be or become a suitable citizen of Lesotho, or der that that child be registered as a citizen of Lesotho, or otherwise the Minister may order that the child be not registered as a citizen of Lesotho.

12. (1) Application may be made to the Minister as in the appropriate form set out in the Second Schedule, for a certificate of naturalisation as a citizen of Lesotho by a person -

- (a) to whom the provisions of section 9 and section 10 do not apply; and
- (b) who has attained the age of twenty-one years; and (c)
- who is not suffering from mental incapacity; and
- (d) who is lawfully sojourning in Lesotho and has lawfully sojourned there for a period of five years commencing on or after the 4th day of October, 1966, or on or after such earlier date as the Minister may order (and the Minister is hereby empowered so to order); and
- (e) who has an adequate knowledge of the Sotho language or of the English language; and
- (f) who is of good character; and
- (g) who is financially solvent; and

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- (h) who is willing to take the oath of allegiance; and
- (i) who is willing to renounce any other nationality or citizenship that he may have; and
- (j) who intends, if his application is granted, to reside permanently in Lesotho, or to establish his domicile of choice in Lesotho, subject to necessary absences from Lesotho in the course of his employment or selfemployment.

(2) If a person by whom an application has been made in pursuance of the provisions of the preceding subsection satisfies the Minister that he is qualified under that subsection so to apply, the Minister may, if in his opinion that person would, if granted a certificate of naturalisation, be a suitable citizen of Lesotho, order that that person be granted a certificate of naturalisation Application for naturali sation of certain persons as citizens of Lesotho

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as a citizen of Lesotho, or otherwise the Minister may, order that that person be not granted a certificate of naturalisation as a citizen of Lesotho.

Applications for registration by persons entitled to registration 13. Application may be made to the Minister as in the appropriate form set out in the Second Schedule for registration as a citizen of Lesotho by a person who is entitled to be registered as such by virtue of the provisions of section 4 or section 7.

PART IV

OATH OF ALLEGIANCE

14. If a person -

- (a) is required by a provision of this Order to take the oath of allegiance in relation to citizenship of Lesotho; or
 - (b) has made application to be registered as a citizen of Lesotho in pursuance of the provisions of section 9 or section 10, and the Minister has, subject to the provisions of section 14 ordered that that person be registered as a citizen of Lesotho; or
 - (c) has made application for a certificate of naturalisation as a citizen of Lesotho in pursuance of the provisions of section 12 of this Order and the Minister has, subject to the provisions of section 19 ordered that that person be granted a certificate of naturalisation as a citizen of Lesotho;

the oath of allegiance to be taken by that person shall be as in the form of the oath of allegiance prescribed in the First Schedule and shall be adiimnistered to him -

- (i) in the presence of the Minister by a person entitled or appointed to administer oaths in Lesotho, at a time and place to be notified by the Minister; or
- (ii) in the case of a person who is absent from Lesotho, before a person authorised by the Minister in that behalf.

15. The form of oath of allegiance shall be included in every prescribed form of application for citizenship, and when subscribed, attested and taken according to the provisions of the preceding section, is part of the application.

PART V

REGISTERS, AND EFFECT OF REGISTRATION OR NATURALISATION

16. The Minister shall cause to be lodged with the Registrar-General every application in respect of which the Minister's order has been made that a certificate of registration or naturalisation as a citizen of Lesotho shall be granted, and subject to payment Specifications as to date for purposes of section 8 and section 19 (2) Extension of specified date

renounce his citizenship of that country, make a declaration concerning that citizenship as in the appropriate form prescribed in the Second Schedule and lodge that declaration with the Registrar-General.

(2) If a person is required by the provisions of the previous subsection to satisfy the Registrar-General that he has renounced the citizenship of a country other than Lesotho, or make and lodge a declaration concerning that citizenship, and that person fails or refuses to satisfy the Registrar-General, or so make and lodge a declaration, before the specified date, the registration, or the naturalisation, as the case may be, of that person as a citizen of Lesotho is of no force or effect, the registration of his application shall be cancelled, a certificate issued in respect of him of registration or naturalisation as a citizen of Lesotho is void, and he is deemed never to have been so registered or naturalised and never to have been a citizen of Lesotho by registration or naturalisation as the case may be.

PART VI

SPECIFICATIONS AS TO DATES FOR COMPLETION OF **RENUNCIATION, OATH OF ALLEGIANCE, AND** DECLARATION CONCERNING RESIDENCE.

20. (1) For the purposes of section 8, the specified date, subject to the provisions of section 21,

- (a) in respect of a person to whom subsection (1) of section 8 refers, is the date upon which that person attains the age of twenty-six years;

(b) in respect of a person to whom subsection (2) of section 8 refers, is the 3rd day of October, 1971;

- (c) in respect of a person to whom paragraph (b) of subsection (3) of section 8 refers, is the fifth anniversary of the date upon which he acquired the citizenship of the other country to which that paragraph refers; and
- (d) in respect of a person to whom subsection (4) of section 8 refers, is the fifth anniversary of the date upon which that person became a citizen of Lesotho.

(2) The specified date, subject to the provisions of section 21 in respect of a person to whom subsection (2) of section 19 applies, is a date three months after the date of the certificate of registration or naturalisation, as the case may be.

21. (1) If a person to whom section 20 applies is or has been suffering from mental incapacity during any period from the date when he became a citizen of Lesotho to the specified date, the Minister may order that the specified date in respect of that person is a later date that will, in the opinion of the Minister, enable that person, when he is no longer suffering from mental incapacity to comply with a requirement of this Order.

(2) If a person to whom section 20 applies, is because of circumstances that he can or could not prevent or avoid, unable

that the person who has made the declaration should cease to be a citizen of Lesotho; or

- (b) if it is made during a war in which Lesotho may be engaged.
- 23. (1) A person who is -
- (a) a citizen of Lesotho by registration; or

(b) a citizen of Lesotho by naturalisation; ceases to be a citizen of Lesotho if he is deprived of that citizenship

by order of the Minister made under this section. (2) Subject to the provisions of this Order, the Minister may by order deprive such a person as is mentioned in the preceding subsection of his citizenship of Lesotho if he is satisfied that the certificate of registration or certificate of naturalisation was obtained by fraud, false representation or the concealment of a material fact.

(3) Subject to the provisions of this Order the Minister may by order deprive such a person as is mentioned in subsection (1) of his citizenship of Lesotho if the Minister is satisfied that that person, while a citizen of Lesotho and of full age and capacity -

- (a) has shown himself by act or speech to be disloyal or
- disaffected towards Lesotho; or
- (b) has, within five years after becoming naturalised been sentenced in any country after a fair hearing by an independent and impartial court established by law, to imprisonment for a period of not less than five years in respect of a criminal offence that would, if it had been committed in Lesotho, have been likewise punishable; or
- (c) has been ordinarily resident in countries other than those to which section 9 applies for a continous period of seven years and during that period has not registered his intention to retain his citizenship of Lesotho, each year at the prescribed place and time and in the prescribed manner; or
- (d) has voluntarily claimed and exercised in any other country, any right available to him under the law of that country, being a right accorded exclusively to its own citizens.

(4) The Minister shall not deprive a person of citizenship of Lesotho under this section unless he is satisfied that it is not conducive to the public good that that person should continue to be a citizen of Lesotho.

(5) Before making an order under this section the Minister shall give the person against whom the order is proposed to be made notice in writing informing him of the ground on which and the date on which it is proposed to make that order, and of his right to an enquiry under this section; and, if that person applies for an enquiry before that date, the Minister shall refer the case to a committee of enquiry consisting of a chairman, (6) If a person is deprived of his citizenship of Lesotho under this section, that deprivation shall not affect the liability of that person for any offence committed by him before that deprivation.

PART VIII

GENERAL

24. If the Minister is satisfied on the application of a person that, on a question of fact or of law, a doubt exists whether that person is a citizen of Lesotho, and if the Minister is satisfied that that person ought to be acknowledged as a citizen of Lesotho, the Minister may order that a certificate be issued acknowledging him as such, or otherwise the Minister may decline so to order. If the Minister orders that that person be so acknowledged as a citizen of Lesotho, the Registrar-General shall cause a certificate to that effect to be issued to that person, and a certificate issued under this section is, unless it is proved that that person is not a citizen on the date thereof, or that it was obtained by means of fraud, false representation or concealment of a material fact, conclusive evidence that that person was such a citizen on the date thereof but without prejudice to evidence that he was such a citizen at an earlier date.

25.(1) Subject to the provisions of subsection (2), the Minister may, if he is satisfied that it is desirable on taking into account all the circumstances of a case, provisionally restore citizenship of Lesotho to a person who has lost that citizenship whether voluntarily by a declaration or renunciation of citizenship under the provisions of section 22 or involuntarily by reason of the provisions of section 8.

(2) If a person to whom citizenship of Lesotho has been provisionally restored under the preceding subsection produces to the Registrar-General within three months or within such further period as the Minister or the Registrar-General may allow, evidence to the satisfaction of the Registrar-General -

- (a) that he has renounced any other nationality or citizenship that he may have possessed; and
- (b) taken the oath of allegiance, the provisional restoration of citizenship of Lesotho to that person shall become final, or otherwise shall lapse and cease to have any effect. The provisions of this subsection shall apply notwithstanding that such person may at some previous time already have taken the oath of allegiance or made a declaration of renunciation of other citizenship.

26. The Minister shall not be required to assign any reason Discretion of for a decision by him under this Order, and a decision of the Minister 27. (1) Every application under section 4 or section 7 shall be made to the Minister.

(2) Every application to the Minister under section 4 or section 7 -

(a) shall be accompanied by the prescribed fee (if any);

- (b) if the form of an application is prescribed under this Order, shall be made as in that form with such variations as the circumstances require and the Minister accepts;
- (c) shall be supported by such evidence of the statements made therein as may be prescribed under this Order or in regulations made under this Order or in the prescribed forms, or as the Minister may require; and
- (d) shall be verified by an affidavit made before a magistrate or a commissioner of oaths.
- 28. If under any provision of this Order a person is required to make a declaration of his intentions concerning residence, he shall make a declaration as in the appropriate form specified in the Second Schedule.
- Evidence 29. (1) Every document purporting to be a notice, certificate, order or declaration or an entry in a register or subscription of an oath of allegiance or declaration of renunciation, given, granted, or made under the provisions of this Order, is received in evidence and unless the contrary is proved, is deemed to have been given, granted or made by or on behalf of the person by whom or on whose behalf it purports to have been given, granted or made.

(2) **Prima facie** evidence of a document of the kind mentioned in subsection (1) of this section may be given by production of a document purporting to be certified as a true copy thereof by such person and in such manner as may be prescribed.

(3) An entry in a register made under the provisions of this Order is evidence of the matters stated in the entry.

offences 30. (1) A person who, for the purpose of procuring anything to be done or not to be done under the provisions of this Order, makes a statement that he knows or believes to be false in a material respect or does not know or believe to be true in that respect, is guilty of an offence and liable on conviction to a fine not exceeding two hundred rands or to imprisonment for a period not exceeding six months or to both such fine and imprisonment.

(2) A person who fails to comply with a requirement imposed on him by or under this Order or by or under regulations made under this Order with respect to the delivering up of a registration certificate of naturalisation or a certificate of registration is guilty of an offence and liable on conviction to a fine not exceeding two hundred rands or to imprisonment for a

58 FIRST SCHEDULE

Oath (or affirmation) of allegiance

I do

swear/solemnly affirm*

law.

So help me God-i *delete whichever is not applicable. tto be omitted in affirmation.

(a) Signature of Deponent.

(b) Commissioner of Oaths.

SECOND SCHEDULE

Lesotho Citizenship Order 1971 (Section 9) Application by a Commonwealth Citizen **or a Citizen of** a Proclaimed Country for Registration as a Citizen of Lesotho FORM A

PART I-APPLICATION

1. I,

Full names and address in block capitals

of hereby apply for registration as a citizen of Lesotho under section 9 of the Lesotho Citizenship Order 1971, on the grounds that I am a citizen of

Signature of Applicant

••••

.....

.. *Delete whichever is inapplicable.

PART II

Particulars Relating to Application

2. No. of permit under Aliens Control Act 1966
3. Date of issue and place of issue
4. Place and date of birth
5. Profession or occupation
6. Present nationality or citizenship
7. Date of entry into Lesotho to sojourn there
8. Present passport: Issued atNo:
9. (a) Marital status (never married, now married, widowed, divorced)
(b) If divorced give place and date of decree
(b) Address (if dead, give place and date of death)
(c) Nationality (if dead, give nationality at time of death)
11. (a) Father's full name living/dead*
(b) Address (if dead, give last address)

(iv) I am of good character; and (v) I would be a suitable citizen of Lesotho. Declared at this day of 19..... Signature of Applicant *Delete whichever is inapplicable. PART II Particulars Relating to Applicatioi 2. No. of permit under Aliens Control Act 196 3. Date of issueand place o 4. Place and date of birth 5. Profession or occupation 6. Present nationality or citizenship 7. Date of entry into Lesotho to sojourn there 8. Present passport: Issued at _ No:..... 9. (a) Marital status (never married, now married, widowed divorced) •• (b) If divorced give place and date of decree (b) Address (if dead, give place and date of death) (c) Nationality (if dead, give nationality at time of death)

(b) Address (if dead, give last address)	61
(c) Nationality (if dead, give nationality at time of death)	
Evidence submitted of citizenship of Commonwealth country or evidence submitted of citizenship of a proclaimed country	
Evidence submitted of previous sojourn in Lesotho	
Language known	
Particulars of any criminal proceedings taken against the	
applicant at any time in any country	

PART III

Certificates of Sponsors

17. I,

Full names and address in block capitals

of being a citizen of Lesotho otherwise than by naturalisation, or registration, hereby certify that the applicant herein is a person known to me and of good character, that in my opinion he would be a suitable citizen of Lesotho and that the particulars in this application are correct in all respects to the best of my knowledge and belief. I am not the legal adviser of the applicant.
I have known the applicant for
Declared atday of
Witness to signature Signatu
Address

.....

Occupation

of being a citizen of Lesotho otherwise than by naturalisation, or registration, hereby certify that the applicant herein is a person known to me and of good character, that in my opinion he would be a suitable citizen of Lesotho and that the particulars in this application are correct in all respects to the best of my knowledge and belief. I am not the legal adviser of the applicant.

I have known the applicant formonths/years*

Declared at	this day of 19	•••••
Time, place		
Time, place and manner		
of taking		•
oath of		
allegiance		

Address

1s. I,

..... Occupati

on

Occupation

(Note -The sponsor in the case of paragraph 18 need not be in a class mentioned in the note to paragraph 17).

PART IV

Declaration by Applicant

19. I,Full names in block capitals do solemnly and sincerely declare -(a) that to the best of my knowledge and belief the particulars stated in this application are true and correct in all respects; and (b) that h shall inform the Minister immediately if, before the registration herein applied for is granted, any particulars given herein require amendment; and (c) that I am willing to -(i) take the Oath of Allegiance to Lesotho; and (ii) renounce any other nationality or citizenship I may possess; and (d) that I intend to reside permanently in Lesotho. Duty to lodge and register application Signature of Applicant

Declared at

this day of 19 I

(

8.

9.

	FORM B. LESOTHO CITIZENSHIP ORDER 1971 (Section 10)	
	Application by a Stateless person for registration as a citizen of Lesotho	
	PART I	
	Application	8
1.	I, Full name and address in block capitals	
	of hereby apply for registration as a citizen of Lesotho under section 10 of the Lesotho Citizenship Order 1971, on the	9
	grounds that - (a) I have attained the age of eighteen years and I am and	
	 always have been stateless; and (b) I was born at the place specified in paragraph 4 of Part II of this application, and my parents had, at the time of my birth, the nationality specified in paragraphs 9 and 10 of Part II of this application; and (c) I am lawfully sojourning in Lesotho, and have been sojourning there for a period of three years immediately preceding this application/commencing earlier than 4th 	10.
	October, 1966, namely and I hereby apply to the Minister to order that my sojourn shall be reckoned from that earlier date; and (d) I have not been convicted of an offence against the security of Lesotho, nor have I been sentenced to imprisonment for a term of five years or more on any criminal charge that would, if committed in Lesotho, have been likewise punishable.	
	Declared at this day of 19	13.
	······ ······ ·····	
	(*Delete whichever is inapplicable)	
	PART II Particulars Relating to Application	
r	No. of Dormit under Aliens Control Act	
3.	Date of Issueand place of issue	

Place and Date of Birthc

Profession or occupation

1	\mathbf{a}
h	
	~

4.

5.

6.Date of entry into Lesotho to sojourn there
divorced) . (b) If divorced give place and date of decree
8. (a) Name of wife or husband(b) Address (if dead, give place and date of death)
······
 9. (a) Father's full name living/dead* (b) Address (if dead, give last address)
(b) Address (if dead, give last address)
c1 · 4
of birth

divorced) (b) If divorced give place and date of decree
8. (a) Name of wife or husband(b) Address (if dead, give place and date of death)
·····
 9. (a) Father's full name living/dead*
·······
10. (a) Mother's full name living/dead*
of birth
applicant at any time in any country, and of the result

6. Date of entry into Lesotho to sojourn there
divorced)
(b) If divorced give place and date of decree
8.(a) Name of wife or husband(b) Address (if dead, give place and date of death)
9. (a) Father's full name living/dead*
(c) Nationality at time of applicant's birth
10. (a) Mother's full name living/dead*
·····
of birth
applicant at any time in any country, and of the result

-	sojourn there
1	
aivorcea)	
(b) If diverged give place of	nd date of decree
(b) If divorced give place al	
	place and date of death)
	g/dead* last address)
(a) Nationality at time of a	nalioontla hinth
(c) Nationality at time of a	pplicant's birth
	•••••
(b) Address (if dead, give l	last address)
11 Exidence of stately-	
	••••••
vf hirth	
of birth	
	•••••••••••••••••••••••••••••••••••••••
	•••••••••••••••••••••••••••••••••••••••

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or registration hereby certify that the applicant herein is a person known to me and of good character, that in my opinion he would be a suitable citizen of Lesotho and that the particulars in this application are correct in all respects to the best of my knowledge and belief. I am not the legal adviser of the applicant the applicant. I have known the applicant for months/years* Declared at day of 19..... Witness to Signature Signature of Sponsor AddressOccupation Occupation (Note-The sponsor in the case of paragraph 15 must be an Administrative Officer, Legal Practitioner, Bank Official, Justice of the Peace, Magistrate, Member of Parliament, Minister of Religion, Physician or Surgeon). 16. I, Full names and address in block capitals. of being a citizen of Lesotho otherwise than by naturalisation or registration hereby certify that the applicant herein is a person known to me and of good character, that in my opinion he would be a suitable citizen of Lesotho and that the particulars in this application are correct in all respects to the best of my knowledge and belief. I am not the legal adviser of the applicant. I have known the applicant formonths/years* Declared at thisday of 19..... Witness to Signature Signature of Sponsor Address Occupation Occupation \sim Note - The sponsor in the case of paragraph 16 need not be in a class mentioned in the note to paragraph 15). PART IV

Declaration by Applicant

17. I	 .Full names in
,,	block capitals

do solemnly declare -

(a) that to the best of my knowledge and belief the particulars stated in this application are true and correct in all respects; and !

- (b) that I shall inform the Minister immediately if, before the registration herein applied for is granted, any particular given herein requires amendment; and
- (c) that I am willing to take the Oath of Allegiance to Lesotho; and
- (d) that I intend to reside permanently in Lesotho.

Declared at this day of 19 I

Commissioner of Oaths

FORM C

LESOTHO CITIZENSHIP ORDER 1971 (Section 11)

Application of a minor child of a Lesotho Citizen for Registration as a Citizen of Lesotho

PART I

Application

1. Application by parent or guardian of minor child -I, Full names and address in block capitals

of

hereby apply on behalf of the minor child

to whom the following particulars relate for his/her* registration as a citizen of Lesotho under section 11 of the Lesotho Citizenship Order 1971, on the grounds that he/she* is the child/lawfully adopted child* of a citizen of Lesotho and that he/she* -

(i) is not already a citizen of Lesotho; and

 (ii) is lawfully sojourning in Lesotho and has lawfully sojourned there for a period of five years commencing on or after the 4th day of October, 1966/commencing earlier than the 4th day of October, 1966, namely

on and I hereby apply to the Minister to order that the child's sojourn shall be reckoned from that earlier date*; and

(iii) is of good character; and

(iv) would be or become a suitable citizen of Lesotho. Declared atthisday of19 If the application is made by a guardian, the declaration is o be completed) I, Full names and address in block capitals of declare that I am the guardian of to whom this application relates, who has no living parent/ whose parent or parents are living and resident in and that I am duly authorised by a Court of competent jurisdiction/by the minor child's father (or mother in the event of his death) * whose authority or consent is attached, to make this application make this application. Declared atthis......day of19..... Particulars Relating to Application Full names of minor child 2 Address 3. 4. Place and date of birth 5. Occupation 6. Present nationality or citizenship 7. Date of entry in Lesotho to take up ordinary residence _.....I-15. (b) No. of permit under Aliens Control Act 1966 16. Date of issue Place of issue

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9.

10.

9.(a) Marital status (never n divorced) (b) If divorced give plac				
	•••••	•••••		•••••
10.(a) Name of wife or husba				
(b) Address (if dead, give	ve place	and date	e of death)	
(c) Nationality (if dead,	•	•		<i>.</i>
11.(a) Father's full name livi				
(b) Address (if dead, giv	•			
(*) (, 8)		:
12.(a) Mother's full name livi (b) Address (if dead, giv	ve last a	ddress) .		
(c) Nationality (if dead,	-	-		
13. Evidence of guardianship				
Lesotho (with	Dates		Years	Months
addresses)	From	to		
Other countries (with addresses)				
15, Evidence of good character	of child .			
	Particu	lars of a	ny crimins	 al
proceedings taken against child in any country, and	the			41
				•
	••••••	•••••	•••••	••••••
	•••••			

z s

Certificates of Sponsors

Full names and address in block capitals

of being a citizen of Lesotho otherwise than by naturalisation, or registration, hereby certify that the child to whom this application relates, and the applicant, are known to me and of good character, that in my opinion the child would be a suitable citizen of Lesotho and that the particulars in this application are correct in all respects to the best of my knowledge and belief. I am not the legal adviser of the said child or of the applicant. I have known the child for

..... months/years* and the applicant for months/years*

Declared at thisday of...... 19......

Witness to Signature	Signature of Sponsor
Address	. Occupation
	. Occupation

(Note -The sponsor in the case of paragraph 17 must be an Administrative Officer, Legal Practitioner, Bank Official, Justice of the Peace, Magistrate, Member of Parliament, Minister of Religion, Physician or Surgeon).

18. I,

Full names and address in block capitals

of being a citizen of Lesotho otherwise than by naturalisation or registration hereby certify that the child to whom this application relates, and the applicant are known to me and of good character, that in my opinion the child would be a suitable citizen of Lesotho and that the particulars in this application are correct in all respects to the best of my knowledge and belief. I am not the legal adviser of the child or of the applicant.

I have known the child formonths/ years* and the applicant formonths/ years*

17. I,

PART IV

Declaration by Parent or Guardian

19. I,	Full names in block capitals do solemnly and sincerely declare -
	 (a) that to the best of my knowledge and belief the particulars stated in this application are true and correct in all respects; and (b) that I shall inform the Minister immediately if, before the registration herein applied for is granted, any particulars given herein require amendment; and (c) that I intend to reside permanently in Lesotho and to keep the child with me in Lesotho permanently.
	Signature of Parent/Guardian* Declared at

.....

Magistrate/Commissioner of Oaths*

(*Delete whichever is inapplicable)

FORM D

LESOTHO CITIZENSHIP ORDER 1971

(Section 12)

Application for Naturalisation as a Citizen of Lesotho

PART I

Application

1. I,

..... Full names and address in block capitals of . hereby apply for naturalisation as a citizen of Lesotho under section 12 of the Lesotho Citizenship Order 1971, on the grounds

that -

- (i) I am not a Commonwealth citizen or a citizen of a (i) I ain not a commonwealth chizen of a chizen of a reciprocating country under section 9 of the Lesotho Citizenship Order 1971, or a stateless person; and
 (ii) I have attained the age of twenty-one years, and do not
- suffer from mental incapacity; and

(iii) I am lawfully sojourning in Lesotho and have been so sojourning for a period of five years commencing on or after the 4th day of October, 1966/commencing earlier than 4th October, 1966, namely on	12
 and I hereby apply to the Minister to order that my sojourn shall be reckoned from that earlier date* and (iv) I have an adequate knowledge of the Sotho language/ of the English language; (v) I am of good character; and 	13.
(vi) I am financially solvent; and	
(vii) I would be a suitable citizen of Lesotho.	
Dated at 19	14.
	15.
Signature of Applicant	
(*Delete whichever is inapplicable)	16.

PART II

Particulars Relating to Application	17.
 No. of Permit under Aliens Control Act 1966 Date of issue	
4. Place and date of birth5. Nationality or citizenship at birth	18
6. Present nationality or citizenship	
7. Profession or occupation	
8. Date of entry into Lesotho to sojourn there	
 9. Present Passport: Issued at	19.
······	
(b) If divorced, give place and date of decree	
11, (a) Name of wife or husband	
 (c) Nationality before marriage (d) Present nationality (if dead, give nationality at time of death) 	

the past eight years and of the purposes of those visits

19. Particulars of applicant's children (if any) -

Full name of every child	Date of birth	Place of birth	V s
		a set an anna	
	C. MITTO IN S	the graphicate	

20.	Names of any minor children whom you desire to be registered as citizens of Lesotho in the event that this application is approved
21.	Details of previous sojourn in Lesotho by applicant

22. Evidence of previous sojourn in Lesotho
23. Language known24. Bank or other institution which can vouch for applicant's financial solvency
25. Particulars of any criminal proceeding taken against the applicant at any time in any country, and of the result.

PART III

Certificate of Sponsors

26. I,

Full names and address in block capitals

of being a citizen of Lesotho, otherwise than by naturalisation or registration, hereby certify that the applicant herein is a person known to me and of good character, that in my opinion he would be a suitable citizen of Lesotho and that the particulars in this application are correct in all respects to the best of my knowledge and belief. I am not the legal adviser of the applicant. 28.

	Witness to Signature	Signature of Sponsor
	Address	-
		1
27. I		Full names and address in block capitals
	registration hereby certify person known to me and co opinion he would be a suitabl particulars in this application	herwise than by naturalisation or that the applicant herein is a of good character, that in my e citizen of Lesotho and that the are correct in all respects to the lief. I am not the legal adviser of
		months/years* day of19
	Witness to Signature	Signature of Sponsor
	Address	Occupation
		•
		1
	must be an Administrat Bank Official, Justice of t	case of paragraphs 26 and 27 ive Officer, Legal Practitioner, he Peace, Magistrate, Member of of Religion, Physician or
28. I,		Full names and address in block capitals
	registration hereby certify person known to me and copinion he would be a suitabl particulars in this application	herwise than by naturalisation or that the applicant herein is a of good character, that in my e citizen of Lesotho and that the are correct in all respects to the lief. I am not the legal adviser of
	I have known the applicant for	ormonths/years*
	Dated at this	day of 19
	Witness to Signature Address	Signature of Sponsor
29.	Occupation	•

or registration, hereby certify that the applicant herein is a person known to me and of good character, and that in my opinion he would be a suitable citizen of Lesotho and that the particulars in this application are correct in all respects to the best of my knowledge and belief. I am not the legal adviser of the applicant.

I have known the applicant formonths/years*

Dated at this day of 19

Witness to Signature Signature of Sponsor

AddressOccupation

Dccupation

(Note-The sponsors in the case of paragraphs 28 and 29 need not be in a class mentioned in the note to paragraphs 26 and 27.)

PART IV

Declaration by Applicant

30. I,
 do solemnly and sincerely declare - (a) that to the best of my knowledge and belief the particulars stated in this application are true and correct i all respects; and (b) that I shall inform the Minister immediately if, before the registration herein applied for is granted, an particular size and the provide the second state.
 particular given herein requires amendment; and (c) that I am willing to - (i) take the Oath of Allegiance to Lesotho; and (ii) renounce any other nationality or citizenship I may possess; (d) that I intend to reside permanently in Lesotho.
Signature of Applicant
Declared at this day of 19 Before me

····

FORM E

LESOTHO CITIZENSHIP ORDER 1971

(Section 13) Application by a Married Woman for Registration as a

Citizen of Lesotho

PART I

Application

address in block capitals

of hereby apply for registration as a citizen of Lesotho under section 13 of the Lesotho Citizenship Order 1971 on the grounds that I am of full capacity and that -

- (a) I have married a citizen of Lesotho after 3rd October,
- (a) I have married a childen of Descence after the childen of 1966;*
 (b) I am/have been* married to a person who became, or who would but for his death have become a citizen of Lesotho on 4th October, 1966.*

Dated at19.....

.....

.....

Signature of Applicant

(*Delete whichever is inapplicable)

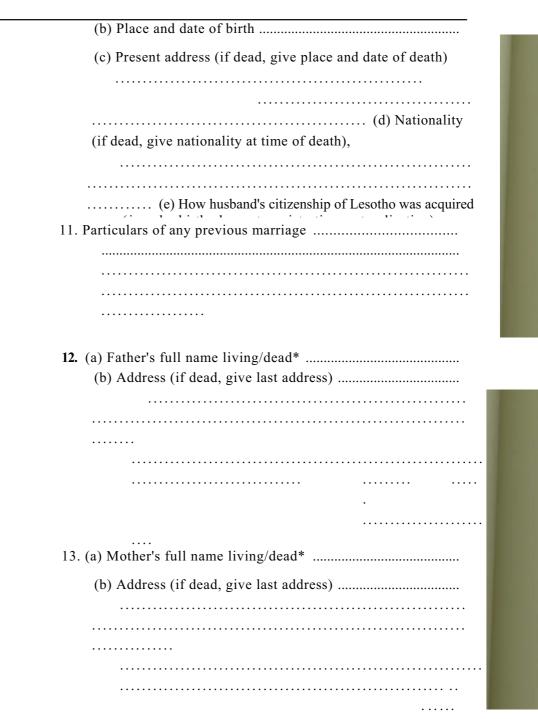
PART II

Particulars Relating to Application 2.

No. of permit under Aliens Control Act 1966
3. Date of issueand place of issue
4. Place and date of birth
5. Profession or occupation
6. Present nationality or citizenship
7. Date of entry into Lesotho to sojourn there
8. Present Passport: Issued atNo
9.(a) Marital status (now married, widowed, divorced)

.....

T



Full names and address in block capitals

of being a citizen of Lesotho otherwise than by naturalisation or registration, hereby certify that the applicant herein is a person known to me and of good character, that in my opinion she would be a suitable citizen of Lesotho and that the particulars in this application are correct in all respects to the best of my knowledge and belief. I am not the legal adviser of the applicant. I have known the applicant formonths/years* Dated at19..... Witness to Signature Signature of Sponsor AddressOccupation Occupation (Note-The sponsor in the case of paragraph 19 must be an Administrative Officer, Legal Practitioner, Bank Official, Justice of the Peace, Magistrate, Member of Parliament, Minister of Religion, Physician or Surgeon). Full names and address in block capitals of being a citizen of Lesotho otherwise than by naturalisation or registration, hereby certify that the applicant herein is a person known to me and of good character, that in my opinion she would be a suitable citizen of Lesotho and that the particulars in this application are correct in all respects to the best of my knowledge and belief. I am not the legal adviser of the applicant. I have known the applicant formonths/years* Dated at19..... Witness to Signature Signature of Sponsor Address Occupation

(Note-The Sponsor in the case of paragraph 20 need not be in a class mentioned in the note to paragraph 19).

PART IV

Declaration by Applicant

21. I, do solemnly and sincerely declare -

19.I.

20. I,

culars stated in this application are true and correct in all respects; and

- (b) that I shall inform the Minister immediately if, before the registration herein applied for is granted, any particular given herein requires amendment; and
- (c) that I shall before the date specified in Part VII of the Order -
 - (i) take the Oath of Allegiance to Lesotho; and
 - (ii) renounce any other nationality or citizenship I may possess; and
 - (iii) to register a declaration that I intend to reside permanently in Lesotho, or otherwise I shall then cease to be a citizen of Lesotho.

Applicant

Declared at day of 19...... H

Commissioner of Oaths

FORM F

LESOTHO CITIZENSHIP ORDER 1971 (Section 17)

Certificate of Registration as a Citizen of Lesotho

has applied to the Minister of

NOW, THEREFORE I,

the Minister of in exercise of the powers conferred upon me thereby, hereby grant to the said person this certificate of registration as a citizen of Lesotho and declare that, subject to the provisions of the Lesotho Citizenship Order 1971, he/she shall be a citizen of Lesotho with effect from the date of this Certificate.

IN WITNESS whereof I have hereunto set my hand this da

Ι....

FORM G

LESOTHO CITIZENSHIP ORDER 1971 (Section 17)

Certificate of Naturalisation as a Citizen of Lesotho
Certificate No:
WHEREAS
of
has applied to the Minister of
under section 12 of the Lesotho Citizenship Order 1971 for a certificate of Naturalisation as a citizen of Lesotho, and has satisfied the Minister that the necessary conditions for naturalisation under that Order have been fulfilled:
NOW, THEREFORE I,
the Minister of in exercise of the powers conferred upon me by the said Order, hereby grant to the said person this certificate of naturalisation as a citizen of Lesotho and declare that subject to the provisions of the Lesotho Citizenship Order 1971, he/she shall be a citizen of Lesotho with effect from the date of this certificate.
IN WITNESS whereof I have hereunto set my hand this
day of 19 at
······
FORM H
LESOTHO CITIZENSHIP ORDER 1971 (Section 19) Declaration Concerning Other Citizenghfl
I,
do solemnly and sincerely declare -
 (i) that a certificate of registration/naturalisation* has been issued in respect of my application for citizenship of Lesotho; and
(ii) that I have renounced the citizenship of
·
that under the law of
I cannot renounce my citizenship of that country, and therefore by this

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as it otherwise lies within my power, my citizenship of that country and any claim I may have to the protection of that country. Signature of Declarant Declared at this day of 19 I Magistrate/ Commissioner of Oaths (*Delete whichever is inapplicable) FORM I SOTHO CITIZENSHIP ORDER 1971 (Section 22 (1) (e)) Renunciation of Citizenship of Lesotho I, do solemnly and sincerely declare -(i) that I am a citizen of Lesotho by virtue of; and (ii) that I am/will become* a citizen of by virtue of; and (iii) that I have attained the age of twenty-one years*/ have not attained the age of twenty-one years but am or have been married;* (iv) that I am not suffering from mental incapacity; and (v) that from the date upon which this declaration is registered by the Registrar-General, this declaration shall have effect as my renunciation of my citizenship of Lesotho and as divesting me of my allegiance to Lesotho and of my enjoyment of its protection, unless thereafter I do not become a citizen of the aforementioned country; and (vi) that the foregoing particulars stated in this declaration, and all evidence submitted in support of this declaration, are true and correct in all respects; and I make this solemn declaration conscientiously believing the same to be true in all respects. Signature of Declarant Made and subscribed before me this day of Commissioner of Oaths (*Delete whichever is inapplicable)

FORM J LESOTHO CITIZENSHIP ORDER 1971 (Section 28)

Declaration Concerning Residence in Lesotho

I,
do solemnly and sincerely declare -
(i) that I have attained the age of twenty-one-years; and (ii)
that I am a citizen of Lesotho by virtue of
(iii) that I have, so far as it lies within my power, renounced my citizenship of
(iv) that I intend to reside permanently in Lesotho*/intend my domicile of choice to be Lesotho but it may be
necessary in the course of my employment as/as self-employed*
for me to be absent from time to time from Lesotho; (*Delete whichever is inapplicable)
Signature of Declarant
Declared at19 l
Magistrate/ Commissioner of

Oaths

THIRD SCHEDULE

THE LESOTHO CITIZENSHIP ORDER 1971

(Section 32)

TABLE OF FEES

Matters in which fees may be taken

	Fee payable R C
 Attesting by Magistrate or Commissioner of Oaths of	50
any declaration prescribed On application by a Commonwealth citizen or a citizen	10 00 2
of a reciprocating country for registration On application by a married woman for registration	00

			Fee
		payable	
		R	С
1.	On application of a minor child of a citizen of Lesotho for registration	2	00
5.	On application by a stateless person for registra tion	10	00
	On application for naturalisation	10	00
	On application for restoration of citizenship	10	00
•	On administering the Oath of Allegiance		50
).	On application for a Certificate of Citizenship in case of doubt	2	00
•	On application for a certified true copy of any certificate granted or issued under this Order		50