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Fråga-svar

Syriskt medborgarskap

Fråga

Vad krävs för att få syriskt medborgarskap för en kvinna som har bosniskt medborgarskap?

Enligt Lifos 28280 s. 173 framgår det att man måste vara gift med en syrisk medborgare och ha levt minst 10 år i Syrien. Kan kvinnan från Bosnien få medborgarskap i Syrien om hon har varit gift med en man som har syriskt medborgarskap i mer än 10 år, men bara levt i Syrien i 5 år?

Svar

Art. 4 i Nationality Act [Syrian Arab Republic] avser de allmänna naturalisationsvillkoren. Enligt dessa kan en utlänning förvärva syriskt medborgarskap efter minst fem års sammanhängande vistelse i landet.

Art. 8 avser medborgarskap för en utländsk kvinna som är gift med en naturaliserad syrier. Här krävs en vistelsetid om två år. Äktenskapet ska också ha varat i två år.

Någon särskild regel vad gäller en utländsk kvinna som gifter sig med en ursprungs-syrier nämns inte.

Någon regel om tio års vistelse har inte kunnat beläggas. Den står också i motsats till vad som stadgas i art 4.

"CHAPTER THREE: Naturalization

Article 4

The nationality may be granted to an alien by decree upon the recommendation of the Minister following an application from the alien concerned who should be:

- a. Of full civil rights.
- b. **Resident in the country for at least five consecutive years prior to the submission of the application.** Interrupted residence is considered consecutive provided absence does not exceed one year which is added to the five years.
- c. Free of all communicable diseases, infirmities, or ailments that may prevent him from work.
- d. Of good conduct and reputation and with no record of criminal offence or of freedomrestricting punishment in connection with infamous crimes unless rehabilitated.
- e. Of a specialization or expertise that may be beneficial to the country or to have a legitimate means of earning a living. Otherwise he should possess sufficient resources that free him from needing help from others.
- f. Able to read and write Arabic."

"CHAPTER FOUR: Acquisition of Nationality Through Marriage

Article 8

1. Nationality shall be granted to the wife of a naturalized alien under the following conditions:

- a. An application in that regard has to be submitted to the Ministry.
 - b. **The marriage should hold valid for two years as of the date of the application.**
 - c. She should be residing in the country legally within the period mentioned in the preceding paragraph b.
 - d. A Decree should be issued by the Minister granting her a nationality)
2. Minor children can acquire nationality unless their normal residence is outside the country and they retained the original nationality of their father according to (ITS) the regulating legislation.
3. Minor children who have acquired nationality according to the previous paragraph can choose their original nationality within the year subsequent to reaching adulthood. They are allowed to do so by a decision from the Minister.

Article 9

An alien woman who marries to a person holding the nationality cannot acquire it unless under the conditions provided for in article 8, paragraph 1."

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"CHAPTER SEVEN: Deprivation and Restitution of Nationality

Article 20

Anyone who has obtained the nationality by misrepresentation or fraud shall be deprived thereof together with any others who may have acquired it by affiliation.

Article 21

A citizen may be deprived of the nationality by a decree pursuant to a proposal from the Minister stating full reasons thereof in any one of the following cases

"G. If the person has left the country indefinitely for the purpose of selling in a non-Arab country and if he has been away for more than three years and has been notified to return but has failed to respond or has given unconvincing reasons within three months of receiving the notification.

In case he refuses to receive the notification, or is of unknown place of residence, or should it prove impossible to communicate the notification to him, publication in the Official Gazette shall be considered as notification."

National Legislative Bodies, *Decision No. 576 of 5 October 1970 [Syrian Arab Republic]*, 576, 1970-10-05

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Källförteckning

National Legislative Bodies, *Decision No. 576 of 5 October 1970 [Syrian Arab Republic]*, 576, 1970-10-05
<http://www.ilo.org/dyn/natlex/docs/ELECTRONIC/83627/92469/F68975562/SYR83627.pdf>

National Legislative Bodies, *Nationality Act [Syrian Arab Republic]*, 1969-11-24
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