



Official Gazette of Iraq

Instructions of Facilitating Implementation of the Provisions of the Iraqi Nationality Law

No. (3) Of 2014

تعليمات تسهيل تنفيذ أحكام قانون الجنسية العراقية مع التعديلات

Ministry Of Justice
Iraqi Gazette department
Translation Section
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Based on the provisions of the Article (22) from the Iraqi nationality law No. (26) of 2006, we have issued the following instructions:

No. (3) Of 2014
Instructions of facilitating the
implementation of the provisions of the
Iraqi Nationality Law
No. (26) Of 2006

Article 1

The general nationality directorate shall undertake the following:

First: Registering the details of the Iraqi nationality certificate for all registrants in the civil status registers of 1957 in the note field in accordance with the Iraqi nationality certificate belonging to them.

Second: Registering the details of the Iraqi nationality certificate for all registrants in the civil status registers of 1957 for those without Iraqi nationality certificate, after the date of effectiveness of these instructions in accordance with the decision to prove Iraqi nationality issued by the directorate of nationality affairs in Baghdad, the provinces and the region, and it shall be



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sent via official mail to the component civil status department to take over registering the decision in the entry of notes related to their registers for 1957, and the employee who inserts the information shall write his/ her full name and the date of the information.

Article 2

First: Registering the details of the father's and mother's nationality in the note field in the registers of 1957 shall be dispensing from registering the details of the nationality of the minor children of the person naturalized or obtained Iraqi nationality.

Second: Registering the details of the father's and mother's nationality in the note field in the registers of 1957 shall be dispensing from registering the details of the nationality of the adult and minor children of the originally Iraqi nationals.

Article 3

First: Any personal ID card (civil status identity) after the date of implementation of these instructions for a person may not be issued, unless the information and details of his/ her Iraqi nationality certificate and his/ her family are written down in accordance with these instructions, and a new field entitled (nationality) in the personal ID card (civil status identity) and the phrase (Iraqi) shall be inserted next to it.



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Second: The personal ID card (civil status identity) that issued on the date of effectiveness of this instruction, which contains the field of (nationality), shall be the only identification document that identifies about the identity and Iraqi nationality of its holder, and this document shall dispense its holder from being required to have the document of the Iraqi nationality certificate.

Third: The personal ID card (civil status identity) that issued before the instructions went into effect shall be deemed an official, valid and approved document, provided that is attached to the Iraqi nationality certificate to identify the identity and the Iraqi nationality of its holder.

Article 4

The director general shall close the registers of those registered in the civil status registers of 1957 when their Iraqi nationalities are not proven by one of the methods stipulated in the Iraqi Nationality Law No. (26) of 2006.

Article 5 ⁽¹⁾

The foreigner covered by the provisions of Article (5) of the Iraqi Nationality Law No. (26) of 2006 shall submit the following:

First: An official document confirming his/ her birth inside Iraq as a register for him/ her in any of the civil registry registers for the years 1957, 1947 and 1934, or in the registers of foreigners, a foreign passport or any approved Iraqi or foreign document.



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Second: An official document confirming the birth of his/ her father in Iraq in accordance with what is stipulated in Item (First) of this article, and if he/ she is unable to do so, then he/ she shall present the testimony of two elderly witnesses from the area in which the birth of his/ her father is claimed, supported by other evidence supporting it.

Article 6

First: A foreigner applying for naturalization or obtaining Iraqi nationality shall attend before the director of nationality department or nationality officer to complete his/ her naturalization or obtaining the nationality.

Second: When the legal conditions for the application for naturalization or obtainment of the nationality are met, the application shall be referred to the ministry of interior to obtain the approval of the minister of interior for the naturalization or obtainment of the Iraqi nationality.

Third: When the application for naturalization or obtainment of the nationality is accepted, the director of nationality department shall circulate the decision of naturalization or obtainment of the Iraqi nationality, and it shall be signed by the director general or whomever authorized by him/ her, and shall be registered in the naturalization or obtainment registers, as the case may be.

Fourth: The director of nationality department, or whomever authorized by him/ her, shall register the decision of naturalization in the register of the issuance of the decision of the naturalization of foreigners, and he/ she shall summon the person (requesting naturalization) for the purpose of making the oath of loyalty to Iraq within (90) ninety days from the date of the notification, in accordance with the following wording, and whoever the oath is taken before him/ her shall support the happening of this in accordance with the



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form of taking the oath of loyalty to Iraq prepared by the General Directorate of Nationality, and the date of the oath shall be confirmed in the naturalization decision:

(I swear by almighty Allah that I shall protect Iraq and its sovereignty, and adhere to the conditions of good nationality, and adhere to the provisions of the constitution and the laws in force, and Allah is the best to witness what I'm saying herein).

Fifth: If the religion of the person requesting the Iraqi nationality or its obtainment prevents him/ her from taking the oath, then the wording of the oath shall be as following:

(I'm, I swear by my beliefs I shall protect Iraq and its sovereignty, and adhere to the conditions of good nationality, and adhere to the provisions of the constitution and the laws in force).

Sixth: The director of nationality department, or whomever authorized by him/ her, shall send a copy of the decision to naturalization of Iraqi nationality or the decision to obtain the Iraqi nationality to the directorate of civil status for the purpose of registering him/ her in the (1957) civil status registers and giving him/ her a personal ID card (Civil status identity), and shall send copies of the decision on naturalization or obtainment of the nationality to the relevant authorities.

Article 7

If the foreign person whose Iraqi naturalization was approved did not attend within (90) ninety days of the date of the notification to take the oath stipulated in Item (Fourth) of Article (6) of these instructions, the case shall be submitted again to the



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minister of the interior to decide to revoke the decision of naturalization or to agree to its renewal.

Article 8

A person shall be deemed an Iraqi national by naturalization from the date of taking his/ her oath.

Article 9

There shall be no effect on the obtainment or loss of Iraqi nationality by the wife and adult children, unless it is proved so in a document issued by the competent authorities.

Article 10

First: A person applying for Iraqi naturalization shall have legal residence in Iraq for a period of (10) ten consecutive years prior to submitting the application in accordance with the law ⁽²⁾.

Second: The period stipulated in Item (First) of this Article shall be (5) five years for a non-Iraqi man who is married to an Iraqi woman, or for a non-Iraqi woman married to an Iraqi man, with the marital bond continuing.



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Article 11

Firstly: The director-general shall issue the decision regarding renouncing Iraqi nationality for a person who has obtained foreign nationality and requested the renunciation of Iraqi nationality, and the applicant shall be deemed to have renounced his/ her Iraqi nationality from the date of issuance of the decision.

Second: The minor children of the person who renounces his Iraqi nationality shall lose Iraqi nationality owing to their father.

Third: The register of person who renounces his Iraqi nationality and registers of his/ her minor children shall be closed in the civil status registers of (1957).

Fourthly: The Iraqi nationality file of the person who renounces Iraqi nationality shall be transferred to the foreigners division of the nationality directorate and this shall be indicated in the registers of the evidence.

Article 12

Firstly: The Iraqi who loses his/ her nationality as a result of obtaining a foreign nationality, or who renounces his/ her Iraqi nationality and who wishes to recover it shall fill out the application for the restoration of Iraqi nationality if he/ she has entered Iraq lawfully and has resided there for (1) one year and has submitted the application within the mentioned period.

Secondly: The director-general shall issue the decision to recover Iraqi nationality after the approval of the request for recovery has been issued by the minister of interior. The applicant for recovery shall be deemed to have



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obtained Iraqi nationality from the date of his/ her return, and the decision of recovery shall include his/ her minor children.

Thirdly: The general director or whomever authorized by him/ her shall re-register the person who recovers Iraqi nationality and his/ her minor children in the (1957) civil status affairs registers.

Article 13

Firstly: Anyone is a member of the Faili Kurd clans and is registered in the (1957) civil status affairs registers or any previous enumeration thereof after filling out the form intended for this purpose shall be deemed an Iraqi national and enjoying it in accordance with the provisions of Paragraph (a) of Article (3) of the Iraqi nationality law No. (26) of (2006).

Secondly: All decisions of the ministry of the interior that prohibit the restoration of Iraqi nationality by Faili Kurds or granting it to them retroactively shall be repealed from the date of its issuance, in a manner that guarantees them the rights of full citizenship.

Thirdly: All the marks of cancellation, dropping, closing, freezing, naturalization, obtaining and foreign origin put for political, national, ethnic, sectarian or racial reasons, wherever they are mentioned in nationality and civil status registers.

Fourthly: The provisions of Items (First), (Second) and (Third) of this article shall apply to members of the (Al-Arkouzia, Al-Zarkoush, MalIk Shahi, Al-Karkash, Al- Qara Lus, Al-Kaka'iya, Al-Samailiya, Al- sura Meri) clans.



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Fifthly: The competent authorities shall be obligated to follow up the implementation of the instructions and raise the marks stipulated in Item (third) of this article and indicate this in the nationality and civil status registers, including the abolition of the status of a foreigner from the members of the clans mentioned in the (Dissolved) revolutionary command council's (Repealed) decision No. (180) of 1980, starting from the effectiveness date of these instructions.

Article 14

Firstly: The Iraqi nationality shall be repealed by a statement issued by the minister of interior for every person who obtains it based on his/ her presentation of incorrect papers and information or his/ her making false statements.

Secondly: The provision of Item (First) of this article shall apply to a non-Iraqi person in the event that he/ she performs an act deemed a threat to the security and safety of the state.

Thirdly: The decision of repeal shall be effective from the date of the person obtained Iraqi nationality.

Fourth: The Director General shall decide to revoke the civil status identity of the person whose Iraqi nationality has been revoked in accordance with the provisions of Items (First) and (Second) of this article, and legal measures shall be taken against him/ her and no fee shall be refunded for this purpose.



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Article 15

The applications stipulated in these instructions shall be submitted in accordance with the forms prepared by the General nationality directorate.

Article 16

The Director General or whomever he/ she authorizes from among the directors of the directorates shall undertake issuing the Iraqi citizenship certificate document for those covered by the provisions of Articles (2) and (3) of the Iraqi Nationality Law No. (26) Of 2006. ⁽³⁾

Article 17

First: Nationality instructions No (1) of 1965 issued under The (revoked) Iraqi Nationality law No. (43) of 1963 shall be repealed.

Second: Instructions No (1) of 1980 issued pursuant to the (dissolved) revolutionary command council resolution No. (180) of 1980 shall be repealed.

Third: All administrative decisions regarding the regulation of nationality issued by the ministry of the interior before the date of 9/4/2003 that contradict the provisions of these instructions shall be repealed.



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Article 18

These instructions shall be deemed effective from the date of their publication in the Official Gazette, with the exception of Articles (1), (2), (3) and (6), where their enforcement shall be by a statement issued by the minister of interior or whomever authorized by him/ her.

Noori Kamil Al – Maliki
Acting Interior Minister



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Footnotes

1. Amended by instructions no. (3) Of 2015; Iraqi Official Gazette Issue No. (4380); on 14/09/2015; Article (1).
2. Amended by instructions no. (3) of 2015; Iraqi Official Gazette Issue No. (4380); on 14/09/2015; Article (2).
3. Based on the provisions of Article (22) of the Iraqi Nationality Law No. (26), instructions: No. (7) Of 2021: Instructions of the Second Amendment to Instructions No. (3) of 2014: Instructions to Facilitate the Implementation of the Provisions of the Iraqi Nationality Law No. (26) Of 2006, Article 1.