

7) Südafrikanische Union. Gesetz über die Naturalisierung von Ausländern in Südwestafrika 1928

Naturalization of Aliens (South West Africa) Act 1928. (Union of South Africa Acts 1928 Nr. 27)

Be it enacted by the King's Most Excellent Majesty, the Senate and the House of Assembly of the Union of Africa, as follows:—

I. Every person who was, on the fifteenth day of September, 1924—

- (a) under twenty-one years of age; and
- (b) domiciled in the mandated territory of South West Africa; and
- (c) the child of a person who is deemed to have become a British subject by virtue of section *two* of the South West Africa Naturalization of Aliens Act, 1924 (Act Nr. 30 of 1924) ¹⁾: or
 - (i) the legitimate child of a father; or
 - (ii) the illegitimate child of a mother

Certain minors domiciled in South West Africa on 15th September, 1924, to be British subjects.

who died prior to the said day as a subject of a power which was at war with Great Britain in the year 1918, and who was prior to the commencement of this Act not deemed to have become a British subject by virtue of the South West Africa Naturalization of Aliens Act, 1924, and of subsection (2) of section ten of the Naturalization of Aliens Act, 1910, (Act No. 4 of 1910), shall notwithstanding the repeal of the last-mentioned Act be deemed to have become, on the sixteenth day of March, 1925, a British subject naturalized under that Act, to whom the provisions of sub-section (2) of section *two* of the South West Africa Naturalization of Aliens Act, 1924, shall apply:

Provided that if such first mentioned person was on the fifteenth day of September, 1924, not resident in the said territory or the Union, he may, within one year as from the date upon which he shall have attained the age of twenty-one years or within one year as from the date upon which he shall have taken up his residence in the said territory or in the Union, or within one year as from the commencement of this Act, whichever is the later, make a declaration of alienage in manner provided by the British Nationality in the Union and Naturalization and Status of Aliens Act, 1926 (Act No. 18 of 1926), and shall thereupon cease to be a British subject:

Provided further, that if such person was on the sixteenth day of March, 1925, and at the commencement of this Act not resident in the said territory or the Union, and fails to take up his residence in such territory or the Union within five years as from such commencement, he shall cease to be a British subject.

2. — Every person, who, under the provisions of section two of the South West Africa Naturalization of Aliens Act, 1924 (Act No. 30 of 1924), or under the provisions of section one ¹⁾ of this Act, is deemed

Naturalized persons deemed to have received certificates of naturalization.

¹⁾ S. 1 (die durch Section 3 des obigen Gesetzes außer Kraft gesetzt worden ist)

to have become a naturalised British subject shall, for the purposes of the British Nationality in the Union and Naturalization and Status of Aliens Act, 1926 (Act No. 18 of 1926), be deemed to be a person to whom a certificate of naturalization has been granted.

Repeal of section *one* of Act No. 30 of 1924

3. — Section *one* of the South West Africa Naturalization of Aliens Act, 1924 (Act No. 30 of 1924) is hereby repealed.

Short title.

4. — This Act may be cited as the Naturalization of Aliens (South West Africa) Act, 1928.

und section 2 des Gesetzes über die Naturalisierung von Ausländern in Südwestafrika (1924 Nr. 30) haben folgenden Wortlaut:

1. - From and after the commencement of this Act the Naturalization of Aliens Act, 1910 (Act Nr. 4 of 1910), shall be of force and effect within the Territory, and for the purposes of the application thereto of the said Act the Territory shall be deemed to form part of the Union.

2. - (1) Notwithstanding anything contained in the Naturalization of Aliens Act, 1910, as so applied to the Territory, every adult European who, being a subject of any of the late enemy powers was on the first day of January, 1924, or at any time thereafter before the commencement of this Act, domiciled in the Territory shall, at the expiry of six months after the commencement of this Act, be deemed to have become a British subject naturalized under the said Act of 1910, unless within that six months he signs a declaration that he is not desirous of becoming so naturalized. Such declaration shall be in a form prescribed by the Administrator of the Territory and shall be signed before a magistrate within the Territory or if such adult is absent therefrom, before a person specially approved by the Administrator.

(2) Every person naturalized as aforesaid shall, except as is otherwise provided by law, be entitled to all the rights, powers and privileges and be subject to all the obligations to which a British subject is entitled or subject, within the Union and the Territory.

(3) As soon as possible after the expiry of the said six months, lists shall be compiled, in accordance with the instructions of the Administrator, of those persons who have become naturalized under this section 1. Every such list, when complete, shall be published in the Gazette and in the Official Gazette of the Territory and shall, as so published, be conclusive evidence that the person whose name appears therein is a British subject naturalized under this section:

Provided that if the Administrator is satisfied that a person's name has been included in, or excluded from, any such list owing to error or that such person was unable to make the declaration aforesaid within the prescribed period and his name has been included in any such list the Administrator may cause the necessary alteration to be made therein.