

## **REPUBLIC OF SAN MARINO**

### **AMENDMENTS AND SUPPLEMENTS TO LAWS NO. 32 OF 27 MARCH 1984 (LAW ON CITIZENSHIP) AND NO. 98 OF 17 SEPTEMBER 1986 (REGULATION OF ART. 3 OF THE LAW ON CITIZENSHIP)**

#### **We, the Captains Regent of the Most Serene Republic of San Marino**

promulgate and make public the following law, passed by the Great and General Council during its session of 15 December 1991.

#### **Article 1**

Article 3 of Law no. 32 of 27 March 1984 and the regulation of the same article 3 enforced with Law no. 98 of 17 September 1986 are amended as follows:

#### **“Article 3 (Citizenship by marriage)**

San Marino citizens who marry foreigners maintain their citizenship, unless they gain by marriage, of their own will, the citizenship of the foreign spouse.

Foreign women who marry San Marino citizens can apply for San Marino citizenship at the Secretariat of State for Internal Affairs, through the Registrar or the Diplomatic or Consular Authority of San Marino, only three years after the marriage.

The application, addressed to the Secretary of State for Internal Affairs, shall contain:

- a) the declaration that the spouses did not start proceedings of separation or of termination of the civil effects of marriage;
- b) the declaration of the foreign woman of her will to renounce the original citizenship, in conformity with the provisions in force in the State of which she is a citizen, or the declaration that, in conformity with the legislation of her State, she cannot renounce her original citizenship.”.

#### **Article 2**

Within thirty days from the day on which the Secretary of State for Internal Affairs received the application, and once the requirements of the above mentioned article have been checked, he instructs the Registrar to include the applicant in the register of the San Marino citizens.

Within six months from the day of her registration at the Register Office, also through the Consular Authority, the applicant shall present a declaration where she waives her original citizenship or, if the applicant cannot renounce her citizenship, she shall sign, also within six

months, the document of adoption of the citizenship before the Secretary of State for Internal Affairs or before the Diplomatic or Consular Authority in conformity with the scheme provided for by the Secretariat of State for Internal Affairs.

Once the documents of renunciation and the document of adoption have been presented to the Register Office, the gaining of the San Marino citizenship becomes definitive.

The Registrar notifies the relevant Authority of the State of which the foreign woman is a citizen, that she gained, of her own will, the San Marino citizenship. This obligation shall be fulfilled only towards the States with which agreements for the mutual notification of the documents of the Register Office have been signed.

### **Article 3**

Law no. 98 of 17 September 1986 shall be repealed.

The present law comes into force on the fifth day following the day of its legal publication.

*Done in San Marino, on 22 December 1997/1697 since the Foundation of the Republic.*

**THE CAPTAINS REGENT**

*Luigi Mazza - Marino Zanotti*

**THE SECRETARY OF STATE  
FOR INTERNAL AFFAIRS**

*Antonio L. Volpinari*