



Dato: 8. januar 2013

Oplysninger vedr. statsborgerskab i Ukraine

I forbindelse med en konkret asylsag indhentede Landedokumentation oplysninger om statsborgerskab i Ukraine hos den Ukrainske ambassade i København.

Den 19. juli 2012 skrev Landedokumentation følgende til den ukrainske ambassade:

"The reason for these questions is a specific case in the Danish Immigration Service (DIS). It involves an applicant who left Ukraine as a child with her parents in 1992 and settled in Israel. The applicant stated that her Ukrainian passport was "lost" when she and her family left Ukraine in 1992. In 2009 the applicant "renewed" her Ukrainian external passport at a Ukrainian consulate in Israel. In the passport it is stated that she is registered as a resident in Israel. The applicant has stated that she did not get her Ukrainian national number back and the passport is therefore not proper documentation for her being a Ukrainian citizen but only a travel document". The applicant is also in possession of an Israeli passport issued in 2010 stating that she is an Israeli citizen.

- *Are Ukrainian external passports issued on Ukrainian consulates abroad documentation for full citizenship of Ukraine?*
- *Would a person in a situation similar to the one described above be able to travel to Ukraine on a Ukrainian passport and enjoy all the rights as a citizen of Ukraine and get the national number and internal passport issued?*
- *If it is not possible to enjoy all the rights as a Ukrainian citizen due to the person being a citizen of another country, what would such a person need to do in order to become a citizen of Ukraine and enjoy all the rights associated with citizenship?*
- *Would it be sufficient to renounce the foreign citizenship in order to become a Ukrainian citizen and then be issued with all the necessary documents?"*

I e-post af 20. juli 2012 besvarede den ukrainske ambassade henvendelsen og oplyste følgende:

"1. According to the Article 2 of Law of Ukraine "About the order of departure from Ukraine and entry into Ukraine of citizens of Ukraine": one of the documents which give right to depart from Ukraine and enter Ukraine and are identifying the person of citizen of Ukraine during stay abroad is passport of citizen of Ukraine for travel abroad (external passport).



Therefore I can state that Ukrainian external passport (is it issued in Ukrainian consulate abroad or in police office in Ukraine) is a document for full citizenship of Ukraine.

2. A person in a situation you described would be able to travel to Ukraine on a Ukrainian passport and enjoy all the rights as a citizen of Ukraine.

If the person applies to the Ukrainian Embassy to be sign out from permanent consular register at the Embassy he/she can register at the address in Ukraine and then have an internal passport issued. The national identity number belongs to the person in spite of the status of the person (permanent residence in Ukraine or permanent residence abroad).

3. If a foreigner would like to become a citizen of Ukraine and enjoy all the rights associated with citizenship he/she has to apply for Ukrainian citizenship.

According to Article 9 of Law of Ukraine "About Citizenship of Ukraine" a foreigner or a stateless person may be by their application granted with the citizenship of Ukraine. Conditions for granting the citizenship of Ukraine are:

1) recognition and respect for the Constitution of Ukraine and laws of Ukraine.

2) the declaration of absence of foreign citizenship (for persons without citizenship) or obligation to terminate foreign citizenship (for foreigners).

3) continuous lawful residence in the territory Ukraine over the past five years.

4) obtaining a permission for immigration.

5) knowledge of the state language or it's understanding in extent sufficient for communication.

6) having legal means for existence.

Though there is also Article 10 of Law of Ukraine "About Citizenship of Ukraine" which determines rules of restoration of citizenship (the restoration of citizenship is simplified procedure in comparison to granting of the citizenship).

4. It is not sufficient enough to renounce the foreign citizenship in order to become a Ukrainian citizen (condition # 2 of Article 9 of Law of Ukraine "About Citizenship of Ukraine"). One should also comply with five other conditions."