

## **Frequently Asked Questions (FAQs)**

### **1 Who is eligible to apply?**

A foreign national, who was eligible to become a citizen of India on 26.01.1950 or was a citizen of India on or at anytime after 26.01.1950 or belonged to a territory that became part of India after 15.08.1947 and his/her children and grand children, is eligible for registration as an Overseas Citizen of India (OCI). Minor children of such person are also eligible for OCI. However, if the applicant had ever been a citizen of Pakistan or Bangladesh, he/she will not be eligible for OCI.

### **2 Who was eligible to become Citizen of India on 26.01.1950?**

Any person who, or whose parents or grand-parents were born in India as defined in the Government of India Act, 1935 (as originally enacted), and who was ordinarily residing in any country outside India was eligible to become citizen of India on 26.01.1950.

### **3 Which territories became part of India after 15.08.1947 and from what date?**

The territories which became part of India after 15.08.1947 are:

- (i) Sikkim 26.04.1975
- (ii) Pondicherry 16.08.1962
- (iii) Dadra & Nagar Haveli 11.08.1961
- (iv) Goa, Daman and Diu 20.12.1961

### **4 Can the spouse of the eligible person apply for OCI?**

Yes, if he/she is eligible in his/her own capacity.

### **5 Can Minor children apply for OCI?**

Yes, if either of the parents are eligible for OCI.

### **6 Can application form be filled and submitted on line?**

Yes. Part A of the application form should be filed online. Part B should be downloaded and printed on computer or by hand in Block letters. Printed Part A and Part B of the application form has to be submitted to the Indian Mission/Post/Office along with all requisite documents.

## **7      What is the process to apply OCI Card?**

Please see the Embassy of India website on how to apply for OCI card under "Consular" menu

## **8      What documents have to be submitted with the application?**

The following documents shall be enclosed for each applicant:

1. Proof of present citizenship
2. Evidence of self or parents or grand parents,
  - (a) being eligible to become a citizen of India at the time of commencement of the Constitution; or
  - (b) belonging to a territory that became a part of India after 15th August, 1947; or
  - (c) being a citizen of India on or after 26th January, 1950.

These could be:

- (i)      Copy of the passport :or
- (ii)     Copy of the domicile certificate issued by the Competent authority ;or
- (iii)    Any other proof substantiating the request. Usually applicants are able to submit a certificate of residence or place of birth of self/parents/grand parents from First Class Magistrate/District Magistrate (DM) of the concerned place.

3. Evidence of relationship as parent/grand parent, if their Indian origin is claimed as basis for grant of OCI such as birth certificate or Educational Certificate etc.
4. PIO card holders should submit a copy of his/her PIO card.

**Important Note:** Please ensure that following documents must be uploaded, apart from other desired documents (on the case to case basis) :

- (i) Copy of last Indian Passport held
- (ii) Copy of Current Foreign Passports
- (iii) Uittreksel or Bekendmaking
- (iv) Surrender Certificate of Indian Passport
- (v) Certificate/Declaration that the applicant has surrendered Indian Voter ID card and Ration Card

**9     What documents would qualify for “Any other proof” for evidence of self or parents or grand parents being eligible for grant of an OCI?**

Any documentary evidence like a school certificate, Agricultural land ownership certificate, birth certificate etc. by which eligibility may be reasonably ascertained.

**10    What is the fee for application for registration as an OCI?**

Please check the Embassy of India website for the latest information on fees. These are given the Consular Fee chart.

**11    What are the consequences of furnishing wrong information or suppressing material information?**

All the applications will be subject to pre or post enquiry depending on whether any adverse information is voluntarily reported in the application or not. If the Government comes to the know that any false information was furnished or material information was suppressed, the registration as OCI already granted shall be cancelled by an order under section 7D of the Citizenship Act, 1955. The persons will also be blacklisted thereby banning his/her entry into India.

**12.   Will the applicant lose his citizenship after registering as an OCI?**

No.

**13. Would the Indian civil/criminal laws be applicable to persons registered as OCI?**

Yes, for the period OCI is living in India

**14. Can a person registered as an OCI be granted Indian citizenship?**

Yes. As per the provisions of section 5(1) (g) of the Citizenship Act, 1955, a person who is registered as an OCI for 5 years and is residing in India for 1 year out of the above 5 years, is eligible to apply for Indian Citizenship.

**15. Can a PIO Cardholder apply? What is the process thereof?**

Yes, provided he/she is otherwise eligible for grant of OCI like any other applicant. The process is as same as applying for a new OCI card.

**16. Can a person registered as an OCI travel to a protected area/restricted area without permission?**

No. He/she will be required to seek PAP/RAP for such visits.

**17. What are the benefits of an OCI?**

Following benefits will be allowed to an OCI:

- (i) Multiple entry, multi-purpose life long visa to visit India;
- (ii) Exemption from reporting to Police authorities for any length of stay in India; and
- (iii) Parity with NRIs in financial, economic and educational fields except in the acquisition of agricultural or plantation properties.
- (iv) Registered Overseas Citizen of India shall be treated at par with Non-Resident-Indian in the matter of inter-country adoption of Indian children.
- (v) Registered Overseas Citizens of India shall be treated at par with resident Indian nationals in the matter of tariffs in air fares in domestic sectors in India.
- (vi) Registered Overseas Citizens of India shall be charged the same entry fee as domestic Indian visitors to visit national parks and wildlife sanctuaries in India

(vii) Parity with Non-Resident Indian in respect of entry fees to be charged for visiting the national monuments, historical sites and museums in India; Pursuing the following professions in India, in pursuance of the provisions contained in the relevant Acts, namely:-

- (a) doctors, dentists, nurses and pharmacists;
- (b) advocates;
- (c) architects;
- (d) chartered accountants;

(viii) Parity with Non-Resident Indian to appear for the All India Pre-medical Test or such other tests to make them eligible for admission in pursuance of the provisions contained in the relevant Acts.

(ix) "State Governments should ensure that the OCI registration booklets of OCIs are treated as their identification for any services rendered to them. In case proof of residence is required, Overseas Citizens of India may give an affidavit attested by a notary public stating that a particular/specific address may be treated as their place of residence in India and may also in their affidavit give their overseas residential address as well as e-mail address, if any"

**18. If a person is already holding more than one nationality, can he/she apply for OCI?**

Yes.

**19. Can a person renounce OCI?**

Yes. He/she has to declare intention of renunciation in Form XXII to the Indian Mission/Post where OCI registration was granted. After receipt of the declaration, the Indian Mission/Post/FRROs shall issue an acknowledgement in Form XXII A.

**20 Do the applicants who have applied on the earlier prescribed application form have to apply again in the new form?**

No. All such applications will be considered for registration as an OCI without seeking fresh applications and fees.

**21. Can an OCI holder undertake Research work in India?**

Yes, after getting prior approval/special permission from MHA.

**22. Whether foreign military personnel are eligible for grant of OCI?**

NO, foreign military personnel either in service or retired are not entitled for grant of OCI.

**23. Whether civil Govt. servant working in Ministry of Defence as IT engineers/civil contractors entitled for OCI?**

NO.

**24. :Criteria for Indian origin Hindustani Suriname OCI card?**

**In case the applicant is originating from Suriname with Indian Ancestry (maximum 6<sup>th</sup> generation):**

- Copy of duly Apostilled Certificate issued from Ministry of Home Affairs of Government of Suriname regarding Indian origin of ancestors (restricted up to sixth generations)
- Copy of duly attested translated version (in English) of the above certificate issued by Ministry of Home Affairs, Suriname
- Copy of Extract (Uittreksel) issued by respective Town Hall (Gemeente) in Netherlands showing both Parents name (should be less than 6 months old, Apostilled).

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