

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person who, or whose parents or grand-parents were born in India as defined in the Government of India Act, 1935 (as originally enacted), and who was ordinarily residing in any country outside India was eligible to become citizen of India on 26.01.1950.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 In what form should a person apply for an OCI and where are the forms available?

A family consisting of spouses and **upto two minor children** can apply in the same form i.e. Form XIX, which can be filed online or downloaded from our website <http://mha.nic.in/ForeigDiv/ForeigHome.html>.

7 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.

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 15 th 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.

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 How many copies of application have to be submitted?

Only one Set of Application has to be submitted for each applicant.

11 Whether applicant(s) have to go in person to submit the application(s)?

Yes.

12 Where to submit the application?

To the Indian Mission/ Post of the country of citizenship of the applicant. If the applicant is not in the country of citizenship, to the Indian Mission/Post of the country where he is ordinarily residing. If the applicant is in India, to the FRRO Amritsar, Bangalore, Kozhikode, Chennai, Kochi, Delhi, Goa, Hyderabad, Lucknow, Mumbai, Kolkota, and Thiruvananthapuram as per specified Jurisdiction of the FRRO concerned.

13 Can a person apply in the country where he is ordinarily residing?

Yes.

14 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.

15 What is the fee for application for registration as an OCI?

| SERVICE | CHANCERY FEES + ICWF |
|-------------------------------------|-------------------------|
| NEW OCI card | 251+3 |
| REISSUE OF OCI card | 23+3 |
| PIO TO OCI card | 92+3 |
| REISSUE OF LOST / DAMAGED OCI | 92+3 |

16 What is the time taken for registration as OCI?

Usual processing time is 90 days, if there is no adverse information available against the applicant. If any adverse information is available against the applicant, the decision to grant or otherwise is taken within 120 days.

17 Can a PIO Cardholder apply?

Yes, provided he/she is otherwise eligible for grant of OCI like any other applicant.

18 Will the PIO Cardholder be granted an OCI registration gratis?

No. He/she has to make a payment of Euro 23+3 (26) along with the application.

19 Will the PIO card be honoured till the time it is valid even after acquisition of an OCI?

No. PIO card will have to be surrendered to the Indian Mission/Post before collection of OCI.

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

No.

22 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.

23 Would the Indian civil/criminal laws be applicable to persons registered as OCI?

Yes, for the period OCI is living in India.

24 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.

25 Will an OCI be granted gratis to certain categories of people?

No.

26 Can OCI be granted to foreign nationals who are not eligible for OCI, but married to persons who are eligible for OCI?

No.

27 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"

28 Will any other benefit be granted to an OCI?

Any other benefits to an OCI will be notified by the Ministry of Overseas Indian Affairs (MOIA) under Section 7B(1) of the Citizenship Act, 1955.

29 Is the OCI entitled to voting rights?

No.

30 Is the OCI entitled to hold constitutional post in India?

No.

31 Is the OCI entitled to hold Government posts in India?

No, except for the posts specified by an order by the Central Government.

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

Yes.

33 What are the advantages of the OCI when compared to PIO cardholders ? (i) An OCI is entitled to life long visa with free travel to India whereas for a PIO card holder, it is only valid for 15 years.

(ii) A PIO cardholder is required to register with local Police authority for any stay exceeding 180 days in India on any single visit whereas an OCI is exempted from registration with Police authority for any length of stay in India.

(iii) An OCI gets a specific right to become an Indian Citizen as per Section 5(i) and (ii) of the Citizenship Act, 1955. Whereas the PIO card holder does not have this.

34 Whether nationals of Commonwealth countries are eligible for the OCI?
Yes, if they fulfill the eligibility criteria.

35 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.

36 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.

37 Can an OCI holder undertake Research work in India?

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

38 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.

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

NO.

40. Criteria for Indian origin Hindustani Surname OCI card?

In case the applicant is originating from Suriname whose Indian ancestors were transported abroad as an indentured labor (maximum 6th 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).