

**4. OPTIONAL PROTOCOL TO THE VIENNA CONVENTION ON DIPLOMATIC
RELATIONS, CONCERNING ACQUISITION OF NATIONALITY**

Vienna, 18 April 1961

ENTRY INTO FORCE: 24 April 1964, in accordance with article VI.
REGISTRATION: 24 June 1964, No. 7311.
STATUS: Signatories: 18. Parties: 51.
TEXT: United Nations, *Treaty Series*, vol. 500, p. 223.

Note: See "Note:" in chapter III.3.

| <i>Participant¹</i> | <i>Signature</i> | <i>Ratification, Accession(a), Succession(d)</i> | <i>Participant¹</i> | <i>Signature</i> | <i>Ratification, Accession(a), Succession(d)</i> |
|--|------------------|--|--|------------------|--|
| Argentina | 25 Oct 1961 | 10 Oct 1963 | Liberia..... | | 16 Sep 2005 a |
| Belgium | | 2 May 1968 a | Libya..... | | 7 Jun 1977 a |
| Bosnia and Herzegovina ² | | 12 Jan 1994 d | Madagascar..... | | 31 Jul 1963 a |
| Botswana | | 11 Apr 1969 a | Malawi..... | | 29 Apr 1980 a |
| Cambodia..... | | 31 Aug 1965 a | Malaysia..... | | 9 Nov 1965 a |
| Central African Republic..... | 28 Mar 1962 | 19 Mar 1973 | Montenegro ⁵ | | 23 Oct 2006 d |
| Democratic Republic of the Congo..... | | 15 Jul 1976 a | Morocco..... | | 23 Feb 1977 a |
| Denmark | 18 Apr 1961 | 2 Oct 1968 | Myanmar..... | | 7 Mar 1980 a |
| Dominican Republic..... | 30 Mar 1962 | 14 Jan 1964 | Nepal..... | | 28 Sep 1965 a |
| Egypt..... | | 9 Jun 1964 a | Netherlands (Kingdom of the) ⁶ | | 7 Sep 1984 a |
| Estonia | | 21 Oct 1991 a | New Zealand ⁷ | | 5 Sep 2003 a |
| Finland..... | 20 Oct 1961 | 9 Dec 1969 | Nicaragua..... | | 9 Jan 1990 a |
| Gabon..... | | 2 Apr 1964 a | Niger..... | | 28 Mar 1966 a |
| Germany ^{3,4} | 28 Mar 1962 | 11 Nov 1964 | North Macedonia ² | | 18 Aug 1993 d |
| Ghana..... | 18 Apr 1961 | | Norway..... | 18 Apr 1961 | 24 Oct 1967 |
| Guinea..... | | 10 Jan 1968 a | Oman..... | | 31 May 1974 a |
| Iceland | | 18 May 1971 a | Panama..... | | 4 Dec 1963 a |
| India..... | | 15 Oct 1965 a | Paraguay..... | | 23 Dec 1969 a |
| Indonesia..... | | 4 Jun 1982 a | Philippines..... | 20 Oct 1961 | 15 Nov 1965 |
| Iran (Islamic Republic of)..... | 27 May 1961 | 3 Feb 1965 | Republic of Korea..... | 30 Mar 1962 | 7 Mar 1977 |
| Iraq..... | 20 Feb 1962 | 15 Oct 1963 | Senegal..... | 18 Apr 1961 | |
| Italy..... | 13 Mar 1962 | 25 Jun 1969 | Serbia ² | | 12 Mar 2001 d |
| Kenya..... | | 1 Jul 1965 a | Sri Lanka..... | | 31 Jul 1978 a |
| Lao People's Democratic Republic..... | | 3 Dec 1962 a | Suriname..... | | 28 Oct 1992 a |
| Lebanon..... | 18 Apr 1961 | | Sweden..... | 18 Apr 1961 | 21 Mar 1967 |
| | | | Switzerland..... | | 12 Jun 1992 a |
| | | | Thailand..... | 30 Oct 1961 | 23 Jan 1985 |
| | | | Tunisia..... | | 24 Jan 1968 a |
| | | | United Republic of Tanzania..... | 27 Feb 1962 | 5 Nov 1962 |

Declarations and Reservations
(Unless otherwise indicated, the declarations and reservations were made upon ratification, accession or succession. For objections thereto, see hereinafter.)

NETHERLANDS (KINGDOM OF THE)

"The Kingdom of the Netherlands interprets the words "not, solely by the operation of the law of the receiving State" in article II of the Optional Protocol concerning

Acquisition of Nationality as meaning that acquisition of nationality by descent is not regarded as acquisition of nationality solely by the operation of this law."

Objections
(Unless otherwise indicated, the objections were made upon ratification, accession or succession.)

THAILAND

[See chapter III.3.]

Notes:

¹ Signed on behalf of the Republic of China on 18 April 1961. See also note 1 under "China" in the "Historical Information" section in the front matter of this volume.

In communications addressed to the Secretary-General with reference to the above-mentioned signature and/or ratification, the Permanent Representatives of the Permanent Missions to the United of Bulgaria, the Byelorussian SSR, Mongolia, Pakistan, Poland, Romania, the Ukrainian SSR and the Union of Soviet Socialist Republics stated that their Governments considered the said signature and/or ratification as null and void, since the so-called "Government of China" had no right to speak or assume obligations on behalf of China, there being only one Chinese State, the People's Republic of China, and one Government entitled to represent it, the Government of the People's Republic of China.

In letters addressed to the Secretary-General in regard to the above-mentioned communications, the Permanent Representative of China to the United Nations stated that the Republic of China, a sovereign State and Member of the United Nations, had attended the 1961 Conference on Diplomatic Intercourse and Immunities, contributed to the formulation of the Convention concerned, signed the Convention and duly deposited the instrument of ratification thereof, and that "any statements and reservations relating to the above-mentioned Convention that are incompatible with or derogatory to the legitimate position of the Government of the Republic of China shall in no way affect the rights and obligations of the Republic of China under this Convention".

The instrument of accession deposited on behalf of the Government of China on 25 November 1975 contained the following declaration:

The "signature" on and "ratification" of this Convention by the Chiang Kai-shek clique usurping the name of China are illegal and null and void.

² The former Yugoslavia had signed and ratified the

Convention on 18 April 1961 and 1 April 1963, respectively. See also note 1 under "Bosnia and Herzegovina", "Croatia", "former Yugoslavia", "Slovenia", "The Former Yugoslav Republic of Macedonia" and "Yugoslavia" in the "Historical Information" section in the front matter of this volume.

³ See note 2 under "Germany" in the "Historical Information" section in the front matter of this volume.

⁴ See note 1 under "Germany" regarding Berlin (West) in the "Historical Information" section in the front matter of this volume.

⁵ See note 1 under "Montenegro" in the "Historical Information" section in the front matter of this volume.

⁶ For the Kingdom in Europe and the Netherlands Antilles. See also notes 1 and 2 under "Netherlands" regarding Aruba/Netherlands Antilles in the "Historical Information" section in the front matter of this volume.

⁷ With a territorial exclusion in respect of the Tokelau Islands:

"Declares that, consistent with the constitutional status of Tokelau and taking into account the commitment of the Government of New Zealand to the development of self-government for Tokelau through an act of self-determination under the Charter of the United Nations, this accession shall not extend to Tokelau unless and until a Declaration to this effect is lodged by the Government of New Zealand with the Depositary on the basis of appropriate consultation with that territory."

