

No. 8304

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**UNION OF SOVIET SOCIALIST REPUBLICS  
and  
POLAND**

**Convention for the avoidance of cases of dual nationality.  
Signed at Warsaw, on 31 March 1965**

*Official texts : Russian and Polish.*

*Registered by the Union of Soviet Socialist Republics on 25 August 1966.*

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**UNION DES RÉPUBLIQUES SOCIALISTES  
SOVIÉTIQUES  
et  
POLOGNE**

**Convention tendant à éviter les cas de double nationalité.  
Signée à Varsovie, le 31 mars 1965**

*Textes officiels russe et polonais.*

*Enregistrée par l'Union des Républiques socialistes soviétiques le 25 août 1966.*

[TRANSLATION — TRADUCTION]

No. 8304. CONVENTION<sup>1</sup> BETWEEN THE GOVERNMENT OF THE UNION OF SOVIET SOCIALIST REPUBLICS AND THE GOVERNMENT OF THE POLISH PEOPLE'S REPUBLIC FOR THE AVOIDANCE OF CASES OF DUAL NATIONALITY. SIGNED AT WARSAW, ON 31 MARCH 1965

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The Government of the Union of Soviet Socialist Republics and the Government of the Polish People's Republic,

Considering that the Convention between the Government of the Union of Soviet Socialist Republics and the Government of the Polish People's Republic regulating the citizenship of persons having dual citizenship signed at Warsaw on 21 January 1958<sup>2</sup> did not contain provisions for the avoidance of cases of dual nationality,

Desiring to avoid cases of dual nationality,

Have resolved to conclude this Convention and for this purpose have appointed as their plenipotentiaries :

The Government of the Union of Soviet Socialist Republics :

Grigory Efimovich Vilkov, Deputy Head of the Treaty and Legal Section of the Ministry of Foreign Affairs of the USSR ;

The Government of the Polish People's Republic :

Włodzimierz Zawadzki, Director of the Treaty and Legal Department of the Ministry of Foreign Affairs of the Polish People's Republic ;

who, having exchanged their full powers, found in good and due form, have agreed as follows.

*Article 1*

1. Parents of whom one is a citizen of one Contracting Party and the other a citizen of the other Contracting Party may agree to opt for the citizenship of one of the Contracting Parties on behalf of a child born after the entry into force of this Convention.

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<sup>1</sup> Came into force on 30 January 1966, on the expiry of thirty days after the date of the exchange of the instruments of ratification, which took place in Moscow on 30 December 1965, in accordance with article 11 (<sup>2</sup>).

<sup>2</sup> United Nations, *Treaty Series*, Vol. 319, p. 277.

2. The parents shall file a joint declaration of option with the competent authority of the Contracting Party for whose citizenship they have opted on the child's behalf. The declaration shall be filed in duplicate not later than three months after the birth of the child.

3. The declaration referred to in paragraph 2 shall be filed with the following authorities :

(a) Where the parents have opted on the child's behalf for citizenship of the Contracting Party in whose territory he is resident—the local organ of State administration ;

(b) Where the child is resident in the territory of the other Contracting Party or that of a third State—a diplomatic or consular mission of the Contracting Party for whose citizenship the parents have opted on his behalf.

4. In the absence of a joint declaration of option by the parents, the child shall have the citizenship solely of the Contracting Party in whose territory he was born.

5. If the child was born in the territory of a third State and the parents fail to submit a joint declaration of option, the child shall be regarded as a citizen of the Contracting Party in whose territory the parents maintained a joint residence before their departure to the third State. If the parents did not maintain such a residence, the child shall follow solely the citizenship of his mother.

### *Article 2*

1. The parents of a child who on the date of the entry into force of this Convention has the citizenship of both Contracting Parties may agree to opt on his behalf for the citizenship of one of the Contracting Parties.

2. The parents shall file a joint declaration of option with the competent authority of the Contracting Party for whose citizenship they have opted on the child's behalf. Such declaration shall be filed in duplicate within one year after the date of entry into force of this Convention with the authorities specified in article 1, paragraph 3.

3. If the parents fail to file a joint declaration of option on the child's, behalf, the child shall be regarded as a citizen solely of the Contracting Party in whose territory he is resident on the date of the expiry of the time-limit specified in paragraph 2. If the child is resident in the territory of a third State, his citizenship shall be determined in accordance with article 1, paragraph 4 or 5.

### *Article 3*

1. A child who on the date of the entry into force of this Convention has the citizenship of both Contracting Parties and is in the care of only