

Van: "lindaliang" <
Aan: "Michel Collet" <collet@mradvocaten.nl>
Datum: 21-04-04 11:33
Onderwerp: Re: answer to some questions/#773-19/#773-21

Dear Michel,

By this email, I would like to answer some of your questions raised in your fax concerning identity of

1. A person with Chinese nationality shall be allowed to return to China. However, I suppose our clients' problem may be that they do not have any documents showing they have Chinese nationality.
2. The following rules shall apply when deciding whether or not a child born abroad has Chinese nationality.

Any person born abroad whose parents are both Chinese nationals or one of whose parents is a Chinese national shall have Chinese nationality.

However, Chinese law does not recognize dual nationality. Accordingly, a person whose parents are both Chinese nationals and have both settled abroad, or one of whose parents is a Chinese national and has settled abroad, and who has acquired foreign nationality at birth shall not have Chinese nationality.

Any Chinese national who has settled abroad and who has been naturalized as a foreign national or has acquired foreign nationality voluntarily shall automatically lose Chinese nationality.

3. The clients' children with Chinese nationality shall be allowed to return to China. Even if the children do not have Chinese nationality, they shall be allowed to return to China if the parents are.
4. If return to China, the parents and their children will be allowed to live together, no matter how many children they have.
5. However, according to China Population and Family Planning Law, the parents violating the Law to give birth to more children shall pay Social Bring-up Fee to government.

We hope above is helpful and answered your questions. If you have any further questions and/or need a more detailed answer, please feel free to let us know. However, if the questions require further research and take time, we may charge some money if you agree.

Best regards,
Linda