

OIA 2122-0253 Appendix A: List of citizenship types

Type of Citizenship (with reference to Citizenship Act 1977)	Parent's status a factor in child's eligibility	Wider whakapapa a factor considered in applicant's eligibility	Difference Australian birth vs birth in other countries outside the Realm of New Zealand.
Citizenship by birth (section 6)	Child born or adopted in New Zealand and at least one parent a citizen or entitled to remain in New Zealand indefinitely (either with Permanent Residence, or Australian citizen).	Not a factor.	Not relevant, as only applies to birth in New Zealand.
Citizenship by descent (section 7)	Child born or adopted outside of New Zealand and at least one parent a citizen otherwise than by descent (i.e. parent a citizen by grant, or by birth).	Not a factor.	No distinction between birth in Australia or other countries outside the Realm of New Zealand.
Citizenship by grant – Standard Grounds – adult (section 8)	Not a factor.	Not a factor.	A factor only if the person's birth in Australia means they are an Australian citizen, which means that they have a different pathway to meeting the section 8 ground "Entitled to reside in New Zealand indefinitely". See page 10 of the Citizenship Guidance Document.
Citizenship by grant – Standard grant to child - (section 9(1)(a))	Parent's or legal guardian's citizenship, or application for New Zealand citizenship is taken into account if the child does not meet the standard five-year presence requirement.	Not a factor,	A factor only if the parent's birth in Australia means they are an Australian citizen, which means that they have a different pathway to meeting the section 8 ground "Entitled to reside in New Zealand indefinitely". See page 10 of the Citizenship Guidance Document.

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Citizenship by grant – Child of citizen by descent (section 9(1)(b))	Parent's connection to New Zealand and reasons for being a citizen by descent taken into account. For a full list of factors see page 27 of the Citizenship Guidance Document.	Wider whakapapa specifically listed in the Citizenship Guidance Document as a factor to be taken into account, and applicants are advised to provide this if they can. For full list of factors see page 27 of the Citizenship Guidance Document.	No distinction.
Citizenship by grant – Public interest of a humanitarian or other nature. 9(1)(c)	May be taken into account. Not currently specifically referenced in legislation or operational policy but would be relevant and considered if raised by an applicant.	May be taken into account. Not currently specifically referenced in legislation or operational policy but would be relevant and considered if raised by an applicant.	No distinction.

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Citizenship by grant – Statelessness 9(1)(d)	Will be relevant to factors Minister takes into account (listed on page 31 of Citizenship Guidance Document).	May be relevant to factors Minister takes into account (listed on page 31 of Citizenship Guidance Document).	Relevant only in so far as international stateless laws likely to mean that Australia not New Zealand is obliged to grant citizenship.
Citizenship by grant – Western Samoan citizen in New Zealand on 14 September 1982 Citizenship (Western Samoa) Act 1982 section 7 (1)(a)(b)(ii)	Not a factor.	Not a factor.	Not a factor.

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Citizenship by grant – Western Samoan citizen who is entitled to be in New Zealand indefinitely.	Not a factor (except indirectly in so far as it affected a person's eligibility for Samoan citizenship and initial visa status with Immigration NZ).	Not a factor (except indirectly in so far as it previously determined their eligibility for Samoan citizenship).	Not a factor.

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