

2020 COMMONWEALTH OF DOMINICA S.R.O.33
CITIZENSHIP BY INVESTMENT
(AMENDMENT)
COMMONWEALTH OF DOMINICA

STATUTORY RULES AND ORDERS No. 33 of 2020.

REGULATIONS

MADE by the Minister under section 20 of the Commonwealth of Dominica Citizenship Act, Chapter 1:10.

(Gazetted July 29, 2020)

1. (1) These Regulations may be cited as the –

Short title and commencement.

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(AMENDMENT) REGULATIONS, 2020.

(2) These Regulations are deemed to have come into force on the 9th day of July, 2020.

2. In these Regulations the Commonwealth of Dominica Citizenship by Investment Regulations, 2014 are referred to as the “Principal Regulations”.

Interpretation.
[S.R.O. No. 37 of 2014].

3. Regulation 2 of the Principal Regulations is amended by -

Amendment of regulation 2.

(a) inserting the following new definition immediately after the definition of “Approved Project” –

““Approved Project investment” means an investment into an Approved Project for the purpose of citizenship by investment of an amount not less than the threshold established in paragraph

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2 of the Schedule to these Regulations;”;

- (b) deleting the words “of a main applicant, or of the spouse of the main applicant” in the definition of the word “child”;
- (c) deleting the definition of “dependant” and substituting the following –

““dependant” means –

- (a) a spouse of the main applicant;
- (b) a child of the main applicant or of the spouse of the main applicant who is below the age of eighteen years;
- (c) a child of the main applicant or of the spouse of the main applicant who is eighteen to thirty years and substantially supported by the main applicant or the spouse of the main applicant;
- (d) a child of the main applicant or of the spouse of the main applicant who is eighteen years or over and physically or mentally challenged and who is substantially supported by the main applicant or the spouse of the main applicant;
- (e) a parent or grandparent of the main applicant or of the spouse of the main applicant who is substantially supported by the main applicant or the spouse of the main applicant;

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- (f) the spouse of a person who qualifies as a dependant under paragraph (e), who is substantially supported by the main applicant or the spouse of the main applicant;
 - (g) a biological or legally adopted sibling of the main applicant or of the spouse of the main applicant who is eighteen to twenty-five years, single, childless, and who is substantially supported by the main applicant or the spouse of the main applicant;
 - (h) a biological or legally adopted sibling of the main applicant or of the spouse of the main applicant who is below the age of eighteen years, single, childless, substantially supported by the main applicant or the spouse of the main applicant, and in receipt of consent to make an application under the Programme from all individuals with parental responsibility for that sibling;”;
- (d) inserting the following new definition immediately after the definition of “dependant” –

““direct monetary investment” means an investment made directly to the Government of the Commonwealth of Dominica for the purpose of citizenship by investment of an amount not less than the thresholds established in paragraph 1(2)(b) of the Schedule to these Regulations;”;

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- (e) deleting the definition of “investment”;
- (f) deleting the definition of “minimum investment”; and
- (g) deleting the words “of the main applicant” immediately following the words “of the opposite sex” in the definition of the word “spouse”.

4. Regulation 4 of the Principal Regulations is amended by deleting –

(a) sub-regulation (6) and substituting the following –

“(6) The main applicant shall provide a sworn affidavit of support for each dependent included in the application who is over the age of eighteen years, with the exception of his or her spouse, indicating that the dependant is supported by either the main applicant or the spouse of the main applicant.”;

(b) sub-regulation (7) and substituting the following –

“(7) Each application form must be completed personally by the applicant or the authorised agent on his or her behalf, except that the following conditions shall be applicable –

- (a) for a child who is below the age of eighteen years, both parents must sign the form on behalf of the child;
- (b) in a case where one parent has sole custody of a child who is below the age of eighteen years, or where another person has legal guardianship of that child, the appropriate legal documentation shall be provided to demonstrate that sole custody or guardianship was awarded to that

Amendment of regulation
4.

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parent or person by a court of law or other relevant authority, and that parent or person must sign the form on behalf of that child;

(c) for a dependant aged eighteen years or over who lacks capacity to sign the form because of a mental disability or a physical disability that makes it impossible for that dependant to communicate, the person with the legal right to act on behalf of that dependant must sign the form on behalf of that dependant and the appropriate legal documentation shall be provided to demonstrate that person's right to do so;

(d) for the fingerprint and photograph verification form and for the waiver of residence requirements form, each form shall also be completed, signed, and stamped by a registered fingerprinting officer or justice of the peace, notary public, or commissioner of oaths, as per the requirements of the form; and

(e) for the medical form, the form shall be completed, signed, and stamped by a registered medical practitioner.”;

(c) sub-regulation (13) and substituting the following –

“(13) An applicant who is applying as a dependant of a main applicant between the age of eighteen and thirty years and who is currently in a

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recognised institution of higher learning, shall submit official transcripts from that recognised institution of higher learning or a letter signed and stamped by the competent authority confirming that applicant's existing enrolment at that institution of higher learning.”.

Amendment of regulation
6.

5. Regulation 6 of the Principal Regulations is amended in sub-regulation (6), by deleting the words “sub-regulations (6) and (7)” immediately following the words “in contravention of” and substituting the words “sub-regulations (3) and (4)”.

Amendment of regulation
7.

6. Regulation 7 of the Principal Regulations is amended in sub-regulation (2)(c) by deleting the word “Unit” immediately following the words “deposited with the” and substituting the words “Government of the Commonwealth of Dominica”.

Amendment of the
Schedule to the
Principal Regulations.

7. The Schedule to the Principal Regulations is amended—

(a) by deleting the heading “FEES, MINIMUM INVESTMENT, AGENTS AND PROMOTERS” and substituting the heading “FEES AND CONTRIBUTIONS, APPROVED PROJECT, AGENTS AND PROMOTERS, POST-CITIZENSHIP ADDITIONS”;

(b) in paragraph 1 by deleting subparagraph (2) and substituting the following—

“(2) The following shall be payable to the Government of the Commonwealth of Dominica:

(a) on approval in principle of an application to qualify an applicant through a real estate investment or an Approved Project investment, an amount of—

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- (i) US\$25,000 for the main applicant;
- (ii) US\$35,000 for a family of up to four persons, including the main applicant and up to three dependants but excluding any dependant who is a sibling of the main applicant or of the spouse of the main applicant;
- (iii) US\$50,000 for a family of up to six persons, including the main applicant and up to five dependants but excluding any dependant who is a sibling of the main applicant or of the spouse of the main applicant;
- (iv) US\$70,000 for a family of seven persons or more, including the main applicant and at least six dependants but excluding any dependant who is a sibling of the main applicant or of the spouse of the main applicant;
- (v) US\$50,000 for each dependant who is a sibling of the main applicant or of the spouse of the main applicant and who is eighteen to twenty-five years; and
- (vi) US\$25,000 for each dependant who is a sibling of the main

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applicant or of the spouse of the main applicant and who is below the age of eighteen years;

(b) on approval in principle of an application to qualify an applicant through a direct monetary investment, an amount of –

(i) US\$100,000 for the main applicant;

(ii) US\$50,000 for the spouse of the main applicant;

(iii) US\$50,000 for each dependant is a sibling of the main applicant or of the spouse of the main applicant and who is eighteen to twenty-five years; and

(iv) US\$25,000 for each dependant of the main applicant other than the spouse of the main applicant and any sibling of the main applicant or of the spouse of the main applicant who is eighteen to twenty-five years,

except that US\$175,000 shall be payable for a family of four including the main applicant, the spouse of the main applicant, and two other dependants other than a dependant who is a sibling of the main applicant or of the spouse of the main applicant;

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(c) on submission of an application a minimum fee of –

(i) US\$1,000 for processing;

(ii) US\$7,500 for due diligence background checks on the main applicant; and

(iii) US\$4,000 for due diligence background checks on each dependant who is sixteen years or over,

and if considered appropriate an enhanced due diligence report may be required.”;

(c) by inserting the following new paragraph 4 immediately following paragraph 3 –

4. (1) A person who obtained citizenship through the Programme may register as a naturalised citizen of the Commonwealth of Dominica a child born or adopted after that person obtained citizenship.

(2) To register a child under subparagraph (1), a processing fee of US\$500 shall be payable to the Government of the Commonwealth of Dominica.

(3) A person who obtained citizenship through the Programme may make an application in respect to a spouse to whom that person was not married at the time the original application was made.

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“Post-
Citizenship
Additions

(4) To qualify a spouse for citizenship under subparagraph (3), the following shall be payable to the Government of the Commonwealth of Dominica—

- (a) US\$75,000 for the spouse;
- (b) US\$1,000 for processing;
- (c) US\$7,500 for due diligence background checks on the original applicant for an application submitted more than one year after the date of submission of the original application; and
- (d) US\$4,000 for due diligence background checks on the spouse.

(5) A person who applied for citizenship by investment as a main applicant and obtained citizenship through the Programme may make an application in respect to a dependant who did not form part of that person’s original application and who was a dependant at the time the original application was made.

(6) To qualify a dependant for citizenship under subparagraph (5), the following shall be payable to the Government of the Commonwealth of Dominica—

- (a) US\$75,000 for the spouse;
- (b) US\$75,000 for each dependant who is a sibling of the main applicant or of the spouse of the main applicant and who is eighteen to twenty-five years;

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- (c)* US\$50,000 for each dependant other than the spouse or a sibling of the main applicant or of the spouse of the main applicant who is eighteen to twenty-five years;
- (d)* US\$1,000 for processing;
- (e)* US\$7,500 for due diligence background checks on the original main applicant for an application submitted more than one year after the date of submission of the original application; and
- (f)* US\$4,000 for due diligence background checks on each dependant who is sixteen years or over.

(7) Notwithstanding subparagraph (6), to qualify a dependant for citizenship under subparagraph (5), the following shall be payable to the Government of the Commonwealth of Dominica where an application is made within a period of one year from the granting of citizenship or within a period of one year from the date in which these Regulations are gazetted, whichever is later –

- (a)* US\$50,000 for the spouse;
- (b)* US\$50,000 for each dependant who is a sibling of the main applicant or of the spouse of the main applicant and who is eighteen to twenty-five years;

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- (c) US\$25,000 for each dependant other than the spouse or a sibling of the main applicant or of the spouse of the main applicant who is eighteen to twenty-five years;
- (d) US\$1,000 for processing;
- (e) US\$7,500 for due diligence background checks on the original main applicant for an application submitted more than one year after the date of submission of the original application; and
- (f) US\$4,000 for due diligence background checks on each dependant who is sixteen years or over.”.

Made this 29th day of July, 2020.

RAYBURN BLACKMOORE
Minister for Citizenship