

Proclamation

Whereas, Section III, Art. I, Chap. V of an Act to Organize the Executive Departments, 1845 and 1846, provided: “All persons born within the jurisdiction of this kingdom, whether of alien foreigners, of naturalized or of native parents, and all persons born abroad of a parent native of this kingdom, and afterwards coming to reside in this, shall be deemed to owe native allegiance to His Majesty. All such persons shall be amenable to the laws of this kingdom as native subjects. All persons born abroad of foreign parents, shall unless duly naturalized, as in this article prescribed, be deemed aliens, and treated as such, pursuant to the laws;” and

Whereas, the Act to Organize the Executive Departments, 1845 and 1846, was repealed in 1859 by the Civil Code of the Hawaiian Islands, whereby citizenship by naturalization was regulated by Hawaiian statute, while the birth right citizenship—*jus soli* and citizenship by parentage—*jus sanguinis* is regulated by Hawaiian common law; and

Whereas, on January 21, 1868, the Minister of the Interior for the Hawaiian Kingdom, His Excellency Ferdinand Hutchison, stated the criteria for Hawaiian citizenship: “In the judgment

of His Majesty's Government, no one acquires citizenship in this Kingdom unless he is born here, or born abroad of Hawaiian parents, (either native or naturalized) during their temporary absence from the kingdom, or unless having been the subject of another power, he becomes a subject of this kingdom by taking the oath of allegiance;"

Whereas, since the Hawaiian Kingdom came under belligerent occupation by the United States of America on January 17, 1893, the *status quo ante* of the population has been severely altered through the unlawful transfer of populations into Hawaiian territory by the United States of America; and

Whereas, during a belligerent occupation, individuals can only acquire the citizenship or nationality of their parents—*jus sanguinis*; and

Whereas, when the belligerent occupation comes to an end, Hawaiian common law provides for individuals who are born within the territory of the Hawaiian Kingdom shall be native born Hawaiian subjects—*jus soli*; and

Whereas, the number of Aliens far outnumber Hawaiian subjects as a result of the unlawful transfer of foreign populations:

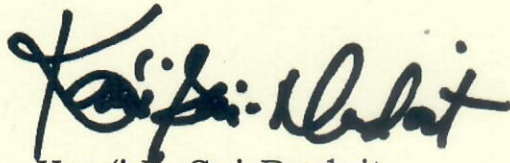
Now, therefore, We, the acting Council of Regency of the Hawaiian Kingdom, serving in the absence of the Monarch and temporarily exercising the Royal Power of the Kingdom, do hereby repeal the Hawaiian common law of native born or *jus soli*, thereby, the only way of acquiring Hawaiian citizenship from the date of this proclamation shall be by parentage—*jus sanguinis*, whether born here or abroad, if at least one parent is a Hawaiian subject, and by *naturalization* as provided for under Article VIII, Chapter VII, Title 2 of the Civil Code of the Hawaiian Islands.



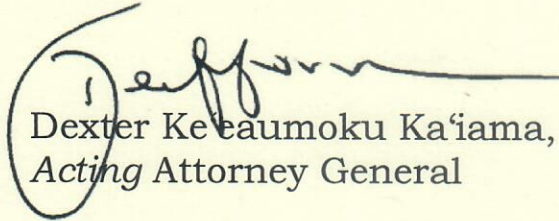
In Witness Whereof, We have hereunto set our hand, and caused the Great Seal of the Kingdom to be affixed this 2nd day of October A.D. 2023.

A handwritten signature in blue ink that reads "David Keanu Sai".

David Keanu Sai, Ph.D.
Chairman of the *acting* Council of Regency
Acting Minister of the Interior
Acting Minister of Foreign Affairs ad interim



Kau'i P. Sai-Dudoit,
Acting Minister of Finance



Dexter Ke'eumoku Ka'iama, *Esq.*,
Acting Attorney General