



**UNITED STATES MISSION TO THE UNITED NATIONS
NEW YORK**

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The United States Mission to the United Nations presents its compliments to the Permanent Missions to the United Nations and has the honor to inform the missions that the Department has discontinued the practice of issuing individual letters indicating whether a person born in the United States to a member of the diplomatic community may be a United States citizen. This includes any letters that were typically issued following notification of a birth in the United States to a Foreign mission member, as well as any requests for individuals seeking evidence that they are not a United States citizen. The Department notes that such letter is not required to apply for a U.S. passport or a U.S. visa. Individuals (or, in the case of minor children, their parents) wishing to travel to and/or from the United States Should apply for the document they believe most appropriate based on the

information provided below. The United States Mission is unable to respond to inquires requesting guidance on individual cases.

Impact of Privileges and Immunities on Birth in the United States

A child born in the United States to a parent or parents who enjoy diplomatic agent-level immunity is generally not born “subject to the jurisdiction” of the United States, and therefore does not acquire United States citizenship at birth in accordance with the Fourteenth Amendment to the Constitution of the United States and Immigration and Nationality Act 301 (a). For current mission members in the United States, such child may be considered by the Department to be entitled to A or G nonimmigrant visa status, which the Visa Office will communicate to the family of such child within a month following proper notification of appointment provided to the United States Mission through the United Nations Office of Protocol. Such child may also apply for a nonimmigrant visa.

A child born in the United States to a parent or parents who are either support staff or service staff at a Permanent Mission who enjoys Official Acts of immunity is born “subject to the jurisdiction” of the United States, and therefore generally acquires United States citizenship at birth. Such child, whether born to a current mission member or previously born in the United States to a former support

or service staff mission member, will not receive a notification from the visa Office or any other office within the Department and may be eligible for a United States passport.

The above information is provided as a courtesy solely for the purpose of advising the Permanent Missions on which travel documents are likely most appropriate for children born in the United States to members of the diplomatic and non-diplomatic community based on the privileges and immunities enjoyed by the child at birth. The Department recognizes that there are special circumstances that the general rules stated above do not cover. The Department will consider all relevant facts when adjudication passport and visa applications.

The United States Mission to the United Nations avails itself of this opportunity to renew to the Permanent Missions to the United Nations the assurances of its highest consideration.