



[Belgium - Court of Cassation, judgment no. C.03.390](#)

In order to be recognised as stateless, the applicant does not have to prove that she or he cannot acquire another nationality.

Case name (in original language) : Arrêt no. C.03.390

Case status: Decided

Case number: C.03.390

Citation: Belgium, Court of Cassation, 27 September 2007, no. C.03.390, available at http://jure.juridat.just.fgov.be/pdfapp/download_blob?idpdf=F-20070927-1

Date of decision: 27/09/2007

State: Belgium

Court / UN Treaty Body: Court of Cassation

Language(s) the decision is available in: French

Applicant's country of birth: Georgia

Applicant's country of residence: Georgia

Legal instruments: 1954 Statelessness Convention

Key aspects: Standard of proof, Statelessness determination

Decision & Reasoning

Recognition as a stateless person may not be refused on the ground that the applicant cannot provide evidence that she or he cannot obtain another nationality.

Decision documents

[Court of Cassation, judgment no. C.03.390 \(French\)](#)

Outcome

The decision of the Court of Appeal refusing to recognise the applicant as stateless was annulled and the case was sent back.