DEPARTMENT OF THE NAVY
U.S. NAVAL SUPPORT ACTIVITY
PSC 817 BOX 1
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NAVSUPPACT NAPLES INST 1752.1F
N01J
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NAVSUPPACT NAPLES INST 1752.1F

From: Commanding Officer, U.S. Naval Support Activity, Naples, Italy

Subj: MARRIAGE OF U.S. NAVY AND MARINE CORPS PERSONNEL TO FOREIGN NATIONALS

Ref: (a) COMNAVREGEURINST 5400.1
(b) MILPERSMAN 5352-030
(c) COMNAVREGEUR INST 1752.1
(d) MILPERSMAN 1300-150

1. Purpose. To set forth procedures for Department of the Navy (DON) personnel who desire to marry foreign nationals within the U.S. Naval Support Activity (NAVSUPPACT), Naples, Italy area of responsibility.

2. Cancellation. NAVSUPPACT NAPLES INST 1752.1E. This instruction is a complete revision and should be reviewed in its entirety.

3. Scope. This instruction applies to the following naval personnel:

a. All military personnel in the DON and all naval activities located ashore in the region of Campania and the cities of Formia and Gaeta, Italy, who desire to marry foreign nationals who live in Europe or Africa.

b. All military personnel in the DON who desire to marry foreign nationals who live in Italy, except military personnel in the DON who report to a local area coordinator, other than NAVSUPPACT Naples, in the Commander, Navy Region Europe, Africa, and Southwest Asia (CNREURAFSWA) command area, in accordance with reference (a).

4. Policy

a. It is not the intent of this instruction to prevent or discourage marriage but rather to protect both United States citizens and aliens from potentially disastrous effects of an

impetuous marriage entered into without full appreciation of its implications and the applicable United States immigration laws.

b. It is the policy of the DON that all active duty personnel have the same right to enter into marriage as any other citizen of the United States in the same locality. Nevertheless, all naval personnel stationed worldwide who desire to marry a foreign national outside the United States shall obtain prior written authorization in accordance with reference (b).

5. Action

a. All personnel identified in paragraph 3 shall obtain authorization from the Commanding Officer of NAVSUPPACT Naples before entering into marriage.

b. If a service member fails to obtain authorization before marrying a foreign national, he/she must request "recognition of the marriage." The same requirements as for authorization to marry apply.

c. A dependent shall not receive the benefits of command sponsorship in the absence of authorization to marry or recognition of the marriage.

d. Each applicant shall submit a request for authorization to marry or for recognition of the marriage using the format outlined in enclosures (1) and (2) of reference (c). The application shall be addressed to the Commanding Officer of NAVSUPPACT Naples via the applicant's chain of command. The application with chain of command endorsement may be delivered to Region Legal Service Office, Europe and Southwest Asia (RLSO EURSWA), for coordination with NAVSUPPACT Naples. Applications may be mailed to U.S. Region Legal Service Office, Europe and Southwest Asia, PSC 817 Box 8, FPO AE 09622. RLSO EURSWA will provide legal counseling in accordance with reference (c).

e. An applicant requesting permission for, or recognition of, marriage to an Italian local national must include in the application a criminal record certificate and a free-to-marry

certificate for the prospective spouse. Other applicants may be required to arrange for, or participate in, a background investigation for their prospective spouses before marriages will be authorized or recognized or before the benefits of command sponsorship will be extended.

f. Applicants shall be proactive when filing a Petition for Alien Relative, Form I-130, for their prospective spouse (and any prospective stepchildren) to immigrate to the United States. The petition is filed with the Department of Homeland Security, U.S. Citizenship and Immigration Services (USCIS). Useful information, including Form I-130, may be found at the U.S. Citizenship and Immigration Services website at www.uscis.gov/portal/site/uscis. Contact the Naval Legal Service Office or Region Legal Service Office for further assistance.

g. Action by Commanding Officers of applicants. Commanding Officers or Officers-in-Charge of applicants shall:

(1) Advise members contemplating marriage not to make arrangements for a wedding prior to receiving authorization from NAVSUPPACT Naples.

(2) Verify financial evidence presented by the applicant to ensure that the prospective dependent(s) will not become a public charge (E-6 and below only).

(3) Provide appropriate marriage counseling and encourage the applicant and his or her prospective spouse to seek, on a voluntary basis, the counsel of a chaplain of their choice. No applicant shall be required to meet with a chaplain.

(4) Forward the application with all supporting documentation and endorsement(s) to RLSO EURSWA for coordination with NAVSUPPACT Naples. Make a definitive recommendation for authorization or disapproval in the endorsement. Comment on any special considerations, such as pregnancy or rotation date. In those cases where disapproval is recommended, include a detailed explanation in the endorsement.

(5) Extend the benefits of command sponsorship upon request of the service member in accordance with reference (d) only after the marriage and only after the service member has received authorization for or recognition of the marriage in accordance with this instruction.

h. Upon review of the application to marry and all supporting documents, and after appropriate counseling, the decision regarding permission to marry will be communicated to the applicant in writing via the chain of command.

i. For an applicant planning to marry in Italy, after permission to marry has been granted by NAVSUPPACT Naples, the applicant and prospective spouse must contact RLSO EURSWA in order to complete all documentation as required by Italian law.

6. Enforcement. Naval personnel subject to this instruction who marry without permission are subject to disciplinary action for violation of a lawful general order.

R. B. RABUSE

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