

## **Information on the requirements related with stay and residence of the citizens of the Republic of Azerbaijan in Ukraine**

The general principles of the legal status of foreigners and stateless persons in Ukraine, in particular their rights and duties, are regulated by the Constitution of Ukraine and the Law of Ukraine "On Legal Status of Foreigners and Stateless Persons". The characteristics of the legal status of these persons are also regulated by the Laws of Ukraine "On Immigration", "on Citizenship of Ukraine", "On the Unified State Demographic Registry and documents confirming the citizenship of Ukraine, certifying a person or his/her special status".

According to the Agreement between the Cabinet of Ministers of Ukraine and the Government of the Republic of Azerbaijan on visa-free travel of citizens, signed in Kiev on February 14, 2002, citizens of the Republic of Azerbaijan, irrespective of their place of permanent residence, have the right to enter, transit, exit and stay in Ukraine without a visa provided that they comply with the existing legislation of Ukraine on stay and registration.

Citizens of the Republic of Azerbaijan may stay in Ukraine for up to 90 days within 180 days, unless otherwise provided by international agreements of Ukraine.

The period of stay of citizens of the Republic of Azerbaijan in Ukraine may be extended if there are relevant grounds (treatment, pregnancy or childbirth, care of a sick family member, inheritance registration, application for immigration to Ukraine or Ukrainian citizenship, fulfilment of official duties by foreign correspondents or foreign media representatives, etc.) and upon submission of relevant supporting documents on existence of these grounds.

Applications for extension of stay in the territory of Ukraine must be submitted by citizens of the Republic of Azerbaijan or the receiving party to the territorial units of the State Migration Service of Ukraine at the place of stay at least 10 days and at most 3 working days before the expiration of the period established. When applying for an extension of stay within the territory of Ukraine, along with the foreigner or stateless person, the receiving party (physical or judicial person) should also submit the documents required by law.

Citizens of the Republic of Azerbaijan may obtain a temporary residence permit in the territory of Ukraine in the following cases:

- In case engaging in labour activity within the territory of Ukraine in accordance with the law;
- In case participating in technical assistance projects, registered according to the established procedure;
- In case arriving for the purpose of preaching and delivering religious instruction, carrying out religious rituals or other canonical activity, upon

invitation of religious organizations and in agreement with a public authority that performed registration of this religious organization;

- In case participating in the activity of branches, divisions, representative offices and other structural units of civil society (non-governmental) organizations of foreign states, registered according to the established procedure;
- In case of employment at representative offices of foreign business entities in Ukraine, registered according to the established procedure;
- In case carrying out cultural, scientific or educational activity on the basis and according to the procedure established by international agreements of Ukraine or special programmes, as well as participating in international and regional volunteer programmes or participating in the activity of organizations and institutions that engage volunteers on the basis of the Law of Ukraine on Volunteering, the information of which is present on the official website of Ministry of Social Policy of Ukraine;
- In case working as a correspondent or representative of foreign mass media outlets;
- In case the citizen of the Republic of Azerbaijan is the founder and/or participant and/or beneficiary owner (controller) of a legal entity registered in Ukraine and whose share of ownership in the authorized capital of the legal entity is not less than 100 thousand euros at the official exchange rate established by the National Bank on the date of a foreign investment;
- In case arriving in Ukraine for the purpose of study;
- In case arriving in Ukraine for the purpose of marriage and marrying the citizen of Ukraine during their legal stay on the territory of Ukraine;
- In case arriving in Ukraine for the purpose of marrying a foreigner or stateless person permanently staying in Ukraine;
- a person, which have been released from Migrant Accommodation Centres for foreigners and stateless persons illegally staying in Ukraine on the basis of the court decision to cancel decision on their detention or forced expulsion from Ukraine, or those who prior to expiration of the maximum period of their stay in such Centres have not been expelled from Ukraine due to the absence of travel document, transport connection with their country of origin or other reasons outside their control.

In order to obtain temporary residence permit the citizens of the Republic of Azerbaijan should submit the documents envisaged by the law to the territorial bodies/units of the State Migration Service of Ukraine at their place of residence and State Enterprise which falls under the jurisdiction of the State Migration Service of Ukraine no later than 15 working days before the date of expiration of their temporary stay period in the territory of Ukraine.

Temporary residence permit is issued for one year, except for the following:

- Temporary residence permit for the citizens of the Republic of Azerbaijan who arrived in Ukraine for the purpose of employment shall be issued for the duration of the term indicated in employment contract;
- Temporary residence permit for the citizens of the Republic of Azerbaijan who arrived in Ukraine for the purpose of implementing international technical assistance projects shall be issued for the duration of implementation of the relevant international technical assistance project;
- The temporary residence permit for the citizens of the Republic of Azerbaijan who are founders/participants, or beneficiary owners (controllers) of a legal entity registered in Ukraine shall be used for the period of two years;
- Temporary residence permit for the citizens of the Republic of Azerbaijan who arrived in Ukraine for the purpose of study shall be issued for the duration of study, which is indicated by the order of education institution on establishment of the education period for foreign students.

The citizens of the Republic of Azerbaijan can come and stay in Ukraine on the basis of permanent residence in accordance with the procedure established by law.

Immigration permits are granted within the immigration quotas. Immigration quotas are established by the Cabinet of Ministers of Ukraine according to the established procedure per immigrant groups:

- persons working in the areas of science and culture, whose immigration would be in the interests of Ukraine;
- highly-skilled specialists and workers who would help fill the gaps in the Ukrainian economy and whose contribution would be appreciated;
- persons who have made investment in the Ukrainian economy in the foreign converted currency equivalent to at least 100,000 (one hundred thousand) USD;
- persons who are sibling, parents or grandparent or grandchild of a Ukrainian citizen;
- persons who were formerly citizens of Ukraine;
- parents, spouses of immigrants and their minor children;
- persons who continuously lived on the territory of Ukraine for three years after they were recognized as victims of human trafficking;
- persons who have served in the Armed Forces of Ukraine for three years and longer.

Residence permits beyond the established quotas are granted to:

- a spouse if the other spouse with whom he/she is married for longer than two years is a Ukrainian citizen; children and parents of Ukrainian citizens;
- persons who are guardians of Ukrainian citizens or are under guardianship of a Ukrainian citizen;
- persons who have the right to acquire Ukrainian citizenship on the basis of their geographic origin;

- persons whose immigration is the matter of national interest for Ukraine;
- foreigners of Ukrainian origin, their spouses and children in the event of their joint entry to and stay on the territory of Ukraine.

Applications for obtaining immigration permits should be made by persons permanently residing outside of Ukraine to Ukrainian diplomatic missions and consulates abroad at the place of permanent residence; and by persons legally living in Ukraine to territorial departments and units of the State Migration Service of Ukraine at their place of residence.

Immigration permit is valid for one year from its issuance date.

Permanent residence permit is issued to citizens of the Republic of Azerbaijan who are allowed to immigrate to Ukraine, or permanently residing in Ukraine before the decision to revoke Ukrainian citizenship and permanently residing in Ukraine after that decision.

To obtain this permit, the documents must be submitted no later than 15 working days before the expiration of the period of stay / residence within the territory of Ukraine and must be issued within 15 working days after the submission of these documents by a foreigner or stateless person.

Permanent residence permit is issued for 10 years.

Permanent residence permit with contactless electronic chip should be renewed when a person reaches 25 and 45 years old.

For more information on migration legislation, please visit the official website of the State Migration Service of Ukraine ([www.dmsu.gov.ua](http://www.dmsu.gov.ua)) or apply to the Call Center (tel: +38 (044) 279-98-99).