Extract from the Migration Code of the Republic of Azerbaijan

Article 3. Basic definitions

3.0. For the purposes of this Code, the following basic definitions shall be applied:
3.0.1 **foreigner-** means a person who is not a citizen of the Republic of Azerbaijan and is a citizen of another state;
3.0.2 **Stateless person-** means a person who is not considered as a national by any State under the operation of its law.
3.0.3 **young person-** means a person under 18 years old;
3.0.4 **passport-** means a document, issued by the national government of a person, which entitles its holder to entry/exit and certifies the identity and nationality of its holder;
3.0.5 **identification card-** means the document certifying the identity of its holder in the Republic of Azerbaijan;
3.0.6 **person temporarily staying in the Republic of Azerbaijan-** means a foreigner or stateless person not holding a residence permit in Azerbaijan, who enter the Republic of Azerbaijan legally for the purposes of tourism, individual business, business travel, and in relation to other similar cases which have temporary nature;
3.0.7 **person temporary residing in the Republic of Azerbaijan-** means a foreigner or stateless person holding a temporary residence permit in the Republic of Azerbaijan in compliance with the order set forth in this Code;
3.0.8 **person permanently residing in the Republic of Azerbaijan-** means a foreigner or stateless person holding a permanent residence permit in the Republic of Azerbaijan in compliance with the order set forth in this Code;
3.0.9 **labor migration-** means movement of a natural person by migrating legally from one country to another country with the aim to engage in a paid labor activity;
3.0.10 **labor migrant-** means a natural person legally migration from one country to another country with the aim to engage in a paid labor activity;
3.0.10-1. **highly skilled migrant** - foreigners and stateless persons whose applications have been positively responded to within the framework of the program implemented to expand the opportunities for highly qualified specialists to engage in paid labor activity in the Republic of Azerbaijan;
3.0.11 **family members of a foreigner or stateless person-** mean a foreigner`s or stateless person`s wife (husband), children under the age of 18, children who are 18 or older, but unable to work and parents supported by him/her;
3.0.12 **close relative-** means father, mother, husband (wife), offspring, brother, sister and their children, grandfather, grandmother, the father and mother of the grandfather (grandmother), grandchild, the parents and brother and sister of husband (wife);
3.0.13 **work permit-** means a permit granted to a foreigner or stateless person in compliance with the order set forth in this Code, which allows its holder to engage in paid labor activity on the territory of the Republic of Azerbaijan;
3.0.14 **place of residence-** means a residence, apartment, official residential area, hotel, dormitory, *social service institutions for the elderly and persons with disabilities, including children under 18 years of age with limited health opportunities* and other similar residential places where a person resides permanently or generally, on the basis of an extraction from the official registry of real estate on the official registration of ownership right, a leasing or

renting contract, or on other grounds established with the applicable laws and regulation of the Republic of Azerbaijan;
3.0.15 **place of stay-** means a hotel, sanatorium, rest home, boarding house, camping, tourist base, hospital or other similar public places including an **apartment and other residential place-** (own or under possession of a friend, an acquaintance and etc., which is not the place of residence of a person, where s/he resides temporarily;
3.0.16 **visa-** means an official document authorizing a foreigner or stateless person to enter the Republic of Azerbaijan or leave the Republic of Azerbaijan, by crossing its land border checkpoints, and to stay temporarily in the country for the period allowed in the visa;
3.0.17 **border crossing document-** means an international passport, a document granted to stateless persons authorizing to leave the country of residence, a seaman ID Card, a travel document granted to refugees, a certificate of repatriation, *travel document issued to foreigners and stateless persons to be expelled from the Republic of Azerbaijan* and other documents determined by international agreements.

Article 26. An entry visa issued for the purpose of business travel

26.1. A business visa is issued to foreigners and stateless persons arriving in the Republic of Azerbaijan for the purpose of establishing business relations or cooperation, upon the request of state bodies of the Republic of Azerbaijan, legal entities operating in the Republic of Azerbaijan or individuals engaged in entrepreneurial activity without forming a legal entity, as well as branches and representative offices of foreign legal entities , and for activities in the Alat Free Economic Zone, upon the request of the authorized body, administrative institutions or legal entities of the Alat Free Economic Zone , or to foreigners and stateless persons arriving with a document confirming engagement in entrepreneurial activity in the Republic of Azerbaijan, as well as to highly skilled migrants.
26.2. On a business travel visa, the period of stay in the country shall be determined up to 180 days.
26.3. For the registration of a business travel visa, the documents set forth in Article 36 of this Code shall be submitted.

Article 40. Cases of prolongation of temporary stay of foreigners and stateless persons in the Republic of Azerbaijan

40.0. Exception of the cases in Article 43 of this Code, the prolongation of temporary stay of foreigners and stateless persons in the Republic of Azerbaijan may be prolonged in the following cases:
40.0.1. when there is a need for immediate medical treatment of foreigners and stateless persons in the Republic of Azerbaijan;
40.0.2. when any close relatives of foreigners and stateless person residing in the Republic of Azerbaijan have a serious disease or dies;
40.0.3. in relation of a business need, when the organization inviting any foreigners and stateless person to the country submits a justified application on noncompletion of the established works by those persons entering to the Republic of Azerbaijan;
40.0.4. in the cases set forth in Article 19.4 of this Code;
40.0.5. upon extension of the period of temporary stay in the Republic of Azerbaijan of the father, mother, husband (wife), child, brother, sister of a foreigner or stateless person.

40.0.6. if it is impossible for a highly skilled migrant to start working in the field in which he is considered a specialist due to reasons beyond his/her control.

Article 45. Cases of issuance (extension) of temporary residence permits on the territory of the Republic of Azerbaijan to foreigners and stateless persons

45.1. Except the cases set forth in Article 50 of this Code, a temporary residence permit in the Republic of Azerbaijan shall be issued to foreigners and stateless persons (extended) in the following cases:
45.1.1. when they are in a close relationship with a citizen of the Republic of Azerbaijan;
45.1.2. when they invest at least AZN 500,000 in the country's economy, considering the cases provided for in Articles 45.1.3-45.1.3-2 of this Code;
45.1.3. when they have real estate which worth at least AZN 100 000 on the territory of the Republic of Azerbaijan ~~or when they have funds at the same amount in the banks of the Republic of Azerbaijan~~;
45.1.3-1. when investing at least AZN 100,000 on the basis of a fixed-term deposit agreement with banks operating in the Republic of Azerbaijan;
45.1.3-2. when owning government securities with a nominal value of at least AZN 100,000 or investment securities of legal entities, 51 percent or more of the share (interest) in which belong to the state;
45.1.4. when they are highly qualified professionals in the spheres of economics, industry, *military*, science, culture, sports and in other spheres;
45.1.4-1. if they are the specialists or highly skilled migrant, envisaged in Article 64.0.8-1 of this Code;
45.1.5. when they are family members of foreigners and stateless persons temporarily or permanently residing on the territory of the Republic of Azerbaijan;
45.1.6. when they hold the positions of the head or deputy head in the subsidiary or representative office of a foreign legal entity in the Republic of Azerbaijan;
45.1.6-1. if they hold the position of the head and deputy head of the legal entity incorporated in the Republic of Azerbaijan and the founder or at least one of the founders of which is a foreign legal or individual;
45.1.6-1. if they hold the position of the head of a legal entity established in the Republic of Azerbaijan, the paid authorized capital of which is not less than the amount approved by the respective executive authority, the founder or at least one of the founders of which is a foreign legal entity or individual, or own at least 51 percent of the shares (interests) in that legal entity;
45.1.7. when they engage in entrepreneurship in the Republic of Azerbaijan;
45.1.7-1. in cases provided for in Articles 64.0.6, 64.0.6-1, 64.0.7, 64.0.9, 64.0.10, 64.0.11, 64.0.17, 64.0.18, and 64.0.19 hereof;
45.1.8. when they obtain a work permit in compliance with the order established by this Code to engage in a paid labor activity on the territory of the Republic of Azerbaijan;
45.1.9. receiving education in higher and special secondary educational institutions at the full-time department, *as well as in vocational education and general education institutions* of the Republic of Azerbaijan;
45.1.10. when they engage in professional religious activity at officially registered religious institutions;
45.1.10-1. when a person is considered a victim of trafficking;
45.1.10-2. in providing assistance to criminal prosecution authorities;

45.1.11. when they are grounds provided by the international agreements of the Republic of Azerbaijan.

45.2. Within 3 working days, the relevant executive authority shall send to the appropriate bank a list of persons who have received permission to temporarily reside in the territory of the Republic of Azerbaijan by investing money on the basis of a fixed-term deposit agreement with a bank operating in the Republic of Azerbaijan. If the amount of the term deposit of the persons indicated in the list falls below 100.000 manats or the term deposit agreement is terminated, the bank shall notify the relevant executive authority about it within 3 business days.

45.3. The respective executive authority shall send the list of persons who have received permission to temporarily reside in the Republic of Azerbaijan and hold government securities or investment securities of legal entities, 51 percent or more of share (interest) in which belong to the state, to the National Depository Center within 3 business days. If the total nominal value of the investment securities, including government securities, owned by the persons included in the aforementioned list falls below AZN 100,000, or these securities are expropriated, the National Depository Center shall notify the respective executive authority accordingly within 3 business days.

Note:

1. The case set forth in Articles 45.1.7 and 52.1.11 hereof shall only be considered a basis ground for the issuance of, respectively, a permit for temporary or permanent residence in the territory of the Republic of Azerbaijan when those persons act factually full time in a group of at least 5 persons or part-time in a group of at least 10 persons. In this case, at least 80 percent of the employees are required to be citizens of the Republic of Azerbaijan or persons specified in Articles 64.0.1, 64.0.14, 64.0.15, 64.0.15-1, and 64.0.16 hereof.
2. In cases set forth in Articles 45.1.6-1 or 45.1.7 hereof, for a foreigner or a stateless person who has temporarily resided in the Republic of Azerbaijan for at least 1 year, these cases shall serve as a ground for issuing a temporary residence permit (or its extension) if their turnover meets the requirements established by the respective executive authority.
3. The requirements related to the authorized capital, specified in Article 45.1.6-1 hereof, as well as those set forth in paragraphs 1 and 2 of this Note, shall not apply to business entities holding an investment promotion document or a Startup certificate and operating in economic regions determined by the respective executive authority, as well as non-profit legal entities and residents of industrial parks, industrial districts, and agroparks.

Article 46. Documents required for issuance of a temporary residence permit (prolongation) on the territory of the Republic of Azerbaijan to foreigners and stateless persons

46.1. Foreigners and stateless persons shall submit the following documents for obtaining a temporary residence permit (prolongation) on the territory of the Republic of Azerbaijan:

46.1.1. an application form, which sample is approved by the pertinent executive authority;

46.1.2. a copy of the original passport or other border crossing document (the validity period of the passport or other border crossing document shall be more than
3 months of the expiry date of the temporary residence permit to be issued);

46.1.3. a copy of the original birth certificate or other document equal to it, approved by a notary office (for persons under the age of 18, not holding a passport);

46.1.4. a document certifying the existence of cases justifying issuance of a temporary residence permit, approved by a notary office;

46.1.4-1. a notarized statement of consent of a family member or close relative, provided for in Articles 45.1.1 and 45.1.5 of this Code, in connection with the issuance of a temporary residence permit to foreigners and stateless persons on the grounds specified in these articles;
46.1.5. a reference on non-carrying a virus of any disease included in the list of dangerous infectious diseases, approved by the pertinent executive authority;
46.1.6. a copy of the original document authorizing to stay temporarily or reside temporarily on the territory of the Republic of Azerbaijan;
46.1.7. a justified application by an office, enterprise or organization inviting the foreigners and stateless persons who are highly qualified professionals in the spheres of economics, *military*, science, culture, sports and in other spheres to the Republic of Azerbaijan;
46.1.8. two photos of 3.5 x 4.5 cm sized;
46.1.9. the document of the residential area where a person is to be registered (an extraction from the official registry of real estate on the official registration of ownership right, a leasing or renting contract, or another document set forth in the laws and regulations of the Republic of Azerbaijan);
46.1.10. an application of the person providing a foreigner or stateless person with a residential area (except the cases where there is a residential area under the possession of the foreigner or stateless person);
46.1.11. a copy of the original passport of the person providing a foreigner or stateless person with a residential area (except the cases where there is a residential area under the possession of the foreigner or stateless person);
46.1.12. a document certifying the payment of the state duty;
46.2. The document certifying the payment of the state duty shall be provided when the certificate of temporary residence permit is presented to foreigners and stateless persons. *If the state fee is not paid within 30 days from the last day of the period provided for in Article 47.5 of this Code, the relevant executive authority shall cancel the temporary residence permit.*
46.2-1. A state duty is not required for the issuance of a temporary residence permit on the grounds provided for in 45.1.10-1 and 45.1.10-2 of this Code.
46.3. Fingerprints of the person applying for obtaining of a temporary residence permit shall be taken, in accordance with biometric identification requirements.
46.4. A request provided for in Article 54.11-1 of this Code shall be considered on the basis of documents, submitted for the receipt (extension of the term) of a permanent residence permit with enclosed application form specified in Article 46.1.1 of this Code. When considering such a request, it is not required to receive a second opinion of the relevant executive authority.
46.5. When applying as provided for in Article 20.3 of this Code, a document granting a person the right to temporary stay or temporary residence in the territory of the Azerbaijan Republic is not required.
46.6. A temporary residence permit on the territory of the Republic of Azerbaijan to foreigners or stateless persons recognized as victims of trafficking, or to persons assisting the criminal prosecution bodies, is issued on the basis of a petition from the criminal prosecution body. In this case, to submit the documents referred to in Articles 46.1.4, 46.1.6, 46.1.9, 46.1.10 and 46.1.11 of this Code is not required. Registration of these persons at the place of residence is carried out at the address of the criminal prosecution authority.
46.7. Persons specified in Article 64.0.18 hereof and their family members shall be granted a permit for temporary residence in the Republic of Azerbaijan based on an application from

the authorized body or administrative institution of the Alat Free Economic Zone. In such cases, submission of the documents listed in Articles 46.1.9, 46.1.10, and 46.1.11 hereof is not required. Their place of residence shall be registered at the address provided by the authorized body or administrative institution of the Alat Free Economic Zone.
46.7-1. In the cases of application as provided for in p. 2 of the Note to Article 45 hereof, along with the documents listed in Article 46.1 hereof, a document obtained from the tax authority based on the turnover declaration for the last 1 year of the individual engaged in entrepreneurial activity or the legal entity related to the application shall be submitted.
46.8. If the documents required for issuing (extending) a temporary residence permit can be obtained from the respective government authority (institution) via the Electronic Government Information System, these documents shall not be requested from the applicant. In cases where such documents cannot be obtained via the Electronic Government Information System, they shall be requested from the respective government authority (institution) with the consent of the applicant or provided by the applicant.
Note: Copies of the documents referred to in Articles 46.1.2, 46.1.9, and 46.1.11 hereof shall be submitted along with the originals, and after verification, the originals shall be returned to the person who submitted them (considering the requirements of Article 46.8 hereof).
Note: *Copies of the documents in Articles 46.1.2, 46.1.9 and 46.1.11 of this Code shall be submitted with the originals of these documents and after verification the original documents will be returned to the person, presented it.*

Article 47. Issuance (prolongation) of a temporary residence permit to foreigners and stateless persons on the territory of the Republic of Azerbaijan

47.1. When there are cases justifying issuance of a temporary residence permit to foreigners and stateless persons on the territory of the Republic of Azerbaijan, they shall apply to the pertinent executive authority to obtain a permit in this regard at least 30 days before the expiry of the temporary staying or residing period.
47.2. Foreigners and stateless persons shall apply personally or through their legal representatives for obtaining a temporary residence permit on the territory of the Republic of Azerbaijan.
47.3. A temporary residence permit shall be obtained for a child under the age of 18 on the basis of his/her parents or other legal representative.
47.4. The application form for issuance of a temporary residence permit and other necessary documents may be submitted in the form of an electron application.
47.5. Applications of foreigners and stateless persons for the issuance of a temporary residence permit on the territory of the Republic of Azerbaijan shall be reviewed *within the period provided for by the Law of the Republic of Azerbaijan "On State Duty", in accordance with the amount of state duty, paid in accordance with mentioned law*, taking into account the opinion of the pertinent executive authority. [72]
47.6. The pertinent executive authority shall give an opinion on foreigners and stateless persons applying for the issuance of a temporary residence permit on the territory of the Republic of Azerbaijan within 10 business days (5 business days for highly skilled migrants, their children under 23 years of age and other family members).
47.7. When the pertinent executive authority does not give an applicable opinion within 10 business days (5 business days for highly skilled migrants, their children under 23 years of age and other family members), it shall be considered as non-rejection of the application of

foreigners and stateless persons for the issuance of a temporary residence permit on the territory of the Republic of Azerbaijan.
47.8. Prolongation of a temporary residence permit on the territory of the Republic of Azerbaijan shall be conducted in the same order determined for the issuance of a permit.
47.9. When the term of a permit is not prolonged or the application for prolongation was not accepted by the pertinent executive authority, foreigners and stateless persons shall exit from the territory of the Republic of Azerbaijan until the expiry of the temporary residence permit on the territory of the Republic of Azerbaijan.
47.10. Collection of applicable information and obtaining of opinions in regard with issuance of temporary residence permits on the territory of the Republic of Azerbaijan, filling the certificate of temporary residence permit out individually and presenting it, and registration of foreigners and stateless persons applied for the issuance of a temporary residence permit on the territory of the Republic of Azerbaijan, obtained a temporary residence permit on the territory of the Republic of Azerbaijan or rejected from or foreigners and stateless persons who are rejected from the issuance of such a permit as well as foreigners and stateless persons whose temporary residence permits on the territory of the Republic of Azerbaijan are cancelled, shall be conducted through the United Migration Information System.

Article 49. Duration of a temporary residence permit on the territory of the Republic of Azerbaijan

49.1. A temporary residence permit on the territory of the Republic of Azerbaijan shall be issued for the period mentioned on the application of an applicant, but for the duration not exceeding 1 year, except the reason set forth in Articles 45.1.2 and 45.1.4-1 (with regard to highly skilled migrants) of this Code, and it may be prolonged each time for the period not exceeding 2 years, if there is an applicable ground.
49.2. A temporary residence permit on the territory of the Republic of Azerbaijan shall be issued to foreigners and stateless persons set forth in Article 45.1.2 and 45.1.4-1 (with regard to highly skilled migrants) of this Code for the period mentioned on the application of an applicant, but for the duration not exceeding 3 years and may be prolonged each time for the period not exceeding 3 years, if there is an applicable ground.
49.2-1. When issuing a permit to a person, applying for temporary residence on the territory of the Republic of Azerbaijan on the basis specified in Article 45.1.5 of this Code, the validity period of a permit issued to a family member related to this application shall be taken into account.
49.3. When a temporary residence permit on the territory of the Republic of Azerbaijan is prolonged, the certificate shall be replaced with a new one.

Article 50. Rejection of applications of foreigners and stateless persons for the issuance of a temporary residence permit (prolongation) on the territory of the Republic of Azerbaijan

50.1. In the following cases, the applications of foreigners and stateless persons for the issuance (prolongation) of a temporary residence permit on the territory of the Republic of Azerbaijan are rejected, and the previously issued permits are cancelled.

50.1.1. when they may damage the national security of the Republic of Azerbaijan and the public order;
50.1.2. when they submit fake documents or inaccurate information for the purpose of obtaining a temporary residence permit in the Republic of Azerbaijan;
50.1.3. when they do not hold documents certifying their identities or when they do not submit one or more of the documents set forth in Article 46 hereof (considering Article 46.8 hereof);
50.1.4. when less than 3 months remain until the expiry date of the passport or other border crossing document;
50.1.5. when they are carriers of the virus of a disease included in the list of dangerously infectious diseases, approved by the pertinent executive authority (except the persons who are married to citizens of the Republic of Azerbaijan);
50.1.6. when they were departed from the territory of the Republic of Azerbaijan and their entry to the country is restricted;
50.1.7. when the ground justifying the issuance of a temporary residence permit on the territory of the Republic of Azerbaijan is removed and when there are not any other grounds set forth in this Code, regarding the issuance of a temporary residence permit;
50.1.7-1. if there is a request for deregistration of a foreigner or stateless person from the parties who submitted the application for consent, provided for in Article 46.1.10 of this Code, but documents for registration at other residential space are not submitted within 10 working days;
50.1.8. when they stay abroad for more than 90 days within 180 days;
50.1.9. when they leave the territory of the Republic of Azerbaijan for residing abroad permanently;
50.1.10. when they are considered as personas-non-grata in the Republic of Azerbaijan;
50.1.11. when a decision on their deportation from the territory of the Republic of Azerbaijan is made;
50.1.12. when they violate the declared purpose of their entry to the Republic of Azerbaijan during residing on the territory of the Republic of Azerbaijan temporarily.
50.1.13. when they failed to pay the administrative fine applied against foreigners and stateless persons for violation of the rules of stay and residence in the Republic of Azerbaijan. [78]
50.2. The circumstances of the refusal to issue a temporary residence permit, provided for in Articles 50.1.4, 50.1.5, 50.1.6 and 50.1.12 of this Code, do not apply to foreigners and stateless persons who are recognized as victims of trafficking or who assist criminal prosecution authorities.
50.3. The case of refusal to grant temporary residence permission as envisaged in Article 50.1.8 of this Code does not apply to highly skilled migrants.

Article 51. Work permit

51.1. Foreigners and stateless persons desiring to reside temporarily and engage in a paid labor activity on the territory of the Republic of Azerbaijan shall obtain a work permit in addition to the temporary residence permit.
51.2. Foreigners and stateless persons shall obtain a work permit through the legal entities engaging in a work, natural persons engaging in entrepreneurship without establishing a legal entity, and subsidiary and representative offices of foreign legal entities.

51.3. A work permit is a document authorizing foreigners and stateless persons to engage in a paid labor activity on he territory of the Republic of Azerbaijan.
51.4. A work permit is issued by the pertinent executive authority in the order established in this Code.
51.5. The issuance of a work permit is carried out within the framework of the labor migration quota approved by the relevant executive authority (except for those engaged in labor activities in the territories of the Republic of Azerbaijan liberated from occupation, as well as the spouse and children under the age of 23 of a highly skilled migrant).
51.6. The quota is applied for the purposes of efficient using local labor resources and increasing the effectiveness of works in the sphere of regulation of labor migration processes. The quota is determined taking into account the following: situation of internal labor market, demand for manpower, existence of vacancies where citizens of Azerbaijan meeting the standards of a workplace with regard to professional qualifications and professions do not apply, the capacity of employment service bodies to supply the demands of employers for manpower through local human resources, as well as necessity to involve highly specialized foreign specialists.
51.7. Procedure of determination of a labor migration quota is approved by the pertinent executive authority.
51.8. A work permit form shall have a registration serial number as a serious reporting document and protection signs at the level of securities. The image, specifications and sample of a work permit is approved by the pertinent executive authority.

Article 52. Permanent residence permits to foreigners and stateless persons on the territory of the Republic of Azerbaijan and documents certifying it

52.1. Foreigners and stateless persons who have continuously resided temporarily in the territory of the Republic of Azerbaijan for the last two years on the basis of an appropriate permit issued on the grounds provided for in Articles 45.1.1–45.1.7 of this Code (except for persons who have received a temporary residence permit due to the fact that they are a member of the family of a foreigner or stateless person who received a temporary residence permit on the territory of the Republic of Azerbaijan on the grounds provided for by Articles 45.1.8-45.1.11 hereof and cases specified in Article 55 hereof), shall be granted a permit for permanent residence in the Republic of Azerbaijan in the following cases: [81]
52.1.1. their father, mother, spouse, child, sister, or brother is a citizen of the Republic of Azerbaijan;
52.1.2. considering the cases set forth in Articles 52.1.3?52.1.5 hereof, the amount of their investment in the country's economy is at least AZN 500,000;
52.1.3. they own real estate in the Republic of Azerbaijan for at least AZN 200,000;
52.1.4. they have a monetary deposit of at least AZN 200,000 in banks operating in the Republic of Azerbaijan under a fixed-term deposit agreement;
52.1.5. they own government securities with a nominal value of at least AZN 200,000 or investment securities of legal entities, 51 percent or more of the share (interest) in which are state-owned, for the same amount;
52.1.6. they are highly qualified specialists in areas such as economics, industry, military affairs, science, culture, sports, etc.;
52.1.7. In case he/she is a specialist or highly skilled migrant envisaged in Article 64.0.8-1 of this Code;

52.1.8. they are family members of a foreigner or stateless person who permanently resides in the Republic of Azerbaijan;
52.1.9. they hold the position of the head or deputy head of a branch or representative office of a foreign legal entity in the Republic of Azerbaijan;
52.1.10. they hold the position of the head of a legal entity established in the Republic of Azerbaijan, whose authorized capital has been paid in the amount determined by the respective executive authority, and one of its founders is a foreign legal entity or individual, or they own at least 51 percent of the share (interest) in that legal entity, provided that the turnover of that legal entity meets the volume determined by the respective executive authority;
52.1.11. they engage in entrepreneurial activity in the Republic of Azerbaijan, provided that their turnover meets the volume determined by the respective executive authority.
52.2. Foreigners and stateless persons shall be given a permanent residence permit on the territory of the Republic of Azerbaijan by the pertinent executive authority.
52.3. When foreigners and stateless persons are given a permanent residence permit on the territory f the Republic of Azerbaijan, those persons shall be provided with a certificate of permanent residence permit on the territory of the Republic of Azerbaijan.
52.4. A certificate of permanent residence permit on the territory of the Republic of Azerbaijan is a document authorizing foreigners and stateless persons to reside on the territory of the Republic of Azerbaijan permanently and exit from the Republic of Azerbaijan and return back without a visa-free basis in its validity period, and certifying identities and registration of places of residences of those persons on the territory of the country.
52.5. The image, specifications and sample of the certificate of permanent residence shall be approved by the pertinent executive authority.
Note:
1. The period of temporary residence in the territory of the Republic of Azerbaijan is considered continuous if the person has not left the territory of the Republic of Azerbaijan for a period of more than 90 days within 180 days. [82]
2. The respective executive authority shall send a list of individuals who have received a permit to reside in the Republic of Azerbaijan based on the ownership of funds amounting to at least AZN 200,000 in banks operating in the Republic of Azerbaijan under a term deposit agreement to the respective bank within 3 business days. If the term deposit amount of the individuals specified in that list falls below AZN 200,000, or the deposit agreement is terminated, the bank shall notify the respective executive authority accordingly within 3 business days.
3. The respective executive authority shall send a list of individuals who have received a permit to reside in the Republic of Azerbaijan based on the ownership of government securities or investment securities of legal entities, 51 percent or more of the share (interest) in which are owned by the state, to the National Depository Center within 3 business days. If the total nominal value of the investment securities, including government securities, owned by individuals listed in that register falls below AZN 200,000 or such securities are alienated, the National Depository Center shall notify the respective executive authority accordingly within 3 business days.
4. The cases specified in Articles 52.1.7 and 52.1.9-52.1.11 of this Code are considered grounds for granting permanent residence permission in the territory of the Republic of Azerbaijan if these persons have lived in the territory of the Republic of Azerbaijan for the last two years based on the relevant permission under the grounds envisaged in Articles 45.1.4-1 and 45.1.6-45.1.7 of this Code.

5. The requirements for the size of the authorized capital and the volume of turnover specified in Article 52.1.10 hereof shall not apply to non-commercial legal entities.

Article 53. Documents for issuance (prolongation) of permanent residence permits to foreigners and stateless persons on the territory of the Republic of Azerbaijan

53.1. Foreigners and stateless persons shall submit the following documents for the issuance (prolongation) of a permanent residence permit on the territory of the Republic of Azerbaijan:
53.1.1. an application form, which sample is approved by the pertinent executive authority;
53.1.2. a copy of the original passport or other border crossing document;
53.1.3. a copy of the original birth certificate or a document equal to it, approved by a notary office (for persons who are under the age of 18);
53.1.4. a reference on family members (by showing first names, last names, birth dates, occupations, places of residence or plays of stay of the family members);

53.1.5. a copy of the original marriage certificate, approved by a notary office;
53.1.6. a reference on non-carrying a virus of any disease included in the list of dangerous infectious diseases, approved by the pertinent executive authority;
A document confirming that foreigners, stateless persons, and their accompanying family members have sufficient funds to meet their minimum needs (except in cases where a close relative who is a citizen of the Republic of Azerbaijan or a person who has obtained a permanent residence permit in the Republic of Azerbaijan assumes responsibility for their support during their stay in the country, as well as cases where a highly skilled migrant applies for a permit);
53.1.8. when foreigners and stateless persons has a profession, copies of the documents certifying it, approved by a notary office;
53.1.9. a copy of the original certificate of temporary/permanent residence permit on the territory of the Republic of Azerbaijan;
53.1.10. A notarized or equivalent copy of a document confirming one of the grounds set forth in Article 52.1 hereof ;
53.1.10-1. A notarized application from a family member or close relative set forth in Articles 52.1.1 and 52.1.8 hereof for granting foreigners and stateless persons a permanent residence permit on the grounds specified in these articles;
53.1.10. a copy of the original document certifying that the ground for issuance of a temporary permanent residence in the Republic of Azerbaijan are not removed, approved by a notary office;
53.1.11. two photos of 3.5 x 4.5 sized;
53.1.12. approvals of children who are 14-18 ages, approved by a notary office;
53.1.13. the document of a residential area where a person is to be registered (an extraction from the official registry of real estate on the official registration of ownership right, a leasing or renting contract or other document set forth in the applicable laws and regulations of the Republic of Azerbaijan);
53.1.4. an application of the person providing a place of residence to a foreigner or stateless person (except the cases where there is a residential area under the possession of the foreigner or stateless person);

53.1.5. a copy of the original identification card of the person granting a place of residence to a foreigner or stateless person (except the cases where there is a residential area under the possession of the foreigner or stateless person);
53.1.6. a document certifying the payment of the state duty.
53.2. The document certifying the payment of the state duty shall be provided when a permit on extending the period of permanent residence in the territory of the Republic of Azerbaijan is presented to foreigners and stateless persons. *If the state duty is not paid within 30 days from the last day of the period provided for in Article 54.9 of this Code, the relevant executive authority shall cancel the permit for permanent residence.*
53.2-1. For persons who have invested at least 500,000 manat in the economy of the Republic of Azerbaijan, the document stipulated by 53.1.7 of this Code is not required.
53.2-1. Persons who have invested at least AZN 200,000 in banks operating in the Republic of Azerbaijan under a term deposit agreement, or own government securities with a nominal value of at least AZN 200,000, or investment securities of legal entities, 51 percent or more of the share (interest) in which are owned by the state, or, considering the cases set forth in Article 52.1.2 hereof, have invested at least AZN 500,000 in the economy of the Republic of Azerbaijan, are not required to provide the document specified in Article 53.1.7 hereof.
53.2-2. When applying on the grounds specified in Articles 52.1.10 and 52.1.11 hereof, along with the documents listed in Article 53.1 hereof, a document obtained from the tax authority based on the turnover declaration for the last 1 year of the individual engaged in entrepreneurial activity or the legal entity related to the application shall be submitted.
53.3. Fingerprints are taken from the person applying for a permanent residence permit (except for children under 15 years of age) in accordance with biometric identification requirements.
53.4. If the documents required for the issuance (extension) of a permanent residence permit can be obtained from the respective government authority (institution) via the Electronic Government Information System, these documents shall not be requested from the applicant. In cases where such documents cannot be obtained via the Electronic Government Information System, they shall be requested from the respective government authority (institution) with the consent of the applicant or provided by the applicant.
Note: Copies of the documents listed in Articles 53.1.2, 53.1.13, and 53.1.15 of this Code are submitted together with their originals, and after verification, the originals are returned to the person who submitted them (considering the requirements of Article 53.4 hereof).
53.3. Fingerprints of a person applying for a permanent residence permit (except the children under the age of 15) shall be taken in accordance with biometric identification requirements.
Note: *Copies of the documents referred to in Articles 53.1.2, 53.1.13 and 53.1.15 of this Code shall be submitted with the originals of these documents and after verification the original documents will be returned to the person, presented it.*

Article 54. Procedure of issuance (prolongation) of a temporary residence permit to foreigners and stateless persons on the territory of the Republic of Azerbaijan

54.1. Foreigners and stateless persons shall apply to the pertinent executive authority when there are cases certifying the issuance of a permanent residence permit to them, at least 3 months before the expiry date of their temporary residence permits on the territory of the Republic of Azerbaijan
54.2. Foreigners and stateless persons shall apply for temporarily residing in the Republic of Azerbaijan personally or through their legal representatives;

54.3. A permanent residence permit for a child under the age of 14 to reside permanently in the Republic of Azerbaijan shall be obtained on the basis of an application of his/her parents or other legal representative. A permanent residence permit or a child between 1418 years old shall be obtained on the basis of an application of his/her parents or other legal representative, after obtaining the approval of the child.
54.4. An application form and other documents required for the issuance of a permanent residence permit on the territory of the Republic of Azerbaijan may be submitted in the form of an electron application.
54.5. When considering applications of foreigners and stateless persons for permanent residence in the Republic of Azerbaijan, their rights and obligations stipulated by the laws of the Republic of Azerbaijan, as well as their knowledge of the state language, are checked by a commission consisting of specialists from relevant executive bodies. This does not apply to highly skilled migrants, children under the age of 18, foreigners or stateless persons over the age of 65 or those who have been determined to be disabled due to 81-100 percent impairment of body functions (if an appropriate confirming document is presented).
54.6. The pertinent executive authority shall forward the documents of applicants to the pertinent executive authority for consideration and issuance of an opinion.
54.7. The pertinent executive authority shall return the documents back to the pertinent executive authority, after verifying them within 1 month (20 days in the case of highly skilled migrants, their children under the age of 23 and other family members). Non-issuance of any opinion by the pertinent executive authority within 1 month (20 days in the case of highly skilled migrants, their children under the age of 23 and other family members) shall be considered as non-rejection of the issuance of a permanent residence permit.
54.8. The pertinent executive authority shall submit applicable surveys to the pertinent executive authority and other related institutions with regard to the issuance of a permanent residence permit and obtains official references.
54.9. The pertinent executive authority shall review the application of a person applying for issuance of a permanent residence permit in the Republic of Azerbaijan *within the time period provided for by the Law of the Republic of Azerbaijan "On State Duty", in accordance with the amount of state duty paid in accordance with mentioned law* and takes a corresponding decision.
54.10. On the decision, the acceptance or rejection of the application of the person applying for issuance of a permanent residence permit shall be justified and the person shall be provided with a copy of the original decision.
54.11. When the applications of foreigners and stateless persons for issuance of a permanent residence permit in the Republic of Azerbaijan are rejected, they may re-apply within 1 month from the date of rejection to the pertinent executive authority, if the ground for the rejection is removed. In this case, only the document certifying the removal of the ground for the rejection shall be submitted.
54.11-1. If the circumstance that caused the refusal to issue (extend the term) the permit for permanent residence has not been eliminated and this circumstance does not serve as a basis for refusing to issue (extend the term) the permit for temporary residence, foreigners or stateless persons can apply to the relevant executive authority within the time period stipulated in Article 54.11 of this Code, in connection with the receipt (extension of the term) of permission for temporary residence in the territory of the country.
54.12. A permanent residence permit in the Republic of Azerbaijan is entitled for the period of 5 years. At least 3 months before the expiry date of this permit, on the basis of an application of a foreigner or stateless person the permanent residence permit may be

reprolonged for 5 years. The number of prolongations shall not be limited. In this case, the documents set forth in Article 53 of this Code shall be re-submitted.
54.13. Collection of applicable information and obtaining of opinions in regard with issuance of a permanent residence permit on the territory of the Republic of Azerbaijan; filling the certificate of permanent residence permit individually and presenting it, and registration of the foreigners and stateless persons who apply for the issuance of a permanent residence permit in the Republic of Azerbaijan, who obtain the permanent residence permit and whose applications for the issuance of a permanent residence permit in the Republic of Azerbaijan are rejected, shall be conducted through the United Migration Information System.

Article 55. Rejection of applications of foreigners and stateless persons for obtaining a permanent residence permit on the territory of the Republic of Azerbaijan (prolongation)

55.0. In the following cases, the pertinent executive authority shall reject the issuance (prolongation) of a permanent residence permit to a foreigner or stateless person, and the previously issued permit shall be cancelled:
55.0.1. when they may damage to the national security of the Republic of Azerbaijan or the public order;
55.0.2. when they are carriers of the virus of a disease included in the list of dangerously infectious diseases, approved by the pertinent executive authority (except the persons who are married to citizens of the Republic of Azerbaijan);
55.0.3. when they do not hold documents certifying their identities or when they do not submit one or more of the documents set forth in Article 53 of this Code (considering Article 53.4 hereof);
55.0.4. when they submit fake documents or inaccurate information for the purpose of obtaining a permanent residence permit in the Republic of Azerbaijan;
55.0.5. when they are imprisoned for an intentionally committed serious crime or felony, if their sentence is not served or removed in the order set forth with the applicable laws;
55.0.6. when they do not have necessary funds to support the minimal needs of them and their family members (a document confirming that foreigners and stateless persons and family members entering with them have necessary funds to satisfy their minimum needs);
55.0.6-1. in case of failure to submit any other document on satisfying the minimum needs of a foreigner or stateless person or family members who arrived with him, within 10 business days, if the person who has taken the material support of a foreigner or stateless person (family members who arrived with him) refuses such support;
55.0.6-2. if within 10 business days the documents on other living space for registration are not submitted, if the persons who submitted the consent statement provided for in Article 53.1.14 of this Code applied for the removal of the foreigner or stateless person from registration;
55.0.7. when they leave the territory of the Republic of Azerbaijan to reside abroad;
55.0.8. when they stay abroad for more than 180 days since the *day* of the issuance of the permanent residence permit within *any* year *(this fact does not apply to persons who have received a permit on the grounds provided for in Articles 45.1.2 and 45.1.7 of this Code);* [96]
55.0.9. in the event of elimination of the circumstances that formed the ground for obtaining a permit for permanent residence in the Republic of Azerbaijan, and the absence of other grounds for obtaining a permanent residence permit, as set forth in Article 52.1 hereof;

55.0.9. when the grounds justifying the issuance of a permanent residence permit on the territory of the Republic of Azerbaijan are removed;
55.0.10. when they do not have knowledge of the rights and obligations of a foreigner or stateless person permanently residing on the territory of the Republic of Azerbaijan, set forth by the laws and regulations of the Republic of Azerbaijan, and of the issues related to the government;
55.0.11. when they are considered a personas-non-grata in the Republic of Azerbaijan;
55.0.12. when there is a decision on their deportation from the borders of the Republic of Azerbaijan;
55.0.13. when they violate the declared purpose of their entry to the Republic of Azerbaijan during residing on the territory of the Republic of Azerbaijan permanently.
55.0.14. when they failed to pay an administrative fine applied against foreigners and stateless persons for violation of the rules of stay and residence in the Republic of Azerbaijan.

Article 64. Cases when working permit is not required

64.0. The following foreigners and stateless persons are not required to obtain a working permit:
64.0.1. those who possess permanent residence permit in the territory of the Republic of Azerbaijan;
64.0.2. those engaged in entrepreneurship activity in the territory of the Republic of Azerbaijan;
64.0.3. employees of diplomatic representations and consulates;
64.0.4. employees of international organizations;
64.0.5. managers of the organizations established under international agreements and their deputies;
64.0.6. those employed by relevant executive power;
64.0.6-1. military personnel and experts, invited to the service or work in the Armed Forces of the Republic of Azerbaijan and other armed groups, established in accordance with the legislation of the Republic of Azerbaijan;
64.0.7. employees of media subjects accredited in the Republic of Azerbaijan;
64.0.8. those who are seconded for a missions to the Republic of Azerbaijan with total duration of 90 days within a year on activity fields defined by the pertinent executive authority;
64.0.8-1. specialists in categories determined by the respective executive authority and invited by citizens of the Republic of Azerbaijan or legal entities incorporated in the Republic of Azerbaijan for the purpose of rendering services or performing works in fields determined by the respective executive authority.
64.0.9. sailors
64.0.10. professors and tutors invited to universities (higher educational institutions) for delivering lectures and lecturers;
64.0.11. art workers, coaches and athletes invited to work in sport clubs and registered at relevant executive authority;
64.0.12. those who perform professional religious activities in the officially registered religious institutions;
64.0.13. heads of branch offices and representations of foreign legal entities in the Republic of Azerbaijan and their deputies;
64.0.13-1. heads of legal entities established in the Republic of Azerbaijan, at least one of the founders of which is a foreign legal entity or individual, and founders who own at least 51

percent of the share (interest) in the authorized capital of this legal entity (if they act in the legal entity created by them);
64.0.13-1. heads and deputy heads of a legal entity incorporated in the Republic of Azerbaijan and having a foreign legal entity or an individual as at least one of its shareholders;
64.0.14. those married with the citizen of the Republic o Azerbaijan, subject to registration of that citizen in the territory of the Republic of Azerbaijan at the place of residence;
64.0.15. those, who applied for IDP status, received IDP status or was granted a political asylum;
64.0.15-1. persons recognized as victims of trafficking or assisting criminal prosecution bodies;
64.0.16. those who patronize *citizens* of the Republic of Azerbaijan under 18 years old or individuals who have become disabled due to 81-100 percent impairment of body functions;
64.0.17. persons involved in labour activity in cases defined by the pertinent executive authorities.
64.0.18. persons working in the territory of the Alat Free Economic Zone in the authorized body, administrative institutionsб and legal entities of the Alat Free Economic Zone, as well as the founders of thщse legal entities;
64.0.19. the resident of the technology park (in the case of a legal entity - the persons holding the positions of its director and deputies) and specialists in the field of information and communication technologies, attracted by this resident to work in the Republic of Azerbaijan.
64.0.20. highly skilled migrants (when working in their field of expertise).