

Regulations for Application of the Foreigners in the Republic of Bulgaria Act

Adopted by Council of Ministers Decree No. 87/19.05.2000 Promulgated, State Gazette No. 43/26.05.2000, (effective 26.05.2000) amended and supplemented, SG No. 15/24.02.2004 (effective 26.02.2004), amended, SG No. 87/5.10.2004

Section I

General Provisions

Article 1. These Regulations govern the application of the Foreigners in the Republic of Bulgaria Act regarding the terms and procedure whereunder foreigners enter, reside in, and leave Bulgaria.

Article 2. Stateless persons, who are permanent residents within the territory of the Republic of Bulgaria, shall enjoy the protection of the Bulgarian diplomatic and consular missions in other countries while on a travel abroad according to the Bulgarian laws and the international treaties to which the Republic of Bulgaria is a party.

Article 3. The visa regulations of the Republic of Bulgaria with other countries shall be determined proceeding from the Bulgarian laws and the international treaties to which the Republic of Bulgaria is a party.

Article 4. (1) A foreigner shall be allowed to enter, reside in and leave the Republic of Bulgaria under the terms established by Article 8 (1) of the Foreigners in the Republic of Bulgaria Act.

(2) Apart from the documents referred to in Article 8 (1) of the Foreigners in the Republic of Bulgaria Act, holding other documents specified in international treaties to which the Republic of Bulgaria is a party may likewise qualify a foreigner for entry into the Republic of Bulgaria.

Section II

Foreigners Entering the Republic of Bulgaria

Article 5. (1) Foreigners shall enter the Republic of Bulgaria through the border-crossing checkpoints provided they hold a valid foreign-travel document or another substitute document. The specimens of such documents shall be declared to the competent authorities of the Republic of Bulgaria through diplomatic channels.

(2) Where so provided for in an act of the Council of Ministers, foreigners may enter the Republic of Bulgaria if in possession of a valid foreign-travel document or another substitute document which has not been declared to the competent authorities of the Republic of Bulgaria through diplomatic channels.

Article 6. A foreigner who does not satisfy the requirements for entry into the Republic of Bulgaria shall not be admitted into this country by the border control authorities. A statement of denial of entry into the Republic of Bulgaria shall be drawn up in a standard form as shown in Annex 1 hereto.

Article 7. (Amended, SG No. 15/2004) A foreigner shall be denied entry into the Republic of Bulgaria on the grounds listed in Items 1 through 15 of Article 10 (1) of the Foreigners in the Republic of Bulgaria Act by order of the Minister of Interior or officials thereby authorized.

Article 8. (Amended, SG No. 15/2004) Upon entry into the Republic of Bulgaria, any foreigners shall declare the purpose of the visit thereof to the border passport control authorities,

and the particulars shall be recorded in the automated information storage systems of the Ministry of Interior.

(2) (Supplemented, SG No. 15/2004) The border control authorities shall stamp the foreign-travel document to record the entry of the foreigner who holds it, save as otherwise provided for in an act of the Council of Ministers or in an international treaty to which the Republic of Bulgaria is a party.

(3) (Amended, SG No. 15/2004) The particulars which a foreigner has declared and named to the border passport control authorities upon entry into the Republic of Bulgaria shall be provided by the border control authorities to the services exercising administrative control of foreigners.

Article 8a. (New, SG No. 15/2004) The border passport control authorities or the authorities of the Migration Directorate of the Ministry of Interior shall cancel a visa by crossing with two diagonal lines and affixation of a stamp by the authority who has cancelled the visa, and through additional destruction of the kinegram security feature in the cases provided for in the Foreigners in the Republic of Bulgaria Act.

Article 8b. (New, SG No. 15/2004) (1) The minimum means required from a foreigner to subsist in the Republic of Bulgaria shall amount to BGN 50 per day or the equivalent thereof in foreign currency, except in the cases of implementation of intergovernmental agreements on educational, scientific or cultural exchange or according to acts of the Council of Ministers.

(2) The personal means required from a foreigner to leave Bulgaria shall be in an amount corresponding to the price of the ticket and the charges due (if any) for return to the country of origin or to a third country where the foreigner has the right to enter and reside.

Section III

Foreigners Residing in the Republic of Bulgaria

Article 9. (1) Any foreigner, who has entered the Republic of Bulgaria without possessing a visa by virtue of an international treaty to which the Republic of Bulgaria is a party, may reside in this country for a period not exceeding 90 days unless otherwise provided for in the treaty.

(2) Any foreigner, who has entered the Republic of Bulgaria without possessing a visa by virtue of an act of the Council of Ministers of the Republic of Bulgaria, may reside in this country for a period as specified in the said act or for a period not exceeding 90 days should the said act do not specify such a period.

Article 10. (1) In the cases referred to in Article 28 (1) of the Foreigners in the Republic of Bulgaria Act, the services for administrative control of foreigners shall record the new address as named in a specialized data base for provision of administrative services to foreigners.

(2) (Amended, SG No. 15/2004) The services for administrative control, referred to in Paragraph (1), shall be the Migration Directorate and the Migration regional units.

Article 11. (1) Upon accommodating a foreigner, persons engaged in the hospitality industry shall register the said foreigner in a special register, entering the names as written in the foreign-travel document, the date and year of birth, the citizenship, the number of the foreign-travel document, and the duration of residence at the relevant address.

(2) (Amended, SG No. 15/2004) In the cases referred to in Article 28 (3) of the Foreigners in the Republic of Bulgaria Act, the person shall present the foreign travel document of the foreigner to the authorities of the Migration Directorate of the Ministry of Interior or at the competent police precinct department exercising jurisdiction over the place of residence of the foreigner, and two registration cards shall be completed in a standard form as shown in Annex 6 hereto. The registration cards as presented shall be processed by the authorities of the Migration

Directorate of the Ministry of Interior or by the competent police precinct department, and one copy shall be delivered to the foreigner.

(New, SG No. 15/2004) Persons engaged in the hospitality industry or employees thereof shall present registration cards referred to in Paragraph (2) or a list of the foreigners accommodated on a paper-based/magnetic data medium at the police precinct department exercising jurisdiction over the situs of the hotel or of the accommodation establishment or to the authorities of the Migration Directorate of the Ministry of Interior.

Article 11a. (New, SG No. 15/2004) (1) The organization of work of the employees of the Ministry of Interior, who perform information operations involving the data referred to in Item 4 of Article 54 (2) of the Foreigners in the Republic of Bulgaria Act as stored in the automated information system of the Ministry of Interior, shall be determined by the Minister of Interior.

(2) Control over the address registration of foreigners shall be exercised by the authorities of the National Police Service and by the authorities of the Migration Directorate of the Ministry of Interior.

Article 12. (1) (Amended, SG No. 15/2004) Any foreigner wishing to extend the duration of the residence thereof in the Republic of Bulgaria must apply for authorization to the authorities of the Migration Directorate of the Ministry of Interior not later than seven working days prior to the expiration of the duration of the previous authorization.

(2) Extension of the duration of the residence in the Republic of Bulgaria of a foreigner who is passing through this country in transit shall be allowed solely in unforeseeable or insurmountable circumstances or for humanitarian reasons preventing the foreigner from leaving this country.

(3) Any foreigner, who has entered this country on a valid visa or short-term residence permit or who is passing through this country in transit and who wishes to extend the duration of the residence thereof in the Republic of Bulgaria, shall present a valid foreign-travel document to the territorial service for administrative control of foreigners and shall submit:

1. an application completed in a standard form as shown in Annex 3 hereto;
2. documents stating proof of the reasons necessitating extension of the duration of residence in this country;
3. a document proving payment of a stamp duty under Article 10 (4) of Rate Schedule No. 4 of Fees Collected within the System of the Ministry of Interior under the Stamp Duty Act, adopted by Council of Ministers Decree No. 53 of 1998 (promulgated in the State Gazette No. 27 of 1998; amended and supplemented, Nos. 9, 33 and 78 of 1999);
4. a photocopy of the pages of the foreign-travel document containing the photograph, the identification particulars, the entry visa, and the stamp recording the latest entry into the Republic of Bulgaria;
5. proof that the applicant is provided with housing accommodation for the time of residence in this country.

(4) (New, SG No. 15/2004) Upon extension of the duration of residence for reasons of humanitarian nature, the authorities of the Migration Directorate of the Ministry of Interior shall, at the discretion thereof, conduct interviews to establish the need of extension of the duration of residence.)

(5) (New, SG No. 15/2004) Where a foreigner does not hold a long-stay visa (Type D Visa), the authorities of the Migration Directorate of the Ministry of Interior, after clearance with the Consular Relations Directorate of the Ministry of Foreign Affairs, may extend the duration of residence or may issue a permit of residence for reasons of humanitarian nature or for the purpose

of bringing together family members, transmitting a document certifying payment of the visa fee to the Consular Relations Directorate of the Ministry of Foreign Affairs

(6) (New, SG No. 15/2004) A long-term residence permit under Article 25a of the Foreigners in the Republic of Bulgaria Act shall be issued by the Director of the Migration Directorate of the Ministry of Interior upon presentation of a document by the competent ministry.

Article 13. Any foreigner wishing to obtain a long-term residence permit shall present a valid foreign-travel document to the territorial service for administrative control of foreigners and shall submit:

1. an application completed in a standard form as shown in Annex 3 hereto;
2. a document proving payment of a stamp duty under Article 10 (4) of Rate Schedule No. 4 of Fees Collected within the System of the Ministry of Interior under the Stamp Duty Act;
3. a photocopy of the pages of the foreign-travel document containing the photograph, the identification particulars, the entry visa, and the stamp recording the latest entry into this country;
4. proof that the applicant is provided with housing accommodation for the time of residence in this country.

Article 14. Any foreigner, who has been granted a work permit by the competent government authorities, shall enclose a certified copy of the said work permit in addition to the documents covered under Article 13 herein.

Article 15. (1) Any foreigner, who is registered and who carries on commercial business under the Commercial Code, shall submit the following in addition to the documents covered under Article 13 herein upon first application for a long-term residence permit:

1. a certified copy of the judgment of court on entry in the Commercial Register;
2. a certified copy of the tax registration document;
3. (Supplemented, SG No. 15/2004) a certified copy of the document on registration at the National Social Security Institute and a document certifying payment of social insurance contributions for ten Bulgarian citizens working under an employment relationship, should such document be required by law;
4. documents containing proof that the applicant possesses means to subsist during the time of residence in this country.

(2) Upon any subsequent application for a long-term residence permit of a foreigner on the same ground, the following documents shall be enclosed:

1. a court certificate on current status of the company case;
2. a certificate from the tax service exercising competence over the registered office of the person, showing declared financial results and taxes paid;
3. a certificate from the National Social Security Institute to the effect that the foreigner does not incur any outstanding liabilities to the said Institute;
4. documents containing proof that the applicant possesses means to subsist during the time of residence in this country.

Article 16. (1) Any foreigner, who engages in lawful activities other than under the procedure established by the Commercial Code, shall submit the following in addition to the documents covered under Article 13 herein upon first application for a long-term residence permit:

1. a document of registration under the relevant law;
2. a tax registration document, where so provided for by the law;
3. documents containing proof that the applicant possesses means to subsist during the time of residence in this country;

4. a registration document from the National Social Security Institute.

(2) Upon any subsequent application by a foreigner for a long-term residence permit on the same grounds, the following shall be submitted:

1. a certificate of current status of the registered activity;
2. a certificate from the tax service exercising competence over the registered office of the person, showing declared financial results and taxes paid;
3. a certificate from the National Social Security Institute to the effect that the applicant does not incur any overdue liabilities to the said Institute;
4. documents containing proof that the applicant possesses means to subsist during the time of residence in this country.

Article 17. (1) Any foreigner, who has been admitted to a full-time course of study at schools organized according to the procedure established by the law, shall submit the following in addition to the documents covered under Article 13 herein:

1. a document certifying that the person has been admitted to a full-time course of study and is attending the relevant school during the academic year;
2. documents containing proof that the applicant possesses means to subsist during the time of residence in this country.

(2) Submission of the documents referred to in Item 2 of Paragraph (1) shall not be required from any foreigner of ethnic Bulgarian nationality.

Article 18. In addition to the documents covered under Article 13 herein, upon application for a long-term residence permit, any foreigner residing in this country in the capacity of a specialist by virtue of an international treaty to which the Republic of Bulgaria is a party shall submit a document issued by a competent authority and proving that the applicant will reside in this country by virtue of an international treaty.

Article 18a. (New, SG No. 15/2004) (1) Upon application for a durable residence permit, any foreigner who is a parent of a foreigner who has been granted a durable residence permit in pursuance of Item 14 of Article 24 (1) of the Foreigners in the Republic of Bulgaria Act, shall submit a certificate of birth and a document certifying address of residence in addition to the documents covered under Article 13 herein.

(2) Upon application for a durable residence permit, any foreigner who is a de facto cohabitee of a foreigner who has been granted a durable residence permit in pursuance of Item 14 of Article 14 (1) of the Foreigners in the Republic of Bulgaria Act, shall submit a document certifying address of residence in addition to the documents covered under Article 13 herein and, where necessary, also a statement from the Ministry of Foreign Affairs certifying the de facto cohabitation.

Article 18b. (New, SG No. 15/2004) Any foreigner, who has obtained a permission for work on a freelance basis from the Ministry of Labour and Social Policy, shall submit a certified copy of the permission in addition to the documents covered under Article 13 herein.

Article 18c. (New, SG No. 15/2004) Any foreigner, who has obtained a permit for non-profit activities, shall submit a certified copy of a permission issued by the Ministry of Justice in addition to the documents covered under Article 13 herein.

Article 19. (Amended, SG No. 15/2004) Any foreigner qualified for the grant of a permanent residence permit on the grounds covered under Item 1 through 8 of Article 25 of the Foreigners in the Republic of Bulgaria Act, shall submit the following in addition to the documents covered under Article 13 herein, in accordance with the qualification as applicable:

1. documents proving qualification for the grant of a permanent residence permit;

2. a certificate of permanent residence allowed to the spouse, child or parents of the applicant, issued by the services for administrative control of foreigners;

3. documents containing proof that the applicant possesses means to subsist during the time of residence in this country;

4. a declaration of consent of the two parents, in the cases referred to in Item 3 of Article 25 of the Foreigners in the Republic of Bulgaria Act;

5. (New, SG No. 15/2004) a certificate of birth, in the cases referred to in Item 4 of Article 25 of the Foreigners in the Republic of Bulgaria Act;

6. (Renumbered from Item 5, SG No. 15/2004) a document certifying that the applicant has resided for at least five years without interruption, in the cases referred to in Item 5 of Article 25 of the Foreigners in the Republic of Bulgaria Act.

7. (New, SG No. 15/2004) a certificate of birth, a document issued by the Ministry of Justice to the effect that the person is not a Bulgarian citizen, a document issued by the municipal administration of the municipality within the territory whereof the person lived before losing the citizenship thereof, certifying entry in the population register;

8. (New, SG No. 15/2004) a copy of the pages of the foreign-travel document certifying entry and stay in the Republic of Bulgaria, should the person holds any such document; in case the person is unable to present such a document, a check shall be made in the information storage systems of the Ministry of Interior; the authorities of the Migration Directorate of the Ministry of Interior shall require documents on birth, on entry into civil marriage of the parent or another document certifying the stay of the foreigner in the Republic of Bulgaria, in the cases referred to in Item 8 of Article 25 of the Foreigners in the Republic of Bulgaria Act.

Article 19a. (New, SG No. 15/2004) In the cases referred to in Article 25a of the Foreigners in the Republic of Bulgaria Act, a document issued by the competent minister and certifying the merits in the relevant sphere shall be required, with the exception of the cases related to national security.

Article 20. Any foreigner, who serves as representative of a foreign person who or which has registered a representative office with the Bulgarian Chamber of Commerce and Industry, shall submit the following, in addition to the documents covered under Article 13 herein, for the grant of a long-term residence permit:

1. a certificate of effective registration of the representative office with the Bulgarian Chamber of Commerce and Industry, issued not earlier than one month prior to the presentation thereof;

2. a certified copy of a tax registration certificate;

3. documents containing proof that the applicant possesses means to subsist during the time of residence in this country.

Article 21. (Supplemented, SG No. 15/2004) Any foreigner, who is a financially self-supporting parent of a foreign permanent resident or of a Bulgarian citizen, shall submit the following, in addition to the documents covered under Article 13 herein, for the grant of a durable residence permit:

1. an official certificate of birth for the descendant;

2. (Supplemented, SG No. 15/2004) a certificate of residence permitted to the persons referred to in Item 1, issued by the services for administrative control of foreigners, or a document certifying Bulgarian citizenship;

3. documents containing proof that the applicant possesses means to subsist during the time of residence in this country.

Article 22. Any foreigner, who has been admitted for long-term treatment to a medical treatment facility and who possesses means to pay for the said treatment and to subsist, shall submit the following, in addition to the documents covered under Article 13 herein, for the grant of a long-term residence permit:

1. a certificate issued by the medical treatment facility according to the established procedure, stating a plan for treatment and recovery;
2. documents containing proof that the applicant possesses means to subsist during the time of residence in this country.

Article 23. Any foreigner, who is a foreign mass-media correspondent and who is accredited to the Republic of Bulgaria, shall submit a document of accreditation issued by the Ministry of Foreign Affairs in addition to the documents covered under Article 13 herein for the grant of a long-term residence permit.

Article 24. Any foreigner, who possesses a pension entitlement and means to subsist in this country, shall submit the following in addition to the documents covered under Article 13 herein for the grant of a long-term residence permit:

1. a document issued by the competent authorities of the relevant state, certifying that the applicant possesses a pension entitlement;
2. a document from a bank within the territory of the Republic of Bulgaria, certifying that the applicant holds an account whereto the relevant transfers of the pension shall be credited.

Article 25. Any foreigner, who has made a direct investment, shall submit a direct investment certificate from the Ministry of Finance in addition to the documents covered under Article 13 herein for the grant of a long-term residence permit.

Article 26. (Repealed, SG No. 15/2004).

Article 27. Any member of the family of a foreigner who has been granted a long-term residence permit in pursuance of Items 2, 4, 5, 6, 9 and 11 of Article 24 (1) of the Foreigners in the Republic of Bulgaria Act shall submit the following, in addition to the documents covered under Article 13 herein:

1. a document of civil status, certifying membership of the family;
2. a certificate of long-term residence allowed to the relevant relative in the Republic of Bulgaria, issued by the services for administrative control of foreigners;
3. documents containing proof that the applicant possesses means to subsist during the time of residence in this country.

Article 28. (1) (Amended, SG No. 15/2004) Applications for short-term and durable residence permits shall be accepted by the authorities of the Migration Directorate or by the Migration Regional Units with the Sofia Directorate of Internal Affairs and the regional directorates of internal affairs, upon presentation of a document proving payment of a stamp duty under Article 10 (4) of Rate Schedule No. 4 of Fees Collected within the System of the Ministry of Interior under the Stamp Duty Act.

(2) Any applications referred to in Paragraph (1) shall be considered and resolved within seven working days, and the resolution shall be communicated to the foreigner in writing.

(3) Upon the grant of a permit under Paragraph (1), a stamp duty shall be paid under Article 10 (2) of Rate Schedule No. 4 of Fees Collected within the System of the Ministry of Interior under the Stamp Duty Act. Non-payment of the said duty shall be grounds for termination of the procedure.

(4) Where stamp duty for extension of the duration of residence is waived according to an international treaty to which the Republic of Bulgaria is a party or according to an act of the Council of Ministers, the extension of the duration of residence shall apply as from the date of

expiration of the last Bulgarian residence permit granted to the foreigner. Should the application be submitted after the time limit referred to in Article 12 (1) herein, the extension shall apply as from the date of the permit as granted.

(5) Any foreigner who has been allowed residence shall be obligated to present the foreign-travel document thereof to the service for administrative control of foreigners for stamping to record the duration as extended.

Article 29. (1) Foreigners' documents for permanent residence permit in the Republic of Bulgaria shall be submitted to the services for administrative control of foreigners at the Sofia Directorate of Internal Affairs and the regional directorates of internal affairs not later than 60 days prior to the expiration of the duration of residence as allowed.

(2) Documents for permanent residence may furthermore be submitted care of the diplomatic or consular missions of the Republic of Bulgaria in the country where the foreigner is domiciled.

(3) (Amended, SG No. 15/2004) The services referred to in Paragraphs (1) and (2) shall transmit the foreigners' documents for consideration and resolution by the Director of the Migration Directorate.

Article 30. (1) Any foreigner wishing to obtain a permanent residence permit shall present a valid foreign-travel document and shall submit an application completed in a standard form as shown in Annex 4 or 5 hereto, enclosing therewith:

1. a detailed curriculum vitae;
2. a document proving payment of stamp duty under Article 12 (4) of Rate Schedule No. 4 of Fees Collected within the System of the Ministry of Interior under the Stamp Duty Act;
3. two photographs.

(2) The applications together with the documents referred to in Article 29 (1) herein shall be considered and resolved within 60 days, and the applications referred to in Paragraph (2) within 180 days after the date of submission, with the resolution being communicated to the foreigner in writing.

(3) Upon receipt of a communication of grant of a permanent residence permit, the foreigner shall present a document proving payment of a stamp duty under Article 12 (1) and (2) of Rate Schedule No. 4 of Fees Collected within the System of the Ministry of Interior under the Stamp Duty Act.

Article 31. (1) Any foreigner, who is of ethnic Bulgarian nationality, shall enclose a certificate of birth, a certificate of baptism or other documents, issued by the authorities of the country of citizenship thereof, proving the ethnic Bulgarian nationality of the applicant, in addition to the documents covered under Article 30 herein.

(2) Where presentation of the documents referred to in Paragraph (1) shall be impossible, there shall be enclosed a document issued by an organization of the Bulgarian community in a state whereof the citizenship is held by the foreigner, certified by the State Agency for Bulgarians Abroad or by the diplomatic mission of the Republic of Bulgaria in the relevant state, regarding the legitimacy of the organization of the Bulgarian community which has issued the document, or a judgment of court on proven ethnic Bulgarian nationality.

(3) The State Agency for Bulgarians Abroad may issue a document on ethnic Bulgarian nationality at the request of the relevant person should the procedure under Paragraphs (1) and (2) prove difficult to follow.

Article 32. Any foreigner, who has entered into a marriage with a Bulgarian citizen or with a foreign permanent resident in the Republic of Bulgaria, shall submit the following, in addition to the documents covered under Article 30 herein:

1. an official document certifying entry into civil marriage;
2. documents containing proof that the applicant possesses means to subsist during the time of residence in this country;
3. a certificate of permanent residence allowed to the spouse, issued by the services for administrative control of foreigners.

Article 33. (1) In addition to the documents referred to in Article 30, the following shall be submitted on behalf of any foreigner who has not attained the age of 14 years or who has attained the age of 14 years but has not attained the age of 18 years, who is a descendant of a Bulgarian citizen or of a foreign permanent resident in this country, and who has not entered into a marriage:

1. an official certificate of birth;
2. documents containing proof of the citizenship held by the applicant and by the parents thereof;
3. a certificate of permanent residence allowed to one of the two foreigner parents, issued by the services for administrative control of foreigners.

(2) The documents covered under Paragraph (1) shall be submitted in the presence of both parents. Should one of the parents be absent, a notarized declaration of the consent thereof shall be enclosed. Should both parents be absent, the documents shall be submitted by a person thereby authorized upon presentation of a notarized limited power of attorney.

Article 34. Any foreigner, who is a parent of a Bulgarian citizen, shall submit the following in addition to the documents covered under Article 30 herein:

1. a certificate of birth of the Bulgarian citizen descendant;
2. a document certifying the Bulgarian citizenship held by the descendant;
3. documents containing proof that the applicant possesses means to subsist during the time of residence in this country.

Article 35. (1) Any foreigner, who has legally resided within the territory of this country during the last five years without interruption, shall submit the following in addition to the documents covered under Article 30 herein:

1. a certificate, issued by the services for administrative control of foreigners, showing the grounds for grant of residence permit and extension of the residence during the last five years and the interruptions, if any;
2. documents containing proof that the applicant possesses means to subsist during the time of residence in this country.

(2) The competent authority, who has allowed the foreigner's residence, may furthermore require other documents depending on the ground whereon the foreigner resided in the country during the last five years.

Article 36. Any foreigner, who has invested not less than 250,000 United States dollars in the Republic of Bulgaria, shall enclose a direct investment certificate from the Ministry of Finance in addition to the documents covered under Article 30 herein.

Article 37. (1) Upon submission of an application for extension of the duration of residence or for a permanent residence permit, any foreigner, who during the residence thereof in the Republic of Bulgaria has lost the citizenship held thereby upon entry in this country, shall enclose with the required documents an official document certifying the said loss, issued by the competent authorities of the state whereof the citizenship has been lost.

(2) Any person referred to in Paragraph (1), who does not hold another citizenship as well, shall be issued Bulgarian identity documents certifying this fact.

Article 37a. (New, SG No. 15/2004) In the cases of denial of extension of the duration of residence in Bulgaria to a foreigner, the authorities of the Migration Directorate of the Ministry of Interior shall issue an individual administrative act.

Article 38. Any administrative act denying extension of the duration of residence in this country to a foreigner shall specify a time limit whereby the said foreigner shall be obligated to leave the country.

Article 38a. (New, SG No. 15/2004) Should there be reasons to believe or suspect that marriage has been entered into for the purpose of circumventing the standards of the Foreigners in the Republic of Bulgaria Act, the authorities of the Migration Directorate of the Ministry of Interior shall conduct interviews with the spouses, shall require declarations therefrom, shall make checks at the permanent or current address or at the place of work thereof, and shall collect information from neighbours, relatives and from the municipal administration authorities. The documents collected as a result of the check shall be attached to the administrative case file.

Article 38b. (New, SG No. 15/2004, repealed, SG No. 87/2004).

Article 39. (1) Any foreigner, who has been allowed long-term residence, shall be issued identity documents under the terms and according to the procedure established by the Bulgarian Identity Documents Act.

(2) Upon the issuance of a Bulgarian identity document, the services for administrative control of foreigners shall record the long-term residence allowed to the foreigner by stamping the said foreigner's national foreign-travel documents or affixing a sticker therein.

(3) (New, SG No. 15/2004) In the cases referred to in Article 28a of the Foreigners in the Republic of Bulgaria Act, the foreigner shall submit an application for the grant of a residence permit care of the representative thereof to the authorities of the Migration Directorate of the Ministry of Interior at the site of placement. A document issued by the State Agency for Child Protection, certifying the placement of the foreigner until attainment of majority at the specialized establishments with the Ministry of Health, the Ministry of Education and Science and the Ministry of Labour and Social Policy, shall be enclosed with any such application.

Article 40. In the event of a loss, theft or destruction of a foreign-travel document, the foreigner must immediately report to the nearest service for administrative control of foreigners or to the precinct police department and give them a written notification.

Section IV

Foreigners Leaving the Republic of Bulgaria

Article 41. Any foreigner may leave the Republic of Bulgaria through a border-crossing checkpoint provided they hold a valid foreign-travel document whereon they have entered this country or an another substitute document within the duration of the residence allowed thereto, save in the cases of a ban imposed under Article 43 of the Foreigners in the Republic of Bulgaria Act.

Article 42. (1) Any foreigner, whereof the foreign-travel document has been lost, destroyed or expired, may leave this country after the issuance of a valid foreign-travel document or of a return document by the diplomatic or consular mission of a state whereof the citizenship is held by the said foreigner.

(2) The documents required from a stateless person for leaving the Republic of Bulgaria in the cases referred to in Paragraph (1) shall be issued by the diplomatic or consular mission of the country of permanent residence thereof.

Article 43. The Consular Relations Directorate of the Ministry of Foreign Affairs shall issue a return document to any foreigner holding the citizenship of a state which does not have a

diplomatic or consular mission in the Republic of Bulgaria or where the said mission refuses to issue the relevant document.

Article 44. (Supplemented, SG No. 15/2004) Upon leaving the Republic of Bulgaria, the border control authorities shall stamp the foreigner's foreign-travel document to record the border-crossing checkpoint and the date of exit, save as otherwise provided for in an act of the Council of Ministers or in an international treaty to which the Republic of Bulgaria is a party.

Article 45. Any foreigner who has been allowed long-term residence may leave this country and may return thereto without possessing a visa, solely on the strength of a stamp or sticker affixed to the foreign-travel document by the services for administrative control of foreigners, showing the duration of residence.

Section V

Coercive Administrative Measures

Article 46. (Amended, SG No. 15/2004) (1) Any foreigner, whereof the right of residence in the Republic of Bulgaria has been revoked or denied or in respect of whom a procedure for denial of special protection under the Asylum and Refugees Act has been terminated, shall have the time limit for leaving the Republic of Bulgaria stamped in the foreign-travel document by the authorities of the Migration Directorate of the Ministry of Interior.

(2) Any foreigner, in respect of whom an order on coercive administrative measures has been issued under Article 41 or 42 of the Foreigners in the Republic of Bulgaria Act, shall have the coercive administrative measure as imposed stamped in the foreign-travel document by the authorities of the Migration Directorate of the Ministry of Interior.

Article 47. Any foreigner, whereof the right of residence has been revoked in pursuance of Item 2 of Article 40 (1) in reference to Item 8 of Article 10 (1) of the Foreigners in the Republic of Bulgaria Act, and who has failed to leave the country within the time limit as set in the order, shall be forcibly escorted to the border according to the order referred to in Article 41 of the Foreigners in the Republic of Bulgaria Act. Until deportation from Bulgaria, any such foreigner shall be accommodated in a specialized medical treatment facility providing hospital care.

Article 48. Any foreigner whereon a coercive administrative measure has been imposed under Articles 41 and 42 of the Foreigners in the Republic of Bulgaria Act, upon deportation from the Republic of Bulgaria by air, shall be escorted by officials designated by the services for administrative control of foreigners to a country whereof the citizenship is held by the said foreigner or to a country named thereby and which the said foreigner is qualified to enter.

Article 49. (1) (Amended, SG No. 15/2004) Any foreigner may be forcibly accommodated in a special facility until deportation from Bulgaria in the cases referred to in Article 44 (6) of the Foreigners in the Republic of Bulgaria Act, and this shall be expressly specified in the order of forcible escort to the border or in the expulsion order.

(2) The terms and procedure for forcible accommodation and for release of foreigners from the special facility until execution of the orders referred to in Articles 41 and 42 of the Foreigners in the Republic of Bulgaria Act shall be established by the Minister of Interior.

Article 50. (1) Where immediate execution of the orders referred to in Articles 41 and 42 of the Foreigners in the Republic of Bulgaria Act shall be impossible, the Minister of Interior or officials thereby authorized shall order the foreigner to report daily to the police service exercising jurisdiction over the place of residence thereof.

(2) Any order referred to in Paragraph (1) shall indicate the existing obstacles to immediate execution of the orders referred to in Articles 41 and 42 of the Foreigners in the Republic of Bulgaria Act, the population centre, the foreigner's address of residence, and the time

at which the said foreigner must report to the front desk office of the territorial police service of the Ministry of Interior.

(3) A copy of the order referred to in Paragraph (1) shall be transmitted to the competent territorial police service for execution.

(4) The reporting of the foreigner to the competent police service shall be recorded in a special register at the front desk office, and any such record shall be signed by the foreigner.

(5) Execution of the measure shall be discontinued upon elimination of the obstacles to the deportation of the foreigner from Bulgaria.

Article 51. (1) In the cases where the foreigner or the organization which has arranged the entry thereof do not possess means to pay for the deportation of the foreigner from Bulgaria, the expenses shall be met according to the procedure established by the Ordinance Establishing Terms and a Procedure for the Issuing of Visas by the Diplomatic and Consular Missions of the Republic of Bulgaria, adopted by Council of Ministers Decree No. 35 (State Gazette No. 50 of 1999).

(2) Any expenses incurred on the forcible escort or expulsion of foreigners in respect whereof no cash guarantees have been deposited according to the procedure established by Article 5 (2) and Article 7 (2) of the Ordinance referred to in Paragraph (1), shall be recovered from the foreigners or from the persons or organizations which have arranged the entry thereof into this country.

Article 52. (New, SG No. 15/2004) (1) Should a foreigner whereon a coercive administrative measure has been imposed under Articles 41 and 42 of the Foreigners in the Republic of Bulgaria Act does not hold a foreign-travel document, the authorities of the Migration Directorate of the Ministry of Interior shall supply the said foreigner with such a document through the relevant diplomatic mission or consular post of the State whose citizenship the foreigner holds or, should this be impossible, through the Consular Relations Directorate of the Ministry of Foreign Affairs.

(2) The authorities of the Migration Directorate of the Ministry of Interior shall arrange tickets for travel upon deportation of a foreigner in respect of whom an order has been issued under Article 41 or 42 of the Foreigners in the Republic of Bulgaria Act.

(3) Upon execution of the coercive administrative measures under Article 41 or 42 of the Foreigners in the Republic of Bulgaria Act in respect of any foreigner who poses a serious threat to public order, security, the life and health of other persons, the said foreigner shall be escorted by officers of the Migration Directorate of the Ministry of Interior.

(4) Upon the escort and delivery of any foreigner subject to forcible taking to the border and expulsion from Bulgaria, the security and physical protection measures shall be observed and auxiliary items shall be used according to the procedure established by Article 78 of the Ministry of Interior Act.

Article 53. (New, SG No. 15/2004) (1) Upon forcible taking to the border or expulsion of a foreigner, the officers of the Migration Directorate of the Ministry of Interior shall deliver the foreign-travel document of the foreigner, the tickets for travel, a copy of the order on the coercive administrative measure as imposed and a memorandum of delivery and acceptance in duplicate to the chief of shift of the border passport control at the border-crossing checkpoint. The said memorandum shall be signed by the delivering and accepting officer, who shall keep one copy of the said memorandum each.

(2) In the cases under Paragraph (1), the particulars of the foreigner shall be recorded in the relevant information storage systems of the Ministry of Interior.

SUPPLEMENTARY PROVISION

§ 1. Within the meaning given by these Regulations:

1. "Documents containing proof that the applicant possesses means to subsist during the time of residence in this country" shall be any official documents certifying the availability of financial resources, securities, movable and immovable property within the territory of the Republic of Bulgaria.

2. "Proof of provided housing accommodation" shall be any documents showing ownership of property or landlord-tenant relationship.

3. (Amended, SG No. 15/2004) "Residence without interruption" shall be the case where a foreigner resides legally: on a visa, by virtue of international treaties or in pursuance of an act of the Council of Ministers on visa-free entry clearance or relaxed visa requirements, and after authorization by the authorities of the Migration Directorate of the Ministry of Interior, provided the said authorizations have been granted successively, without intervening interruptions. A time period of up to seven days, during which reasons brooking no delay made it impossible for the foreigner to submit documents for the grant of a long-term residence permit, and during which the said foreigner did not leave the territory of the Republic of Bulgaria, shall not be treated as interruption.

4. "Special facilities" shall be specialized facilities with the Ministry of Interior for temporary accommodation of foreigners whereon coercive administrative measures have been imposed under Articles 41 and 42 of the Foreigners in the Republic of Bulgaria Act.

TRANSITIONAL AND FINAL PROVISIONS

§ 2. All documents in a foreign language, which are presented by foreigners for ascertainment of facts and circumstances regarding the legal status of the said foreigners, must be translated and legalized according to a procedure established by an act of the Council of Ministers.

§ 3. Stamp duties under Rate Schedule No. 4 of Fees Collected within the System of the Ministry of Interior under the Stamp Duty Act shall be paid for the issuance of Bulgarian identity documents, of residence permits and other documents to foreigners in connection with the residence thereof in this country.

§ 4. These Regulations are adopted in pursuance of Clause 5 of the Transitional and Concluding Provisions of the Foreigners in the Republic of Bulgaria Act.

§ 5. Implementation of these Regulations shall be entrusted to the Minister of Interior, the Minister of Foreign Affairs, and the Minister of Labour and Social Policy.

Annex 1 to Article

6

MINISTRY OF INTERIOR
BORDER POLICE NATIONAL SERVICE
STATEMENT

This day of (month), (year), at hrs, at the
border-crossing checkpoint, the undersigned
..... (rank, position, forename,
patronymic and surname)

drew up this written statement of denial of entry into the Republic of Bulgaria in pursuance of Article 10 of the Foreigners in the Republic of Bulgaria Act to the person:

.....
.....,

(first name, middle name and surname, cyrilized and romanized as in passport)

born on:(date) in:

(specify country) in the town/village of....., citizen of....., holder of passport No.....,Series....., issued on (date)

by (specify issuing authority),

who arrived on the territory of the border-crossing checkpoint, holder of visa No....., issued by..... (specify vehicle by which person arrived)

REASONS FOR DENIAL:

.....
.....
.....
.....
.....
.....

(to be completed by the official at the border-crossing checkpoint, mandatorily citing the grounds for the denial under the Foreigners in the Republic of Bulgaria Act and the Regulations for Application of the Foreigners in the Republic of Bulgaria Act, adding a brief description and specifics for the particular case)

Date: Official:

(signed)

(L.S.)

Annex 2 to Article 8 (1)

MINISTRY OF INTERIOR
BORDER POLICE NATIONAL SERVICE
INFORMATION CARD

NAMES
(by passport)

Citizenship	Passport	Sex (M/F)
Date of birth	Purpose of visit	Hour
Address in Bulgaria		
TRAVEL BY: National reg. (flag of ship)		
Make (of car)		
No. (of car, flight, train)/Name of ship		
Purpose of residence in the Republic of Bulgaria:		
Foreigner: (signed)		
Official: (signed)		
(L.S.)		

Annex

3

to Item 1 of Article 12 (3) and to Item 1 of Article 13

THE DIRECTOR OF THE REGIONAL DIRECTORATE OF INTERNAL AFFAIRS
 (THE SOFIA DIRECTORATE OF INTERNAL AFFAIRS)
 (THE CHIEF OF THE POLICE REGIONAL UNIT)
 WITH THE REGIONAL DIRECTORATE OF INTERNATIONAL AFFAIRS
 (THE SOFIA DIRECTORATE OF INTERNAL AFFAIRS)
 OR THE CHIEFS OF IDENTITY DOCUMENTS AND PASSPORT REGULATIONS
 APPLICATION

for extension of the duration of residence of a foreigner
 in the Republic of Bulgaria
 by:
 (applicant's names romanized as in passport)

 (names cyrilized)
 born on: (date) in: (town/village), (country),
 citizen of:, ethnic nationality:,
 holder of passport Series No.:, issued by:, validity expires:
 (date), address abroad: (town/village), (country),
 address in Republic of Bulgaria: (town/village), (region),
 (street, block, entrance, floor, apartment,
 telephone number)

Foreigner's Personal Number (FPN):.....

I entered the Republic of Bulgaria on: (date) through:

..... (border-crossing checkpoint) on an entry visa valid for:

.... days for the purpose of:

Please extend the duration of my residence in the Republic of Bulgaria until

..... (date) for the following reasons:

.

.

. (state grounds in law and in fact).

Enclosures:

.....

Date:..... Applicant: (signed)

Town: Official who accepted application: (signed)

Duration extended on: (date) until: (date)

Stamp duty collected: leva

Official: (signed)

Annex 4 to Article 30

THE DIRECTOR OF THE NATIONAL POLICE SERVICE DIRECTORATE, MINISTRY OF INTERIOR
(THE CHIEF OF THE IDENTITY DOCUMENTS AND PASSPORT REGULATIONS DIVISION, NATIONAL
POLICE SERVICE DIRECTORATE)

Photo (3.5 by 4.5 cm)

APPLICATION

for a foreigner's permanent residence permit in the Republic of Bulgaria

by:

(applicant's names romanized as in passport)

.....

(names cyrilized)

born on: (date) in: (town/village), (country),

citizen of:, ethnic nationality:,

holder of passport Series No.:, issued by:, validity expires:

.... (date), address abroad: (town/village), (country),

address in Republic of Bulgaria: (town/village), (region),

..... (street, block, entrance, floor, apartment,

telephone number)

Foreigner's Personal Number (FPN):.....

I entered the Republic of Bulgaria on: (date) through:

..... (border-crossing checkpoint) on an entry visa valid for:
.... days for the purpose of:
I request to be allowed permanent residence in the Republic of Bulgaria for the
following reasons:
(state grounds in law and in fact).
Enclosures:
.....
Date: Applicant: (signed)
Town: Official who accepted application: (signed)

Annex 5 to Article 30

THE DIRECTOR OF THE NATIONAL POLICE SERVICE DIRECTORATE, MINISTRY OF
INTERIOR
(THE CHIEF OF THE IDENTITY DOCUMENTS AND PASSPORT REGULATIONS DIVISION,
NATIONAL POLICE SERVICE DIRECTORATE)
CARE OF THE EMBASSY OF THE REPUBLIC OF BULGARIA IN
Photo (3.5 by 4.5 cm)
APPLICATION
for a foreigner's permanent residence permit in the Republic of Bulgaria
by:
(applicant's names romanized as in passport)
.....
(names cyrilized)
born on: (date) in: (town/village), (country),
citizen of:, ethnic nationality:,
holder of passport Series No.:, issued by:, validity
expires: (date), address abroad: (town/village),
..... (country), address in Republic of Bulgaria:
(town/village), (region), (street,
block, entrance, floor, apartment, telephone number)
Foreigner's Personal Number (FPN):
I entered the Republic of Bulgaria on: (date) through:
..... (border-crossing checkpoint) on an entry visa valid for:
..... days for the purpose of:
I request to be allowed permanent residence in the Republic of Bulgaria
for the following reasons:
(state grounds in law and in fact)

Enclosures:

Date: Applicant: (signed)

Town: Official who accepted application: (signed)

Annex 6 to Article 11 (2)
(New, SG No. 15/2004, effective 26.02.2004)

АДРЕСНА КАРТА НА ЧУЖДЕНЕЦ REGISTRATION CARD OF FOREIGNER Гражданство Nationality:	ЛНЧ: Personal number ЕГН: Citizen number	Пол М Ж	Sex M F
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имена по реда на изписване в документа за самоличност – на латиница
 Names – in the order they are written in the identity document (with latin letters)

имена на кирилица – попълва се служебно Names with Cyrillic: letters – written by the official

Роден(а)

Date and place of birth: _____

дд/мм/гггг

dd/mm/yyyy

държава country

Документ

за самоличност

Identity document:

Издаден на

Date of issue:

Валиден до

серия, номер, държава/series, number, country

Date of expiry

Цел на пребиваване

Purpose of stay:

Адрес: Област:

Address: Region:

Община

Municipality:

Гр./село

Town/Village:

Жк.

Housing estate:

Бул./ул.

Bld./Street:

№

Блок

Block of flats:

№

Вх.

Entrance:

Ет.

Floor:

Ап.

Flat:

Подпис на чужденеца

Foreigner's signature:

Домакин

(имена):

Служебна информация

Official information

ATTENTION!

In accordance with the legislation of the Republic of Bulgaria, after your arriving in the country you are obliged to declare in 48 hours your address of stay and every change of the address. It must be done at the local service for administrative control of foreigners.

The address registration can be done by a juridical or physical person, who gave you accommodation.

Please keep the registration card until leaving the Republic of Bulgaria.