

Enclosure No. 2
to the Decree by the President
of the Republic of Uzbekistan
dated February 26, 1999 No. UP-2240

REGULATIONS

On residence permit in the Republic of Uzbekistan intended
for a foreign citizen, residence permit in the Republic of
Uzbekistan and a certificate intended for a stateless person

I. General provisions

1. The present Regulations is applicable to:

- foreign citizens including those of the CIS member states;
- stateless persons, including those arrived to the Republic of Uzbekistan after putting into force of Law of the Republic of Uzbekistan "On citizenship of the Republic of Uzbekistan", who have no proof to be citizens of any state.

2. Residence permit in the Republic of Uzbekistan intended for a foreign citizen and residence permit in the Republic of Uzbekistan intended for a stateless person - are documents certifying their right for permanent residence in the Republic of Uzbekistan, and for persons arrived to the Republic of Uzbekistan after putting into force of Law of the Republic of Uzbekistan "On citizenship of the Republic of Uzbekistan" and having no proof to be citizens of any state, such documents also prove their identity and define a stateless person's legal status. The aforesaid documents are valid within the territory of the Republic of Uzbekistan.

A certificate of a stateless person is considered to be a document proving his holder's identity abroad.

3. Residence permits in the Republic of Uzbekistan are issued to the following persons:

- to foreign citizens or stateless persons residing permanently in the Republic of Uzbekistan - upon they reach 16 years of age;
- to persons who obtained, in accordance with the procedure established by the present Regulations, permit for permanent residence in the Republic of Uzbekistan, including those who returned to the Republic of Uzbekistan whose citizenship of the Republic of Uzbekistan has been terminated under Law;
- to persons residing permanently in the Republic of Uzbekistan but not acquired citizenship status of the Republic of Uzbekistan or whose citizenship has been terminated under Law of the Republic of Uzbekistan.

4. Residence permits intended for a foreign citizen and a stateless person, a certificate intended for a stateless person are issued by the Republic's interior authorities in whose jurisdiction a foreign citizen and a stateless person's place of residence is located.

5. A certificate intended for a stateless person is issued to a stateless person who has permanent residence in the Republic of Uzbekistan and departs abroad.

II. Entries made in residence permit in the Republic of Uzbekistan intended for a foreign citizen, and residence permit in the Republic of Uzbekistan and a certificate intended for a stateless person; terms of their validity

6. Residence permits intended for a foreign citizen and a stateless person, a certificate intended for a stateless person are made according to forms approved by the Cabinet of Ministers of the Republic of Uzbekistan on special blanks with protection means and arms of the Republic of Uzbekistan.

Residence permits have 16 pages, a certificate of a stateless person - 10 pages.

7. Residence permits intended for a foreign citizen and a stateless person as well as a certificate intended for stateless person are filled in by the Republic's interior authorities in Uzbek, Russian and English languages. The following data is introduced into such documents:

a) residence permits intended for a foreign citizen and a stateless person include the following data:

- the name, surname and patronymic;
- the date, month, year of birth;
- the place of birth;
- nationality;
- citizenship on the date of arriving to the Republic of Uzbekistan;
- marital status;
- the date of arriving to the Republic of Uzbekistan;
- the purpose of arriving;
- who and when issued residence permit;
- on the ground of what documents residence permit has been issued;
- the period of validity and extension of validity of residence permit;
- under-aged children;
- home registration;
- special marks (rhesus blood factor, etc.);
- written rules enclosed.

b) a certificate intended for a stateless person includes the following data:

- the name, surname;
- nationality;
- who and when issued a certificate for a stateless person;
- under-age children;
- visas;
- the period of validity of a certificate intended for a stateless person.

Entries regarding blood group and rhesus blood factor of residence permit's holder are made by health establishment as agreed with a person.

Making of entries into residence permits intended for a foreign citizen and a stateless person not provided by the present Regulation is banned.

Black-and-white or colour photos, size 35 x 45 mm, signatures of a holder and a responsible person issued a document, should be in residence permits intended for a foreign citizen and a stateless person and in a certificate intended for a stateless person.

III. The procedure for obtaining permit for permanent residence in the Republic of Uzbekistan both by foreign citizens and stateless persons

9. To obtain permit for permanent residence in the Republic of

Uzbekistan, foreign citizens and stateless persons apply to regional (city) interior authority in whose jurisdiction their place of temporary stay is located; the following documents should be submitted:

- applications-questionnaire in two copies according to form established by the Ministry of Internal Affairs of the Republic of Uzbekistan;

- notarized applications of relatives (acquaintances) in whose house (flat) an applicant is going to stay, documents regarding their attitude to an applicant's request as well as documents certifying the relatives' (acquaintances) rights for possession of dwelling and a number of persons residing there.

- notarized copy of documents on marriage and birth of a child;

- the receipt on payment of government duty charged for consideration and drawing up of documents in the amount established by the Cabinet of Ministers of the Republic of Uzbekistan;

- two photos, size 35 x 45 mm.

10. After receipt of documents, the applicants are notified against receipt that if their request is not met, they have to leave the Republic of Uzbekistan within the period established by the interior authorities.

Documents are forwarded to the Ministry of Internal Affairs of the Republic of Karakalpakstan, the interior departments of regions and the State Department of Internal Affairs of the city of Tashkent where presented documents, personalities of an applicant and persons inviting an applicant are checked, as well as the opinion on this matter of bodies of national security is inquired. At the same time, copies of documents are forwarded to the Council of Ministers of the Republic of Karakalpakstan, khokimiyats of provinces and the city of Tashkent for the Special Commission to make a conclusion upon an applicant's request, taking into account availability of his employment and residence opportunities in region.

11. Upon completion of a check, and, in the event of positive conclusion of the Special Commission operated at the Council of Ministers of the Republic of Karakalpakstan, khokimiyat of the province, the city of Tashkent as well as bodies of national security, the Ministry of Internal Affairs of the Republic of Karakalpakstan, the interior departments of provinces and the State Department of Internal Affairs of the city of Tashkent forward drawn up matter to the Ministry of Internal Affairs of the Republic of Uzbekistan for it to take the final decision regarding issue to an applicant of permit to reside permanently in the Republic of Uzbekistan.

When solving this matter, the Ministry of Internal Affairs of the Republic of Uzbekistan enquires the conclusion of the Ministry of Foreign Affairs of the Republic of Uzbekistan, if required.

12. The period for consideration of documents by each competent authority regarding issue of permit of permanent residence in the Republic of Uzbekistan should not exceed one month.

13. The positive decision taken by the Ministry of Internal Affairs of the Republic of Uzbekistan is the ground to issue residence permit to a foreign citizen and a stateless person in accordance with the procedure established by the present Regulations.

14. The decision on refusal of permit of permanent residence in the Republic of Uzbekistan can be taken by the Ministry of Internal Affairs of the Republic of Karakalpakstan, interior department of the region, the State Department of Internal Affairs of the city of Tashkent or by the Ministry of Internal Affairs of the Republic of Uzbekistan. In such cases a foreign citizen or a stateless person

should leave the Republic of Uzbekistan within the established period, and in the event of their refusal, they are liable to eviction from the country.

IV. The procedure for issue, change and extension of terms of validity of residence permits intended for a foreign citizen and a stateless person and a certificate intended for a stateless person

15. To obtain residence permits for a foreign citizen and a stateless person, the persons specified in points 2 and 4 of paragraph 3 of the present Regulations, should submit to the interior authorities, which has jurisdiction over their permanent place of stay, the following documents:

- an application according to form established by the Ministry of Internal Affairs of the Republic of Uzbekistan;
- birth certificate (if residence permit is obtained for the first time);
- valid passport of a foreign state;
- a document issued by the competent authorities certifying termination of an applicant's citizenship;
- five colour or black-and-white photos, size 35 x 45;
- reference from place of residence with specification of members of a family;
- marriage certificate;

16. The regional (city) interior authority independently considers documents submitted by persons specified in points 2 and 4 of paragraph 3 of the present Regulations and, as agreed with the superior interior authority, it takes the decision on issue of residence permit to a foreign citizen or a stateless person. In such cases the procedure for consideration of documents, stated in section III of the present Regulations, is not required.

The period for consideration of aforesaid documents should not exceed 15 days.

17. Residence permit intended for foreign citizens is issued for 5 years, but not more than for the period of validity of a passport issued by a foreign state; upon reach of 60 years of age - it is issued for the whole period of validity of a passport issued by a foreign state.

Residence permit intended for stateless persons is issued for five years, and upon reach of 60 years of age - without time-limit.

18. Extension of the period of validity of residence permit for terms established in paragraph 17 is executed up to 5 times, after it is to be exchanged.

19. Residence permit is to be exchanged in the following cases:

- change of a name, surname, patronymic;
- change of nationality, year of birth;
- revelation of inaccuracy in entries;
- lack of sheets designed for special marks;
- expiration of the period of validity;
- uselessness for use.

20. To exchange and extend the period of validity of residence permit, foreign citizens and stateless persons should apply to the interior authorities which have jurisdiction over their place of stay, not later than 10 days before expiration of periods of validity of residence permits with the following documents to be presented:.

- an application of established form;

- residence permit;
- valid passport issued by a foreign state;
- five colour or black-and-white photos size 35 x 45.

If residence permit is exchanged in connection with change of surname, name, patronymic, nationality, year of birth, or revelation of inaccuracies in entries, the documents confirming such circumstances, should be submitted.

21. To obtain or change residence permit, a foreign citizen or a stateless person should present documents and photos not later than one month after they reached the relevant age or changed the name, surname, patronymic, nationality, year of birth, or inaccuracies in entries and uselessness of residence permits for the use have been revealed.

22. The information on under-age children as well as marks of home registration, marriage registration or dissolution should be included into residence permit by the interior authorities in the course of exchange or instead of lost one.

23. A person lost residence permit, should apply to the interior authority which has jurisdiction over his place of stay, requesting to issue a new residence permit, with receipt confirming payment of government duty enclosed. In this case he is issued a new residence permit in keeping with the procedure established by the legislation.

24. To obtain a certificate intended for a stateless person, stateless persons should present to the interior authorities, which has jurisdiction over their place of stay, the following documents:

- an application according to form established by the Ministry of Internal Affairs of the Republic of Uzbekistan;
- residence permit intended for a stateless person;
- 5 colour or black-and-white photos, size 35 x 45.

25. A certificate of a stateless person is issued for two years. Extension of a period of validity of a certificate intended for a stateless person for terms, established in the present paragraph, is executed up to 5 times, after it is to be exchanged.

26. A certificate intended for a stateless person is to be exchanged in the following cases:

- change of the name, surname, patronymic;
- change of nationality, year of birth;
- revelation of inaccuracy in entries;
- lack of sheets designed for entries regarding visas;
- expiration of the period of validity of a certificate intended for a stateless person;
- uselessness for use.

27. To exchange and extend the period of validity of a certificate intended for a stateless person, stateless persons should apply to the interior authorities, which have jurisdiction over their place of stay, with the following documents to be presented:

- an application of established form;
- a certificate of a stateless person;
- five colour or black-and-white photos size 35 x 45.

If a certificate of a stateless person is exchanged in connection with change of surname, name, patronymic, nationality, year of birth, or revelation of inaccuracies in entries, the documents confirming such circumstances, should be submitted.

If the period of validity of a certificate intended for a stateless person is expired during his stay abroad, he has the right to

apply to the diplomatic representation or consulate of the Republic of Uzbekistan that can, after discussion with the Ministry of Internal Affairs of the Republic of Uzbekistan, extend the period of validity of a certificate intended for a stateless person for required period but not more than for two years.

28. The corresponding mark permitted departure abroad for the period of two years, should be put by the interior authority in the certificate intended for a stateless person and issued in the course of exchange or instead of lost one.

29. If a stateless person has lost the certificate intended for a stateless person, he should immediately apply to the interior authority located in the place of lost, to diplomatic representation or consulate of the Republic of Uzbekistan. In this case the interior authority issues a new certificate intended for a stateless person in keeping with the established procedure, and diplomatic representation or consulate of the Republic of Uzbekistan issues a reference according to form established by the Ministry of Internal Affairs of the Republic of Uzbekistan.

30. Residence permits intended for a foreign citizen and a stateless person as well as a certificate intended for a stateless person lose their validity in the following cases:

- foreign citizen's departure abroad for permanent residence;
- a stateless person's departure abroad - either because of failure to extend the period of validity of a certificate intended for a stateless person without sufficient ground, or refusal to extend the period of validity of a certificate intended for a stateless person;
- acquisition of citizenship status of the Republic of Uzbekistan by a foreign citizen or loss of citizenship status of his country;
- acquisition of citizenship status of the Republic of Uzbekistan or a foreign state by a stateless person;
- the presentation of information known to be false or forged documents for the purpose to obtain residence permit or a certificate of a stateless person.

31. In the event of death of a foreign citizen or a stateless person, residence permit and a certificate intended for a stateless person should be handed over to the registry office, and abroad - to the diplomatic representation or consulate of the Republic of Uzbekistan, that are forwarded after his death's registration to the interior authorities which have jurisdiction over the place of home registration.

32. Residence permit or a certificate of a stateless person are withdrawn by the agency of inquiry, preliminary investigation or court from a person, condemned under guard as well as from that condemned to be deprived of freedom or to be arrested, and are forwarded to the interior authorities which have jurisdiction over his place of residence. When release from under guard or after serving punishment, residence permit or a certificate of a stateless person are returned to its holder.

33. Government duty in the amount established by the Cabinet of Ministers of the Republic of Uzbekistan is levied for issue or extension of the period of validity of residence permit and a certificate intended for a stateless person.

Persons being fully secured by the government, are exempt from government duty charged for issue and extension of the period of validity of resident permit and a certificate intended for a stateless person.

34. Samples of official and visa stamps, seals, forms required

to implement the following Regulations are established by the Ministry of Internal Affairs of the Republic of Uzbekistan.

35. Residence permit and a certificate intended for a stateless person, that have been found, should be returned to the interior authorities.

36. Withdrawal of residence permit and a certificate of a stateless person from a foreign citizen and a stateless person as well as taking in pledge and handing over to the other person is banned except for cases stipulated in the legislation of the Republic of Uzbekistan.

37. A foreign citizen and a stateless person should keep residence permit and a certificate intended for a stateless person, carefully.

38. Foreign citizens and stateless persons are responsible for violations of the present Regulations under Law of the Republic of Uzbekistan.

39. The interior authorities and local bodies should supervise the implementation of the present Regulations.