

## Belarus: Decree No. 229 of 1994 On Applications for Granting the Asylum to Foreign Citizens and to Stateless Persons

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Comments This is an unofficial translation. The Regulation was approved by Decree No. 229 of the President of the Republic of Belarus dated 29 November 1994.

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### 1.

Applications for granting the asylum to foreign citizens and to stateless persons are considered in accordance with the Constitution of the Republic of Belarus, the Law of the Republic of Belarus "On the Legal Status of Foreign Citizens and Stateless Persons", international agreements of the Republic of Belarus, other legislative acts of the Republic of Belarus and with present Regulations.

### 2.

The asylum can be granted to foreign citizens and stateless persons, who are staying on the territory of the Republic of Belarus and are forced to leave the countries of their residence because of the persecution for their political, racial views (if they do not propagandize hostility among people and are not injurious to their health) or for their ethnic origin.

### 3.

Matters of granting the asylum are considered irrespectively of race or nationality , sex, education of the applicants in case the person concerned had submitted signed application. The applications for granting the asylum are submitted in the name of the President of the Republic of Belarus through the regional authorities of the Ministry of Interior on place of permanent residence of the person concerned. Applications submitted directly to the Administration of the President of the Republic of Belarus are sent for consideration to the above Ministry.

### 4.

During the period of consideration of applications for granting the asylum the necessary documents are required, the reasons of applicant's arrival and staying on the territory of the Republic of Belarus, information characterizing applicants, sources of their existence and other relevant facts are cleared out.

## **5.**

Ministry of Interior of the Republic of Belarus carries out the preparation of the necessary materials together with the Ministry of Foreign Affairs of the Republic of Belarus, the Committee of State Security of the Republic of Belarus, the Ministry of Labor of the Republic of Belarus, which submit necessary information and give their resume on every application within their competence.

## **6.**

The procedure of issuing, considering, routing of the application for granting the asylum in the ministries and central governing bodies stipulated in Item 5 of current Regulations is established by the Cabinet of Ministers of the Republic of Belarus.

The term of consideration in any of the above mentioned organizations and also in the Cabinet of Ministers of the Republic of Belarus should not exceed one month.

## **7.**

All available materials concerning the persons applied for the asylum in the Republic of Belarus with the resume from the Cabinet of Ministers of the Republic of Belarus on the possibility and expediency of meeting their applications are sent to the Administration of the President of the Republic of Belarus.

## **8.**

Materials received by the Administration of the President of the Republic of Belarus are preliminarily considered by the Commission on the Problems of Citizenship under the President of the Republic of Belarus.

## **9.**

The Commission on the Problems of Citizenship under the President of the Republic of Belarus submits the materials for consideration to the President of the Republic of Belarus in case it proposes to grant the asylum to the applicant. Negative decisions of the Commission when it does not find any reasons for granting the asylum are reported to the President of the Republic of Belarus, applicants are also informed of it through the authorities of the Ministry of Interior of the Republic of Belarus , which were in charge of issuing the documents.

## **10.**

The persons granted the asylum and their family members who are not Belarusian citizens have the same rights and freedoms and the same duties as citizens of the Republic of Belarus in case other is stipulated by the Constitution, laws and international treaties.

## **11.**

Preparation of the materials for granting the asylum, which are received by the Administration of the President of the Republic of Belarus for consideration in the Commission on the Problems of Citizenship under the President of the Republic of Belarus and by the President of the Republic of Belarus is laid on the Department on the Problems of Citizenship, Rewards and Appeals for Pardon of the Administration of the President of the Republic of Belarus, which when necessary may require additional materials for consideration of granting the asylum, opinion of the relevant State and Public

organizations on the grounds and advisability of the decision, and also may charge these organizations to check some of the matters of concern.

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