

**Cabinet of Ministers of the Republic of Georgia**  
**RESOLUTION No. 821**  
**ON THE APPROVAL OF THE PROVISION ON PROCEDURES FOR**  
**THE CONSIDERATION AND SETTLEMENT OF MATTERS OF**  
**IMMIGRATION TO THE REPUBLIC OF GEORGIA**

*November 30, 1994, Tbilisi*

Pursuant to the Law of the Republic of Georgia on Immigration, the Cabinet of Ministers of the Republic of Georgia resolves:

The Provision, attached hereto, on the Procedures for the Consideration and Settlement of Matters of Immigration to the Republic of Georgia submitted by the Ministry of Justice of the Republic of Georgia, be approved.

Prime Minister of the  
Republic of Georgia:  
***O. Patsatsia***

## **THE PROVISION ON PROCEDURES FOR THE CONSIDERATION AND SETTLEMENT OF MATTERS OF IMMIGRATION TO THE REPUBLIC OF GEORGIA**

### **1. General Provisions**

1. This provision determines the procedures and terms for the submission, consideration and decision-making on applications for immigration and arrival of foreign citizens and stateless persons (hereinafter referred to as "Aliens") for permanent residence and invitation of an alien for permanent residence in the Republic of Georgia and issuance of permission for immigration.
2. An alien may immigrate to the Republic of Georgia if he was granted the permission for permanent residence (immigration) within the quota established by the Parliament of Georgia, as prescribed by applicable legislation.
3. Applications for an alien's entry in the Republic of Georgia for permanent residence shall be considered and the Ministry of Justice of the Republic of Georgia thereon shall make decision pursuant with applicable legislation of the Republic of Georgia and this Provision.
4. On the basis of a permission for permanent residence in the Republic of Georgia issued by the Ministry of Justice of the Republic of Georgia, an alien may settle in the Republic of Georgia, register and receive identification document and permit of housing from passport services of the Ministry of Interior of Georgia.
5. The term of considering and decision-making on alien's applications for immigration to the Republic of Georgia shall not exceed one year. Applications may be reconsidered on common basis after the expiration of one year from the date on which the previous decision was made.
6. Any document and proceedings concerning immigration to the Republic of Georgia shall be in Georgian language. Applications and any documents attached thereto shall be translated into Georgian and duly notarized.

### **2. Procedure for Submitting Applications for Immigration to the Republic of Georgia**

7. A person of full legal age and capacity shall submit an application for immigration to the Republic of Georgia.
8. An interested person shall submit an application for immigration in written form (see Appendix No. 1). Such application shall be submitted by a person applying for immigration as well as each person of full age and capacity, who seeks to enter the Republic of Georgia for permanent residence together with an applicant for immigration.
9. The matters of immigration of incompetent persons and minors to the Republic of Georgia shall be considered on the basis of application of their legal representatives.
10. An application for immigration of an alien temporarily staying in the Republic of Georgia shall be submitted directly to the Ministry of Justice of the Republic of Georgia. Application of a person who is outside the Republic shall be submitted to Georgian consulates and embassies. If an interested person can not personally submit an application, it shall be submitted to the Ministry of Justice of the Republic of Georgia or consulate or embassy through the person possessing power of attorney or by mail. In such case the signature of the applicant affixed to such application shall be duly notarized or processed according to equal procedures.
11. Any diplomatic or consular mission of the Republic of Georgia shall refer an application of a concerned person and attached documents to the Ministry of Justice of the Republic of Georgia for consideration, within the term of one month from the receipt thereof.
12. An application for immigration shall be considered as submitted from the date of registration at the Ministry of Justice of the Republic of Georgia of duly processed documents pursuant to the Law of the Republic of Georgia on Immigration and this Provision.

13. An application for immigration to the Republic of Georgia shall be accepted for consideration only after the payment of state duty. The state duty shall be paid by an applicant pursuant to the applicable Georgian legislation.  
Not only an applicant shall pay the state duty, but also by all other persons of full legal age and capacity arriving for permanent residence together with the applicant.
14. An application and attached documents shall not be accepted for consideration if more than six months have passed from the processing of such documents.
15. At the time of submitting an application, the Ministry of Justice and Georgian consulates and embassies shall familiarize the applicant for immigration with the procedures and terms for submission and consideration of an application, grounds for granting and denying the immigrant's status, immigrant's rights and obligations, procedures for appealing the denial of immigration and other related issues.

### **3. Documents Required for Considering the Matters of Immigration**

16. An applicant for immigration to the Republic of Georgia shall carry identification documents (national passport, identification document of a stateless person, identification card, residence permit, etc.) and present them upon request.
17. The following documents that have been duly notarized or processed according to equal procedures shall be attached to an application for immigration:
  - 17.1. copy of a birth certificate or any other document equal thereto.
  - 17.2. documents concerning family members and a copy of certificate of marriage;
  - 17.3. document concerning permanent legal source of income specifying the amount of monthly income, or a conclusion issued by the Ministry of Labor and Social Security of the Republic of Georgia which guarantees the applicant (or a member of his family) an employment opportunity in the Republic of Georgia.  
The above mentioned requirement shall not apply to an alien whose father is Georgian;
  - 17.4. certificate of health of an alien;
  - 17.5. receipt certifying the payment of state duty;
  - 17.6. two photos of 3 x 4 cm size;
18. In addition to the above mentioned documents the following documents shall be enclosed in the application:
  - 18.1. a document confirming the nationality of the applicant's father (passport, identification card, marriage certificate, registry records on birth and marriage, etc) – if the applicant's father is a Georgian;
  - 18.2. document proving kinship or its copy (birth certificate, marriage certificate, registry records on birth and marriage, court decision certifying incapability of a person, etc.) and invitation sent by a relative who is a Georgian citizen – if an applicant for immigration is a parent, spouse, child under 18 or incompetent child of full legal age of a citizen of Georgia.  
Invitation of an alien and his accompanying persons for permanent residence in the Republic of Georgia shall be issued by the Ministry of Justice of the Republic of Georgia (see Appendix No. 2) at the request of the person sending such invitation.  
The invitation shall contain the consent of the person for allocating a lodging place for the invitees.  
Duly processed original invitation shall be given to the person inviting an alien, who shall send or personally hand it over to the invitee(s).
  - 18.3. if an applicant is a spouse, child under 18 or incompetent child of full legal of an immigrant:
    - a) an application of the latter for granting the status of immigrant to them – in case they are accompanying such applicant;
    - b) the invitation of the immigrant (see Appendix No. 2) – in case they arrive to live with an immigrant.
  - 18.4. if an applicant for immigration is a person under guardianship or custody of a citizen of Georgia, or an alien who is a guardian or custodian of a citizen of Georgia:
    - a) certificate of guardianship or custody;
    - b) written consent of a person under guardianship or custody.  
Only a permanent resident of the Republic of Georgia may submit an application for immigration of the above mentioned persons to the republic of Georgia.
  - 18.5. certificate of profession (document certifying scientific degree, military rank, membership of an international organization, copyright possessed by the applicant, diploma, award and/or prize received by the applicant, recommendation of notable scientific, technical and cultural workers or

authorities of any other branch of economy of the Republic of Georgia, etc.) – if an applicant is a highly qualified scientist or artist whose arrival is in the interests of Georgia, or highly qualified technician or worker who could contribute to national economy of Georgia.

19. If children between the age of 14-18 accompany immigrant parents, the written consent of the latter shall be required.
20. If only one parent accompanied by children under the age of 18 arrives for permanent residence in the Republic of Georgia, he shall present a written consent of another parent to the habitation of the children with the immigrant parent. In case of lacking such consent, the immigrant parent shall present a decision rendered by the court of the respective state on awarding the children to him.
21. If necessary, the Ministry of Justice of the Republic of Georgia may demand from an applicant for immigration to submit additional documents.

#### **4. Procedure for the Consideration of Applications for Immigration**

22. Department for Citizenship and Immigration of the Ministry of Justice of the Republic of Georgia shall consider the applications for immigration and prepare necessary materials.
23. During the process of considering the matters regarding immigration, the Department for Citizenship and Immigration of the Ministry of Justice of the Republic of Georgia shall accept applications of interested persons and documents attached thereto. The Department shall ascertain whether there are legitimate grounds for the acquisition of status of an immigrant by the applicant, whether his income is in conformity with the amount of minimum wage determined in the Republic of Georgia, etc.
24. The Department for Citizenship and Immigration of the Ministry of Justice of the Republic of Georgia shall ascertain whether there are legal grounds for denying the immigration to an alien. For this purpose, if written conclusions or any additional documents pertaining to the issue under the consideration are required, the Department shall apply to the Ministry of Foreign Affairs, State Security Service, the Ministry of Health, the Committee for Refugees and Accommodation, the Committee of Science and Technology, the Institute of Demography and Sociologic Studies of the Academy of Science and, if required, to other state authorities and public organizations. Documents issued by the competent authorities shall be attached to the alien's personal file.
25. On the basis of obtained materials, the Department for Citizenship and Immigration shall render a reasonable conclusion on the approval or rejection of an application.
26. During the process of considering the issue of immigration, apart from personal documents of the concerned person, his personality, and motives of application, the Department shall take into the account conclusion made by the institutions and agencies participating in the implementation of immigration policy, prescribed immigration quota in the Republic and other circumstances.
27. Conclusion of the Department for Citizenship and Immigration, together with the attached documents, shall be reviewed by the Board of the Georgian Ministry of Justice and shall be approved by decision of the Board.
28. In case of approval of an application for immigration, the Ministry of Justice shall issue to an alien the permission for permanent residence in the Republic of Georgia (see Appendix No. 3).
29. Permission for permanent residence in the Republic of Georgia shall be issued separately to each alien of full legal age and capacity who apply for immigration to the Republic of Georgia. Information about accompanying minors or incompetent persons shall be included in the permission issued to their legal representatives.
30. If an alien receives permission for permanent residence in the Republic of Georgia, but does not fall within the immigration quota of that year, he may exercise his right to immigration in the following year.
31. Permission for immigration to the Republic of Georgia shall be sent through the Ministry of Foreign Affairs of the Republic of Georgia to consulate or embassy of the country where the applicant has permanent residence.  
Permission for immigration shall be personally handed over to an alien temporarily staying in the Republic of Georgia or to a person inviting such alien.
32. When issuing a permission for immigration to an applicant, the consulates and embassies and the Ministry of Justice of the Republic of Georgia shall notify such person of the necessity to obtain entry visa to the Republic of Georgia, terms of validity of such visa, obligation to undergo mandatory medical examination upon the entry into the Republic of Georgia and other requirements stipulated by the applicable legislation.
33. In case of rejecting the application for immigration, the Department for Citizenship and Immigration shall issue a reasonable written response to the applicant relying on the decision made by the Board of the Ministry of Justice. Such response shall be personally handed over or sent to the recipient through the Ministry of Foreign Affairs or through the person inviting such applicant.

34. Materials of the consideration of matters of immigration shall be kept in the archives of the Ministry of Justice of the Republic of Georgia pursuant to the applicable legislation.

#### **5. Conclusive Provisions**

35. A decision of Board of the Ministry of Justice of the Republic of Georgia on denying an immigration permit may be appealed in court.
36. An alien who has obtained an immigration permit to the Republic of Georgia shall within 10 days from the date of entering the Republic of Georgia register with the appropriate authorities of the Ministry of Interior and receive a document confirming immigrant's status – housing permit.
37. Registration in the Republic of Georgia, removal from the registration list and issuance of respective documents on the basis of an immigration permit issued by the Ministry of Justice of the Republic of Georgia shall be carried out according to the procedure established by the Cabinet of Ministers of the Republic of Georgia.
38. For the purpose of maintaining statistics on immigration, the Ministry of Interior shall regularly report to the Ministry of Justice of the Republic of Georgia data on the execution of decisions made in connection with immigration.

**The Ministry of Justice of the Republic of Georgia  
A P P L I C A T I O N**

You are requested to permit me immigrate to the Republic of Georgia pursuant to the Law of the Republic of Georgia on Immigration.

**PLACE FOR A PHOTOGRAPH**

Personal information:

Name: \_\_\_\_\_

Sex: \_\_\_\_\_

Citizenship: \_\_\_\_\_

Personal number: \_\_\_\_\_

Date of birth: \_\_\_\_\_

Education: \_\_\_\_\_

Profession (specialization): \_\_\_\_\_

Address: \_\_\_\_\_

Telephone: \_\_\_\_\_

(home, work)

Motive for immigration to the Republic of Georgia: \_\_\_\_\_

\_\_\_\_\_

Marital status: \_\_\_\_\_

Legal source(s) of income: \_\_\_\_\_

Have you ever been sentenced to imprisonment? (indicate the offense and the sentence) \_\_\_\_\_

Do you suffer from AIDS, venereal diseases, alcoholism, drug addiction or any other infectious diseases? \_\_\_\_\_

Where do you intend to live in the Republic of Georgia (indicate address, telephone number, full name, patronymic and citizenship of owner (leaseholder) of the house) \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Please issue permission for entry into the Republic of Georgia for permanent residence to the following persons: \_\_\_\_\_

\_\_\_\_\_

Name, date of birth, citizenship, relationship with invited person, address: \_\_\_\_\_

\_\_\_\_\_

I hereby certify the authenticity of data provided in this Application. I understand that falsification of data or attached documents will result in the imposition of liabilities prescribed by the law.

“ \_\_\_\_\_ ” \_\_\_\_\_ 1999 \_\_\_\_\_ signature

I hereby attach the following documents to this Application:

- 1.
- 2.
- 3.
- 4.

I have received the application and documents attached hereto.

“ \_\_\_\_\_ ” \_\_\_\_\_ 1999

Seal

\_\_\_\_\_  
Signature of an authorized official

**The Ministry of Justice of the Republic of Georgia  
INVITATION**

I, \_\_\_\_\_  
(name)

Citizenship: \_\_\_\_\_

Date of birth: \_\_\_\_\_

Address: \_\_\_\_\_

Identification document \_\_\_\_\_ series \_\_\_\_\_

No. \_\_\_\_\_ issued by \_\_\_\_\_  
(the authority issuing the document and date of issuance)

**hereby invite**

Name: \_\_\_\_\_

Citizenship: \_\_\_\_\_

Type of kinship: \_\_\_\_\_

Profession (specialization): \_\_\_\_\_

Address: \_\_\_\_\_

**for permanent residence in the Republic of Georgia.**

Together with the above-mentioned person, I invite the following persons for permanent residence in the Republic of Georgia: \_\_\_\_\_

\_\_\_\_\_  
(name, date of birth, citizenship, relationship with invited person, address)

- 1.
- 2.
- 3.
- 4.

**The Ministry of Justice of the Republic of Georgia  
PERMISSION  
for Immigration to the Republic of Georgia**

**PLACE FOR A PHOTOGRAPH**

Pursuant to resolution No. \_\_\_\_\_ of the Board of the Ministry of Justice of the Republic of Georgia dated \_\_\_\_\_

This permission for immigration to the Republic of Georgia is issued to citizen \_\_\_\_\_

*(name and date and place of birth)*

Together with the above-mentioned citizen, the following persons are permitted to immigrate to the Republic of Georgia:

- 1.
- 2.
- 3.
- 4.

Head of Department for Citizenship and Immigration \_\_\_\_\_

*Seal*

“ \_\_\_\_\_ ” \_\_\_\_\_ 199

**I hereby agree that the invited person will live with me at the address indicated above**

“ \_\_\_\_\_ ” \_\_\_\_\_ 199

*Seal*

Head of Department for Citizenship and Immigration \_\_\_\_\_

“ \_\_\_\_\_ ” \_\_\_\_\_ 199