

Temporary stay of foreigners and stateless persons in the Republic of Azerbaijan

Temporary staying period of foreigners and stateless persons who enter the Republic of Azerbaijan upon visa, cannot be more than the staying period indicated on the visa, as well as temporary staying period of foreigners and stateless persons who enter the Republic of Azerbaijan under visa-free regime, cannot be more than 90 days, excluding the cases envisaged by the international agreements that the Republic of Azerbaijan is a party to.

If the temporary staying period of foreigners and stateless persons in the country is not extended, they are not granted a temporary residence permit, or any application for extending the temporary staying period or obtaining a temporary residence permit has not been received by the end of that period, they should leave the territory of the Republic of Azerbaijan.

Registration of foreigners and stateless persons upon place of stay in the Republic of Azerbaijan

Foreigners or stateless persons temporarily staying in the Republic of Azerbaijan for more than 15 days must be registered upon place of stay (foreigners and stateless persons entering the country are notified about this in the Azerbaijani, Russian and English languages at the checkpoints of the state border).

For this purpose, the management of the place of stay of the foreigner or stateless person (hotel, sanatorium, rest home, guest house, camping, tourist base, hospital or other similar places) or the owner of the apartment or other residential area where the foreigner or stateless person stay (hereinafter referred to as the receiving party) should submit application for registration upon place of stay and copy of the passport (other border crossing document) of that person to the State Migration Service of the Republic of Azerbaijan through official website of the relevant executive authority, e-mail (qeydiyyat@migration.gov.az) or in person within 15 days after arrival of the person in the country

Foreigners and stateless persons shall be registered for the following periods:

1. persons entering the country on the visa basis - for the duration of stay indicated in the visa;
2. persons entering the country on a visa - for a period of 90 days.

No state fee is required for registration of foreigners and stateless persons upon place of stay.

When foreigners and stateless persons leave their place of stay, the receiving party or the person himself/herself shall inform the State Migration Service of the Republic of Azerbaijan about it and they are deregistered upon their place of stay based on that information. When the registration period ends, foreigners and stateless persons are considered as deregistered.

When a foreigner or stateless person changes his/her place of stay, he/she has to register upon new place of stay within 5 working days from the date of arrival at the new address in a way envisaged by Articles 21.2-21.5 of the Migration Code. When a foreigner or stateless person is temporarily staying in another apartment (place of accommodation) owned by the owner of the apartment (place of accommodation) in which he/she is registered, his/her re-registration is not required.

Rights of foreigners and stateless persons

Unless otherwise is envisaged by the Law and the international agreements which the Republic of Azerbaijan is a party to, foreigners and stateless persons enjoy equally all of the rights as the citizens of the Republic of Azerbaijan while staying in the Republic of Azerbaijan.

The rights and freedoms of foreigners and stateless persons residing or temporarily staying on the territory of the Republic of Azerbaijan can be only restricted in compliance with the norms of international law and the laws of the Republic of Azerbaijan.

In case any foreign state imposes restrictions on realization of the rights and freedoms of the citizens of the Republic of Azerbaijan in its territory, the same restrictions can be imposed for the citizens of that country on the territory of the Republic of Azerbaijan by the law of the Republic of Azerbaijan.

Foreigners and stateless persons are equal before the law and court of the Republic of Azerbaijan regardless of their property or social conditions, race and nationality, gender, language, religion, type and character of his/her activities and other cases.

Duties of foreigners and stateless persons

Unless otherwise is envisaged by the Law and international agreements that the Republic of Azerbaijan is a party to, during their stay in the Republic of Azerbaijan foreigners and stateless persons should fulfill same obligations as the citizens of the Republic of Azerbaijan.

The realization of the rights and freedoms of foreigners and stateless persons should not contradict to the national interest of the Republic of Azerbaijan. Foreigners and stateless persons should not violate requirements of the Constitution of the Republic of Azerbaijan, laws and other legislative acts of the Republic of Azerbaijan, should respect customs and traditions of the people of the Republic of Azerbaijan.

Foreigners and stateless persons staying on the territory of the Republic of Azerbaijan should observe the declared purpose of their entry and leave the territory of the country after defined period expires.

Upon legal requests of the representatives of the State Migration Service of the Republic of Azerbaijan, foreigners and stateless persons should present identification documents, as well as documents certifying their legal stay or residence on the territory of the Republic of Azerbaijan.

Foreigners and stateless persons cannot hold positions, or involve in specific activities, if such positions and activities are considered for citizens of the Republic of Azerbaijan.

Running religious propaganda is prohibited to foreigners and stateless persons.

Temporary residence permit in the territory of the Republic of Azerbaijan

Except the cases set forth in Article 50 of the Migration Code of the Republic of Azerbaijan, according to Article 45.1.9 of that Code, foreigners and stateless persons are issued permit for temporary residence in the territory of the Republic of Azerbaijan in case they get full-time education at institutions of higher education and technical schools and in case they get education at secondary schools in the Republic of Azerbaijan.

According to Article 45.1.9 of the Migration Code of the Republic of Azerbaijan, foreigners and stateless persons should submit the following documents for obtaining (extending) permit for temporary residence in the territory of the Republic of Azerbaijan:

1. Application form sample of which approved by the relevant executive authority;
2. Copy of the passport or other border crossing document (validity period of passport or other border crossing document should be more than 3 months of the expiry date of the temporary residence permit to be issued);
3. Notarized or equally certified document confirming existence of cases justifying issuance of temporary residence permit;
4. Reference certifying that the person is not carrier of a virus of any disease included in the list of dangerous infectious diseases (human immunodeficiency virus infection, hepatitis B and C) approved by the relevant executive authority;
5. Copy of the document authorizing to stay or temporary reside on the territory of the Republic of Azerbaijan;
6. Two photos sized 3.5x4.5 cm;
7. The document of the residential area-where the person shall be registered on (extract on the state registration of the property right from state registry of real estate, warrant for accommodation, rent or tenancy agreement or other document set forth in the legislation of the Republic of Azerbaijan);
8. Application of a person providing a foreigner or a stateless person with a residential area (except the cases when there is a residential area in possession of the foreigner or a stateless person);
9. Copy of the document which certifies the identity of the person providing the foreigner or a stateless person with a residential area (except for the cases where there is a residential area in possession of the foreigner or a stateless person);
10. Receipt certifying payment of the state fee.

Receipt certifying payment of the state fee is submitted by foreigners and stateless persons when the permission card for temporary residence on the territory of the Republic of Azerbaijan is presented to them.

For issuance and extension of temporary residence permit in the Republic of Azerbaijan for foreigners getting full-time education in higher and professional educational institutions of the Republic of Azerbaijan:

1. In case of issuance or extension of its period within 15 working days
 - 1.1 up to one year - 60 manats
 - 1.2 Up to two-year (in case the period of temporary residence permit is extended) - 120 manats
2. In case of issuance or extension of its period within 20 working days
 - 2.1 up to one year - 40 manats
 - 2.2 Up to two-year (in case the period of temporary residence permit is extended) 80 manats

Article 45 of the Migration Code of the Republic of Azerbaijan provides for other cases where foreigners and stateless persons are allowed to reside temporarily in the territory of the Republic of Azerbaijan.