

Invitations for entry into the Russian Federation foreign citizens and stateless persons

GENERAL PROVISIONS

The invitation is the basis for visa issue for foreign citizens or for entry into the Russian Federation in the procedure not demanding receipt of a visa, in the cases provided by the Federal law of July 25, 2002 No. 115-FZ "About a legal status of foreign citizens in the Russian Federation" or international treaties of the Russian Federation.

The invitation contains the following data: surname, name (written by letters of the Russian and Latin alphabets), birth date and birth place, sex, nationality of the invited person, the state of its accommodation, number and date of issue of the document proving his identity, purpose of visit, estimated term of stay in the Russian Federation, estimated places of visit in the Russian Federation, the name and location of inviting organization or a surname, a name of the inviting individual and the address of its residence, number and date of resolution on the issue of the invitation and validity period of the invitation.

Service on registration and issue of invitations on entry into the Russian Federation of foreign citizens and stateless persons is carried out by FMS of Russia its territorial authorities and their structural divisions according to the Administrative regulations of providing by Federal Migration Service of the state service in registration and issue of invitations on entry into the Russian Federation foreign citizens and stateless persons approved by the order of FMS of Russia of November 30, 2012 No. 390 (in an edition. Orders of FMS of Russia of 22.10.2014 N 569 from 08.12.2014N 635).

By provisions of article 2 of the Federal law of July 25, 2002 to No. 115-FZ "About a legal status of foreign citizens in the Russian Federation" (further – the Federal law) it is established that the invitation for entry into the Russian Federation can be issued in the form of the electronic document (further – electronic invitations).

With the aim of implementation of the Federal law, territorial authorities of FMS of Russia started registration of electronic invitations for entry into the Russian Federation.

At submission of the petition for invitation issue for entry into the Russian Federation the option of registration of the invitation either in application form or in the form of the electronic document is granted to an inviting person.

The electronic invitation has full and short printed form

The full printing form of the electronic invitation contains the data provided by point 109 of Administrative regulations of Federal Migration Service of the state service in registration and issue of invitations for entry into the Russian Federation

foreign citizens and stateless persons approved by the order of FMS of Russia of November 30, 2012 No. 390 (further – Administrative regulations), and is given to an inviting party.

The short printing form of the electronic invitation contains the same data, except for personal information of the foreign citizen in compliance with the Federal law of 27.07.2006 No. 152-FZ "About personal information", and goes to the e-mail address of an inviting party. Further it can be sent to the invited foreign citizen by means of the Internet network.

Registration of the electronic invitation is possible and at submission of the petition with use of the Uniform portal of the state services.

In case of the absence of e-mail address of an inviting party, the notice to an inviting party about adoption of the positive decision on registration of the invitation goes according to point 105 of Administrative regulations (on means of a mail service or the Uniform portal of the State services). At registration of the invitation in the form of the electronic document, the invitation on the form of the established form isn't issued. Registration of electronic invitations for entry into the Russian Federation will allow to reduce visa dates of receipt.

It is enough for foreign citizen to show a short printing form of the electronic invitation in consular establishment or diplomatic mission of the Russian Federation to obtain visa.

We pay attention that the receipt of a visa for entry into the Russian Federation in consular establishment or diplomatic mission of the Russian Federation is possible only in the city which is specified in the electronic invitation.

Now registration of entry visas to the Russian Federation on the basis of electronic invitations is carried out in all consular establishments and diplomatic missions of the Russian Federation.

Recipients of the state service are:

- The legal entities which in an established order were registered in authorized division or territorial authority.
- The branches of the foreign commercial organizations which were registered in an established order in FMS of Russia or its territorial authority in case of the invitation of foreign citizens for implementation of work in the Russian Federation;
- Representations of the foreign commercial organizations, in an established order which were registered in FMS of Russia or its territorial authority in case of the invitation of the foreign citizens directed for implementation of work in the Russian Federation according to article 13.5 of the Federal law "About a legal status of foreign citizens in the Russian Federation".

Citizens of the Russian Federation.

The foreign citizens who are constantly living in the Russian Federation.

The foreign citizens who are highly qualified specialists, carrying out in this quality work in the territory of the Russian Federation in case of the invitation them members of the family.

According to requirements of the Federal law of July 25, 2002 "About a legal status of foreign citizens in the Russian Federation", members of the family of the highly qualified specialist his spouse (spouse), children (including adopted), spouses of children, parents (including adoptive), spouses of parents, grandmothers, grandfathers, grandsons admit to No. 115-FZ.

Concerning foreign citizens — highly qualified specialists and members of their families can act as an inviting party:

Russian commercial organizations;

The Russian scientific organizations, educational institutions of professional education (except for establishments of professional religious education (spiritual educational institutions)), healthcare institutions, and also other organizations which are carrying out scientific, scientific and technical and innovative activity, experimental development, tests, training according to the state priority directions of development of science, technologies and equipment of the Russian Federation, in the presence at them in the cases provided by the legislation of the Russian Federation, the state accreditation;

The branches of foreign legal entities accredited in accordance with the established procedure in the territory of the Russian Federation.

Authorized representatives of local governments and legal entities address with the petition for issue of the invitation in a place of their stay.

The location of the legal entity is the place of its state registration.

Authorized representatives of branches of foreign legal entities address with the petition for issue of the invitation in a place of their registration in tax authority.

Citizens of the Russian Federation address with the petition for issue of the invitation in a residence or in a stay place.

The foreign citizens who are constantly living in the Russian Federation address with the petition for issue of the invitation in a residence.

The foreign citizens who are highly qualified specialists, carrying out in this quality work in the territory of the Russian Federation address concerning members of the family in a place of temporary stay (accommodation), and in case of receiving residence permit - in a residence.

The petition for issue of the invitation for entry into the Russian Federation can be submitted the Uniform portal of representation of the state and municipal services (functions), in electronic form.

List of the documents necessary for registration of the invitation:

For registration of the invitation by the recipient of the state service the following documents are submitted:

1. Petition for issue of the invitation (samples No. 1, No. 2).
2. The valid identification paper inviting party.
2. The copy of an identification paper of the invited foreign citizen and recognized as the Russian Federation in this quality which validity period, as a rule, shouldn't expire earlier, than in 6 months from an expiration date of term of estimated term of stay.

In a case when together with the invited person the family members brought in his passport - copies of the corresponding pages of the passport follow.

3. Letters of guarantee of an inviting party on acceptance on itself obligations for material, medical and housing security of the invited foreign citizen for his stay in Russian Federation.

The natural person acting as an inviting party encloses letters of guarantee on material, medical and housing security of the foreign citizen for his stay in the Russian Federation to data on the income (money) allowing it to provide implementation of the above obligations.

The inviting party takes measures for realization of guarantees of material, medical and housing security of the invited foreign citizen during his stay in the Russian Federation.

Attention!

According to the Code of the Russian Federation about administrative offenses rejection by an inviting party of measures for material, medical and housing security of the invited foreign citizen during his stay in the Russian Federation attracts imposing of an administrative penalty on officials at the rate from forty thousand to fifty thousand rubles; on legal entities – from four hundred thousand to five hundred thousand rubles.

4. The receipt on payment of the state tax for issue of the invitation, in the cases provided by the legislation of the Russian Federation (it is represented the applicant on own initiative).

Action of the above points 1-3 doesn't extend on the legal entities acting as an inviting party concerning foreign citizens – highly qualified specialists.

For registration the employer, the customer of works (services) involving the highly qualified specialist to work in the Russian Federation presents to the highly qualified specialist of the work permit in one copy to FMS of Russia:

Petition for involvement of the highly qualified specialist;

The employment contract or the civil contract for performance of work (rendering services) with the involved highly qualified specialist which coming into effect is caused by obtaining the work permit by this highly qualified specialist;

The written obligation to pay (to refund) the expenses of the Russian Federation connected with possible administrative exclusion out of borders of the Russian Federation or deportation of the highly qualified specialist involved by it.

For registration to the highly qualified specialist of the invitation for entry into the Russian Federation for implementation of work, the employee of FMS of Russia responsible for reception of the above documents, immediately transfers copies of the petition for involvement of the highly qualified specialist and the employment contract or the civil contract for performance of work (rendering services) with the involved highly qualified specialist which coming into effect is caused by obtaining the work permit by this highly qualified specialist in authorized division of FMS of Russia.

The invitation is made out on period of validity of the employment contract or civil contract for performance of work (rendering services), but no more than for three years from the date of alleged entry of the highly qualified specialist into the Russian Federation.

The quota of issue to foreign citizens of invitations for entry into the Russian Federation for implementation of work doesn't extend on highly qualified specialists and members of their families.

Instruction when filling the petition for issue of the invitation:

- The petition is made out and it is represented in duplicate on the form of the established form.
- Data on children till 16 years following together with the invited foreign citizen are brought in the petition with the indication of a surname, name, date of birth, floor, nationality (citizenship).
- The form of the petition is filled in Russian by electronic computer facilities or is by hand legible printing letters ink of black or blue color. When filling the form of the petition corrections, the use of reductions and abbreviations aren't allowed.
- The surname and name (names) of the invited person need to be entered in Russian and in Latin transcription according to writing in the copy of an identification paper of the invited foreign citizen and recognized as the Russian Federation in this quality.
- For reliability of the submitted documents and completeness of the data specified in the petition, the applicant bears responsibility in the order provided by the legislation of the Russian Federation.

Attention!

According to the Code of the Russian Federation about administrative offenses granting by an inviting party of obviously false data on the purpose of stay in the Russian Federation of the foreign citizen at paperwork for entry into the Russian Federation of the specified foreign citizen attracts imposing of an administrative penalty on officials at the rate from forty thousand to fifty thousand rubles; on legal entities – from four hundred thousand to five hundred thousand rubles.

By consideration of the petition for issue of the invitation an inspection regarding existence or lack of the bases provided by articles 26 and 27 of the Federal law of August 25, 1996 No. 114-FZ "About an order of departure from the Russian Federation and entry into the Russian Federation" on which entrance isn't allowed to the foreign citizen is carried out or can be not allowed.

By results of consideration of the petition the decision on delivery or refusal in issue of the invitation is made.

The invitation isn't issued if:

- Concerning the foreign citizen, the decision on not permission of entry into the Russian Federation on the bases provided by articles 26, 27 of the Federal law of August 15, 1996 No. 114-FZ "About an order of departure from the Russian Federation and entry into the Russian Federation" is passed.
- The decision on refusal in issue to the highly qualified specialist of the invitation for entry into the Russian Federation for implementation of work is made in the presence of one of the bases provided by subparagraphs 1-7 of point 9 and point 9.1 of article 18 of the Federal law of July 25, 2002 No. 115-FZ "About a legal status of foreign citizens in the Russian Federation" if this foreign citizen:
- supports violent change of bases of the constitutional system of the Russian Federation, other actions creates a threat to security of the Russian Federation or citizens of the Russian Federation.
- finances, plans terrorist (extremist) acts, renders assistance in commission of such acts or makes them, and equally other actions supports terrorist (extremist) activity.
- within five years preceding day of submission of the petition was exposed to administrative exclusion out of borders of the Russian Federation, deportation or was transferred by the Russian Federation to the foreign state according to the international treaty of the Russian Federation on a readmission or within ten years preceding day of submission of the petition, repeatedly (two and more times) was exposed to administrative exclusion out of borders of the Russian Federation, deportation or it was transferred by the Russian Federation to the foreign state according to the international treaty of the Russian Federation on a readmission.
- submitted counterfeit or false documents or reported about himself obviously false data.
- it is condemned by the sentence of court which entered into force for commission of heavy or especially serious crime or a crime which recurrence is recognized as the dangerous.

- has the outstanding or not removed criminal record for commission of heavy or especially serious crime in the territory of the Russian Federation or beyond its limits, recognized as that according to the federal law.
- repeatedly (two and more times) within one year it was brought to administrative responsibility for violation of the legislation of the Russian Federation regarding providing the mode of stay (residence) foreign citizens in the Russian Federation.

At the positive decision the invitation on the form of the established form is made out.

Modification of the issued invitation isn't allowed

When obtaining the issued invitation the foreign citizen addresses to diplomatic mission the Russian Foreign Ministry (Embassy, Consulate general) abroad to receive visa.