

### **1.General information.**

The Main criteria for obtaining work permits by foreign citizens are: High qualification, knowledge of foreign languages, financial and intellectual contribution to the Kyrgyz Republic, as well as the absence of similar specialists in the local labor market among Kyrgyz citizens. Two types of work permits are issued: (A) a permit to attract foreign labor – a document of the established pattern, which gives legal and natural persons the right to attract and use foreign labor in the territory of the Kyrgyz Republic ("Permit to Employer") b) a work permit – a document of the established pattern, Confirming the right of foreign citizens or stateless persons to carry out labor or business activities in the Kyrgyz Republic ("Permit to An Employee").

### **2. Establish a quota for the attraction and use of foreign labor**

The Government of the Kyrgyz Republic annually establishes a quota for the attraction and use of foreign labor. The quota is established by occupational groups and by regions of the Kyrgyz Republic, including the city of Bishkek.

### **3.to must obtain a work permit**

Individuals and legal entities of the Kyrgyz Republic planning to attract foreign labor must obtain a permit from The Employer before hiring foreign citizens and stateless persons. Foreign citizens and stateless persons (who have reached the age of 18) who are planning to work must apply for A Permit to Work.

### **4. IN which cases extradition may be refused or the work permit of a foreign citizen and a stateless person revoked**

The granting of a work permit to a foreign citizen and a stateless person may be refused or the current work permit may be revoked in the following cases: -

- The presence of specialists from the Kyrgyz Republic in the internal labor market;
- identification of the unreliability of the information provided;
- termination of employment or individual business activity in the territory of the Kyrgyz Republic;
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Actions contrary to the legislation of the CD.

In case of violation by the employer of the procedure of attraction and use of foreign labor, the State Migration Service of the Kyrgyz Republic issues a warning to the employer with indication of the term of elimination of the revealed violations. In the event of failure to comply with these requirements or a repeated violation, the authorization to attract foreign labor shall be revoked or suspended until the violations are completely eliminated.

### **5. Who is exempt from the requirement to obtain a work permit**

The Kyrgyz legislation provides for an exhaustive list of persons not subject to the requirement of obtaining permits. In particular, these include:

- Persons officially recognized as refugees or who have received political asylum in the Kyrgyz Republic;
- Persons with permanent residence permit in the Kyrgyz Republic;
- persons sent for installation (supervision-installation) of technological equipment supplied by foreign legal entities; -
- students who are practicing in the framework of the programs of kyrgyz educational institutions, as well as working during holidays;
- individuals working in diplomatic missions and consular offices, as well as international organizations accredited to the Kyrgyz Republic; — correspondents and journalists accredited to the Kyrgyz Republic; -

Persons for whom there is a different order of employment of interstate and intergovernmental agreements of the KR with foreign countries.

### **6. Terms of validity of permits**

A work permit for a foreign specialist is issued for a period of one year, with the right of annual renewal.

### **7. Transfer of a valid permit to another employer**

An employer's permit cannot be transferred by one employer to another. Foreign workers who have received a work permit cannot transfer the work permit to another employer. Foreign workers have the right to work in more than one organization only with additional permits. Foreign individual entrepreneurs who have a permit for An Employee have the right to carry out business activities at the place specified in the application. In case the foreign individual entrepreneur wishes to carry out business activities in a place not specified in the application, he needs to obtain additional permits.

### **Necessary documents**

The list of necessary documents for **obtaining A Permit to attract and use foreign labor and Work Permits for foreign citizens and stateless persons for the right to work in the territory of the Kyrgyz Republic** is approved by the head of the state migration service for 1 year. (List for 2015 - Annex No. 1, for 2016 - in the stage of consideration and approval, will be provided later). According to the above list of necessary documents medical certificate about blood research on HIV – an infection of the international sample from the Republican AIDS Center, certificate of availability of criminal record is not provided.

(p. 12 Provisions on the procedure for the exercise of work by foreign citizens and stateless persons in the territory of the Kyrgyz Republic ", approved by the Decree Of The Government of the Kyrgyz Republic of 16.04.2019 No. 175):

### **Appendix 1**

Documents for obtaining a permit to attract and use foreign labor and work permits (personal cards) accepted in electronic or paper form. Electronic document reception is carried out using the Internet to the service's e-mail. Each document sent by e-mail must be signed by an electronic digital signature by the applicant.

### **(A) Documents for obtaining a permit for the employment and use of foreign labor:**

1. Application for the attraction and use of foreign labor in the form approved by the authorized body;
2. Notarized copy of the certificate of state registration of a legal or physical person;
3. In case of carrying out of licensed activity), a copy of the license for carrying out licensed activity;
4. Authorized staffing table, indicating the number of all employees, personal data (surname, first name, patronymic, passport number), as well as information on available vacancies).

### **B) work permit documents (personal cards):**

1. Application for the issuance of a work permit on the form approved by the authorized body;
2. Notarised translation of a copy of a passport of a foreign citizen with a valid visa (category W1) or registration;
3. Notarized translation of the diploma on education for foreign citizens in the field of education, medicine, pharmaceuticals;
4. Medical opinion on HIV antibody research, Republican Center "AIDS";
5. Two color matte photos, with corner, on a white background size of 30 x 40 mm;
6. Copy of the current patent, with advance payment for 3 months, certified by the body of the tax service of the Kyrgyz Republic (for the foreign individual entrepreneur);
7. Labor contract, salary or remuneration (for a highly qualified foreign specialist).

If more than 3 (3) questionnaires are submitted, an electronic version of the data in the form of a table with the name of the organization, the name of the foreign specialist, the date of birth, the number of the passport, citizenship and position is required.

**Note:** In the decision-making process, if necessary, the interdepartmental permit Commission may request additional documents from the applicant.

For additional information go to  
Official website of the State Migration Service, The Government of Kyrgyz  
Republic.

<http://ssm.gov.kg/>