HELLENIC REPUBLIC
MINISTRY OF FOREIGN AFFAIRS
C4 DIRECTORATE
JUSTICE – HOME AFFAIRS &
SCHENGEN



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# IMMIGRATION AND SOCIAL INTEGRATION CODE APPLICATION HANDBOOK

# CASES, REQUIREMENTS AND PROCEDURE OF ISSUING NATIONAL VISAS

**SPECIAL SCHENGEN VISA CASES** 

**Drafting Group** 

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#### I. ENTRY AND STAY OF ALIENS IN GREECE-EUROPEAN LEGISLATION

The current legal framework for the entry and residence of aliens<sup>1</sup> in Greece is divided into two main categories, short and long-term.

**A.** with regard to <u>short-stay visits</u>, our country, as a Member of the Schengen enhanced cooperation, applies the relevant provisions of the EU acquis, while with regard to long-stay visits, the provisions of national legislation are being followed.

In particular, entry into Greece for the purpose of short-stay transit and transit through an airport shall be governed by the EU acquis, namely by:

- The Agreement between the Governments of the States of the Benelux Economic Union, the Federal Republic of Germany and the French Republic on the gradual abolition of checks at their common borders (Schengen Agreement of 14 June 1985).
- The Convention implementing the Schengen Agreement of 14 June 1985 between the Governments of the States of the Benelux Economic Union, the Federal Republic of Germany and the French Republic on the gradual abolition of checks at their common borders (the Convention implementing the Schengen Agreement).
- The Schengen<sup>2</sup> acquis on visa policy, as provided for in Article 1(2) of Decision 1999/435/EC<sup>3</sup> and Council Decision 1999/436/EC<sup>4</sup> of 20 May 1999, has been incorporated into the institutional and legal framework of the European Union after the entry into force of the Treaty of Amsterdam.
- The Schengen provisions on visa policy have since become a Community legal basis (Article 62<sup>5</sup>(2)(b)) and therefore form an integral part of Community law.
- The Protocols and the Accession Agreements
  - o Italy (signed in Paris on 27 November 1990),
  - o Spain and Portugal (signed in Bonn on 25 June 1991),
  - Greece (signed in Madrid on 6 November 1992),
  - Austria (signed in Brussels on 28 April 1995),
  - o Finland, Denmark and Sweden (signed in Luxembourg on 19 December 1996), with their final acts, minutes, declarations and joint declarations, all of which our country has ratified by Law 2514/1997<sup>6</sup>.

<sup>&</sup>lt;sup>1</sup> «third-country national» means: A natural person who is neither a Greek national nor a national of another EU Member State within the meaning of Article 17(1) of the Treaty establishing the European Community.

<sup>&</sup>lt;sup>2</sup> Official Journal No L 239, 22.09.2000, p. 0001 – 0473.

<sup>&</sup>lt;sup>3</sup> Council Decision of 20 May 1999 defining the Schengen acquis in order to determine, pursuant to the relevant provisions of the Treaty establishing the European Community and the Treaty on European Union, the legal basis for each of the provisions or decisions constituting the Schengen acquis. Official Journal No L 176, 10.07.1999, p. 1 to 16

<sup>&</sup>lt;sup>4</sup> 1999/436/EC: Council Decision of 20 May 1999 laying down, pursuant to the relevant provisions of the Treaty establishing the European Community and the Treaty on European Union, the legal basis for any provision or decision constituting the Schengen acquis. Official Journal No L 176, 10/07/1999, p. 0017 - 0030

<sup>&</sup>lt;sup>5</sup> The Council, acting in accordance with the procedure laid down in Article 67, shall, within five years of the entry into force of the Treaty of Amsterdam, adopt:

<sup>1)</sup> measures to ensure, in accordance with Article 14, that there is no control of persons, whether Union citizens or third-country nationals, when crossing internal borders;

<sup>2)</sup> measures for crossing the external borders of the Member States which determine:

<sup>(</sup>a) the standards and procedures to be followed by member states when carrying out checks on persons at the external borders;

<sup>(</sup>b) rules on visas, where there is an intention to stay no longer than three months, including:

<sup>(</sup>i) the list of third countries whose nationals must be in possession of a visa in order to cross the external borders and those whose nationals are exempt from that requirement;

<sup>(</sup>ii) the procedures and conditions for issuing visas by member states;

<sup>(</sup>iii) a uniform format for visas;

<sup>(</sup>iv) uniform visa rules.

<sup>3)</sup> Measures laying down the conditions under which third-country nationals may travel freely within the territory of the Member States for a period not exceeding three months.

- The Schengen Executive Committee decisions adopted by our country by the joint ministerial decision No. F.0544/AS 811/M 4244 of 13 January 1998<sup>7</sup> and the Joint Ministerial Decision of 27 October 1999<sup>8</sup>.
- The Agreement between the Council of the European Union and the Republic of Iceland<sup>9</sup> and the Kingdom of Norway<sup>10</sup> on the association of these two states to the implementation, to application and to the development of the Schengen acquis.
- Having regard to the Act concerning the conditions of accession of the Czech Republic, the Republic of Estonia, the Republic of Cyprus<sup>11</sup>, the Republic of Latvia, the Republic of Lithuania, the Republic of Hungary, the Republic of Malta, the Republic of Poland, the Republic of Slovenia and the Slovak Republic and the adjustments to the Treaties on which the European Union is founded<sup>12</sup>.
- Having regard to Council Decision 2007/801/EC<sup>13</sup> of 6 December 2007 on the full application of the provisions of the Schengen acquis in the Czech Republic, the Republic of Estonia, the Republic of Latvia, the Republic of Lithuania, the Republic of Hungary, the Republic of Malta and the Republic of Poland, The Republic of Slovenia and the Slovak Republic.
- Having regard to the Act concerning the conditions of accession of the Republic of Bulgaria and Romania and the adjustments to the Treaties on which the European Union is founded<sup>14</sup>,<sup>15</sup>.
- Council Decisions 2008/146/EC<sup>16</sup> and 2008/149/JHA <sup>17</sup> of 28 January 2008 and the Agreement between the European Union, the European Community and the Swiss Confederation on the Swiss Confederation's association to the implementation, application and development of the Schengen acquis.
- Having regard to Council Decision 2008/262/JHA <sup>18</sup>, <sup>19</sup> of 28 February 2008 on the signing, on behalf of the European Union, and on the provisional application of certain provisions of the Protocol between the European Union, the European Community, the Swiss Confederation and the Principality of Liechtenstein on the accession of the Principality of Liechtenstein to the Agreement between the European Union, the European Community and the Swiss Confederation on the Swiss Confederation's association to the implementation, application and development of the Schengen acquis.

<sup>&</sup>lt;sup>6</sup> OJ 140/s. A/27.06.1997, p. 5735.

<sup>&</sup>lt;sup>7</sup> OJ 18/s. A/26.01.1998, p. 277.

<sup>&</sup>lt;sup>8</sup> OJ 247/s. A/17.11.1999, Page 4541.

<sup>&</sup>lt;sup>9</sup> Official Journal No L 176, 10/07/1999, p. 0036 – 0062.

<sup>&</sup>lt;sup>10</sup> Iceland and Norway join Sweden, Finland and Denmark in the Nordic Passport Union, which abolished controls at their common borders. Iceland and Norway have been associated with the development of the Schengen agreements since 19 December 1996. Without voting rights in the Schengen Executive Committee, these countries were given the opportunity to express opinions and make proposals. In order to continue this association, the Agreement concerning the association of Iceland and Norway with the implementation, application and development of the Schengen acquis, signed on 18 May 1999 between Iceland, by Council Decision 1999/439/EC of 17 May 1999, was signed on 17 May, Norway and the EU

<sup>&</sup>lt;sup>11</sup> Cyprus is not yet a full Member of the Schengen area. Border controls between Cyprus and the Schengen area are maintained until the Council of the EU decides that the conditions for lifting internal border controls are met.

<sup>&</sup>lt;sup>12</sup> Official Journal No L 236 of 23 September 2003.

<sup>&</sup>lt;sup>13</sup> Official Journal No L 323 of 8.12.2007.

<sup>&</sup>lt;sup>14</sup> Official Journal No L 157 of 21 June 2005.

<sup>&</sup>lt;sup>15</sup> Bulgaria and Romania are not yet full members of the Schengen area. Border controls between these countries and the Schengen area are maintained until the Council of the EU decides that the conditions for lifting internal border controls are met.

<sup>&</sup>lt;sup>16</sup> Council Decision of 28 January 2008 on the conclusion, on behalf of the European Community, of the Agreement between the European Union, the European Community and the Swiss Confederation on the Swiss Confederation's association with the implementation, Application and development of the Schengen acquis - Official Journal No L 53, 27.02.2008, p. 1

<sup>&</sup>lt;sup>17</sup> Council Decision of 28 January 2008 on the signing, on behalf of the European Union, of the Agreement between the European Union, the European Community and the Swiss Confederation on the Swiss Confederation's association with the implementation, The implementation and development of the Schengen acquis.

<sup>&</sup>lt;sup>18</sup> Official Journal No L 083, 26/03/2008, p. 0005 – 0006.

<sup>&</sup>lt;sup>19</sup> Official Journal L 110 of 22 April 2008.

- The EU acquis on visas, expressed in <u>Council Regulation (EC) No 539/2001</u> of 15.03.2001<sup>20</sup>, and its amendments, establishing the list of third countries holders of regular passports whose visa requirement is applied to cross the external borders of the member states, as well as a list of third countries whose holders of common passports are exempted from this requirement.
- Regulation (EC) No 1683/95<sup>21</sup> establishing a uniform format for visas, common to all Member States, as amended by Regulation (EC) No 334/2002<sup>22</sup> laying down additional technical specifications for uniform format visas and Regulation (EC) No 855/2008<sup>23</sup>, as regards the numbering of visas.
- Council Regulation (EC) No 333/2002<sup>24</sup> of 18 February 2002 on a uniform format for forms for affixing the visa issued by Member States to persons holding travel documents not recognised by the Member State drawing up the form.
- Regulation (EC) No 810/2009 of the European Parliament and of the Council of 13 July 2009<sup>25</sup> establishing a Community Code on visas codifying and developing existing legal acts on the procedures and conditions for issuing visas for transit and intended stay on the territory of the States members not exceeding three months in any six-month period<sup>26</sup>.
- **B.** Entry into Greece for the purpose of <u>long-term stay</u>, for reasons which include the concept of immigration, is governed by our national legislation, in accordance with Article 18 of the Convention implementing the Schengen Agreement, as amended by <u>Regulation (EU) No 265/2010/<sup>27</sup></u>, of the European Parliament and of the Council of 25 March 2010 amending the Convention implementing the Schengen Agreement and Regulation (EC) No 562/2006 as regards the movement of persons with a long-stay visa<sup>28</sup>.

<sup>&</sup>lt;sup>20</sup> As last amended by Regulation (EU) No 1211/2010 of the European Parliament and of the Council of 15 December 2010 (OJ L 339, 22.12.2010, p. 6).

<sup>&</sup>lt;sup>21</sup> Council Regulation (EC) No 1683/95 of 29 May 1995 establishing a uniform format for visas - Official Journal L 164, 14.07.1995, p. 1 to 4.

<sup>&</sup>lt;sup>22</sup> Council Regulation (EC) No 334/2002 of 18 February 2002 amending Regulation (EC) No 1683/95 establishing a uniform format for visas - Official Journal L 53, 23.02.2002, p. 7 to 8.

<sup>&</sup>lt;sup>23</sup> Council Regulation (EC) No 855/2008, of 24 July 2008 amending Regulation (EC) No 168/2003 establishing a uniform format for visas as regards the numbering of visas, OJ L 235, 02.09.2008, p. 1 to 4.

<sup>&</sup>lt;sup>24</sup> Official Journal L 53, 23.02.2002.

<sup>&</sup>lt;sup>25</sup> Official Journal L 243 of 15 September 2009, p. 1

<sup>&</sup>lt;sup>26</sup> By Regulation 810/2009:

<sup>(</sup>A) the existing legal instruments governing decisions on uniform visas, visas with limited territorial validity and airport transit visas are codified;

<sup>(</sup>B) some parts of existing legislation are being developed to take account of developments and new dimensions of the visa procedure and to fill existing gaps;

<sup>(</sup>C) specify parts of existing legislation which are not applied in a harmonized manner; and

<sup>(</sup>D) provisions shall be deleted as a result of the introduction of biometric identifiers.

In particular, it should be noted that the visa code, inter alia,

<sup>1)</sup> the Common Consular Instructions cease to apply,

<sup>2)</sup> there is a need for member states to give detailed reasons for negative decisions in each visa application and to provide applicants with the harmonized rejection request;

<sup>3)</sup> the status of transit visas (type B visas) is changed by their incorporation into the provisions of short-stay visas;

<sup>4)</sup> the provisions on long-stay visas which are valid simultaneously as short-stay visas (D+C visas) are deleted; and

<sup>5)</sup> the provisions on group visas cease to apply as incompatible with the prospect of introducing biometric identifiers to be provided by visa applicants and the registration of individual applicants in the VIS.

<sup>&</sup>lt;sup>27</sup> OJ L 85, 31 March 2010, p. 1

<sup>&</sup>lt;sup>28</sup> Visas for stays of more than three months are national visas issued by one of the Member States in accordance with its legislation or EU law. These visas shall be issued in accordance with the uniform format for visas laid down in Council Regulation (EC) No 1683/95 of 29 May 1995 on the introduction of a uniform format for visas, preceded by the letter 'D' in the field specifying the type of visa. They shall be completed in accordance with Annex VII to Regulation (EC) No 810/2009 of the European Parliament and of the Council establishing a Community Code on visas ('Visa Code'). Long-stay visas shall have a period of validity not exceeding one year. If a Member State authorizes a third-country national to stay longer than one year, the long-stay visa shall be replaced before the expiry of its period of validity by a residence permit.

The question of entry and residence in the Greek territory of aliens, for reasons which include the concept of immigration, is defined by L. 4251/2014<sup>29</sup> on immigration, social integration and other provisions, since its entry into force repealed the provisions of Law 3386/2005 (A' 212) «on the entry, residence and social integration of third-country nationals into the Greek territory<sup>30</sup>» and the regulatory acts adopted by its delegation with the exception of Articles 76, 77, 78, 80, 81, 82, 83 and 89 (paragraphs 1 – 3) of L. 3386/2005, which remain in force.

Also applicable:

- JMD (Joint Ministerial Decree) No 53969/2014 (B' 2928) «determination of the amount of investment, the department responsible and supporting documents required to comply with the provisions of paragraph A of Article 16 of L. 4251/2014, as well as the number of residence permits of natural persons necessary for the proper functioning of the investment».
- JMD 24235/2014 (B' 2181) «Regulation of more specific issues of national visas included in Presidential Decree (PD) 16/2004».
- JMD 4000/3/84/13.01.2014 (B' 53) «residence and work of expatriates Turkish nationals».
- JMD 53821/2014 (B' 2962) «Determining of all risks and benefits covered, full sickness insurance cover of third-country nationals applying for or renewing a residence permit and insured with private insurers».
- JMD 51738/2014 (B' 2947) «Determining the minimum wage or minimum insurance period per insurance institution, evidence for the renewal of a residence permit of third-country nationals and other relevant matters».
- JMD No 41712/2014 (B' 2285) «Determining the amount and means of demonstrating sufficient resources for issuing an entry visa or for issuing/renewing a residence permit in the provisions of Regulation 4251/2014», as amended and in force.
- JMD 41711 (B' 2285) «Determining the competent body and the procedure for attesting the fines of the Immigration and Social inclusion Code».
- JMD No 30825/2014 (B' 1528) «Determining the documentation required for issuing national visas and for issuing and renewing a residence permit in accordance with the provisions of L. 4251/2014».
- JMD 30651/JMD (B' 1453) «Determining the category of residence permit on Humanitarian reasons, as well as the type, procedure and specific granting conditions».
- No 4000/3/10xg/14.05.2010 JMD (B' 3043) «residence and work of expatriates from Albania».
- The provisions of Article 15 of <u>L. 3536/2007 (A' 42)</u> «Specific arrangements on migration policy and other matters of competence of the Ministry of Interior, Public Administration and Decentralization».
- PD (Presidential Decree) 106/2007 (A' 135) «Free movement and residence in the Greek territory of the citizens of the European Union and their family members», as amended by Article 32 of L. 4540/22.05.2018/(A' 91).
- JMD No 23443/2011 (B' 2225) «Determining the type of residence permit issued to third-country nationals, EU citizens' partners or Greek nationals, with whom they are in an established partnership».
- PD 131/2006 (A' 143), as amended by Presidential Decrees 167/2008 (A' 223) and 113/2013 (A' 146), is maintained in force, exclusively applicable for the family reunification of those regulated under the existing legislation for beneficiaries of international protection.
- Ministerial Decree (MD) oik. 68019/2015 (B' 2272) «Amendment of 30825/2014 Joint Decision of the Ministers of Interior and Administrative Reconstruction and Foreign Affairs «Determining the documents required for issuing national visas and for issuing and renewing a residence permit in accordance with the provisions of L. 4251/2014».

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<sup>&</sup>lt;sup>29</sup> OJ 80/s. A/1.04.2014, as amended and applicable

<sup>&</sup>lt;sup>30</sup> OJ 212/s. A/23.08.2005, p. 3329

- Article 84 (External Capital Directorate) of L. 4399/2016 OJ (A' 117) 22.10.2016 "institutional framework for setting up private investment aid schemes for regional and economic development in the country establishment of a Development Council and other provisions".
- L. 4356/2015 (A' 181) "Civil partnership, exercise of rights, criminal and other provisions.
- JMD supplement by Joint Ministerial Decision No 23443/07.09.2011 establishing the type of residence permit granted to third-country nationals, EU citizens' partners or Greek nationals, with whom they have an established partnership (OJ B' 1307/13.04.2017).
- JMD oik.368/24.01.2018, replacing JMD 49122/30.09.2014 "procedure for issuing visas and residence permits to third-country nationals entering Greece for the purpose of attending training schools for pilots, engineers and cabin crew members, operating with the approval of the Civil Aviation Authority' amendment with JMD 7584/10.02.2020 [B' 1136]
- JMD 47094/2018 [B' 3678] for the 'establishment of supporting documents and procedure required for issuing a national long-stay visa (VISA - type D) to third-country nationals in the context of family reunification with refugees'

CAUTION: According to Article 5 of L. 4251/2014 there is a proportionate application of the Visa Code!<sup>31</sup>

#### III. NATIONAL VISAS - TYPE D VISAS

For the issue of a residence permit, an essential and necessary condition is that <u>all persons</u> concerned hold a special national visa, except in the specific and particular cases described in this circular. This condition applies irrespective of whether the country of issue of the travel document of the person concerned belongs to those listed in Annex I (List of third countries whose nationals are subject to the visa requirement for crossing the external borders of the Member States) or in Annex II (List of third countries whose nationals are exempt from the visa requirement when crossing the external borders of the Member States) of Council Regulation (EC) No 539/200132 of 15 March 2001, as in force as a result of the amendments made by Council Regulations [EC] No 2414/2001 of 7 December 2001<sup>33</sup>, 453/2003 of 6 March 2003<sup>34</sup>, 851/2005 of the Council of 2 June 2005<sup>35</sup>, 1932/2006 of 21 December 2006<sup>36</sup>, Council Regulation (EC) No 1244/2009 of 30 November 2009<sup>37</sup> and Regulations (EU) 1091/2010 of the European Parliament and of the Council of 24 November 2010<sup>38</sup> and 1211/2010 of the European Parliament and of the Council of 15 December 2010.<sup>39</sup>

A long-stay visa<sup>40</sup> (national visa – visa D) shall be the authorization granted by the competent Greek authorities for the entry and stay of third-country nationals on Greek territory for a period exceeding 90 days and up to 365 days, under the respective national legislation or EU law on the residence status of third-country nationals.

The competent authority for issuing a national visa shall be the Greek diplomatic or consular agency, in whose jurisdiction the applicant is legally present<sup>41</sup>.

<sup>&</sup>lt;sup>31</sup> For the rest, the provisions of Regulation No 810/2009 of the European Parliament and of the Council of 13 July 2009 (L 243) shall apply mutatis mutandis,

<sup>&</sup>lt;sup>32</sup> Official Journal L 81, 21.03.2001, p. 1

<sup>&</sup>lt;sup>33</sup> Official Journal L 327 of 12.12.2001 p. 1

<sup>34</sup> Official Journal L 69 of 13.03.2003, p. 10

<sup>&</sup>lt;sup>35</sup> Official Journal L 141, 04.06.2005 p. 3

<sup>&</sup>lt;sup>36</sup> Official Journal L 405, 30.12.2006 p. 23

<sup>&</sup>lt;sup>37</sup> Official Journal L 336, 18.12.2009 p. 1

<sup>&</sup>lt;sup>38</sup> Official Journal L 329, 14.12.2010 p. 1

<sup>&</sup>lt;sup>39</sup> Official Journal L 339, 22.12.2010 p. 6

<sup>&</sup>lt;sup>40</sup> Point (o), Article 1 of L. 4251/2014 (OJ 80, s. A', 01.04.2014)

<sup>&</sup>lt;sup>41</sup> see art. 5 par. 3 L. 4251/2014: "the visa SHALL be examined by the consular authority within the jurisdiction of which the third-country national legally resides, which shall also decide on its issue, [...] the consular authority shall examine an application lawfully submitted by a present third-country national who does not reside within its jurisdiction and takes a decision thereon, if the applicant has sufficiently substantiated the application to the consular authority concerned [...]"

#### III. a. Procedure for issuing national visas

In accordance with Article 5 par. (7) of L. 4251/2014, a national visa shall be issued in accordance with the relevant legislative provisions hereof on stay permits and its duration shall be in line with the duration of the intended stay, as the case may be. In addition, Decision No F3497.3/AP24245/2014 [B' 1820] of the Minister of Foreign Affairs sets out the general supporting documents and the procedure for granting long-term national visas.<sup>42</sup> Finally, Joint Ministerial Decision 30825/14 [B' 1528] lays down the necessary supporting documents for issuing national visas and for issuing and renewing residence permits in accordance with the provisions of L. 4251/2014.<sup>43</sup>

The national entry visa shall be issued regardless of whether or not the alien applicant is subject to an entry visa requirement under Council Regulation (EU) No 539/2001 of 15 March 2001, as amended and in force, and does not confer on its holder an irrevocable right of entry.

Compliance with all requirements (submission of general and specific supporting documents) <u>is</u> <u>without prejudice to the issuing of a national long-stay visa</u> **which is the sole responsibility of the diplomatic or consular authority.** 

#### **CAUTION:** Fingerprints are not taken as on C visas!!!

#### III. b. Fill out paper-based visa sticker fields

Long-stay visas issued shall be filled in accordance with the provisions of Annex VII to the Visa Code and in particular:

- The field 'valid FOR' is filled in with 'HELLAS'.
- The field 'number of entries' is filled in with 'MULT'.
- The field 'duration of stay days', is filled in with 'XX'.
- The field 'type of visa', is filled in with 'D'.
- The field «OBSERVATIONS» shall specify the indications provided for in this Handbook, as appropriate → National Visa Category.
- The field 'from to', indicating the period of validity of the visa, is filled in with the relevant period from 91 to 365 days.

#### III. c. Duration of national visas

It should be noted that, according to Article 5, par. (7) of L. 4251/2014, a national visa shall be issued in accordance with the relevant legislative provisions hereof on stay permits and its duration shall be in line with the duration of the intended stay, as the case may be. **National visas shall not be extended.** 

In addition, national visas issued to third-country nationals <u>normally</u> last one year (365 days) except in cases falling under Article 18 of L. 4251/2014, concerning third-country nationals entering the country for a specific purpose and for a specific period of time not exceeding one (1) year, which depends on attainment of the relevant purpose. In such cases, a national visa shall be issued by the competent consular authority, without prejudice to the general and specific provisions on visas, for a period of less than 365 days, <u>without</u> the need for the co-competent authorities to issue a residence permit. These categories are:

- B.1. Seasonal workers
- B.2. Fishermen
- B.3. Members of artistic groups
- B.4. Workers legally employed by an undertaking that is established in an Member State EU who move to Greece for the provision of a specific service, under a relevant contractual obligation

<sup>&</sup>lt;sup>42</sup> A delegating provision of Article 136(16) of L. 4251/2014 (OJ 80, s. A', 01.04.2014).

<sup>&</sup>lt;sup>43</sup> A delegating provision of Article 136(1) of L. 4245/2014 (OJ 80, s. A', 01.04.2014).

- B.5. Workers employed as specialised technical personnel by an undertaking that is established in a third country and is engaged in the provision of specific services under a procurement agreement
- B.6. Tour leaders
- B.7. Third-country tertiary education students who participate in programmes of remunerated traineeship in their field of studies
- B.8. Athletes, coaches and other accompanying specialised staff, entering the country for purposes of preparation
- B.9. Australian citizens participating in the Work and Holiday programme
- B.10. Trainees/Interns
- B.11. Flight, technical and administrative personnel entering the country to cover forest fire-fighting needs during the fire season
- B.12. Fulbright grant holders
- B.13. Learning the Greek language in teaching centres
- B.14. Participation in summer education programmes
- B.15. Business employees involved in a college education programme
- B.16. Digital nomads

#### III. d. Issue of residence permit

When issuing national visas, consular authorities should inform applicants that holding the entry visa in no way relieves them of the obligation to submit, immediately after their arrival in Greece, the request and the necessary supporting documents to the competent Aliens and Immigration Department of the Decentralized administration of their place of residence or stay in order to obtain the corresponding residence permits (Article 7 par. (1) of L. 4251/2014).

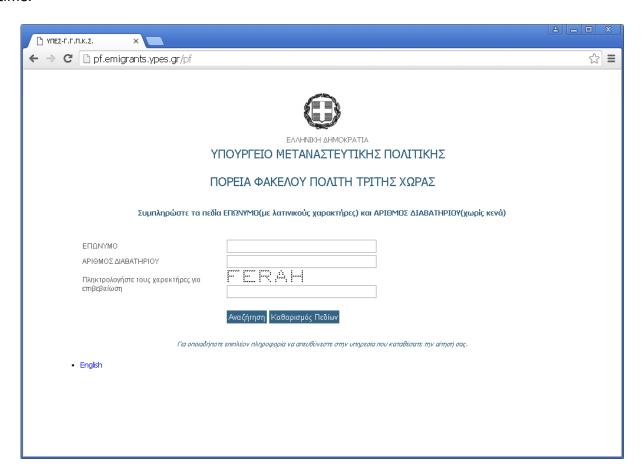
#### Withdrawal of a residence permit

In accordance with Article 24 of L. 4251/2014 a residence permit shall not be issued or renewed, or shall be withdrawn if:

- 1 The requirements of this Code are not met no longer or at all;
- b. An official document issued by a competent Greek authority or a final court judgment declares that false or misleading information, false or falsified documents were used, that fraud was otherwise committed or other unlawful means were used for the issue of the residence permit;
- c. The applicant fails to respond within two months to a written notice relating to any matter pertinent to the issue of the residence permit. The applicant may submit an application for reconsideration within one month from notice that his application has been rejected.
- 2. If an issued residence permit is withdrawn or the request for the issue or renewal of a residence permit is rejected, the services competent as appropriate shall issue a return decision pursuant to the provisions of Article 16 to 41 of Law 3907/2011.

#### III. e. Verification of validity of residence permit, file route for residence permit issue

On the website of the Ministry of Immigration and Asylum, a special form http://pf.emigrants.ypes.gr/pf can be found in which consular authorities can search for the travel details of the third-country national's file for a residence permit (including issued residence permits, certificates for lodging an application<sup>44</sup> for a residence permit of 'blue attestations' of annual duration, Special legal residence certificates (temporary residence permits until a final decision has been taken by the administrative Court, as well as applications rejected). The website is updated in real time.



#### III. f. Rights of holders of national visas

The entry visa does not automatically confer any further rights (e.g., the right to employment or self-employment), but it should also be accompanied by a corresponding certificate of lodging an application<sup>45</sup> for the residence permit. The residence permit is the legal instrument providing the necessary certification by the competent Greek authorities and allowing the third-country national to

<sup>&</sup>lt;sup>44</sup> Point (q) of Article 1 of L. 4251/2014 (OJ 80, s. A', 01.04.2014) attestation of application: A document certifying temporary legal residence, of an annual duration, issued by the competent authorities for the submission of applications from third-country nationals for the granting or renewal of residence permits, provided that the required supporting documents are complete. This certificate does not confer the right to move within the Schengen area. In exceptional circumstances it may confer the right of the holder to leave another third country outside the Schengen Member States, by decision of the Minister for Public policy and Civil Protection. In that case, a period of return shall be set after which the holder of the certificate is no longer accepted in Greek territory.

<sup>&</sup>lt;sup>45</sup> Point (q) of Article 1 of L. 4251/2014 (OJ 80, s. A', 01.04.2014) attestation of application: A document certifying temporary legal residence, of an annual duration, issued by the competent authorities for the submission of applications from third-country nationals for the granting or renewal of residence permits, provided that the required supporting documents are complete. This certificate does not confer the right to move within the Schengen area. In exceptional circumstances it may confer the right of the holder to leave another third country outside the Schengen Member States –, by decision of the Minister for Public Policy and Civil Protection. In that case, a period of return shall be set after which the holder of the certificate is no longer accepted in Greek territory.

reside legally on the Greek territory and to derive all the rights conferred upon him by national immigration legislation 46.

It should be noted that since 5 April 2010, when the Visa Code and Regulation 265/2010<sup>47</sup> entered into force, the principle of equivalence between residence permits and long-stay visas has been introduced with regard to the free movement of the holder in the Schengen area. Consequently, any third-country national holding a national long-stay visa issued by member states and having a period of validity of up to one (1) year may travel to other member states for 90 days in any 180-day period under the same conditions, which are valid for the holder of a residence permit<sup>48</sup>.

#### III. g. General supporting documents and procedure for issuing national visas.

Third-country nationals wishing to obtain a national long-stay visa shall be required to appear in person with the Greek diplomatic mission or consular office of their legal residence <u>and, regardless of</u> the category of national visa which will be issued to them:

- be interviewed for establishing the purpose of entering and staying in Greece<sup>49</sup>,
- submit the general supporting documents provided for in F3497.3/AP24245/2014 [B' 1820] Decision of the Minister of Foreign Affairs and the specific supporting documents set out in JMD 30825/2014 [B' 1528].
- pay the required fees as set out in the national legislation in force.

#### **CAUTION:** Fingerprints are not taken as on C visas!!!

A long-stay visa (national visa – Visa D) may be granted under the following general conditions, provided that the applicant third country-national submits to the relevant diplomatic or consular authority of:

#### **GENERAL SUPPORTING DOCUMENTS**

- A fully completed and signed application form for a long-stay national visa, accompanied by a recent, coloured photograph of the applicant, which shall comply with the relevant ICAO-defined specifications. The application shall be in the form of a solemn statement provided for in the provisions of paragraph 6 of Article 22 of L. 1599/1986 declaring that the included data are true and the supporting documents are not false or falsified.
- Passport or other travel document recognized by the competent Greek authorities which meets the following criteria: (a) it shall be valid for at least three months from the date of intended departure from the territory of the Member States of the Schengen enhanced cooperation, or, in the case of more visits, after the last scheduled date of departure from the territory of the Member States, however, in justified cases of urgency, this obligation may be waived; (b) it shall contain at least two blank pages, (c) it has been issued within the previous decade<sup>50</sup>.
- A certificate of criminal record from the foreign authorities certifying the applicant's criminal record in his country of residence. In cases where it is established that the applicant has resided in a country other than his or her country of origin, for more than one year before the application for a visa,

<sup>48</sup> That is, if it fulfills the conditions of Article 5, § 1, points (a), (c), (d) and (e) of Regulation (EC) No 562/2006 = Schengen borders Code.

<sup>&</sup>lt;sup>46</sup> Council Regulation (EC) No 1030/2002 of 13 June 2002 establishing a uniform format for residence permits for third-country nationals. Article 1(2) (a) (Official Journal of the European Communities No L 157, 15/06/2002, p. 0001 – 0007).

<sup>47</sup> OJ L 85, 31 March 2010, p. 1

<sup>&</sup>lt;sup>49</sup> Caution: According to paragraph 4 of art. 7 of L. 4251/2014: "No change of purpose is allowed for license holders residence'

<sup>&</sup>lt;sup>50</sup> In the event of non-recognition of the travel document by Greece, the competent diplomatic or consular office may issue a national long-stay visa to the third-country national on a uniform format as laid down in Council Regulation (EC) No 333/2002 of 18 February 2002, Establishing a uniform format for forms for affixing the visa issued by the Member States to holders of travel documents not recognized by the issuing Member State (Article 2(8) of Regulation (EC) No 810/2009 (Visa Code/Official Journal L 53, 23.02.2002).

the consular authority may, in addition, request a criminal record from the country of nationality of the alien, if the country of residence does not require a criminal record from the country of nationality to issue a residence permit<sup>51</sup>.

In cases where a final judgment exists, whatever the sentence, in order to establish the relevance of the offence to grounds which pose a threat to public policy and security, specific reasons shall be sought and parameters weighted, such as the seriousness of the offence, the recidivism and the general misconduct of the third-country national.

- A medical certificate from a recognized state or private body, showing that the applicant does not suffer from a disease capable of posing a risk to public health in accordance with the international data of the World Health Organization (WHO) and the EU acquis, as well as other infectious, contagious or parasitic diseases, which require measures to protect public health (more information on infectious diseases can be found on the website of the Hellenic National Public Health Organization EODY).
- **travel insurance**, with a period of validity equal to the visa issued, as a minimum, which covers the costs that may arise in the event of repatriation for medical reasons, for emergency medical care and/or emergency hospital care.

  and in addition, the applicant should
- not to be considered as a threat to public order, internal security, public health or international relations and not be registered as persona non grata (undesirable alien) in national databases.

In order to establish that there are no conditions for refusing entry in Article 4 par. (2) of L. 4251/2014, the competent diplomatic mission and consular office may require additional supporting documents.

As referred to in Article 3 par. 5 of the MD F3497.3/Ap24245 (B' 1820) 03.07.2014 compliance with the requirements of the MD which sets out the general supporting documents does not prejudge the issue of a national long-stay visa, which is the exclusive competence of the Diplomatic Authority.

#### III. h. Grounds for refusal of a national visa

Requests for a long-stay visa, if the required conditions are not met and the necessary supporting documents as required by our national legislation and mentioned in this note are not submitted, must be rejected.

#### **Grounds for refusal to enter**

On the basis of the details set out in this note, consular authorities shall issue national visas (Type D visas), on a case by case basis, provided that the conditions are met, the persons concerned appear to the responsible consular office<sup>52</sup> and provide the necessary supporting documents, and in addition there are no grounds for refusing entry as referred to in Article 4 par. 2 of L. 4251/2014.

In particular, the third-country national should meet the following criteria:

1. Have a valid travel document<sup>53</sup> or documents recognised by the Greek State which authorise border crossing;

<sup>&</sup>lt;sup>51</sup> In addition, the Greek consular authority may request a general-purpose criminal record of its own motion from a Greek Public Prosecutor in the case of a third-country national residing in Greece.

<sup>&</sup>lt;sup>52</sup> In accordance with the Visa Code (Article 6) the application is examined by the consulate of the competent Member State within the jurisdiction of which the applicant legally resides, which shall decide on it. A consulate of the competent Member State shall examine an application that has been lawfully submitted by a third-country national present but who does not reside within its jurisdiction and take a decision thereon, if the applicant has justified the lodging of the application at that consulate.

<sup>&</sup>lt;sup>53</sup> Paragraph 1, Article 5, point (a) L. 4251/2014 (OJ 80, s. A', 01.04.2014) '(a) its validity shall be at least three months after the planned date of departure from the territory of the Member States of the European Union or, in the case of more visits, after the last scheduled date of departure from the territory of the Member States, in a justified emergency, this obligation may be waived; (b) it contains at least two blank pages; (c) it was issued within the previous 10 years.

- Justifies the purpose and conditions of the intended stay, has sufficient means of subsistence, both for the period of the intended stay and for the return to the country of origin or transit to a third State into which he/she is certain to be admitted, or is in position to acquire such means lawfully;
- 3. No negative entry<sup>54</sup> shall result from the mandatory and non-exceptional cross-referencing of the identity data with the entries included in the Schengen information System (SIS) <sup>55</sup> and/or the National List of Undesirable aliens (EKANA)<sup>56</sup>,
- 4. Is not considered a threat to public policy, national security, public health or the international relations of one of the EU Member States, particularly if registered in the national databases of undesirable aliens to whom entry is prohibited in accordance with Article 82 of Law 3386/2005, as in force; <sup>57</sup>.
- 5. The passport or other travel document held ensures his/her return to the country of origin or nationality or to a third country;
- 6. Is not involved in any way in the smuggling of immigrants by an organised criminal group.
- 7. Has not submitted a forged/falsified travel document;.
- 8. Has not submitted forged or falsified documentation, or there is reasonable doubt as to the accuracy of the documentation submitted or the reliability of the applicant's statements.
- 9. There are no substantiated counter-indications from the interview (e.g. proof from the interview and the documents provided that the applicant has no intention of staying in Greece or doubts as to the actual purpose of entering the country<sup>58</sup>).

This may be, in particular, the case of:

(a) an alien who has been convicted of a criminal offense by a custodial sentence of at least one year;

(b) an alien against whom there are reasonable grounds for suspecting that he has committed serious criminal offenses, including those referred to in article 71 (prevention and repression of illicit traffic in narcotic drugs and psychotropic substances); or at whose expense there is a real indication that s/he intends to carry out similar operations in the territory of a contracting party.

Decisions may also be based on the fact that the alien has been the subject of an immediate and non-suspended removal, expulsion or deportation measure which includes or is accompanied by an entry ban or, where appropriate, residence ban and is based on non-compliance with national regulations on the entry or residence of aliens.'

- <sup>56</sup> In the national list of undesirable aliens, they shall be entered in accordance with JMD 4000/4/32 ib'/ 4 September 2006 setting the criteria and the procedure for the registration and deletion of aliens from the national list of undesirable aliens
- a. Aliens ordered to be expelled from the country on the basis of a judicial or administrative decision.
- b. Aliens whose presence on Greek territory constitutes a threat to national or public security or public order. Such a threat exists especially when there is evidence that the alien has committed a serious crime is at risk of has carried out preparatory acts for such an act
- c. Aliens for whom there are public health reasons as defined in subparagraph d' of paragraph 1 of Article 76 of L. 3386/2005.

Aliens who are registered in the EU are also registered in the Schengen information System, provided that the conditions of Article 94 of the Convention Implementing the Schengen Agreement (CISA) are met.

<sup>57</sup> The concept of public policy and security includes the issuing of a final sentence for a crime or a misdemeanour to a custodial sentence of at least one (1) year. In cases where by a final judgment, a lower penalty is imposed, in order to establish the relevance of the offense to reasons which pose a threat to public policy and security, specific reasons should be sought and the individual parameters, such as the seriousness of the offense, the recidivism and the general misconduct of the third-country national, weighed down.

<sup>&</sup>lt;sup>54</sup> Where a negative alert has arisen in the SIS and if the competent Consulate considers that there are essential humanitarian or international obligations, a request fully documented in this respect shall be sent to the Central Office (C4-Directorate) to carry out, in accordance with Article 25 of the Convention implementing the Schengen Agreement, Consultation with the Member-State, which has registered the person concerned.

<sup>&</sup>lt;sup>55</sup> According to Article 96 of the Convention implementing the Schengen Agreement, 'Decisions (for entering persons in the SIS - Schengen information System - for refusing entry) may be based on the threat to public policy or public security that the presence of an alien on national territory may constitute.

<sup>&</sup>lt;sup>58</sup> Point (g) Article 4 grounds for refusal of entry, L. 4251/2014 (OJ 80, s. A', 01.04.2014) '(g) Travels to Greece with the purpose of staying on grounds which require the issue of a residence permit, and is in no possession of the required national visa:.

It should be noted that the existence of a valid Schengen visa in a third-country national's passport is not a reason to refuse a national entry visa or to cancel/withdraw the Schengen visa in order to obtain the national visa.<sup>59</sup> In addition, the national visa is issued for another purpose, is for multiple entries and is, as a rule, a condition for issuing a residence permit.

#### Reasoned statement for rejection of the visa application.

In this case, there is an obligation on the diplomatic mission or consular office, using the models in Annex 3, to issue a written decision on rejecting applications for the granting of a visa with **specific reasoning**, keeping in its record a copy signed by the applicant; such a copy which is considered necessary and essential to the possible verification of the legality of the decision of the diplomatic or consular authority.

All decisions rejecting visa applications, taken by diplomatic and consular authorities, shall be reasoned. Cases relating to the categories of third-country nationals below also require specific reasoning, provided that there are reasons of public policy and security<sup>60</sup>:

- a. Third-country nationals who are family members of a Greek national (Schengen visa).
- b. Third-country nationals, family members of a national of another EU Member State (Schengen visa).
- c. Third-country nationals whose entry, residence, settlement and employment in Greece are required under EU law (Schengen visa).
- d. Beneficiaries of international protection and their family members. (national visa).
- e. Third-country nationals who are employed in companies established in another EU Member State and move to Greece to carry out work activities under a relevant contractual obligation (national visa).

The reasoned decision on rejecting applications for the granting of a visa shall state explicitly that the person concerned whose application has been rejected may, in accordance with our national law, appeal against the decision before the Court of Justice competent to hear the relevant actions for annulment. In accordance with Article 15 of L. 3068/2002 on "compliance of the Administration with court judgments, promotion of judges of the ordinary administrative courts to the rank of Councillor of the State and other provisions" as amended and applicable 62, the competent court is:

- (a) the three-Member administrative court of First Instance for annulments arising from appealing against individual administrative acts adopted pursuant to Aliens Law in general, without prejudice to paragraph 3. The judgments of the administrative courts of first instance in respect of such applications shall be appealed to the Council of State, which in all other respects shall apply the provisions of Article 5 of L. 702/1977.
- (b) the three-member administrative court of appeal for annulments arising from appealing against individual administrative acts relating to:

<sup>&</sup>lt;sup>59</sup> «1.a visa shall be revoked if it becomes apparent that the conditions for issuing the visa were not met at the time it was issued, in particular where there are serious grounds for believing that the visa was obtained by fraud. The visa shall in principle be revoked by the competent authorities of the Member State which issued it. The visa may be revoked by the competent authorities of another Member State, in which case the authorities of the Member State which issued it shall be informed of such withdrawal.

<sup>2.</sup> A visa shall be revoked if it becomes apparent that the conditions for issuing the visa are no longer fulfilled. The visa shall be revoked in principle by the competent authorities of the member state which granted it. The visa may be revoked by the competent authorities of another Member State, in which case the authorities of the Member State which issued it shall be informed of such revocation.

<sup>3.</sup> The visa may be revoked at the request of the holder. The competent authorities of the Member State which issued the visa shall be informed of such withdrawal.

<sup>4.</sup> If the visa holder is unable to produce at the border one or more of the supporting documents referred to in Article 14 par. (3), it shall not be obtained».

<sup>&</sup>lt;sup>60</sup> Paragraph 1, Article 4, L. 4251/2014 (OJ 80, s. A', 01.04.2014).

<sup>&</sup>lt;sup>61</sup> OJ 274/s. A'/14.11.2002

 $<sup>^{62}</sup>$  L. 3900/2010 on streamlining procedures and speeding up administrative proceedings and other provisions, OJ 213/s. A/17.12.2010, page 4413

- (a) the recognition of an alien as a refugee within the meaning of the Geneva Convention, which was ratified by the sole Article of L.D. 3989/1959 (OJ 201 A') and the related New York Protocol of 1967, which was ratified by the sole Article of L. 389/1968 (OJ 125 A'),
- (b) the acquisition and loss of Greek citizenship.

The information shall also mention the possibility of submitting the application for annulment with a Greek administrative authority, the compulsory drawing up of the application in Greek, the compulsory signing of the application by a Greek lawyer or by the person concerned himself, who should, however, in the latter case, be present at the hearing of the case with an attorney-at-law (Article 17 par. 4 of PD 18/1989), the deadline for the submission of an application for annulment, which, in the case of persons residing abroad, is 90 days and starts on the day following the service of the act or notification of its content.

According to Presidential Decree 16/2014 and Decision No 24235/2014 (B' 2181):

VISA CATEGORY	FEE
A. 1 RECALLING - EMPLOYMENT	EUR 180
<b>A.2.1.</b> BOARD MEMBERS, SHAREHOLDERS,	EUR 180
MANAGERS, LEGAL REPRESENTATIVES AND	
SENIOR EXECUTIVES (GENERAL MANAGERS,	
DIRECTORS) OF UNDERTAKINGS ESTABLISHED	
IN GREECE	
+ FAMILY MEMBERS (F. 1)	EUR 180
A.2.2. STAFF OF DOMESTIC UNDERTAKINGS	EUR 180
WHICH MARKET PRODUCTS AND PROVIDE	
TECHNICAL SUPPORT TO FOREIGN	
UNDERTAKINGS AND CONSUMERS UNDER AN	
AGREEMENT FOR THE PROVISION OF	
SERVICES OR WORK MADE BY A FOREIGN	
COMPANY	FUD 400
+ FAMILY MEMBERS (F. 1)	EUR 180
A.2.3. EMPLOYEES WORKING AS LEGAL	EUR 180
REPRESENTATIVES, DIRECTORS AND STAFF OF	
UNDERTAKINGS, UNDER SPECIAL INTERSTATE	
AGREEMENTS OR MOTIONS FROM	
COMPETENT GREEK AUTHORITIES	FUD 100
+ FAMILY MEMBERS (F. 1)	EUR 180
A.2.4. MANAGERS, ADMINISTRATIVE OR	EUR 180
TECHNICAL STAFF OF UNDERTAKINGS	
WORKING IN MARITIME RESEARCH, EXPLORATION AND EXTRACTION OF	
HYDROCARBONS	
+ FAMILY MEMBERS (F. 1)	EUR 180
A.2.5. STAFF AND LEGAL REPRESENTATIVES	EUR 180
WORKING IN SHIPPING, INDUSTRIAL,	LON 100
CONSTRUCTION OR OTHER UNDERTAKINGS	
+ FAMILY MEMBERS (F. 1)	EUR 180
A.2.6. TECHNICAL PERSONNEL EMPLOYED BY	EUR 180
INDUSTRIES OR MINES	100
+ FAMILY MEMBERS (F. 1)	EUR 180
A.2.7. ATHLETES AND COACHES OF SPORTS	EUR 180
+ FAMILY MEMBERS (F. 1)	EUR 180
A.2.8. INTELLECTUAL OR ARTISTIC CREATORS	EUR 180
+ FAMILY MEMBERS (F. 1)	EUR 180
A.2.9. MINISTERS FOR THE PREVAILING	EUR 180
RELIGION OR ANY KNOWN RELIGION	
+ FAMILY MEMBERS (F. 1)	EUR 180
A.2.10. FOREIGN PRESS CORRESPONDENTS	EUR 180
+ FAMILY MEMBERS (F. 1)	EUR 180
A.2.11. MEMBERS OF FOREIGN SCHOOLS OF	EUR 180
ARCHAEOLOGY THE SCIENTIFIC ACTIVITY OF	
WHICH IS SUBJECT TO THE SUPERVISION OF	
THE MINISTRY FOR CULTURE AND SPORTS	
+ FAMILY MEMBERS (F. 1)	EUR 180
	EUR 180

<b>A.2.12.</b> EDUCATION PROFESSIONALS OF THE	
MINORITY SCHOOLS OF THRACE AND FOREIGN	
SCHOOLS WHOSE OPERATION IN GREECE HAS	
BEEN AUTHORISED BY THE MINISTER FOR	
EDUCATION AND RELIGIOUS AFFAIRS.	
EDUCATION PROFESSIONALS OF PRIVATE AND	
EQUIVALENT SCHOOLS TEACHING IN THEIR	
MOTHER TONGUE	
+ FAMILY MEMBERS (F. 1)	EUR 180
A.2.13. AIDES FOR PERSONS WITH	EUR 180
DISABILITIES ENTERING FOR THE	
IMPLEMENTATION OF STRATEGIC	
INVESTMENTS	
A.3.1. INVESTORS	EUR 180
+ FAMILY MEMBERS (F. 1)	EUR 180
A.3.2. SENIOR EXECUTIVES, FINANCIAL AND	EUR 180
LEGAL ADVISORS, EXPERTS AND MIDDLE	
EXECUTIVES, SPECIALISED EMPLOYEES OR	
WORKERS EXPERTS INVOLVED IN THE	
IMPLEMENTATION OF AN INVESTMENT	
+ FAMILY MEMBERS (F. 1)	EUR 180
A.3.3. STRATEGIC INVESTORS	FREE OF CHARGE
+ FAMILY MEMBERS (F. 1)	FREE OF CHARGE
A.3.4. STAFF WORKING ON STRATEGIC	EUR 180
INVESTMENTS	
+ FAMILY MEMBERS (F. 1)	EUR 180
A.3.5. INVESTORS IN SECURITIES OR BANK	EUR 180
DEPOSITS	
+ FAMILY MEMBERS (F. 1)	EUR 180
Caution: They can also request Schengen	
Type C visa (In which case a C-visa fee	
applies)	
A.4. HIGHLY QUALIFIED EMPLOYMENT EU	EUR 180
"BLUE CARD"	
+ FAMILY MEMBERS (F. 1)	EUR 180
<b>A.5.</b> INTRA-CORPORATE TRANSFER - ICT'S	EUR 180
+ FAMILY MEMBERS (F. 1)	EUR 180
<b>B.1.</b> SEASONAL WORKERS	EUR 75
Including bilateral agreements with Albania	
(up to 6 months)	
B.2. FISHERMEN	EUR 75
Including the bilateral agreement with Egypt	
up to 11 months	
<b>B.3.</b> MEMBERS OF ARTISTIC GROUPS	EUR 75
up to 12 months	
	+ Administrative Fee 150 Euro
<b>B.4.</b> THIRD-COUNTRY NATIONALS WHO MOVE	EUR 75
FROM UNDERTAKINGS ESTABLISHED IN EU OR	
EEA MEMBER STATES WITH THE PURPOSE OF	+ Administrative Fee 150 Euro
PROVIDING SERVICE	
up to 12 months	

B.E. THIRD COLINTRY MATIONALS WILLO MOVE	EUR 75
<b>B.5.</b> THIRD-COUNTRY NATIONALS WHO MOVE	EUR 75
FROM UNDERTAKINGS ESTABLISHED IN THIRD	
COUNTRIES WITH THE PURPOSE OF	+ Administrative fee 150 EUR
PROVIDING SERVICES	
up to 6 months	
<b>B.6.</b> TOUR-LEADERS	EUR 75
up to 8 months	
-	+ Administrative fee 150 EUR
<b>B.7.</b> THIRD-COUNTRY NATIONALS WHO ARE	EUR 75
TERTIARY EDUCATION STUDENTS	
PARTICIPATING IN TRAINEESHIP	+ Administrative fee 150 EUR
PROGRAMMES	Administrative ree 130 Lon
up to 6 months	FUD 75
<b>B.8.</b> ATHLETES, COACHES AND OTHER	EUR 75
ACCOMPANYING SPECIALISED STAFF,	+ Administrative fee 150 EUR
ENTERING THE COUNTRY FOR PURPOSES OF	
PREPARATION	
up to 6 months	
<b>B.9.</b> AUSTRALIAN CITIZENS PARTICIPATING IN	EUR 75
THE YOUTH MOBILITY PROGRAM, IN LINE	
WITH THE MEMORANDUM OF	+ Administrative fee 150 EUR
UNDERSTANDING BETWEEN GREECE AND	
AUSTRALIA (WORK AND HOLIDAY VISA)	
up to 12 months	
<b>B.10.</b> TRAINEES/INTERNS ACCORDING TO LAW	EUR 75
•	EUR 75
4666/2020	Adulate at a fee 450 SUD
	+ Administrative fee 150 EUR
B.11. FLIGHT, TECHNICAL AND	EUR 75
ADMINISTRATIVE PERSONNEL ENTERING THE	
COUNTRY TO COVER FOREST FIRE-FIGHTING	+ Administrative fee 150 EUR
NEEDS DURING THE FIRE SEASON	
<b>B.12.</b> FULBRIGHT SCHOLARSHIP HOLDERS	
<b>B.13.</b> GREEK LANGUAGE LEARNERS IN	EUR 75
UNIVERSITY LANGUAGE CENTRES	+ Administrative fee 150 EUR
<b>B.14.</b> PARTICIPATION IN SUMMER EDUCATION	EUR 75
PROGRAMMES	+ Administrative fee 150 EUR
up to 7 months	
<b>B.15.</b> BUSINESS EMPLOYEES INVOLVED IN A	EUR 75
COLLEGE EDUCATION PROGRAMME	+ Administrative fee 150 EUR
up to 12 months	- Administrative fee 150 Lon
up to 12 months	
L EARAH V MENADEDS	ELID 7E
+ FAMILY MEMBERS	EUR 75
BAC DIGITAL NOVERS	+ Administrative fee 150 EUR
B.16. DIGITAL NOMADS	EUR 75
up to 12 months	+ Administrative fee 150 EUR
+ FAMILY MEMBERS	EUR 75
	+ Administrative fee 150 EUR

C.1.1. HUMANITARIAN REASONS - MINORS WHOSE CUSTODY HAS BEEN GRANTED UNDER A COURT JUDGMENT TO FAMILIES OF THIRD- COUNTRY NATIONALS WITH PERMANENT RESIDENCE IN THE COUNTRY OR IN THE PROCESS OF ADOPTION	EUR 90
C.1.2. HUMAN REASONS – MINORS IN BOARDING HOUSES	EUR 90
C.1.3. FAMILY REUNIFICATION OF REFUGEES	EUR 90
C.2.1. OFFICIALS OF DIPLOMATIC MISSIONS AND CONSULAR POSTS OR OFFICIALS OF INTERNATIONAL ORGANISATIONS IN PLACEMENT AS WELL AS SPOUSES AND CHILDREN UP TO 20 YEARS OLD	FREE OF CHARGE under the condition of reciprocity
C.3 PUBLIC INTEREST	EUR 180
up to 12 months	
+ FAMILY MEMBERS (F. 1)	EUR 180
C.4.1. FINANCIALLY INDEPENDENT	EUR 180
INDIVIDUALS	EUR 180
+ FAMILY MEMBERS (F. 1)	
<b>C.4.2.</b> REAL ESTATE OWNERS AND PERSONS	
INTERESTED IN INVESTING IN REAL ESTATE	EUR 180
+ FAMILY MEMBERS (F. 1)	EUR 180
Caution: They can also request Schengen Type C visa (In which case a C-visa fee applies)	
C.4.3. ADULT CHILDREN OVER 20 YEARS OF AGE, OF FAMILIES OF DIPLOMATIC, ADMINISTRATIVE OR TECHNICAL STAFF DIPLOMATIC MISSIONS AND CONSULAR POSTS AND SPECIAL CONSULAR STAFF	Subject to reciprocity, visas on diplomatic and service passports shall be issued free of charge, otherwise:  EUR 180
C.4.4. DEPENDENTS, FIRST-DEGREE ANTECEDENTS OF FAMILIES OF DIPLOMATIC, ADMINISTRATIVE OR TECHNICAL STAFF DIPLOMATIC MISSIONS AND CONSULAR POSTS AND SPECIAL CONSULAR STAFF	EUR 180
C.4.5. DOMESTIC AID STAFF OF FAMILIES OF DIPLOMATIC MISSIONS	Subject to reciprocity, visas on diplomatic and service passports shall be issued free of charge, otherwise: EUR 180
C.4.6. STUDY OR ACQUAINTANCE WITH	EUR 90
MONASTICISM OF MOUNT ATHOS	
C.4.7. ACQUAINTANCE WITH MONASTICISM	EUR 90
C.4.8. STUDENTS OF SCHOOLS FOR AIRCRAFT	EUR 180
OPERATORS AND PROFESSIONAL	
PILOTS/PILOT INSTRUCTORS	
C.4.9. STUDENTS OF MUSIC SCHOOLS	EUR 90
RECOGNIZED BY THE STATE	

C 4 40 ENTRY FOR MEDICAL NUIDCING AND	FUD 400
C.4.10. ENTRY FOR MEDICAL NURSING AND	EUR 180
PALLIATIVE CARE	5UD 400
+ FAMILY MEMBERS (F. 1)	EUR 180
C.5. YOUTH MOBILITY AGREEMENT WITH	
CANADA	
<b>D.1.1.</b> UNIVERSITY STUDENTS	EUR 90
D.2. VOLUNTARY WORK	EUR 90
<b>D.3.1.</b> RESEARCHERS	EUR 90
+ FAMILY MEMBERS (F. 1)	EUR 180
<b>D.4.1.</b> PROFESSIONAL TRAINING	EUR 90
<b>D.4.2.</b> SCHOLARSHIP HOLDERS	EUR 90
<b>D.4.3.</b> SPECIFIC PROGRAMMES/ERASMUS +	EUR 90
<b>D.4.4.</b> MILITARY AND SECURITY FORCES	EUR 90
SCHOOLS	
<b>D.4.5.</b> MEDICAL SPECIALTY EDUCATION AND	EUR 90
TRAINING	
+ FAMILY MEMBERS (F. 1)	EUR 180
D.4.6. ATHONITE/ATHONIAS ACADEMY	EUR 90
F.1 FAMILY REUNIFICATION	EUR 90
ENTRY VISA FOR THIRD COUNTRY NATIONALS'	
FAMILY MEMBERS	
(based on art. 69-77 N.4251/2014)	
F.2.6. FAMILY REUNIFICATION FOR FAMILY	EUR 20
MEMBERS OF REPATRIATED GREEK	
EXPATRIATES HOLDERS OF THE EXPATRIATE	
IDENTITY CARD	
F.2.7. EXPATRIATES FROM ALBANIA AND	EUR 20
FAMILY MEMBERS	
F.2.8. EXPATRIATES FROM TURKEY AND	EUR 20
FAMILY MEMBERS	
	1

CAUTION: Citizens of New Zealand are granted a national visa free of charge on the basis of a bilateral agreement (valid as of 6/1/1962)<sup>63</sup>

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<sup>&</sup>lt;sup>63</sup> A bilateral agreement between Greece and New Zealand approved by an act of the Council of Ministers in 1962 (OJ A' 31) which is in force (a copy of the agreement is available on the official page of the New Zealand Ministry of Foreign Affairs <a href="https://www.treaties.mfat.govt.nz/search/details/t/1089">https://www.treaties.mfat.govt.nz/search/details/t/1089</a>) and is directly applicable under No. 2 point A4 (b) of PD 16/2014.

(A) ADMISSION FOR SELF-EMPLOYMENT, SPECIAL GROUNDS, INVESTMENT ACTIVITY AND HIGHLY	/_
SKILLED EMPLOYMENT	

As referred to in Articles 11, 12 and 15 of L. 4251/2014<sup>64</sup>, the Decision of the Minister of Foreign Affairs 3497.3/AP24245/OJ B' 1820/03.07.2014, and JMD 30825 OJ B' 1528/06.06.2014<sup>65</sup> an alien who wishes to be employed in Greece under a labour contract<sup>66</sup>, to a specific employer and with a specific type of employment, may be granted, following a personal appearance and interview, a national visa, which states, in the national data area **«OBSERVATIONS»** of the visa sticker, the note **«A. 1 employees»**.

An employer who wishes to hire personnel for purposes of paid employment, based on the posts included in the joint ministerial decision referred to in Article 11 of Law 4251/2014<sup>67</sup>, shall lodge an application with the competent agency of the decentralised administration in his area of residence, stating the number of posts, the details and nationality of the third-country nationals to be employed, the speciality, and the duration of employment. The application shall be accompanied by: (a) an effective labour contract (please note: may be open-ended) for at least one year in Greece, demonstrating that the remuneration is at least equal to the monthly remunerations payable to unskilled workers, and (b) a tax clearance note or a copy of tax statement demonstrating the employer's ability to pay the monthly remuneration as set out in the labour contract.

Together with the application, the employer shall file proof of payment of an EUR 200 fee for each third-country national whom he wishes to employ, which shall be collected on behalf of the State and shall not be reimbursed.

After the national visa has been issued by the competent Aliens' Office of the Decentralized administration, there can be sent to the diplomatic or consular authorities either by post or, at the request of the employer concerned and, provided that he bears the mail costs, by courier of Hellenic Post (ELTA) or private companies<sup>68</sup>:

The relevant act of the Secretary-General of the competent Decentralized Administration authorizing employment to a particular employer. The above approval is granted on the basis of the current Joint Ministerial Decision issued within the last quarter of every other year, in accordance with Article 11 of L. 4251/2014 and determining the maximum number of paid employment posts offered to third-country nationals per region and speciality.

<sup>&</sup>lt;sup>64</sup> L. 4251/2014 (OJ A' 80, 01.04.2014), as amended by L. 4546/2018, applicable

<sup>&</sup>lt;sup>65</sup> JMD 30825 "establishment of documentation necessary for issuing national visas and for issuing and renewing a residence permit in accordance with the provisions of the L. 4251/2014 (OJ B' 1528, 06.06.2014).

<sup>&</sup>lt;sup>66</sup> Point (k) Article 1, L. 4251/2014 (OJ 80, s. A', 01.04.2014) states: Procedure which enables a third-country national to enter and reside in Greece in order to provide paid work to a specific employer, in a specific field of employment.

<sup>&</sup>lt;sup>67</sup> A decision of the Ministers for the Interior, Foreign Affairs, Development & Competitiveness, Shipping & the Aegean, Labour, Social Security & Welfare, issued within the last quarter of every other year, shall determine the maximum number of paid employment posts offered to third-country nationals per region and speciality. The same decision may make provisions for increase in the maximum number of posts up to 10% in order to meet any contingencies, and any other relevant details.

This shall be without prejudice to the adoption of a joint decision by the relevant Ministers of Foreign Affairs, Home Affairs and Labour, Social Security and welfare on the suspension of transfers from third countries on grounds of national interest, national economy or bilateral relations, in particular, where a particular third country does not cooperate in the field of returns for its citizens.

<sup>&</sup>lt;sup>68</sup> Article 12 par. (4) of L. 4251/2014 and in JMD 12514/11/12.05.2011 stipulate that: 'The authorisations for employment in Greece shall be forwarded by the decentralised administrations to the relevant consulates either by mail or at the request of the interested employer, provided that the latter shall pay the delivery costs, by courier of the Hellenic Post or a private company at the request of the interested employer, on condition that the latter shall pay the delivery costs. In all cases, the relevant consulates shall also receive by mail lists with the authorisations for all cases of hires, pursuant to this Code.'

- A certified copy of an effective labour contract <sup>69</sup> for at least one year in Greece, with the employer's signature certified by a public service, demonstrating that the remuneration is at least equal to the monthly remunerations payable to unskilled workers <sup>70</sup>, as defined in the national General Collective Labour Agreement, as well as the period of employment, or a solemn statement with the employer's signature certified by a public service, demonstrating that the remuneration is at least equal to the monthly remunerations payable to unskilled workers, as defined by the National General Collective Labour Agreement and the period of employment.
- The general supporting documents set out in F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

The competent Greek consular authority shall invite the third-country nationals concerned, for whom the above-mentioned authorization for entry into Greece for the purpose of employment has been issued. The individuals concerned shall appear in person to the said office in order to sign the relevant labour contract and be issued the national visa, otherwise respecting the general and specific provisions on visas.

In addition, it is noted that the content of the approval of the Secretary-General of the Decentralized Administration shall be inspected, as it should inter alia:

- 1. be identical to the supporting documents provided by the applicant, e.g. passport number.
- 2. Not make reference to a joint ministerial decision on the establishment of a maximum number of residence permits for work<sup>71</sup> of a year prior to the current one; and
- 3. Not make reference to 'approval of an entry visa', as this responsibility lies exclusively with the consular authorities.

If during the process of assessing the visa application it is established that the above conditions are not met, the necessary documents have not been submitted or the purpose of entry of the third-country national is not verified, the consular authority should reject the request and provide the person concerned with a written reasoned decision for rejection thereof.

In the above cases, in accordance with paragraph 8 of the Joint Ministerial Decision oik.66224/2014/22.12.2014 [OJ 7/s. B'/ 08.01.2015) the Greek consular authorities, when rejecting entry visas for employment for either a short or long period of time for any reason, shall inform the competent Decentralized Administration, which may proceed from the beginning to recall another worker on behalf of the same or another employer on the basis of priority. Similarly, the Greek consular authorities should inform the competent Decentralized Administrations when they find that the employer has breached the obligations under L. 4251/2014.

VISA FEE
A.1. → EUR 180

<sup>&</sup>lt;sup>69</sup> Labour contract: A written agreement whereby the employee undertakes to provide his/her services for an open-ended or fixed term under the instructions and control of the employer, and the employer must pay the agreed salary and provide all protection provided for by law. The labour contract is governed mainly by the specific rules in force, labour laws and the provisions of Article 648 of the Civil Code.

<sup>70</sup> The National Collective Labour Agreement <a href="http://www.kepea.gr/article.php?cat=15">http://www.kepea.gr/article.php?cat=15</a>

<sup>&</sup>lt;sup>71</sup> Article 11 L. 4251/2014 (OJ 80, s. A', 01.04.2014): A decision of the Ministers for the Interior, Foreign Affairs, Development & Competitiveness, Shipping & the Aegean, Labour, Social Security & Welfare, issued within the last quarter of every other year, shall determine the maximum number of paid employment posts offered to third-country nationals per region and speciality. The same decision may make provisions for increase in the maximum number of posts up to 10% in order to meet any contingencies, and any other relevant details.'

### Special purpose workers

The category of special-purpose workers includes nationals wishing to enter and settle in Greece under specific legislation, Interstate agreements or in service of the public interest, culture, sport and the national economy.

Such third-country nationals shall be granted a residence permit of two years or equivalent to their intended period of residence in the country, renewable every three years, provided that the persons concerned continue to provide their services.

As referred to in paragraph 1, subsection (a) of article 17 of L. 4251/2014<sup>72</sup> and par. 22 of Article 8 of L. 4332/2015 (OJ 76/v. A', 09.07.2015), the Decision of the Minister of Foreign Affairs with A.F.3497.3/AP 24245/OJ B' 1820/03.07.2014, and in JMD 3825/OJ B' 1528/06.06.2014 as amended by JMD 68019/2015/OJ B' 2272/21.10.2015, third-country nationals, members of boards of directors, shareholders (direct, not indirect shareholders<sup>73</sup>), managers, legal representatives and senior executives (general managers, directors) <sup>74</sup> of domestic companies and of subsidiaries and branches of foreign companies that legally pursue commercial activity in Greece may be granted, following a personal appearance and interview, a national visa indicating in the national data area «OBSERVATIONS» of the visa sticker, the reference «A.2.1 Executives of Companies Established in Greece», on procurement to the competent consular authority of:

- A copy of the OJ of incorporation or establishment of a subsidiary or a branch of a foreign company pursuing commercial activity in Greece which gives rise to their appointment or election; or
- A copy of the company's<sup>75</sup> Articles of Association or
- A copy of a decision of the competent body of the company regarding their capacity as members of a board of directors or managers or of legal representatives or directors-general or directors; or
- A copy of the company's Articles of Association and a recent certificate of a competent body regarding the shareholder composition of the company as well as a certificate of the registered office of **the foreign company** if it does not appear from the above, in the case of associated companies in accordance with the provisions of 42 e par. 5 of L. 2190/1920 **or**
- A copy of the OJ of incorporation or establishment of a domestic company pursuing commercial activity in Greece certifying the appointment or election AND An attestation from the competent labour inspectorate showing that the company already employs at least 25 employees<sup>76</sup> (attention: the legislation does not distinguish between workers on the basis of their working time in the undertaking).
- The general supporting documents defined in Decision no. F3497.3/AP24245/2014 (B' 1820) of the Minister of Foreign Affairs.

All the above<sup>77</sup> may be accompanied or followed by members of their families, so long as the cost of living and health care does not weigh on our national welfare system and provided that they are

shareholder is not separated.

<sup>73</sup> unless – in exceptional cases – the share capital of a company is too high and the share of indirect ownership of shareholders, although minority, is a large amount of money (see document of the Directorate of Immigration Policy ref. n°. 34475/18). It should be noted that in the provisions of Article 17 par. 1 a of L. 4251/2014 the status of direct or indirect

<sup>&</sup>lt;sup>72</sup> L. 4251/2014 (OJ A' 80, 01.04.2014).

Manager: A person with a senior position, who primarily leads the management of the host entity, under the general supervision or direction of, in particular, the board of directors or shareholders of the undertaking or an equivalent body, The duties of this post shall include: the management of the host entity or part or branch of the host entity, the supervision and control of the work of other employees with supervisory, technical or administrative responsibilities, the competence to propose recruitment, dismissal or other staff-related actions (no. 1 (xc) L. 4251/2014)

<sup>&</sup>lt;sup>75</sup> attention: It has been observed, in a very short period of time – during the process of issuing the national visa – that an amendment of the company's statute (especially in IKE) has been made with the enlargement of its Members, with the aim of circumventing immigration legislation, as partners with a share of EUR 10 are emerging! (See Directorate for Immigration Policy document No. 34475/18) it should be noted that the provisions of Article 17 par. 1 a of L. 4251/2014 there is no limitation on the share of shareholders.

<sup>&</sup>lt;sup>76</sup> Amendment of L. 4251/2014 by paragraph 22 of Article 8 of L. 4332/2015 (OJ 76/s. A', 09.07.2015)

<sup>&</sup>lt;sup>77</sup> Family members of a third-country national:

a. The other spouse, so long as s/he has reached 18 years of age and their children under the age of 18, including those legally adopted in Greece by a court order or by a foreign court order that is automatically enforceable or declared enforceable or recognized in Greece.

issued, following a personal appearance and interview, a national visa indicating in the national data area **«OBSERVATIONS»** of the visa sticker, the reference **«F.1. Family members of a third-country national».** The visa shall be issued upon submission of:

- A certificate of family status by the competent local authorities certifying kinship.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

#### <u>Definitions of foreign and domestic companies for the needs of L. 4251/2014:</u>

**National or domestic company.** In order for the consular authority to determine whether a company is domestic in order to require, together with the other supporting documents, a list of staff members, it shall examine the company's Articles of Association. The Articles of Association of national companies state that the registered office of the company is in Greece and that there is no link with another company abroad. Attention! The holding of shares and shareholdings by aliens natural persons shall not make the company «foreign».

**Foreign company.** In order for the consular authority to determine whether a company is a subsidiary or a branch of a foreign company in Greece, so as not to require the company's staff list, it shall examine the company's Articles of Association. The Articles of Association should show whether it is a subsidiary<sup>78</sup> or branch of a foreign<sup>79</sup> company in Greece. In particular, it should be established that the

b. The other single children under 18 years of age of the sponsor or the other spouse, including the children which have been adopted as mentioned above, provided that the exercise of custody is legally entrusted to the sponsor for his/her children and to the other spouse for his/her children.

<sup>78</sup> According to the provisions of article 2 of Directive 2013/34/EU, L. 4308/2014 (OJ A' 251/24.11.2014) as well as the law on SA L. 2190/1920:

**«parent undertaking» means:** the undertaking which controls one or more subsidiary undertakings. Control consists of holding a majority of voting rights, but control may also exist in the case of agreements with shareholders or partners. In certain circumstances, the parent undertaking may exercise effective control even when it holds a minority of the shares or even no shares in the subsidiary.

«subsidiary means»: The undertaking controlled by a parent undertaking, including a possible subsidiary of an original parent undertaking, in addition, L. 2190/1920 on SA, states that the relations of a parent undertaking to a subsidiary shall be established where an undertaking (parent undertaking):

- (a) has a majority of the capital or voting rights of the other (subsidiary) undertaking, even if the majority is constituted by taking into account the securities and rights held by third parties on behalf of the parent undertaking (majority holding);
- (b) controls the majority of the voting rights of the other (subsidiary) undertaking in agreement with other shareholders or members of that undertaking (contractual control);
- (c) either participates in the capital of the other (subsidiary) undertaking or has the right, either directly or through third parties, to appoint or dismiss a majority of the members of the management bodies of that subsidiary undertaking (appointment of members);
- (d) or exercises a dominant influence over the other (subsidiary) undertaking. A dominant influence exists where the parent undertaking has, directly or indirectly, that is, through third parties acting on behalf of that undertaking, at least 20% of the capital or voting rights of the subsidiary and, at the same time, exercises a dominant influence over the management or operation of the subsidiary.

In addition, in accordance with indents b and c of paragraph 5 of article 42e of the said law, 'affiliated' undertakings are each of the subsidiaries or subsidiaries of their subsidiaries with a parent-to-subsidiary relationship, regardless of whether there is no direct link between those subsidiaries.

Moreover, under paragraph 5(d) of Article 42e of that Act, some 'affiliated' undertakings are not linked to parent-subsidiary relationships but fall under the consolidation obligation under Article 96 par. (1) of that Act. These are the ones:

- (a) either placed under a single management under a contract concluded with the first (parent) undertaking or under the terms of their statutes;
- (b) the administrative, management or supervisory bodies of the (subsidiary) undertaking shall consist of a majority of the same persons exercising functions during the use in the (parent) undertaking.

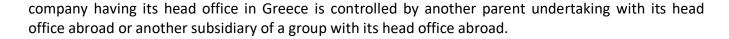
«group means»: a parent undertaking and all its subsidiaries;

«affiliated undertakings means»: any two or more undertakings within a group

«associate undertaking means»: an undertaking in which another undertaking has an interest and in the economic and operational policies of which that other undertaking has a significant influence; it is presumed that an undertaking has a significant influence over another undertaking when it holds at least 20 % of the voting rights of the shareholders or members of the other undertaking

#### 79 «branches/branches of foreign companies:

It is common practice that many foreign companies establish branches in Greece to carry out all or part of their business in our country, either as public limited companies or as limited liability companies, in accordance with Articles 50, 50a, 50b of MINISTRY OF FOREIGN AFFAIRS/C4 DIRECTORATE OF JUSTICE, IMMIGRATION & SCHENGEN PAGE 29 / 178



<u>VISA FEE</u> A.2.1. → EUR 180

F.1 (family member) → EUR 180

L. 2190/20. According to the new procedures applicable from 4 April 2011, the establishment of a branch requires first approval by the local competent authority of the GEMI (General Electronic Commercial Registry) (ACCI - ATHENS CHAMBER OF COMMERCE AND INDUSTRY) and registration in GEMI. The authorization to establish a branch is followed by the payment of the annual subscription to the local Chamber of Commerce, the receipt of a VAT number of the company and the commencement of its operations. The branch is governed by the legal representative appointed by the foreign company, notified to the competent local authority of the GEMI and is notified to the locally competent service GEMI and has the right to represent the branch.

As stated in paragraph 1, sub. d) of article 17 of L. 4251/2014<sup>80</sup>, the Decision of the Minister of Foreign Affairs with A. F. 3497.3/AP 24245/OJ B' 1820/03.07.2014, and JMD 30825/OJ B' 1528/06.06.2014, third-country nationals, staff of domestic companies involved in a contract of a foreign company falling within paragraph 1, subparagraph a) of article 17 of L. 4251/2014 with third parties for the supply of services or works with a view to promoting products and the provision of technical support to other enterprises and consumers, may be granted, following a personal appearance and interview, a national visa indicating in the national data area «OBSERVATIONS» of the visa sticker, the reference "A.2.2 Staff of domestic companies established in Greece", on procurement to the competent consular authority of:

- their academic decrees or documents that demonstrate two years of working experience associated with their field of employment, as described in the labour contract (except where the company employs at least fifty Greek nationals. In this case a certificate from the competent labour inspectorate is required to show that the company already employs at least fifty (50) Greek nationals.
- A labour contract stating the period of employment, the object of employment in the company of the third-country national concerned and his monthly remuneration. In addition to the text, the contract shall be dated and shall include the capacities, signatures and names of the parties.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

All the above<sup>81</sup> may also be accompanied or followed by family members so long as the cost of living and health care does not affect our national welfare system and provided that, following a personal appearance and interview, they are given a national visa indicating in the national data area **«OBSERVATIONS»** of the visa sticker, the reference "F. 1. Family members of a third-country national". The visa shall be upon procurement of:

- A certificate of family status by the competent local authorities certifying kinship.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

**CAUTION:** According to a relevant document issued by the Ministry of immigration and Asylum<sup>82</sup>, such entry visas are granted <u>only</u> to nationals employed by one of the following companies, which have been certified as having fulfilled the required legal requirements:

- TELLEPEFORMANCE HELLAS
- WEBHELP MEPE
- TRADING POINT OF FINANCIAL INSTRUMENTS LIMITED
- DIGITAL MINDS SINGLE-PERSON JKE
- TP SERVGLOBAL LIMITED
- CITRIX
- E-TRAVEL
- ARHS DEVELOPMENTS

<sup>&</sup>lt;sup>80</sup> L. 4251/2014 (OJ A' 80, 01.04.2014).

<sup>&</sup>lt;sup>81</sup> Family members of a third-country national:

a. The other spouse, so long as s/he has reached 18 years of age and their children under the age of 18, Including those legally adopted in Greece by a court order or by a foreign court order that is automatically enforceable or declared enforceable or recognized in Greece.

b. The other single children under 18 years of age of the sponsor or the other spouse, including the children which have been adopted as mentioned above, provided that the exercise of custody is legally entrusted to the sponsor for his/her children and to the other spouse for his/her children.

<sup>&</sup>lt;sup>82</sup> Ref. n°. 486/08.01.2021 of the Residence Permits Department of Ministry of Immigration and Asylum (MIA).

- FSK MAERKING GREECE
- HEMMERSBACH HELLAS
- -ASD UK CONSULTANCY SINGLE-PERSON JKE

# **VISA FEE**

A.2.2. → EUR 180

F.1 (family member)  $\rightarrow$  EUR 180

As referred to paragraph 1, sub. b) of article 17 of L. 4251/2014<sup>83</sup>, the Decision of the Minister of Foreign Affairs with A. F. 3497.3/AP 24245/OJ B' 1820/03.07.2014, and in JMD 30825/OJ B' 1528/06.06.2014 third-country nationals, *employees working as legal representatives, directors, staff and employees of undertakings, under special Interstate agreements or motions from competent Greek authorities* <sup>84</sup>, may be granted, following a personal appearance and interview, a national visa indicating in the national data area «OBSERVATIONS» of the visa sticker, the reference "A.2.3 Executives and employees of Companies Based on Special Agreements", on procurement to the competent consular authority of:

- The OJ of ratification of an Interstate agreement or
- A copy of a contract between the Hellenic State and the company, or
- Motion of a competent public authority, legal entity of public law, legal entity of private law or organisation with regard to the grounds justifying the need for the person concerned to enter and stay in Greece
- A labour contract of more than six months stating the specialty and employment period of the third-country national
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

All the above <sup>85</sup> may also be accompanied or followed by family members so long as the cost of living and health care does not affect our national welfare system and provided that, following a personal appearance and interview, they are given a national visa indicating in the national data area **«OBSERVATIONS»** of the visa sticker, the reference **"F.1. Family members of a third-country national".** The visa shall be granted on presentation of:

- A certificate of family status by the competent local authorities certifying kinship.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

#### **VISA FEE**

A.2.3. → EUR 180 F.1 (family member) → EUR 180

<sup>83</sup> L. 4251/2014 (OJ A' 80, 01.04.2014).

<sup>&</sup>lt;sup>84</sup> This includes third-country nationals, officials of the companies, Caddell and Deco, who have undertaken the renovation of the US Embassy in Greece

<sup>&</sup>lt;sup>85</sup> Family members of a third-country national:

a. The other spouse, so long as s/he has reached 18 years of age and their children under the age of 18, Including those legally adopted in Greece by a court order or by a foreign court order that is automatically enforceable or declared enforceable or recognized in Greece.

b. The other single children under 18 years of age of the sponsor or the other spouse, including the children which have been adopted as mentioned above, provided that the exercise of custody is legally entrusted to the sponsor for his/her children and to the other spouse for his/her children.

As referred to in Article 17(1)(c) of L. 4251/2014<sup>86</sup>, the Decision of the Minister of Foreign Affairs with A. F. 3497.3/AP 24245/OJ B' 1820/03.07.2014, and JMD 30825/OJ B' 1528/06.06.2014, third-country nationals, directors, operational and technical managers of undertakings engaged in the exploration, drilling and extraction of hydrocarbons, may be granted, following a personal appearance and interview, a national visa indicating in the national data area «OBSERVATIONS» of the visa sticker, the reference «A.2.4 Executives of Hydrocarbon Mining Companies», if they submit to the relevant consular authority:

- A proposal by the Minister for the Environment, Energy and Climate Change who verifies the applications submitted by the contractor or subcontractors for a residence permit to the person concerned
- The labour contract
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

All the above <sup>87</sup> may also be accompanied or followed by family members so long as the cost of living and health care does not affect our national welfare system and provided that, following a personal appearance and interview, they are given a national visa indicating in the national data area «OBSERVATIONS» of the visa sticker, the reference «F. 1. Family members of a third-country national». The visa shall be upon procurement of:

- A certificate of family status by the competent local authorities certifying kinship.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

#### **VISA FEE**

A.2.4. → EUR 180

F.1 (family member)  $\rightarrow$  EUR 180

<sup>&</sup>lt;sup>86</sup> L. 4251/2014 (OJ A' 80, 01.04.2014).

<sup>&</sup>lt;sup>87</sup> Family members of a third-country national:

a. The other spouse, so long as s/he has reached 18 years of age and their children under the age of 18, Including those legally adopted in Greece by a court order or by a foreign court order that is automatically enforceable or declared enforceable or recognized in Greece.

b. The other single children under 18 years of age of the sponsor or the other spouse, including the children which have been adopted as mentioned above, provided that the exercise of custody is legally entrusted to the sponsor for his/her children and to the other spouse for his/her children.

As referred to in Article 17(1)(d) of L. 4251/2014<sup>88</sup>, the Decision of the Minister of Foreign Affairs with A. F. 3497.3/AP 24245/OJ B' 1820/03.07.2014, and in JMD 30825/EEC B' 1528/06.06.2014, third-country nationals, employees and legal representatives employed exclusively by companies included in the provisions of Law 3427/2005 (Government Gazette, Series I, No 312), Law 378/1968 (Government Gazette, Series I, No 82) and Article 25 of Law 27/1975 (Government Gazette, Series I, No 77), as replaced by virtue of Article 4 of Law 2234/1994 (Government Gazette, Series I, No 142), and by undertakings referred to in Legislative Decree 2687/1953 (Government Gazette, Series I, No 317) may be granted a national visa, following a personal appearance and interview, indicating in the national data area «OBSERVATIONS» of the visa sticker, the reference "A.2.5 Executives and employees of undertakings ruled by special laws", on procurement to the competent consular authority of:

- Attestation by the Ministry of Economics or Shipping and the Aegean, as appropriate, certifying the operation of the company, in accordance with the provisions of L. 3427/05<sup>89</sup>, L. 378/68 and L. 27/75, as applicable, of L. 2687/1953, and L. 2347/05
- A recent attestation by the Ministry of Economics or Shipping and the Aegean, as appropriate, showing the appointment and name of the legal representative of the company; or
- A certified photocopy of the labour contract, showing the period of employment, the subject-matter of employment in the company of the third-country national concerned and his monthly remuneration. The contract shall be dated in addition to the text and shall include the capacities, signatures and names of the parties.
- Their academic decrees or documents that demonstrate two years of working experience associated with their field of employment, as described in the labour contract. Employees who are exclusively employed by companies referred to above, shall be exempt from the above obligation to procure an academic degree or document demonstrating two-year working experience, provided that the company employs at least fifty (50) Greek nationals.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

The above<sup>90</sup> may also be accompanied or followed by family members, so long as the cost of living and health care does not affect our national welfare system and provided that, following a personal appearance and interview, they are given a national visa indicating in the national data area **OBSERVATIONS**» of the visa sticker, the reference "F. 1. Family members of a third-country national". The visa shall be upon procurement of:

- A certificate of family status by the competent local authorities certifying kinship.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

#### **VISA FEE**

A.2.5. → EUR 180

F.1 (family member)  $\rightarrow$  EUR 180

<sup>88</sup> L. 4251/2014 (OJ A' 80, 01.04.2014).

<sup>&</sup>lt;sup>89</sup> They may also be employed in "offices" established in Greece

<sup>&</sup>lt;sup>90</sup> Family members of a third-country national:

a. The other spouse, so long as s/he has reached 18 years of age and their children under the age of 18, Including those legally adopted in Greece by a court order or by a foreign court order that is automatically enforceable or declared enforceable or recognized in Greece.

b. The other single children under 18 years of age of the sponsor or the other spouse, including the children which have been adopted as mentioned above, provided that the exercise of custody is legally entrusted to the sponsor for his/her children and to the other spouse for his/her children.

As referred to in Article 17(1)(e) of L. 4251/2014<sup>91</sup>, the Decision of the Minister of Foreign Affairs with A.F. 3497.3/AP 24245/OJ B' 1820/03.07.2014, and JMD 30825/OJ B' 1528/06.06.2014, third-country nationals, **technical personnel employed by industries or mines under the conditions stipulated in Law 448/1968** following a personal appearance and interview, may be granted a national visa, indicating in the national data area **«OBSERVATIONS»** of the visa sticker, the reference "A.2.6 technical personnel employed by industries or mines under the conditions stipulated in Law 448", on procurement to the competent consular authority of:

- A certificate from the company or its legal representative showing that the employment of the third-country national concerned is urgent and will last for a period of three months to rectify machine, apparatus or installations failures, accompanied by a certificate attesting the technical and scientific knowledge of the third-country national concerned, unless there is a contract between a domestic industry and a foreign house which supplies machinery and undertakes at the same time to install it and ensure that it is operational.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

They above, <sup>92</sup> may also be accompanied or followed by members of their family, so long as the cost of living and health care does not affect our national welfare system and provided that, following a personal appearance and interview, they are given a national visa indicating in the national data area **«OBSERVATIONS»** of the visa sticker, the reference **"F. 1. Family members of a third-country national".** The visa shall be upon procurement of:

- A certificate of family status by the competent local authorities certifying kinship.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

<u>VISA FEE</u>
A.2.6. → EUR 180
F.1 (family member) → EUR 180

<sup>&</sup>lt;sup>91</sup> L. 4251/2014 (OJ A' 80, 01.04.2014).

<sup>&</sup>lt;sup>92</sup> Family members of a third-country national:

a. The other spouse, so long as s/he has reached 18 years of age and their children under the age of 18, Including those legally adopted in Greece by a court order or by a foreign court order that is automatically enforceable or declared enforceable or recognized in Greece.

b. The other single children under 18 years of age of the sponsor or the other spouse, including the children which have been adopted as mentioned above, provided that the exercise of custody is legally entrusted to the sponsor for his/her children and to the other spouse for his/her children.

As referred to in Article 17(1)(f) of L. 4251/2014<sup>93</sup>, the Decision of the Minister of Foreign Affairs with A. F. 3497.3/EC NO 24245/1820/03.07.2014, as amended<sup>94</sup> and applicable and JMD 30825/OJ B' 1528/06.06.2014, third-country nationals, Athletes and coaches of sports recognised by the Greek sports authorities for their registration, transfer or employment in a recognised sports union, athletic societe anonyme or a remunerated athletes section under an agreement/labour contract, may be granted, following a personal appearance and interview, a national visa indicating in the national data area «OBSERVATIONS» of the visa sticker, the reference 'A.2.7 Athletes and coaches', on procurement to the competent consular authority of:

- A certified copy of the written agreement/contract in the case of a registration or transfer of an athlete to an amateur club or
- Certified copy of the labour contract in the case of transfer of a professional or remunerated athlete or a coach's labour contract with a particular sports club SSA or TA in Greek.
- An approval from the Greek sports federation for the relevant sport, certifying that the athlete has the right to join the force a recognised sports union, athletic societe anonyme or a remunerated athletes section of the sport concerned or that the coach has the legal qualifications to exercise his/her profession in Greece.

CAUTION: According to the new (2020) Statute of the Hellenic Football Federation (HFF)95, the status of amateur football player is acquired through the issue by the HFF of a personal football player card. No private agreement may be signed between a team and an amateur football player for the payment of any remuneration to the latter for the provision of his services as a football player.

Amateur clubs may sign with third-country nationals amateur football players 'private partnership agreements' between clubs and amateur football players, which provide that the club covers the football player's travel and/or living expenses, insurance and/or whatever is required by law, in order to obtain a visa for the footballer.

The founding clubs of the current ASAs, in so far as they participate in at least two (2) ASAs infrastructure championships, may have up to one hundred (100) amateur football players in their power. These players are exactly the same as other amateur players. Exceptionally, they have the possibility to play in the groups of the ASAs' infrastructure departments to which the founding associations are linked.

The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

#### With regard to the type of visa, it is noted that:

According to No. 43243/14 Circular from the Ministry of the Interior, exceptionally, professional athletes, holders of a C-entry visa or an entry stamp for countries exempted from this requirement who, during their stay in Greece for the purposes of tourism or others, shall enter into a contract of cooperation with a particular sports association SSA. or T.A., shall have the right to lodge a direct application for a residence permit without having to hold a national entry visa.

A national entry visa shall in any case be required for athletes and coaches who are not engaged in SSA or T.A. (e.g. amateur clubs) and coaches of all categories.

<sup>&</sup>lt;sup>93</sup> L. 4251/2014 (OJ A' 80, 01.04.2014).

<sup>94</sup> With the numbers 68019/2015 [B' 2272] and 31399/2018 [B' 4366]

<sup>&</sup>lt;sup>95</sup> Article 1- Acquisition of properties - number of players

The above<sup>96</sup> may also be accompanied or followed by family members, so long as the cost of living and health care does not affect our national welfare system and provided that, following a personal appearance and interview, they are given a national visa indicating in the national data area **«OBSERVATIONS»** of the visa sticker, the reference "F. 1. Family members of a third-country national'.

The visa shall be upon procurement of:

- A certificate of family status by the competent local authorities certifying kinship.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

<u>VISA FEE</u> A.2.7. → EUR 180 F.1 (family member) → EUR 180

<sup>96</sup> Family members of a third-country national:

a. The other spouse, so long as s/he has reached 18 years of age and their children under the age of 18, Including those legally adopted in Greece by a court order or by a foreign court order that is automatically enforceable or declared enforceable or recognized in Greece.

b. The other single children under 18 years of age of the sponsor or the other spouse, including the children which have been adopted as mentioned above, provided that the exercise of custody is legally entrusted to the sponsor for his/her children and to the other spouse for his/her children.

**NEW** A.2.8 Intellectual or artistic creators (mainly authors, writers, directors, painters, sculptors, actors, musicians, singers, choreographers and set designers)

As referred to in Article 17(1)(g) of L. 4251/2014<sup>97</sup>, the Decision of the Minister of Foreign Affairs A. F. 3497.3/AP 24245/OJ B' 1820/03.07.2014, and the JMD 30825/OJ B' 1528/06.06.2014, third-country nationals, intellectual creators who create intellectual work, mainly authors, writers, directors, painters, sculptors, actors, musicians, singers, choreographers and set designers, following a personal appearance and interview, may be granted a national visa indicating in the national data area «OBSERVATIONS» of the visa sticker, the reference 'A2.8 Intellectual creators', on procurement to the competent consular authority of:

- A labour contract<sup>98</sup> for a duration over three months made with an undertaking or organisation whose object is to exploit or create products of intellectual property.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

They above <sup>99</sup> may also be accompanied or followed by members of their family, so long as the cost of living and health care does not affect our national welfare system and provided that, following a personal appearance and interview, they are given a national visa indicating in the national data area **«OBSERVATIONS»** of the visa sticker, the reference "F.1. Family members of a third-country national". The visa shall be granted upon procurement of:

- A certificate of family status by the competent local authorities certifying kinship.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

Caution: In the case of the entry and residence of members of artistic groups, the provisions of category 'B.3 members of artistic groups `shall apply.

# **VISA FEE**

A.2.8. → EUR 180 F.1 (family member) → EUR 180

# NOTICE 100

There is the possibility of granting Schengen visas, by way of exception, to intellectual or artistic creators, in particular authors, novelists, film directors, painters, sculptors, actors, musicians, singers, choreographers and scenographers, as well as artists and staff of audiovisual works, the

<sup>&</sup>lt;sup>97</sup> L. 4251/2014 (OJ A' 80, 01.04.2014).

<sup>&</sup>lt;sup>98</sup> **NEW** According to a relevant document of the Ministry of Labour, the contract should specify the production of original intellectual works of art. The basic framework for the legal protection of copyright is provided for in the provisions of L. 2121/1993 "Intellectual property, related rights and cultural issues" [A' 25]. The cornerstone of copyright protection is the fact that the intellectual creator, by creating his/her work, any original intellectual creation of speech, art or science expressed in any form (especially written or oral texts) being recognised as such, acquires copyright on it, which includes, as exclusive and absolute rights, the right to exploit the work (property right) and the right to protect his/her personal bond with it (moral right).

<sup>&</sup>lt;sup>99</sup> Family members of a third-country national:

a. The other spouse, so long as s/he has reached 18 years of age and their children under the age of 18, Including those legally adopted in Greece by a court order or by a foreign court order that is automatically enforceable or declared enforceable or recognized in Greece.

b. The other single children under 18 years of age of the supporting or the other spouse, including the children which have been adopted as mentioned above, provided that the exercise of custody is legally entrusted to the supporting spouse for his/her children and to the other spouse for his/her children.

<sup>&</sup>lt;sup>100</sup> See the relevant document of C4 Directorate under reference no 36382/29.07.2020

production of which takes place wholly or partly in Greece in order to enter our country with a right of access to work for the period of validity of the visa.

To the above, if the remaining requirements for entry are met, a Schengen visa shall be granted to enter Greece for a period of up to 90 days in any 180-day period with a view to working solely for one of the above reasons, provided that they submit to the consular authority, in addition to other supporting

documents:

- A contract of employment or independent services with an enterprise or organization (Not necessarily in Greece)
- Private insurance covering risks in Greece, up to 90 days according to the type of contract
- in the case of employment, the basic working conditions in accordance with the national legal framework in Greece should be met and notified to the competent agency of the Labour Inspectorate.

NEW, ATTENTION<sup>101</sup>: The employment contract related to dependent work is notified to the locally competent Service of the Labour Inspectorate (SEPE) of the district where the employment is provided. In case of recruitment in Greece, notification is not required because it is entered directly in the ERGANI system through the recruitment announcement form. The above notification to the SEPE should be made by the employer, after the issuance of the Schengen visa.

True and accurate translation from Greek of the attached document.

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<sup>&</sup>lt;sup>101</sup> Following clarifications from the Ministry of Labour

As referred to in Article 17(1)(h) of L. 4251/2014<sup>102</sup>, the Decision of the Minister of Foreign Affairs with A.F. 3497.3/AP 24245/OJ B' 1820/03.07.2014, and JMD 30825/OJ B' 1528/06.06.2014, third-country nationals, ministers for the prevailing religion or any known religion in the country where they perform solely hieratic functions, may be granted, following a personal appearance and interview, a national visa indicating in the national data area «OBSERVATIONS» of the visa sticker, the reference "A.2.9 Ministers of known religions" on procurement to the competent consular authority of:

- Certificate of the relevant bishop <sup>103</sup>, in the case of ministers of the prevailing religion, that the above ministers shall perform solely hieratic functions; or
- Certificate of the Minister for Education and Religious Affairs or the relevant representative of the known religion in the country, that the above ministers shall perform solely hieratic functions;
- Certificate of the representative of the known religion in the country that they will cover the cost of living and health care.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

The above <sup>104</sup> may also be accompanied or followed by family members, so long as the cost of living and health care does not affect our national welfare system and provided that, following a personal appearance and interview, they are given a national visa indicating in the national data area **«OBSERVATIONS»** of the visa sticker, the reference "F.1. Family members of a third-country national'. The visa shall be upon procurement of:

- A certificate of family status by the competent local authorities certifying kinship.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

# **VISA FEE**

A.2.9.  $\rightarrow$  EUR 180 F.1 (family member)  $\rightarrow$  EUR 180

<sup>&</sup>lt;sup>102</sup> L. 4251/2014 (OJ A' 80, 01.04.2014).

<sup>&</sup>lt;sup>103</sup> Home metropolis: This is the metropolis in Greece, in whose territory the official is to perform his duties.

<sup>&</sup>lt;sup>104</sup> Family members of a third-country national:

a. The other spouse, so long as s/he has reached 18 years of age and their children under the age of 18, Including those legally adopted in Greece by a court order or by a foreign court order that is automatically enforceable or declared enforceable or recognized in Greece.

b. The other single children under 18 years of age of the sponsor or the other spouse, including the children which have been adopted as mentioned above, provided that the exercise of custody is legally entrusted to the sponsor for his/her children and to the other spouse for his/her children.

As referred to in Article 17(1)(I) of L. 4251/2014<sup>105</sup>, the Decision of the Minister of Foreign Affairs with A.F. 3497.3/AP 24245/OJ B' 1820/03.07.2014, and JMD 30825/OJ B' 1528/06.06.2014, third-country nationals, foreign press correspondents accredited to the Secretariat General for Information & Communication, or whose accreditation is underway, a national visa with reference may be granted, following a personal appearance and interview, In the national data area «OBSERVATIONS» of the visa sticker, the reference "A.2.10 Foreign press correspondents", on procurement to the competent consular authority of:

- A copy of the relevant certificate that they have been accredited to the Secretariat General for Information & Communication or a certificate from the same service that the accreditation is underway.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

They above, <sup>106</sup> may also be accompanied or followed by members of their family, so long as the cost of living and health care does not affect our national welfare system and provided that, following a personal appearance and interview, they are given a national visa indicating in the national data area **«OBSERVATIONS»** of the visa sticker, the reference **"F. 1. Family members of a third-country national".** The visa shall be upon procurement of:

- A certificate of family status by the competent local authorities certifying kinship.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

#### **VISA FEE**

A.2.10.  $\rightarrow$  EUR 180 F.1 (family member)  $\rightarrow$  EUR 180

<sup>&</sup>lt;sup>105</sup> L. 4251/2014 (OJ A' 80, 01.04.2014).

<sup>&</sup>lt;sup>106</sup> Family members of a third-country national:

a. The other spouse, so long as s/he has reached 18 years of age and their children under the age of 18, Including those legally adopted in Greece by a court order or by a foreign court order that is automatically enforceable or declared enforceable or recognized in Greece.

b. The other single children under 18 years of age of the sponsor or the other spouse, including the children which have been adopted as mentioned above, provided that the exercise of custody is legally entrusted to the sponsor for his/her children and to the other spouse for his/her children.

As referred to in Article 17(1)(j) of L. 4251/2014<sup>107</sup>, the Decision of the Minister of Foreign Affairs with A.F. 3497.3/AP 24245/OJ B' 1820/03.07.2014, and JMD 30825/OJ B' 1528/06.06.2014, third-country nationals members of foreign schools of archaeology the scientific activity of which is subject to the supervision of the Ministry for Culture and Sports entering for employment in the context of the school's activity, may be granted, following a personal appearance and interview, a national visa indicating in the national data area «OBSERVATIONS» of the visa sticker, the reference "A. 2.11 members of foreign schools of archaeology", on procurement to the competent consular authority of:

- Certification by the Ministry of Sport and Culture that the scientific activity of the archaeological school is under its supervision.
- A certificate from the relevant archaeological school showing that the third-country national is a Member of the school and the time remaining in the country.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

They above, <sup>108</sup> may also be accompanied or followed by members of their family, so long as the cost of living and health care does not affect our national welfare system and provided that, following a personal appearance and interview, they are given a national visa indicating in the national data area **«OBSERVATIONS»** of the visa sticker, the reference **"F.1. Family members of a third-country national".** The visa shall be upon procurement of:

- A certificate of family status by the competent local authorities certifying kinship.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

<u>VISA FEE</u>
A.2.11. → EUR 180
F.1 (family member) → EUR 180

<sup>&</sup>lt;sup>107</sup> L. 4251/2014 (OJ A' 80, 01.04.2014).

<sup>&</sup>lt;sup>108</sup> Family members of a third-country national:

a. The other spouse, so long as s/he has reached 18 years of age and their children under the age of 18, Including those legally adopted in Greece by a court order or by a foreign court order that is automatically enforceable or declared enforceable or recognized in Greece.

b. The other single children under 18 years of age of the sponsor or the other spouse, including the children which have been adopted as mentioned above, provided that the exercise of custody is legally entrusted to the sponsor for his/her children and to the other spouse for his/her children.

A.2.12 Education professionals of the minority schools of Thrace and of foreign schools whose operation in Greece has been authorised by the Minister for Education and Religious Affairs and education professionals of private and equivalent schools

As referred to in Article 17(1)(k) of L. 4251/2014<sup>109</sup>, the Decision of the Minister of Foreign Affairs with A.F. 3497.3/AP 24245/OJ B' 1820/03.07.2014, and JMD 30825/OJ B' 1528/06.06.2014, third-country nationals, education professionals of the minority schools of Thrace and of foreign schools whose operation in Greece has been authorised by the Minister for Education and Religious Affairs and education professionals of private and equivalent schools if they teach courses in their mother tongue, which is an official language of a EU Member State, following a personal appearance and interview, may be granted a national visa, indicating in the national data area «OBSERVATIONS» of the visa sticker, the reference "A.2.12 Education professionals", on procurement to the competent consular authority of:

- Authorization of establishment and operation by the competent department of the Ministry of Education and Religious Affairs.
- Decision of the competent department of the Ministry of Education and Religious Affairs to issue a teaching license for the school year in question.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

The same procedure applies to **teachers in private and equivalent schools** and to teachers in schools of subparagraph O3, par. O, of the first Article of 4093/2012 (A' 222), where written contracts are procured whereby teachers hereof **teach subjects in their mother tongue, which is an official language of a EU Member State**.

They above <sup>110</sup> may also be accompanied or followed by members of their family, so long as the cost of living and health care does not affect our national welfare system and provided that, following a personal appearance and interview, they are given a national visa indicating in the national data area **«OBSERVATIONS»** of the visa sticker, the reference **"F. 1. Family members of a third-country national".** The visa shall be upon procurement of:

- A certificate of family status by the competent local authorities certifying kinship.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

The education professionals of the following schools are included:

Japanese School of Athens.

American Community Schools of Athens.

Turks reiterated to the Thrace minority schools.

Philippine school in Greece called 'KATIPUNAN PHILIPPINES CULTURAL ACADEMY (KAPHILCA)'.

St. Catherine's British School.

Caution: This category does not apply to educational college staff.

<u>VISA FEE</u> A.2.12. → EUR 180 F.1 (family member) → EUR 180

<sup>&</sup>lt;sup>109</sup> L. 4251/2014 (OJ A´ 80, 01.04.2014), as amended by No. 13 of L. 4713/2020 see www.kodiko.gr

<sup>&</sup>lt;sup>110</sup> Family members of a third-country national:

a. The other spouse, so long as s/he has reached 18 years of age and their children under the age of 18, Including those legally adopted in Greece by a court order or by a foreign court order that is automatically enforceable or declared enforceable or recognized in Greece.

b. The other single children under 18 years of age of the sponsor or the other spouse, including the children which have been adopted as mentioned above, provided that the exercise of custody is legally entrusted to the sponsor for his/her children and to the other spouse for his/her children.

As referred to in Article 16(B4) of L. 4251/2014<sup>111</sup>, the Decision of the Minister of Foreign Affairs with A.F. 3497.3/AP 24245/OJ B' 1820/03.07.2014, and JMD 30825/OJ B' 1528/06.06.2014, to non-national third-country nationals, aides for persons with disabilities entering for the implementation of strategic investments may be granted, following a personal appearance and interview, with a national visa reference to the national data area «OBSERVATIONS» of the visa sticker, the reference 'A. 2.13 Aides to PWD investors' on procurement to the competent consular authority of:

- A document of the country of origin certifying the status of a third-country national as aide to the disabled person concerned.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

#### **CAUTION:**

They cannot be accompanied by family members!

<u>VISA FEE</u> A.2.13. → EUR 180

<sup>111</sup> L. 4251/2014 (OJ A' 80, 01.04.2014).

#### A. 3.1 Investors (investment of at least EUR 250.000)

As referred to in paragraphs A1, A2, A3 and A7 of Article 16 of L. 4251/2014<sup>112</sup> as replaced by Article 8(21) of Law 4332/2015 (OJ 76/s.A'/09.07.2015), Article 84 of Law 4399/2016 [A' 117] and paragraph Article 1 (42)(a) of Law 460/2019 [A'52], the Decision of the Minister of Foreign Affairs with A. F. 3497.3/AP 24245/OJ B' 1820/03.07.2014, JMD 30825/OJ B' 1528/06.06.2014, and JMD oik.53969/2014/OJ B' 2928/30.10.2014, as amended by JMD 68019/2015/OJ B' 2272/21.10.2015, to third-country nationals intending to make an investment<sup>113</sup> of at least EUR 250.000 per person having a positive impact on national development and economy, may be granted, following a personal appearance and interview, a national visa indicating in the national data area «OBSERVATIONS» of the visa sticker, the reference 'A. 3.1 investment activity'.

Depending on the size and characteristics of the investment, up to ten third-country nationals, including investors, can enter and reside in the country for its implementation and operation.

A precondition for the entry and residence of these third-country nationals for the implementation of the investment in Greece, is the motion of the Foreign Capital Directorate of the Ministry of Economy, Infrastructure, Shipping and Tourism, which concerns the characterisation of the investment and the expediency of granting a residence permit,

In order to obtain the national visa, the persons concerned must procure the consular authority concerned with:

- A brief study showing the investment project in accordance with the model of the competent authority which is located electronically on the following web site. The attached standard form is available at <a href="https://www.ependyseis.gr/sub/nomos4251/n4251.htm">https://www.ependyseis.gr/sub/nomos4251/n4251.htm</a>
  - The interested parties can fill it in on line and submit it to the consular authority concerned. The consular authority may forward this form electronically to the Foreign Capital Directorate of the Ministry of Economy, Infrastructure, Shipping and Tourism, email address: ggse@mnec.gr and infodesk@mnec.gr 114.
  - a. This form is currently only available in Greek and should be completed in Greek. In consular authorities where translation into Greek is not possible, Directorate and the translation service of the Ministry of Foreign Affairs will be consulted in order to find a solution.
  - b. In order to send complete files, an Annex has been added at the end of the form, where consular authorities may check the completeness of the supporting documents and other particulars attached to the investment project by indicating V

The application and the required supporting documents, shall be submitted to the Greek consular authority in the area of residence of the interested persons and shall be forwarded to the Foreign Capital Directorate of the Ministry of Economy, Infrastructure, Shipping and Tourism.

WITHIN one month, the abovementioned directorate shall examine the application and forward the relevant report to the competent consular authority in order to obtain the required national visas.

The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs <sup>115</sup>.

<sup>&</sup>lt;sup>112</sup> L. 4251/2014 (OJ A' 80, 01.04.2014).

<sup>&</sup>lt;sup>113</sup>Point (z), Article 1, L. 4251/2014 (OJ 80, s. A', 01.04.2014) 'Investment activity: Investment that has a positive impact on growth and the national economy in a responsible way."

<sup>&</sup>lt;sup>114</sup> Alternatively, the form shall be sent, through the competent consular authority, either by post or at the request of the person concerned and provided that he/she bears the costs of dispatch, by courier transfer of the ELTA or private companies to the Ministry of Economy and Development's foreign capital department.

<sup>&</sup>lt;sup>115</sup> CAUTION: The supporting documents should be recent, prior to issuing of the national visa

Where new investments are made by already operating domestic companies or EU nationals, as well as third-country nationals already legal residents in Greece and holding a residence permit for an independent economic or investment activity, who wish the entry of executives, the application with supporting documents shall be submitted directly to **the Foreign Capital Directorate of the Ministry of Economy, Infrastructure, Shipping and Tourism** and the motion of this agency shall be sent to the Directorate for Immigration Policy of the Ministry of Immigration Policy or to the Greek consular authorities of the countries where the persons concerned reside in order to obtain their visa.

The number of persons who may be granted an entry visa in connection with the implementation of the investment shall be related to the amount of the investment as follows<sup>116</sup>:

Amount of the investment for all investors	Maximum number of residence permits (executives)
to 300.000	0
300,001 – 1,000,000	1
1,000,001 – 3,000,000	2
3,000,001 – 5,000,000	3
5,000,001 – 10,000,000	4
10,000,001- 15,000,000	5
15,000,001 – 20,000,000	6
20,000,001 – 25,000,000	7
25,000,001 – 30,000,000	8
30,000,001 – 40,000,000	9
Above 40.000.000	10

They above <sup>117</sup> may also be accompanied or followed by family members, so long as the cost of living and health care does not affect our national welfare system and provided that, following a personal appearance and interview, they are given a national visa indicating in the national data area «OBSERVATIONS» of the visa sticker, the reference "F.1. Family members of a third-country national'. The visa shall be upon procurement of:

- A certificate of family status by the competent local authorities certifying kinship.
- The general supporting documents set out in No F3497.3/EC24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.
- In the event of civil partnership, if concluded in Greece, the civil partnership registration act of a Greek public authority shall be submitted<sup>118</sup>

Note\*: The former categories of Law 3386/2005 A-12 exercise of an independent economic activity (investment of at least EUR 60.000) and A-13 Development of an investment activity (investment of at least EUR 300.000) have been replaced by this category.

It should be noted that third-country nationals legally residing in the country with any visa, either with a permanent residence permit or a long-term residence permit issued by another

<sup>&</sup>lt;sup>116</sup> See relevant main wave. 53969/2014 [L. 2928]

<sup>&</sup>lt;sup>117</sup> [L. 4540/2018-/A'91] Third-country national family members

a. The other spouse or partner with whom the third-country national has concluded a civil partnership,

b. Unmarried children of the spouses or partners less than 21 years of age,

c. Unmarried children of the sponsor or the other spouse/partner, provided that the exercise of custody is legally entrusted to the sponsor /partner for his/her children and to the other spouse/partner for his/her children,

d. the antecedents of the spouses or partners.

<sup>&</sup>lt;sup>118</sup> JMD number 31399/2018 [B'4366]

Member State, may submit an application to the Directorate for immigration Policy of the Ministry for immigration Policy for the development of investment activity  $^{119}$ .

**VISA FEE** 

A.3.1. → EUR 180

F.1 (family member)  $\rightarrow$  EUR 180

<sup>&</sup>lt;sup>119</sup>As defined above in A.3.1.

As referred to in paragraphs A1, A2, A3 and A7 of Article 16 of L. 4251/2014<sup>120</sup>, as replaced by Article 84 of Law No 4399/2016 [A'117], the Decision of the Minister of Foreign Affairs by A. F. 3497.3/AP 24245/OJ B' 1820/03.07.2014, and in JMD 30825/OJ B' 1528/06.06.2014, third-country nationals who are to be involved in the implementation of an investment (of at least EUR 250.000) may be granted, following a personal appearance and interview, a national visa indicating in the national data area «OBSERVATIONS» of the visa sticker, the reference to 'A.3.2 Executives and employees involved in investment activity', on procurement to the competent consular authority of:

- The labour contract;
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

For the implementation of the investment, up to ten third-country nationals may enter and reside in the country depending on the amount of investment:

- (a) as **senior officials, financial and legal advisors** to take the steps required by Greek law to start the investment;
- (b) as experts and middle management to provide services during the investment phase;
- (c) as **qualified staff or technical staff** to be employed in the firm during the investment operation phase.

They may also be accompanied or followed by family members<sup>121</sup>, so long as the cost of living and health care does not affect our national welfare system and provided that, following a personal appearance and interview, they are given a national visa indicating in the national data area **«OBSERVATIONS»** of the visa sticker, the reference "F. 1. Family members of a third-country national". The visa shall be upon procurement of:

- A certificate of family status by the competent local authorities certifying kinship.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.
- In the event of civil partnership, if concluded in Greece, the civil partnership registration act of a Greek public authority shall be submitted 122

#### **VISA FEE**

A.3.2. → EUR 180 F.1 (family member) → EUR 180

<sup>&</sup>lt;sup>120</sup> L. 4251/2014 (OJ A' 80, 01.04.2014).

<sup>&</sup>lt;sup>121</sup> [L. 4540/2018-/A'91] Third-country national family members

a. The other spouse or partner with whom the third-country national has concluded a civil partnership,

b. Unmarried children of the spouses or partners less than 21 years of age,

c. Unmarried children of the sponsor or the other spouse/partner, provided that the exercise of custody is legally entrusted to the sponsor /partner for his/her children and to the other spouse/partner for his/her children,

d. the antecedents of the spouses or partners.

<sup>&</sup>lt;sup>122</sup> JMD number oik.31399/2018 [B' 4366]

As referred to in paragraph B1 of Article 16 of L. 4251/2014<sup>123</sup>, as replaced by Article 84 of Law No 4399/2016 [A'117], by Decision of the Minister of Foreign Affairs No 3497.3/AP 24245/OJ B'1820/03.07.2014, and the JMD 30825/OJ B' 1528/06.06.2014, third-country nationals intending to make an investment, which has been designated as a "strategic investment" following a decision of the inter-ministerial Committee on Strategic investments, may be granted, following a personal appearance and interview, a national visa indicating in the national data area «OBSERVATIONS» of the visa sticker, the reference "A.3.3 Strategic investors", on procurement to the competent consular authority of:

- Decision of the inter-ministerial Committee on Strategic investments to be included in the n. 3894/2010, as applicable.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

Up to 10 third-country nationals may enter and reside in the country, per investment, for the implementation of investments identified as strategic investments, following a decision of the interministerial Committee on Strategic investments regarding compliance with the provisions of L. 3894/2010 (A 204). Such a visa shall be issued free of charge, on procurement of the Decision of the inter-ministerial Committee on Strategic investments, which describes the investment as a 'strategic investment' and on the motion of the Secretary-General for Strategic and Private investments referring to the relationship between third-country nationals and the entity responsible for the strategic investment.

They above <sup>124</sup> may also be accompanied or followed by family members so long as the cost of living and health care does not affect our national welfare system and provided that, following a personal appearance and interview, they are given a national visa indicating in the national data area **«OBSERVATIONS»** of the visa sticker, the reference "F. 1. Family members of a third-country national'. The visa shall be upon procurement of:

- A certificate of family status by the competent local authorities certifying kinship.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.
- In the event of civil partnership, if concluded in Greece, the civil partnership registration act of a Greek public authority shall be submitted <sup>125</sup>

#### **VISA FEE**

A.3.3. → FREE OF CHARGE

F.1 (Family Member) → FREE OF CHARGE

<sup>&</sup>lt;sup>123</sup> L. 4251/2014 (OJ A' 80, 01.04.2014).

<sup>&</sup>lt;sup>124</sup> New entry into force since 23.08.2018 [L. 4540/2018-/A'91] Third-country national family members

a. The other spouse or partner with whom the third-country national has concluded a civil partnership,

b. Unmarried children of the spouses or partners less than 21 years of age,

c. Unmarried children of the sponsor or the other spouse/partner, provided that the exercise of custody is legally entrusted to the sponsor /partner for his/her children and to the other spouse/partner for his/her children,

d. the antecedents of the spouses or partners.

<sup>&</sup>lt;sup>125</sup> JMD number oik.31399/2018 [B' 4366]

As referred to in paragraph B1 of Article 16 of L. 4251/2014<sup>126</sup>, as replaced by Article 84 of Law No 4399/2016 [A'117], the Decision of the Minister of Foreign Affairs by A. F. 3497.3/AP 24245/OJ B' 1820/03.07.2014, and JMD \_30825/OJ B' 1528/06.06.2014, third-country nationals who are deemed necessary for the implementation of the "Strategic Investment" following a decision of the interministerial Committee on Strategic investments may be granted, following a personal appearance and interview, a national visa indicating in the national data area «OBSERVATIONS» of the visa sticker, the reference 'A.3.4 Executives and employees involved in strategic investment', on procurement to the competent consular authority of:

- Motion by the coordinator of strategic and private investments on the staff relationship with the agency of the strategic investment.
- labour contract
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

Up to ten third-country nationals, per investment, are allowed to enter and reside in the country for the implementation of the strategic investment.

They above <sup>127</sup> may also be accompanied or followed by members of their family, so long as the cost of living and health care does not affect our national welfare system and provided that, following a personal appearance and interview, they are given a national visa indicating in the national data area **«OBSERVATIONS»** of the visa sticker, the reference **"F. 1. Family members of a third-country national".** The visa shall be upon procurement of:

- A certificate of family status by the competent local authorities certifying kinship.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.
- In the event of civil partnership, if concluded in Greece, the civil partnership registration act of a Greek public authority shall be submitted 128

#### **VISA FEE**

A.3.4. → EUR 180

F.1 (family member) → EUR 180

<sup>&</sup>lt;sup>126</sup> L. 4251/2014 (OJ A' 80, 01.04.2014).

<sup>&</sup>lt;sup>127</sup> New entry into force since 23.08.2018 [L. 4540/2018-/A'91] Third-country national family members

a. The other spouse or partner with whom the third-country national has concluded a civil partnership,

b. Unmarried children of the spouses or partners less than 21 years of age,

c. Unmarried children of the sponsor or the other spouse/partner, provided that the exercise of custody is legally entrusted to the sponsor /partner for his/her children and to the other spouse/partner for his/her children,

d. the antecedents of the spouses or partners.

<sup>&</sup>lt;sup>128</sup> JMD n°. oik.31399/2018 [B' 4366]

As referred to in paragraph C1 of Article 16 of L. 4251/2014<sup>129</sup>, **in JMD 46440/19 [OJ 4155/T.B'/12.11.2019]**, the Decision of the Minister of Foreign Affairs with A.F. 3497.3/AP 24245/OJ B' 1820/03.07.2014, and JMD 30825/OJ B' 1528/06.06.2014, third-country nationals **who have invested in securities or bank deposits** may be granted, following a personal appearance and interview, a national visa stating, in the national data area **«OBSERVATIONS»** of the visa sticker, the reference **'A.3.5.** Investors in securities/bank deposits', subject to the following conditions:

A third-country national should have invested in one of the following categories:

a. capital injection, amounting to at least four hundred thousand (400.000) EUR, into a company which has its registered office or establishment in Greece, excluding Investment Companies and, subject to sub-indent b', real estate investment companies, for the acquisition of shares in an increase in equity or bonds at the time of issue of a debenture loan, admitted to trading on regulated markets or multilateral trading facilities operating in Greece.

b. capital injection, amounting to at least EUR 400.000, into a Real Estate Investment Company (AEEAP) (AEEAP) referred to in Article 21 of L. 2778/1999 (A' 295), which is intended to invest exclusively in Greece, in order to acquire shares in an increase in its share capital.

c. capital injection s of at least EUR 400.000 into a venture capital fund (EKES) referred to in Article 5 of L. 2367/1995 (A' 261) for the acquisition of shares or venture capital (EKES) of Article 7 of L. 2992/2002 (A' 54) to acquire holdings, provided that the above Alternative Investment Funds (AIF) are intended to invest exclusively in companies based in and/or established in Greece.

In the event of a split payment of the participation, in accordance with the conditions of operation of the Alternative Investment Fund, the investor shall place the remaining amount of his participation in an escrow account with the credit institution which is the depositary of the alternative Investment Fund.

d. purchase of Greek government bonds, with a purchase value of at least four hundred thousand (400.000) EUR, and a residual maturity, at the time of purchase, of at least three (3) years, through a credit institution established in Greece, which is also their depositary.

The implementation and hold of the investment shall be certified by certificates issued by the credit institution;

e. a time deposit of at least four hundred thousand (400.000) EUR, at least annually, with a fixed term of renewal, with a domestic credit institution.

The implementation and hold of the investment shall be certified by certificates issued by the credit institution;

f. purchase of shares, corporate bonds and/or Greek government bonds, admitted to trading or traded on regulated markets or multilateral trading facilities operating in Greece, with a purchase value of at least eight hundred thousand (800.000) EUR.

G. purchase of shares worth at least four hundred thousand (400.000) EUR in mutual fund constituted in Greece or another country and intended to invest exclusively in shares, corporate bonds and/or Greek government bonds, admitted to trading or traded on regulated markets or multilateral trading facilities operating in Greece, provided that: (aa) the amount of the fund's assets shall be at least EUR 3 million (3.000.000) and (bb) the fund and its manager shall be authorized by the authority supervising the capital market of the country in which it is located, which for countries outside the European Union is required to be a Member of the International Securities and Exchange Commission (IOSCO) and to have a bilateral information exchange agreement with the Hellenic Securities and Exchange Commission.

In the case of a' to f' investment **by a legal person,** third-country nationals may enter and stay in Greece as follows:

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<sup>&</sup>lt;sup>129</sup> as replaced by paragraph 1 of art. 42 of L. 4605/2019, see www.kodiko.gr

- (A) for an investment of at least an amount equal to that determined on a case-by-case basis by a national legal person, a third-country national shall be allowed to enter and reside in Greece if he holds all the shares in the company;
- (B) for an investment made by a foreign legal person, up to three (3) third-country nationals who are shareholders or executives of the foreign legal person may enter and reside in Greece, depending on the amount of the investment.

For the purpose of issuing <u>a national visa</u><sup>130</sup> to the country on the basis of the above, an application shall be submitted to the competent Greek consular authority of the investor's place of residence, accompanied by:

- declaration by the applicant with his/her data
- a brief curriculum vitae,
- the general supporting documents of No F3497.3/AP24245/2014 (B' 1820) Joint Ministerial Decision "laying down general supporting documents and procedure for issuing national longstay visas (VISA - Type D)", and
- the specific supporting documents for making and holding the investment, namely: a. capital injection, amounting to at least four hundred thousand (400.000) EUR, into a company which has its registered office or establishment in Greece, excluding Investment Companies and, subject to sub-indent b', real estate investment companies, for the acquisition of shares in an increase in equity or bonds at the time of issue of a debenture loan, admitted to trading on regulated markets or multilateral trading facilities operating in Greece.
  - An attestation by the intermediary for the creation of a private Investor Share in the Dematerialized Securities System (DSS), the company to which he invested and the elements of the increase in its share capital or the issue of a debenture loan to which the investor participated; the number of shares or bonds acquired and the value of their acquisition, as well as the holding of the securities (shares or bonds) concerned till the date of issue of the certificate.
  - b. capital injection, amounting to at least EUR 400.000, into a Real Estate Investment Company (AEEAP) referred to in Article 21 of L. 2778/1999 (A´ 295), which is intended to invest exclusively in Greece, in order to acquire shares in an increase in its share capital, if it is included in the list of case 4 of para. C of Article 16 of L. 4251/2014, as applicable.
  - i. At the initial stage and until the introduction of the AEEAP on a regulated market: A statement of the company (AEEAP) showing the details of the increase in its share capital in which the investor participated (understood as an increase and payment of the company's founding share capital), the number of shares acquired and the value of their acquisition, and their holding from the date of their acquisition to the date of issue of the certificate.
  - ii. Following the introduction of the AEEAP on a regulated market, the provisions set out in point a. shall apply
  - c. capital injection s of at least EUR 400.000 into a venture capital fund (EKES) referred to in Article 5 of L. 2367/1995 (A' 261) for the acquisition of shares or venture capital (EKES) of Article 7 of L. 2992/2002 (A' 54) to acquire holdings, provided that the above Alternative Investment Funds (AIF) are intended to invest exclusively in undertakings based in and/or established in Greece, provided that they are included in the list of case 4 of para. C of Article 16 of L. 4251/2014 as applicable.
- I. Acquisition of shares in VCF (EKES):
- (I.I) at the initial stage and until the introduction of the EKES on a regulated market, an attestation by the EKES of the elements of the capital increase carried out in which the investor participated, the number of shares acquired and the value of their acquisition; and holding thereof from the time of acquisition to the date of issue of the certificate.

<sup>&</sup>lt;sup>130</sup> Under JMD 46440/19 [B' 4155]

- (II(ii) after the introduction of the EKES on a regulated market, the conditions set out in subparagraph (a) shall apply
- I. Acquisition of units in EKES:
- (I) (i) A certificate by the Alternative Investment Fund Manager of the number of units and capital contributed by the investor to the AIF for the acquisition of those units, the time of acquisition, the holding from the acquisition to the date of issue of the certificate, and the investor's overall commitment.
- II(ii) A certificate of the credit institution which is the depositary of the Alternative Investment Fund with the details of the investor's escrow account (if required) and validated movement of that account from its creation until at least the date of issue of the II.i. certificate
- d. purchase of Greek government bonds, with a purchase value of at least four hundred thousand (400.000) EUR, and a residual maturity, at the time of purchase, of at least three (3) years, through a credit institution established in Greece, which is also their depositary.
- A certificate by the credit institution of the purchase of bonds with a residual maturity, at the time of purchase, of at least three (3) years, the number, the value of their acquisition and their holding up to the date of issue of the certificate.
- e. A time deposit of at least four hundred thousand (400.000) EUR, at least annually, with a fixed term of renewal, with a domestic credit institution.
- i. A certificate of the credit institution of the details of the time deposit, its initial amount and its duration, and the existence of a fixed renewal order.
- ii. A certificate by the credit institution of the movement of the bank account, up to the date of issue of the certificate.
- f. Purchase of shares, corporate bonds and/or Greek government bonds, admitted to trading or traded on regulated markets or multilateral trading facilities, operating in Greece, with a purchase value of at least eight hundred thousand (800.000) EUR.
- i. An attestation by the intermediary certifying the creation of a private Investor Share in the Dematerialized Securities System (DSS) of the Greek Central Securities Depository S.A. and a client code for investment in sub-case f, case 1 of paragraph C of Article 16 of L. 4251/2014 as is the case, and that transactions carried out between the beginning of the investment and the issue of the certificate (reference period) relate exclusively to the securities provided for in that sub-indent. The certificate shall also contain the details of the bank account used for the transactions, the total amount of transactions in the purchase and sale of securities during the reporting period, the current balance of the client investment account and the average balance thereof for the reporting period.
- ii. A certificate by the credit institution for the creation of the exclusive use account and its movement from the start of the investment until the issuance of the intermediary certificate (reference period), to which the balance will be indicated on the date of issue of the intermediary's certificate, as well as the average balance for the reference period.
- g. Purchase of shares worth at least four hundred thousand (400.000) EUR in common capital, incorporated in Greece or another country, intended to invest exclusively in shares, Corporate and/or Greek government bonds admitted to trading or traded on regulated markets or multilateral trading facilities operating in Greece, if included in the list of case 4 of para. C of Article 16 of L. 4251/2014 as applicable.
- i. A certificate by the fund manager for the participation of the third-country national in the fund, the number of units and their value, the time of acquisition and their holding from their acquisition to the date of issue of the certificate.
- ii. A statement by the credit institution to which the Fund keeps the single and exclusive account, for the transfer to it of the amount of the investor's participation above and, in the case of foreign currency, the corresponding amount of its conversion into EUR, which was credited to the account; which is considered to be the acquisition value of the units for this 'investment category of paragraph C'.
- h). Purchase of stocks or shares with a holding value of at least four hundred thousand (400.000) EUR in an alternative Investment Fund (AIF), incorporated in Greece or in another EU Member State and

intended to invest exclusively in immovable property in Greece, if it is included in the list of case 4 of para. C of Article 16 of L. 4251/2014 as applicable.

- i. A certificate by the administrator of the Fund of the participation of a third-country national in the Fund, the number of shares or units, the value and date of their acquisition and holding thereof from the date of their acquisition to the date of issue of the certificate.
- ii. A statement of the credit institution to which the alternative Investment Fund keeps the single and exclusive account, for the transfer to it of the amount of the investor's participation above and, in the case of a foreign currency, the corresponding amount of its conversion into EUR which was credited to the account, which is considered to be the acquisition value for the present category of investment in paragraph (a) C'.
  - The investor may submit the application with the supporting documents immediately after the implementation of the investment in one of the above categories of and at the latest by the end of one (1) year after the start of the investment.
  - Within one (1) month of receipt of the application, the consular authority shall forward the applicant's declaration, the curriculum vitae and the specific supporting documents to the Directorate for Foreign Capital of the Ministry of Development and Investment for the certification of the implementation and holding of the investment. The abovementioned directorate shall examine the information submitted and within one (1) month from receipt, issue the relevant certification, which it shall forward to the consular authority by notification to the Directorate for immigration Policy of the Ministry of Civil Protection for the issue of the national entry visa 'A5. Investment in securities or bank deposit', provided that the other conditions are fulfilled.
  - The supporting documents shall be submitted in original form and, if they have been issued abroad, be legally certified and accompanied by an official translation into the Greek language, they must be recent and, in any case, not later than one month at the time of submission, and three months at the time of issue on the basis of such certification. If this deadline is exceeded till the examination of the request, recent supporting documents must be submitted to the authority responsible for issuing the certificate.
  - In case of an investment <u>by a legal person</u> in any of the sub-cases a' to f' of case 1 of para. C of Article 16 of L. 4251/2014 ('investment categories par. (C) third-country nationals may enter and stay as follows:
    - (a) for an investment carried out by a domestic legal person with an amount at least equal to that fixed for the particular sub-case of the investment 1 of para. C of Article 16 of L. 4251/14 as is the case, a third-country national who holds all of its shares is allowed to enter and reside in Greece, which must be established in the legal form and/or in the form of the shares in the company.
    - (B) for an investment carried out by a foreign legal person up to three (3) third-country nationals shall be permitted to enter and reside in Greece who are shareholders or executives of that legal person. The maximum number of permits to enter and reside in Greece, depending on the amount of investment made by the legal person, shall be determined by investment category in paragraph C, as follows:

Required minimum amount of investment by the foreign legal person (see table in Article 4 JMD 46440/19 [OJ 4155 s.B'/12.11.2019]).

The application for authorization to enter of paragraph article 2(2) or the application for certification of the implementation and holding of the investment shall be submitted by the third-country national concerned and accompanied by the above supporting documents (for natural persons), for the applicant and the investment of the legal person, together with the following supporting documents:

(i) a statement by the legal person with its information, and for a foreign legal person, the third-country nationals (shareholders or managers), proposed for a permit to enter and reside in Greece.

(ii) a certificate from a Chamber or other public authority of the country of establishment of the legal person for its legal existence and function, the composition of the Board of Directors and the persons who bind it by their signature.

Where the composition of the board and the persons binding the company cannot be derived from the said certificate under the legislation of the country of establishment, other documentation shall be provide, on a case-by-case basis.

- (iii) the latest official financial statements of the legal person signed by a duly authorized person, accompanied by the report of the chartered accountants, where this is provided for under the legislation of the country of establishment.
- (iv) in the case of a national legal person, where appropriate, depending on its legal form, evidence of documentation of the corporate composition.
- (v) in the case of a foreign legal person, a copy of the minutes of a recent decision of the Board of Directors, on the authorization of the person concerned to enter and reside in Greece with an indication of that person's status (shareholder and/or official).

The supporting documents shall be valid in proportion to those specified above.

A third-country national who has received a national visa as an investor in this category shall be granted, by decision of the Minister for immigration Policy, a residence permit of five years<sup>131</sup>, renewable for an equal period of time each time; if the holding of the investment in question is certified and the other conditions for granting the authorization are fulfilled.

**CAUTION:** Third-country nationals who have legally entered the country <u>with any visa or</u> are legally resident in the country if they fulfill the conditions set out in paragraph C of Article 16 of L. 4251/2014, as is the case, are not required to leave the Greek territory in order to apply for a residence permit!

Periods of absence from the country do not constitute an obstacle to the renewal of the residence permit.

Members of their families<sup>132</sup> may accompany or follow them, so long as the cost of living and health care does not weigh on our national welfare system and provided that, following a personal appearance and interview, they are given a national visa indicating in the national data area **OBSERVATIONS** of the visa sticker, the reference "F. 1. Family members of a third-country national". The visa shall be upon procurement of:

- A certificate of family status by the competent local authorities certifying kinship.
- The general supporting documents set out in No F3497.3/AP 24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

**VISA FEE** 

A.3.5. → EUR 180

F.1 (family member)  $\rightarrow$  EUR 180

<sup>&</sup>lt;sup>131</sup> The Directorate for immigration Policy of the Ministry of immigration Policy shall be responsible for examining the application and deciding whether to grant or renew a residence permit to third-country nationals who have invested in this paragraph.

<sup>132</sup> Third-country national family members

a. The other spouse or partner with whom the third-country national has concluded a civil partnership,

b. Unmarried children of the spouses or partners less than 21 years of age,

c. Unmarried children of the sponsor or the other spouse/partner, provided that the exercise of custody is legally entrusted to the sponsor /partner for his/her children and to the other spouse/partner for his/her children.

d. the antecedents of the spouses or partners.

As referred to in <u>Directive 2009/50/EC</u> as transposed into national law by Articles 109-127 of L. 4251/2014<sup>134</sup>, the Decision of the Minister of Foreign Affairs with <u>A.F. 3497.3/AP 24245/OJ B' 1820/03.07.2014</u>, and <u>JMD 30825/OJ B' 1528/06.06.2014</u>, following a personal appearance and interview, third-country nationals may be granted a national visa indicating in the national data section **«OBSERVATIONS»** of the visa sticker, the reference **"A.4 Highly qualified employment-Blue Card** upon procurement to the relevant consular authority of:

- An act of approval by the Director-General of Decentralized Administration authorizing highly qualified employment with a particular employer.
- A certified copy of a labour contract for highly qualified employment<sup>135</sup> lasting at least one year in Greece, certified as being the authentic signature of the employer by a public service, showing that his remuneration is equal to the salary threshold for highly qualified employment determined at a rate of 1, 5 of the average gross annual salary in Greece, as established on the database of the Hellenic Statistical Authority. The annual gross wage threshold for highly qualified employment is fixed at <u>EUR 31.918,83 per year<sup>136</sup>.</u>
- In the case of a regulated profession<sup>137</sup>, certificate/documentation from the Professional Qualifications Board proving that it satisfies the conditions of the PD 38/2010 (A' 78) in order to exercise the professions referred to therein by EU citizens in Greece, or in the case of a profession not included therein, by the relevant provisions of national law governing the exercise of those professions by EU nationals in Greece. The identification of the applicable provisions, where applicable, shall be carried out on the basis of the description of the profession in the relevant labour contract.
- In the case of a non-regulated profession, higher education qualification<sup>138</sup> or documentary evidence that the profession specified in the labour contract has been pursued for at least five years and that professional experience is recognized by national law.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

It is noted that according to Article 11 of L. 4251/2014 the volume of admission for highly qualified employment is determined by a joint ministerial decision in the second quarter of each second year and the competent Greek consular authority therefore calls on the third-country nationals concerned, for which an authorization for entry into Greece has been issued for the purpose of providing highly qualified work.

<sup>&</sup>lt;sup>133</sup> "EU Blue Card: The authorization bearing the words 'EU Blue Card' and allowing the holder to reside and work legally on Greek territory, in accordance with the conditions laid down in article 111 of L. 4251/2014». Point (I) of Article 1 (Definitions) of L. 4251/2014 (OJ A' 80, 01.04.2014).

<sup>&</sup>lt;sup>134</sup> L. 4251/2014 (OJ A' 80, P. A', 01.04.2014).

<sup>&</sup>lt;sup>135</sup> "Highly qualified employment: Employment of a person who:

<sup>(</sup>i) protected under Greek labour law as an employed person, providing genuine and effective work for or under the guidance of another, regardless of the legal form that such relationship has been established;

<sup>(</sup>ii) paid; and

<sup>(</sup>iii) have the requisite sufficient and specific knowledge, demonstrated by high professional qualifications as defined in this chapter." Point (h) of Article 1 (definitions) of L. 4251/2014 (OJ 80, s. A' 80, 01.04.2014).

in line with the provision of the first subparagraph of case . b' of the paragraph 1 of article 111 of L. 4251/2014, according to the provisional data of the Hellenic Statistical Authority for 2018.

<sup>&</sup>lt;sup>137</sup> Point nb), article 1, L. 4251/2014 (OJ 80, s. A', regulated profession: The regulated professions are defined in Article 3(1)(a)' of the Presidential Decree n°. 38/2010'' adaptation of Greek legislation to Directive 2005/36/EC of the European Parliament and of the Council of 7 September 2005 on the recognition of professional qualifications" (A' 78)".

<sup>&</sup>lt;sup>138</sup> According to paragraph 3 Article 126 "successful completion of a post-secondary education program, i.e. a set of courses provided by an educational establishment recognized as a higher education institute by the State in which it is located, in order to sign the relevant work contract and to be issued with a national visa, otherwise, in compliance with the general and specific provisions on visas.';

They above <sup>139</sup> may also be accompanied or followed by members of their family, so long as the cost of living<sup>140</sup> and health care does not affect our national welfare system and provided that, following a personal appearance and interview, they are given a national visa indicating in the national data area **«OBSERVATIONS»** of the visa sticker, the reference **"F. 1. Family members of a third-country national".** The visa shall be upon procurement of:

- A certificate of family status by the competent local authorities certifying kinship.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

More detailed information on the rights and obligations of EU Blue Card holders can be found on the EU website

<u>VISA FEE</u> A.4. → EUR 180 F.1 (family member) → EUR 180

<sup>&</sup>lt;sup>139</sup> Family members of a third-country national:

a. The other spouse, so long as s/he has reached 18 years of age and their children under the age of 18, including those legally adopted in Greece by a court order or by a foreign court order that is automatically enforceable or declared enforceable or recognized in Greece.

b. The other single children under 18 years of age of the sponsor or the other spouse, including the children which have been adopted as mentioned above, provided that the exercise of custody is legally entrusted to the sponsor for his/her children and to the other spouse for his/her children.

<sup>&</sup>lt;sup>140</sup> Ministerial Decision oik.41712/2014 (OJ 2285, s. A', 26.08.2014): 'In the case of third-country nationals who are family members of an 'EU Blue Card' holder in another EU Member State and who enter to accompany or rejoin him on the Greek territory, in accordance with the provisions of Article 123(4) of L. 4251/2014, the sponsor of the family, the holder of an 'EU Blue Card' should provide evidence that he has stable and regular resources sufficient to maintain himself and his family members, the amount of which is set at <u>a minimum of eight thousand EUR 200 (8.200) per year.</u> Where the third-country national concerned is accompanied by the members of his family, this amount shall be increased by 20% for the spouse and by 15% for each child.';

As referred to in Section G' of Part B' of L. 4251/2014<sup>142</sup> (articles 127A etc.) as replaced by Article 27 of Regulation '[A 91 2014], as referred to in **Directive 66/3497.3/EU** <sup>143</sup>, the Decision of the Minister of Foreign Affairs under <u>Decision No 24245/AP'/OJ B 1820 03.07.2014/</u>, and JMD <u>30825/OJ B' 1528/06.06.2014</u>, as replaced by JMD No 31399/OJ B' 4366/1.10.2018, third-country nationals <u>wishing to enter and reside in Greece in the framework of an intra-corporate transfer (ICT)</u> may be granted, following a personal appearance and interview, a national visa indicating in the national data area «OBSERVATIONS» of the visa sticker, The reference 'intra-corporate transfer — ICT's', on procurement to the competent consular authority of:

- Evidence that the host entity and the undertaking established in a third country belong to the same undertaking or group of undertakings within the meaning of case z', par. 1, art. 1 of N.4251/2014 (=Group of undertakings: two or more undertakings which are recognized to be linked¹44 by one of the following means: an undertaking in a direct or indirect relationship with another undertaking which holds the majority of its registered capital or controls the majority of the votes attaching to its equity capital or which may appoint more than half of its board members, the management or supervisory body of the undertaking or both undertakings shall be under the single direction of a parent undertaking.)
- A copy of the statutes of the host entity.
- A higher education qualification or evidence that a third-country national has the professional qualifications and experience required in the host entity to which he is to be transferred to a managerial or a qualified worker position, or with regard to trainee employers, that he has the required university qualifications.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

# In particular 145:

<u>Intra-corporate transfer</u> is temporary secondment, which is intended to employ or train a third-country national who, at the time of application for an intra-corporate transfer permit, is resident outside the territory of the EU Member States and is carried out by an undertaking established outside the territory of a Member State and in respect of which a third-country national is bound by a labour contract before and during the transfer, to an entity belonging to that undertaking or to the same group of undertakings established in Greece and, where applicable, mobility between host entities established in one or more second Member States.

<u>-An intra-corporate transferee</u> is a third-country national residing outside the territory of the EU Member States at the time of application for an intra-corporate transfer authorization and who is subject to intra-corporate transfer.

<u>-Host entity</u> is the legal person to whom the intra-corporate transferee is transferred, regardless of its legal form, established under Greek law in Greece.

<u>-A manager</u> is a person who has a senior position, who primarily leads the management of the host entity, under the general supervision or direction of, in particular, the board of directors or the board of shareholders of the undertaking or an equivalent body. Such a position includes the address of the host entity or part or branch of the host entity, the supervision and control of the work of other employees with supervisory, technical or administrative powers, the power to propose recruitment, dismissal or other staff-related actions.

<u>-A qualified worker</u> is the person working within the group of undertakings and having specialist knowledge essential to the areas of activity, techniques or management of the host entity. The

<sup>&</sup>lt;sup>141</sup> Added with art. 32 par. 1 L. 4686/2020 [A' 96] see www.kodiko.gr

<sup>&</sup>lt;sup>142</sup> L. 4251/2014 (OJ A' 80, 01.04.2014).

 $<sup>^{143}</sup>$  Section G'(Articles 127 a to 127 E inclusive) was added by Article 27 L. 452/2018, OJ A' 91/22.05.2018 (Directive 2014/66/EU)

<sup>&</sup>lt;sup>144</sup> based on art. 2 of L. 4172/2013 [A' 167]

<sup>&</sup>lt;sup>145</sup> See art. 1 (x)-xi) L. 4251/2014, following amendment by art. 26 L. 4540/2018 (A'91)

assessment of such knowledge shall take into account, in addition to the specific knowledge of the host entity, the high level of qualification for the particular type of work or activity requiring specific technical knowledge, including appropriate professional experience, and the possible membership of recognized professions.

-A <u>trainee employee</u> is a person with a university degree who is transferred to a host entity for the purposes of professional development or for the purpose of obtaining training in techniques or methods of business and is remunerated during the transfer.

A third-country worker should be transferred **from a company established in a third country belonging to the same group of undertakings in Greece,** where he will be employed as a manager, a qualified worker or an employed person.

The work experience required in the establishment of origin before the date of secondment <u>is</u> (12) continuous months for managers and qualified workers and (6) continuous months for trainee <u>employees</u>. The duration of the intra-corporate transfer to Greece **should be longer than (90) days**.

After entering the country and before expiry of the national visa for the purpose of intracorporate transfer, s/he must apply for the relevant **residence permit**. Applications shall be lodged and examined by the competent Directorate of the Ministry of immigration Policy. The conditions for admission are described in Articles 127 a and 127 B of L. 4251/2014<sup>146</sup>

# **University degrees and professional qualifications**

The application should be accompanied by evidence that the manager or a qualified third-country employee holds appropriate qualifications and professional experience required in the host entity to which s/he is to be transferred.

The labour contract or the appointment letter should include information on the requirements of the post which the third-country national concerned is to cover. The elements that should be taken into account in assessing whether applicants fulfill the criterion of professional competence for the purposes of Directive should be drawn from the definitions above.

Furthermore, assessment of the qualifications required should be carried out, in the case of qualifications acquired in a third country<sup>147</sup> and, in the case of a non-regulated profession, in line with the provisions for obtaining a residence permit for a highly qualified 'Blue Card' work, the applicant third-country national should demonstrate the high professional qualifications attested by a higher education qualification or, where this is provided for by derogation, by national law, at least five years of professional experience of a level comparable to a higher education qualification and relevant to the profession or sector specified in the labour contract and which must be relevant to the profession or sector specified in the labour contract.

In the case of <u>a regulated profession</u>, a certificate/documentation from the Professional Qualifications Board proving that it satisfies the conditions of the PD 38/2010 (A' 78) in order to exercise the professions referred to therein by EU citizens in Greece, or in the case of a profession not included therein, by the relevant provisions of national law governing the exercise of those professions by EU nationals in Greece. The identification of the applicable provisions, where applicable, shall be carried out on the basis of the description of the profession in the relevant labour contract.

Professional qualifications obtained by a third-country national in another Member State shall be recognized in the same way as EU nationals, and shall also take into account qualifications obtained in a third country.

Such recognition should not affect any restrictions on access to regulated professions resulting from reservations in relation to existing commitments for regulated professions undertaken by the EU or the EU and its Member States under trade agreements.

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<sup>&</sup>lt;sup>146</sup> As added by Article 27 L. 40/2018, OJ A' 91/22.05.2018.

<sup>&</sup>lt;sup>147</sup> See recital 22 Directive 2014/66/EU

Third-country nationals holding an intra-corporate transferee permit issued <u>by another</u> <u>previous Member State</u> may, on the basis of that authorization and a valid travel document, enter, reside and work in Greece, to any other entity established in the country and belonging to the same undertaking or group of undertakings.<sup>148</sup>

The above <sup>149</sup> may also be accompanied or followed by family members, so long as the cost of living and health care does not affect our national welfare system and provided that, following a personal appearance and interview, they are given a national visa indicating in the national data area «OBSERVATIONS» of the visa sticker, the reference "F. 1. Family members of a third-country national". The visa shall be upon procurement of:

- A certificate of family status by the competent local authorities certifying kinship.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

Family members of the intra-corporate transferee shall have the right of access to employment through employment and the provision of services or work, without prejudice to the principle of preference for EU nationals.

**VISA FEE** 

→ EUR 180

F.1 (family member)  $\rightarrow$  EUR 180

<sup>&</sup>lt;sup>148</sup> See n°. 127 B L.4251/2014, as added under art. 27 L. 4540/2018 [A' 91].

<sup>&</sup>lt;sup>149</sup> Family members of a third-country national:

a. The other spouse, so long as s/he has reached 18 years of age and their children under the age of 18, including those legally adopted in Greece by a court order or by a foreign court order that is automatically enforceable or declared enforceable or recognized in Greece.

b. The other single children under 18 years of age of the sponsor or the other spouse, including the children which have been adopted as mentioned above, provided that the exercise of custody is legally entrusted to the sponsor for his/her children and to the other spouse for his/her children.

#### **B) TEMPORARY STAY**

#### **B1.** Seasonal workers

The entry visa for seasonal work<sup>150</sup> shall be issued to a third-country national who has his principal place of residence in a third country and who wishes to stay legally and temporarily, for employment purposes, in the Greek territory in an area of activity dependent on the change of the seasons<sup>151</sup>, under one or more fixed-term contracts concluded directly between the third-country national and the employer established in Greece. **The total duration of stay in Greece may not exceed six months in any twelve-month period** and shall confer the right of access to the labour market solely for the purpose of providing the job in question to a specific employer, at the invitation of which it was awarded.

As referred to in Articles 13 and par. 1 (a) Article 18 of L.  $4251/2014^{152}$  as it has been replaced and is in force<sup>153</sup>, the Foreign Minister's decision A.F. 3497.3/EC 24245/1820/03.07.2014, and JMD 30825/OJ B' 1528/06.06.2014 as amended by JMD 68019/2015/OJ B' 2272/21.10.2015, third-country nationals who have been authorized to work for seasonal purposes by the competent agency of the Decentralized administration<sup>154</sup> may be granted, following a personal appearance and interview,

- (A) a national entry visa for seasonal work of a maximum period of validity and residence of six (6) months. The citizen can re-enter with a corresponding visa six (6) months after expiry of the prior entry visa or
- (B) a national entry visa for seasonal work of a maximum period of validity of one (1) year with the right to seasonal work of a total duration of six (6) months during the period of validity of the visa, linked to the periods of employment provided for in the labour contract.
- (C) <u>a uniform short-stay visa (Schengen) for multiple entries with a maximum validity of six (6)</u> months and a duration of 90 days in any 180-day period for seasonal work, in accordance with the provisions of Regulation (EC) No 810/2009 and paragraph (n) of Article 1 of L. 4251/2014.

Entrants with a seasonal work entry visa shall not be granted a residence permit. of any category at the time of its validity. Therefore, particular attention should be paid to the duration of the labour contract mentioned and a national visa of equivalent duration should be issued.

In the national data area **«OBSERVATIONS»** of the visa sticker, the words "B.1 seasonal work" shall be inserted, once the consulate receives by the competent agency for aliens and immigration of the Decentralized administration, either by post or by courier of the ELTA or private companies:

- The relevant act of the Decentralized Administration coordinator authorizing employment in a sector of seasonal activity for a period of up to a total of six months per twelve-month period.
- A certified copy of the labour contract, certified by a public service, showing the employment of the third-country national by a given employer, the type of employment and the date of commencement of the contract, the duration of the employment, the number of working hours, which will be specific for each day, within the week or month, the employee's remuneration,

Point (x), Article 1, L. 4251/2014 (OJ 80, s. A', 01.04.2014) as replaced by Article 7 par. 1 of L. 4332/2015 (OJ 76, s. A', 09.07.2015) seasonal work: Activity carried out in Greece for a period of up to six months in total, over a period of twelve (12) months, in a sector of seasonal employment with a recurring character in the year. These are sectors related to seasonal conditions, during which the necessary level of labour is significantly higher than that required for ordinary activities.

<sup>&</sup>lt;sup>151</sup> The list of employment sectors to which the arrangements for admission of third-country nationals for seasonal work apply includes the agricultural, forestry and livestock sectors. This list can be supplemented (by the development of JMD ) with other employment sectors, which depend on the passing of the seasons.

<sup>&</sup>lt;sup>152</sup> L. 4251/2014 (OJ A' 80, 01.04.2014).

<sup>153</sup> See www.kodiko.gr

<sup>&</sup>lt;sup>154</sup> The list of employment sectors to which the arrangements for admission of third-country nationals for seasonal work apply includes the agricultural, forestry and livestock sectors.

which may in no case be less than the unskilled worker's remuneration, the amount of any leave allowance, where provided for in the contract and any other working conditions as appropriate.

Consular authorities should take a decision on the application for admission to the Greek territory for the purpose of seasonal work and notify the applicant of their decision in accordance with the applicable legislation no later than 90 days after the submission of the complete application.<sup>155</sup>

According to paragraph 9 of Article 7 of L. 4332/2014 (OJ 76 v.A'/09.07.2015) if the supporting documents submitted in the application are incomplete, the competent authorities shall inform the applicant within a reasonable time of the additional information required and shall set a reasonable deadline for their submission. The period of 90 days shall be suspended until the complete dossier has been received by the competent consular authority. In the case of granting a Schengen visa (case C) to seasonal workers, the provisions of the Visa Code relating to deadlines apply.

After the maximum duration of stay has been reached, the seasonal worker may not return to the Greek territory unless six months have elapsed since the seasonal work was completed. A third-country seasonal worker must immediately leave the Greek territory after the end of the period of employment. If s/he fails to comply, s/he shall not be able to re-enter the country for any of the reasons set out in this Act and for a period **of up to five years** from the date on which s/he was obliged to leave the country.

In addition, it is noted that checks should be carried out on the contents of the approval act of the Decentralized administrator, as they should, inter alia,

- be identical to the supporting documents provided by the applicant, e.g. passport number.
- not refer to a joint ministerial decision on the establishment of a maximum number of residence permits for work<sup>156</sup>, of a year prior to the current one; and
- > not refer to 'approval of an entry visa', as this responsibility lies exclusively with the consular authorities.

If the applicant has entered in the past for the purpose of seasonal work and in order to grant the visa in question, the competent authorities shall examine whether the applicant has complied with the obligations arising from that visa.

In the above cases, in accordance with paragraph 8 of the Joint Ministerial Decision 66224/2014/22.12.2014 (OJ 7/s. B'/08-01-2015) the Greek consular authorities shall inform the competent Decentralized administration, which may proceed to recall another worker on behalf of the same or another employer on the basis of a priority order, when refusing entry visas for work for either short or long periods for any reason.

Similarly, the Greek consular authorities should inform the competent Decentralized authorities when they find that the employer has breached the obligations under L. 4251/2014.

#### **VISA FEE**

**B.1.** → **EUR** 75

Seasonal work (No 13/13/L. 4251/2014) provides that, together with the application, **the employer** shall provide proof of payment of a fee of EUR 100 (100).

<sup>&</sup>lt;sup>155</sup> Par. 7 Article 13 L. 4251/2014 as amended by Article 7 of L. 4332/2014.

Article 11 L. 4251/2014 (OJ 80, s. A', 01.04.2014): 'By decision of the Ministers for the Interior, Foreign Affairs, Development and competitiveness, Maritime Affairs and the Aegean, Labour, Social security and welfare, issued in the last three months of each second year, shall determine the maximum number of posts for dependent work **granted to third-country nationals, by region and job qualification**. The same decision may provide for an increase in the maximum number of posts up to 10% to cover unforeseen and exceptional needs, as well as any other relevant details.' In line with the amendment of the paragraph 3 of Article 11 of Law 4251/2014 "specific to the case of the transfer of seasonal workers to the agricultural economy, a ministerial decision may set a maximum number of jobs per country of origin and the ratio between the agricultural area or livestock of the applicant employer and the number of seasonal workers he may apply for the transmission.

The entry visa for workers shall be issued to third-country nationals who have their principal place of residence in a third country and who wish to stay legally and temporarily, for employment purposes, on Greek territory as fishermen, under one or more fixed-term labour contracts, concluded directly between the third-country national and the employer established in Greece.

As referred to in Article 14 and paragraph 1(b) of Article 18 of L. 4251/2014<sup>157</sup>, the Decision of the Minister of Foreign Affairs with A.F. 3497.3/AP 24245/OJ B' 1820/03.07.2014, and the JMD 30825/OJ B' 1528/06.06.2014, third-country nationals who have been authorized to enter as fishermen may be granted, following a personal appearance and interview, a national visa indicating in the national data area «OBSERVATIONS» of the visa sticker, the reference 'B.2 Fishermen', once the consulate receives by the competent agency for aliens and immigration of the Decentralized administration, either by post or by courier of the ELTA or private companies:

- The relevant act of the Decentralized Administration coordinator authorizing the employment of a fisherman for a period of up to 11 months to a particular employer.
- A certified copy of the labour contract, certified by a public service, stating the employee's terms of employment, length of employment and agreed remuneration, which may in no case be less than the remuneration of an unskilled worker as determined by the national collective agreement;
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

The national entry visa equal to the duration of the labour contracts <u>may not exceed 11 months</u> and shall confer the right of access to the labour market solely for the purpose of providing the job concerned to a particular employer, at the invitation of which it was issued.

The entry visa of fishermen shall not grant access to a residence permit in the period of its validity. Therefore, particular attention should be paid to the duration of the labour contract mentioned and a national visa of equivalent duration should be issued.

The competent Greek consular authority shall invite interested third-country nationals who have been issued an authorization for entry into Greece for employment purposes on Greek territory as fisherman. The persons concerned shall appear to the said office in order to sign the relevant labour contract and to be granted the national visa, otherwise respecting the general and specific provisions on visas.

In addition, it is noted that checks should be carried out on the contents of the approval act of the Decentralized administrator, as they should, inter alia,

- 1. be identical to the supporting documents provided by the applicant, e.g. passport number.
- 2. not refer to a joint ministerial decision on the establishment of a maximum number of residence permits for work<sup>158</sup>, a year prior to the current one; and
- 3. not refer to 'approval of an entry visa', as this responsibility lies exclusively with the consular authorities.

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<sup>&</sup>lt;sup>157</sup> L. 4251/2014 (OJ A´ 80, 01.04.2014).

Article 11 L. 4251/2014 (OJ 80, s. A', 01.04.2014): 'By decision of the Ministers for the Interior, Foreign Affairs, Development and competitiveness, Maritime Affairs and the Aegean, Labour, Social security and welfare, issued in the last three months of each second year, shall determine the maximum number of posts for dependent work **granted to third-country nationals, by region and job qualification**. The same decision may provide for an increase in the maximum number of posts up to 10% to cover unforeseen and exceptional needs, as well as any other relevant details.'

Where it is established during the process of assessing the visa application that the above conditions are not met or the necessary supporting documents are not provided, the consular authority should reject the request and provide the person concerned with a written reasoned decision for rejection of the request.

In the above cases, in accordance with paragraph 8 of the Joint Ministerial Decision 66224/2014/22.12.2014 (OJ 7/s. B'/ 08-01-2015) the Greek consular authorities shall inform the competent Decentralized administration, which may proceed from the outset to transfer another worker on behalf of the same or another employer on the basis of a priority order, when refusing entry visas for work for either short or long periods for any reason. Similarly, the Greek consular authorities should inform the competent Decentralized authorities when they find that the employer has breached the obligations under L. 4251/2014.

It is noted that the above-mentioned legislation and procedure also covers the obligations arising from the Agreement 'on the promotion of bilateral cooperation in matters of employment between the Governments of the Hellenic Republic and the Arab Republic of Egypt' <sup>159</sup> of 1984 and in particular the employment of Egyptian fishermen in Greece with employment relationship <sup>160</sup>.

#### **VISA FEE**

# **B.2.** → **EUR** 75

For the fisherman (No. 14 L. 4251/2014), it is stipulated that the employer shall, together with the application, provide proof of payment of a fee of one hundred and fifty (150) EUR.

<sup>&</sup>lt;sup>159</sup> L. 1453/84 – OJ 88/s. A/16.06.1984.

<sup>&</sup>lt;sup>160</sup> In accordance with point b. iv. of the paragraph 1 article 18 requires a fisherman from a third country to leave the Greek territory immediately after the end of the period of employment or if the employment relationship is resolved in any way. If it fails to comply, it shall not be able to re-enter the country for any of the reasons set out in this Code and for a period of up to five years from the date on which it was obliged to leave the country.

According to point b. v. for those subject to the arrangements of the bilateral Agreement between the Hellenic Republic and the Arab Republic of Egypt, which has been ratified by the L. 1453/1984 (A´ 88), if the employment relationship is resolved in any way, during the period of validity of the entry visa, a new labour contract may be concluded with another employer for the remaining period until the entry visa expires. If no new labour contract is concluded, the entry visa shall remain valid for a period of three months and, however, if the remaining period is less than three months, until its expiry.

Nationals of a third country <u>who are members of artistic groups</u> may be granted a national visa granting access to the labour market solely for the purpose of providing the work concerned, **taking** into account the uniform structure of the artistic group.

As referred to in Article 18(1)(c) of L. 4251/2014<sup>161</sup>, the Decision of the Minister of Foreign Affairs with A.F. 3497.3/AP 24245/OJ B' 1820/03.07.2014, and the JMD 30825/OJ B' 1528/06.06.2014, third-country nationals who are members of artistic groups may be granted, following a personal appearance and interview, a national visa indicating in the national data area «OBSERVATIONS» of the visa sticker, the reference 'B.3 Members of artistic groups', upon procurement to the relevant consular authority of:

- A certified copy of the labour contract certified by a public service or a copy of a service or labour contract.
- Evidence of the above status, including a certificate from the competent authority of the country of origin for the official registration of the group.
- EUR 150 administrative fee.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

The national visa for entry equals in time the duration of the performances or events, and <u>may</u> <u>not exceed one year.</u>

Members of artistic groups, who are not officially registered in their country of origin, if they wish to carry out paid activity in night clubs, shall be subject to the procedure for recalling employment referred to in Article 15 of L. 4251/2014 (see CATEGORY A. 1).

Holders of an entry visa of this category shall not be granted a residence permit. Therefore, particular attention should be paid to the duration of the labour contract mentioned and a national visa of equivalent duration should be issued.

<u>Caution:</u> In the case of the entry and residence of intellectual creators (<u>authors, writers, directors, painters, sculptors, actors, musicians, singers, choreographers and set designers</u>) the listed under category A. 2.8. apply.

<u>VISA FEE</u> B.3. → EUR 75

<sup>&</sup>lt;sup>161</sup> L. 4251/2014 (OJ A' 80, 01.04.2014).

As referred to in paragraph 1(d) of Article 18 of L. 4251/2014<sup>162</sup>, the Decision of the Minister of Foreign Affairs with A.F. 3497.3/AP 24245/OJ B' 1820/03.07.2014, and JMD 30825/OJ B' 1528/06.06.2014, to third-country nationals who are legally employed in an undertaking established in a Member State – of the European Union or of the European Economic Area and who move to Greece for the provision of a specific service under a contractual obligation between that undertaking and the other party, a national visa may be granted, following a personal appearance and interview, in Greece, indicating in the national data area «OBSERVATIONS» of the visa sticker, the reference 'B.4 Third-country nationals who move from undertakings established in EU', upon procurement to the relevant diplomatic or consular authority of:

- A solemn statement by the undertaking stating in full the identity and contact details of the undertaking from which the third-country national is moved, officially certified and translated, certifying that s/he has concluded a contract with the beneficiary of the service in Greece, and indicating the purpose of his/her move, the estimated period of travel of the third-country national and the assuming from the undertaking employing the third-country national to the EU or EEA Member State, of his/her subsistence, health care and return.
- A copy of a certified health book or a European health insurance card or other equivalent Community document.
- EUR 150 administrative fee.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

The entry visa shall be equivalent in time to the fulfilment of a contractual obligation by the undertaking and <u>may not exceed a total of one year.</u>

Holders of an entry visa of this category shall not be granted a residence permit. Therefore, particular attention should be paid to the duration of the labour contract mentioned and a national visa of equivalent duration should be issued.

#### **VISA FEE**

B.4. → EUR 75

<sup>&</sup>lt;sup>162</sup> L. 4251/2014 (OJ A' 80, 01.04.2014).

As referred to in paragraph 1(e) of Article 18 of L. 4251/2014<sup>163</sup>, the Decision of the Minister of Foreign Affairs with A.F. 3497.3/AP 24245/OJ B' 1820/03.07.2014, and JMD 30825/OJ B' 1528/06.06.2014, third-country nationals, working as qualified personnel in an undertaking established in a third country for the provision of specific services under a supply contract between that undertaking and the corresponding undertaking operating in Greece, may be granted a national visa, following a personal appearance and interview, indicating in the national data area «OBSERVATIONS» of the visa sticker, the reference 'B.5 Third-country nationals who move from undertakings established in third countries', upon procurement to the competent diplomatic or consular authority of:

- An attestation of the undertaking stating in full the identity and contact details, the status and duties of the worker, together with evidence of the legality of his/her work.
- A certified copy of the supply contract between the service provider and the national undertaking-recipient of the service. The contract should provide for specific services relating solely to the installation, testing and maintenance of the goods supplied, the period of service, the number and capacity of persons to be employed and the cost of accommodation, full health care and return.
- EUR 150 administrative fee.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

The duration of the visa shall be equal to the time required for the undertaking to fulfill its contractual obligation only and <u>may not exceed a total of six months.</u>

Holders of an entry visa of this category shall not be granted a residence permit. Therefore, particular attention should be paid to the duration of the labour contract mentioned and a national visa of equivalent duration should be issued.

<u>Caution:</u> In the case of stay of more than six months and provided that the conditions are met, a national visa of category A. 2.2 staff of domestic undertakings which market products and provide technical support to foreign undertakings and consumers under an agreement for the provision of services or work made by a foreign company may be granted.

**VISA FEE** 

B.5. → EUR 75

<sup>&</sup>lt;sup>163</sup> L. 4251/2014 (OJ A' 80, 01.04.2014).

As referred to in Article 18(f) of L. 4251/2014<sup>164</sup>, the Decision of the Minister of Foreign Affairs with A.F. 3497.3/AP 24245/OJ B' 1820/03.07.2014, and JMD 30825/OJ B' 1528/06.06.2014, third-country nationals, tour leaders entering the country for this purpose may be granted, following a personal appearance and interview, a national visa , with reference to the national data area «OBSERVATIONS» of the visa sticker, the reference 'B.6 Tour Leaders', upon procurement to the relevant diplomatic or consular authorities of:

- Confirmation by the relevant Regional Tourism Office, where the Greek tourist office is located, stating that the work of the alien as Tour Leader is approved.
- A certificate from the foreign tourist office that the alien in question is employed and paid by it.
- A solemn statement by the Greek tourist office working with a foreign tourist office that the alien will not be hired and that he will be employed outside the office to serve the tourist groups arriving through a foreign tourist office for a specified period not exceeding eight (8) months.
- Insurance attestation to cover costs of hospitalization, medical and pharmaceutical care and to cover a work accident. Where a transnational health and labour accident insurance agreement exists with the country of the country, it shall be sufficient to provide a certificate from his/her country that s/he is insured with its social security system; if not, to provide a guarantee from the State of origin, that it will cover the insurance risk arising from the above causes or insurance policy of a private insurance company covering the above risks for his/her employment as Tour Leader in Greece.
- EUR 150 administrative fee
- The general supporting documents set out in No F3497.3/EC24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

The duration of the visa may not exceed **eight months**.

Holders of an entry visa of this category shall not be granted a residence permit. Therefore, particular attention should be paid to the duration of the labour contract mentioned and a national visa of equivalent duration should be issued.

#### **VISA FEE**

B.6. → EUR 75

<sup>&</sup>lt;sup>164</sup> L. 4251/2014 (OJ A' 80, 01.04.2014).

As referred to in paragraph 1(h) of Article 18 of L. 4251/2014<sup>165</sup>, the Decision of the Minister of Foreign Affairs with A.F. 3497.3/AP 24245/OJ B' 1820/03.07.2014, and in JMD 30825/OJ B' 1528/06.06.2014, third-country nationals who are students of higher education who participate in programmes for the purpose of internship in the subject-matter of their studies, for a consideration allowing stay for work purposes, for a period not exceeding six months, may be granted a national visa following a personal appearance and interview, indicating in the national data area «OBSERVATIONS» of the visa sticker, the reference 'B.7 Third-country nationals tertiary education students participating in traineeship programmes' upon procurement to the relevant diplomatic mission or consular office:

- An attestation by the competent exchange body, where appropriate, showing that the alien is admitted to the programme for traineeship in the subject-matter of his/her studies in a particular undertaking for a specified period not exceeding six (6) months.

  The Higher Education Institutions in our country (HEI), which have bilateral agreements of similar content with equivalent foreign institutions, are considered the competent exchange bodies, and in cases where there are no such exchange bodies, the international student exchange bodies (the Association Internationale des Etudiants en Sciences Economiques et
  - Commerciales) and IAESTE (International Association for Exchanging students for Technical experience).

    The above attestation <u>is not</u> required when the traineeship takes place in a hotel establishment
- (under JMD 16802/667/27.08.2010 [B'1345] see below).

  A copy of a university qualification where the traineeship takes place on the subject of the study.
- 150 EUR administrative fee.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

The duration of the national visa may not exceed six months.

Holders of an entry visa of this category shall not be granted a residence permit. Therefore, particular attention should be paid to the duration of the labour contract mentioned and a national visa of equivalent duration should be issued.

# Traineeship of students in hotel companies for a consideration.

Existing legislation regulating the terms and conditions of practice of domestic and foreign students of tourist education and higher education schools, as contained in JMD 16802/667 (OJ 1345/B'/31.08.2010): 'terms and conditions for the practice of domestic and foreign students of tourist education schools and higher education students', shall apply to hotel business traineeship schemes.

It should be noted that the scope of the above mentioned Joint Ministerial Decision excludes students participating in a traineeship programme from outside the EU – countries. As specified in paragraph 3 "it does not apply if the schools of tourism education whose students participate in a traineeship programme are based in third countries –outside the EU–. In such cases, traineeships shall be governed by bilateral or Interstate agreements between Greece and non-EU countries.'

It follows from the above, and as indicated in the no 8442 of 28.04.2015 <u>document from the Ministry of Economy, infrastructure, Shipping and Tourism</u>: "In accordance with the relevant legislation, in order to implement traineeship schemes in tourism enterprises in Greece, for foreign students from non-EU countries, provision should be made for this in a bilateral agreement and the terms and

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<sup>&</sup>lt;sup>165</sup> See www.kodiko.gr

conditions for their implementation should be specified (e.g. time, duration, place, number of participants, implementing bodies, etc.).[...] the Ministry of Economy, Infrastructure, Marine and Tourism is in the process of designing traineeship programmes, in accordance with relevant bilateral tourism cooperation agreements concluded with non-EU countries, the outcome of which will be announced.'

#### It is stressed that:

- Agreements (contracts, cooperation memoranda, etc.) concluded by higher education
  establishments in the country with foreign non-EU institutions and related to a programme of
  traineeship for foreign students in hotel companies in Greece do not fall within the scope of the
  above JMD and therefore consular authorities should reject such requests.
- There is currently no Interstate agreement in force concerning the practice of hotel traineeship, as provided for in JMD 16802/667/27.08.2010 [B' 1345]
- Interstate agreements in the field of tourism do not fulfill the conditions laid down by JMD, namely to lay down in particular the terms and conditions for the traineeship in hotel enterprises (time, duration, place, number of participants, implementing bodies, etc.). and therefore, they cannot be applied to traineeships.

Before deciding whether or not to grant the national entry visa, the Consul should check, by means of the mandatory personal interview<sup>166</sup>, whether the terms and conditions of the above-mentioned JMD are met.

VISA FEE

B.8. → EUR 75

+ ADMINISTRATIVE FEE EUR 150

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<sup>&</sup>lt;sup>166</sup> MD n°. 3 number F.3497.3/AP24245/28.05.2014 [B'1820]

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# B.8<sup>167</sup> Athletes, coaches and other accompanying specialised staff, entering the country for purposes of preparation

As referred to in paragraph 1(g) of Article 18 of L. 4251/2014<sup>168</sup>, the Decision of the Minister of Foreign Affairs with A.F. 3497.3/AP 24245/OJ B' 1820/03.07.2014, and in JMD 30825/OJ B' 1528/06.06.2014, a national visa may be granted, following a personal appearance and interview, to third-country nationals, athletes coaches and other accompanying specialised staff, entering the country for purposes of preparation for participation in international sporting events, indicating in the national data area «OBSERVATIONS» of the visa sticker, the reference 'B.8 Athletes, coaches and other accompanying specialised staff, entering the country for purposes of preparation', upon procurement to the relevant diplomatic or consular authority of:

- Approval by the Greek federation of the sport concerned to enter Greece for preparation for participation in international sports events.
- Evidence that, in accordance with JMD 41712/2014, it has financial resources of <u>EUR 500 per month</u> 169 of legal origin to cover its costs of living in Greece without employment or carrying out an independent economic activity other than sports preparation.
- EUR 150 administrative fee
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

The duration of the national visa may not exceed a total of six months.

Holders of an entry visa of this category shall not be granted a residence permit. Therefore, particular attention should be paid to the duration of the labour contract mentioned and a national visa of equivalent duration should be issued.

VISA FEE B.7.  $\rightarrow$  EUR 75

<sup>&</sup>lt;sup>167</sup> Added with art. 32 par. 2 L. 4686/2020 [A' 96] see <u>www.kodiko.gr</u> <sup>168</sup> L. 4251/2014 (OJ A' 80, 01.04.2014).

oik.41712/2014 JMD: 'In the case of third-country nationals who enter the country as athletes, coaches and other accompanying specialised staff, entering the country for purposes of preparation, with a view to their participation in international sports events, in accordance with the provisions of Article 18 (g) of the n. 4251/2014 (category B7 of JMD 252522/2014) the amount of sufficient resources to prove financial resources of legal origin to cover the cost of living of the third-country nationals concerned in Greece without the provision of dependent work or the pursuit of an independent economic activity other than sports preparation, set at a minimum at EUR 500 per month.'

# B.9.<sup>170</sup> Australian citizens participating in the Youth Mobility Program, in line with the Memorandum of Understanding between Greece and Australia (Work and Holiday Visa)

As referred to in point (I) of Article 18(1) of L. 4251/2014<sup>171</sup>, as amended by article 3 1 of L. 4587/2018 [A' 218] Australian citizens participating in the Youth Mobility Program in accordance with the Memorandum of Understanding between Greece and Australia (Work and Holiday Visa) as ratified by L. 4353/2015 [A'173], with the main intention of visiting Greece for holidays for a period of up to 12 (12) months, may be granted a national visa following a personal appearance and interview, indicating in the national data area «OBSERVATIONS» of the visa sticker, the reference "WORK AND HOLIDAY AUSTRALIA", by the consular authority to the diplomatic or consular office, provided that the persons concerned fulfill the following conditions:

- Have reached the age of 18, but have not reached the age of 31 at the time of application for an entry visa;
- They are not accompanied by dependent children,
- Hold a valid passport and ticket for the journey or have sufficient resources to purchase it;
- Have sufficient resources for their personal expenses for the purposes of the entry visa (=youth mobility in Greece),
- They have not previously participated in a youth mobility programme Work and Holiday or Working Holiday in Greece
- Hold a higher education degree or have successfully completed at least two (2) years of undergraduate university studies
- Have submitted a letter from the relevant Australian Ministry stating that the Government of Australia has given its consent to their stay in Greece, in accordance with the terms of the youth mobility programme.
- EUR 150 administrative fee.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.
  - ➤ The visa<sup>172</sup> which is also a residence permit allows work and the right to study or train in Greece.
  - ➤ Visa holders will not work for all twelve (12) calendar months of their visit.
  - Their main purpose is leisure, with work ancillary to leisure.
  - They may not be employed by one (1) employer for more from six (6) months unless granted a relevant permit
  - During their stay in Greece they are not allowed take part in studies or training for more than four (4) months
  - ➤ Holders of an entry visa may not stay in Greece beyond the authorized period of stay of 12 calendar months on the basis of that entry visa.

All information is posted on the website of the Greek Embassy in Australia: <a href="https://www.mfa.gr/australia/en/greece/greece-and-australia/work-and-holiday-visa.html">https://www.mfa.gr/australia/en/greece/greece-and-australia/work-and-holiday-visa.html</a>

**VISA FEE: EUR 75 + ADMINISTRATIVE FEE EUR 150** 

 $<sup>^{170}</sup>$  Added with art. 32 par. 1 L. 4686/2020 [A' 96] see www.kodiko.gr

<sup>&</sup>lt;sup>171</sup> L. 4251/2014 (OJ A' 80, 01.04.2014).

<sup>177 6</sup> 

<sup>&</sup>lt;sup>172</sup> See relevant Memorandum of Understanding L. 4353/2015 [OJ 173/s. A'/14.12.2015]

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# B.10.<sup>173</sup> Trainees according to L. 4666/2020 (A'35), which incorporated EU Directive 2016/801

As referred to in Article 127G of L. 4251/2014<sup>174</sup>, the Decision of the Minister of Foreign Affairs with A.F. 3497.3/AP 24245/OJ B' 1820/03.07.2014, and in JMD 30825/OJ B' 1528/06.06.2014, third-country nationals, <u>higher education students</u>, <u>participating in programmes for the purpose of traineeship in the subject-matter of their studies</u>, for a period not exceeding six months, following a personal appearance and interview, may be granted a national visa, indicating in the national data area «OBSERVATIONS» of the visa sticker, the reference 'B.10. Trainees'.

The national visa shall be issued if they have been admitted to a traineeship programme in the subject-matter of their studies in a given undertaking for a specified period by means of an exchange platform. The Higher Education Institutions in our country (HEI), which have bilateral agreements of similar content with equivalent foreign institutions, are considered the competent exchange bodies, and in cases where there are no such exchange bodies, the international student exchange bodies.

In particular, the rules governing the terms and conditions for the practice of domestic and foreign students of tourist education and higher education schools apply to hotel business traineeship schemes.

Upon expiry of the visa, the third-country national must immediately leave the Greek territory without further formalities.

## In particular:

Third-country nationals who enter the country as trainees to reception entities authorized in accordance with Article 127H of L. 4251/2014<sup>175</sup>, shall be granted by the competent consular authority, subject to the provisions applicable to visas (=general supporting documents), a national visa authorizing residence for traineeship. Such an entry visa shall be issued to third-country nationals, **provided that the following conditions are met cumulatively:** 

- (A) hold a passport or other travel document recognized by Greece, the validity of which shall cover at least the duration of the intended stay;
- **(b)** provide consent of the parents or the holder of parental care for the intended stay if they are less than 18 years of age;
- (c) have full sickness insurance in respect of all aspects covered respectively for Greek nationals. The insurance must be valid for the duration of the intended stay,
- (d) they have sufficient resources to cover their subsistence and traineeship costs during their stay, without having to resort to the national social welfare system, and to cover the costs of the return journey. The assessment of sufficient resources must be based on an individual examination of each case and take into account the resources deriving, inter alia, from a grant, a scholarship a valid labour contract by a host institution of trainees, as defined in the joint ministerial decision referred to in Article 136(7) of the L. 4251/2014 (not yet issued)
- (e) do not constitute a danger to public policy and public health and safety;
- (f) they have paid a fee (EUR 90) for the issue of the national entry visa and an administrative fee of EUR 150
- (g) provide a traineeship agreement between the University and the approved host institution providing for the trainee's traineeship. The traineeship contract and the conditions thereof shall comply with the requirements laid down in paragraph 6 of this Article. The traineeship contract shall include:
- (i) personal information of the trainee;
- (ii) a description of the traineeship programme, including the educational objective or elements of training;
- (iii) duration of the traineeship, (iv) placement in a traineeship position in the host institution and the conditions for supervision of the traineeship;
- (iv) hours of traineeship and (vi) legal relationship between the trainee and the host institution. In the case of third-country nationals who have obtained a higher education degree within the two years (2)

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<sup>&</sup>lt;sup>173</sup> Added with art. 32 par. 1 L. 4686/2020 [A' 96]

<sup>&</sup>lt;sup>174</sup> See www.kodiko.gr

<sup>&</sup>lt;sup>175</sup> See www.kodiko.gr

preceding the date of the application for admission, a labour contract is required to acquire experience in a working environment with an approved host organization.

The above labour contract shall include elements in proportion to those defined in the traineeship contract in case g' hereof and any other elements, in accordance with national law;

- **(h)** provide evidence that they have obtained a higher education degree within the two (2) years preceding the date of the application or that they continue to follow a course of study with a view to obtaining a higher education degree. The traineeship must relate to the same area and to the same qualification, in accordance with the course of study;
- (i) provide their address of residence in the country, if known;
- (j) provide evidence that the host institution fulfills the conditions for a decent existence if the third-country national is accommodated throughout his or her stay. In particular, as regards traineeship in tourism enterprises, the provisions of n°. 16802/667/27.08.2010 Joint Ministerial Decision (B' 1345) on the obligation of tourist enterprises in which a traineeship is carried out to provide housing or otherwise to pay accommodation compensation,
- (k) provide evidence that a third-country national has attended or is to attend language courses in order to acquire the necessary knowledge for the traineeship in question, where the traineeship requires the third-country national to have sufficient knowledge of a particular language as a condition for exercising it.

The host institution must provide a written assurance to the competent consular authority that, in case a trainee stays illegally in Greece, the host institution is liable for the reimbursement of the costs of accommodation and/or reimbursement incurred by the State, in accordance with Article 37(2) of the L. 3907/2011. The financial liability of the host entity shall expire no later than six (6) months after the end of the traineeship contract. In particular, for the tourist business traineeship schemes implemented with host institutions of responsibility of the Ministry of Tourism, the written assurance shall be submitted by the tourism company to which the traineeship will take place.

The entry visa for traineeship shall be equivalent in time to the traineeship contract, shall not exceed a total of six (6) months and shall not be renewable. If the duration of the contract, under EU programmes, is longer than six (6) months, the validity of the entry visa shall be equal to the duration of the contract.

In the **«OBSERVATIONS»** field of the national entry visa the reference 'B.10 trainee' is entered. The duration of validity of the travel document shall cover at least the duration of the intended traineeship.

The decision on the full application concerning the admission procedure to a host institution approved in accordance with Article 127H shall be taken as soon as possible and no later than sixty (60) days. If the information or supporting documents provided in support of the application are incomplete, the competent authorities shall inform the applicant, within two (2) months, of the additional information required and shall set a deadline of one (1) month for their submission. In that case, the period referred to in the first subparagraph shall be suspended until the competent authorities have received the additional information required. If the additional information or documents are not submitted within that period, the application may be refused.

By a joint decision of the Ministers for Economic Affairs, Foreign Affairs, Education and Religious Affairs, Labour and Social Affairs, Migration and Asylum and Tourism, additional elements may be established, in addition to those specified in sub-cases (I) to (vi) of paragraph 1 of this Article, related to the implementation of the traineeship in approved traineeship host organizations.

The same decision, as regards traineeships in tourism enterprises, defines the type of tourism enterprises in which third-country nationals are placed, as well as the percentage of the total number of trainees per enterprise as defined in national legislation, and every other detail.

By the same decision, the competent Greek authorities may provide for sanctions against host entities that fail to comply with the obligations under this Chapter. The penalties provided for must be effective, proportionate and dissuasive. (not yet issued)

As referred to in point (j) of Article 18(1) of L. 4251/2014<sup>177</sup>, as amended by article 3 1 of L. 4587/2018 [A' 218] third-country nationals may be granted a national visa following a personal appearance and interview, indicating in the national data area **«OBSERVATIONS»** of the visa sticker, the reference **"B.11. Flight, technical and administrative personnel for forestry purposes'**, upon procurement to the relevant diplomatic mission or consular office of:

- Motion from the competent public body.
- EUR 150 administrative fee.
- The general supporting documents set out in No F3497.3/EC24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.
  - The duration of the national visa may not exceed **eight (8) months.**
  - > Holders of an entry visa of this category shall not be granted a residence permit.
  - The work entry visa **only** allows work for a specific purpose.

# **VISA FEE**

→ EUR 75

+ ADMINISTRATIVE FEE EUR 150

<sup>&</sup>lt;sup>176</sup> Added with art. 32 par. 1 L. 4686/2020 [A' 96]

<sup>&</sup>lt;sup>177</sup> L. 4251/2014 (OJ A' 80, 01.04.2014).

As referred to in point (L) of Article 18(1) of L. 4251/2014<sup>179</sup>, US citizens who enter Greece as a scholarship holders in the course of the activities of the American Educational Institute of Greece (Fulbright Institute), under the 23.04.1948 Agreement between the Greek Government and the Government of the United States of America (USA), ratified by L. 3152/1955 (A' 64) and the 22.04.1980 Convention of US-Greece, ratified with L. 1982/1991 (A' 188), may be granted a national visa following a personal appearance and interview, indicating in the national data area **«OBSERVATIONS»** on the visa sticker, the reference "B.12 Fulbright Scholarship Holders", upon procurement to the relevant diplomatic mission or consular office of:

- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.
- The national entry visa, equivalent in duration to the grant, and in any case up to 12 (12) months, is exempted from the obligation to pay a fee and is issued to the person concerned on presentation of a grant certificate from the American Educational Institute of Greece (Fulbright Institute), which shows the duration and purpose of the stay of the person concerned in Greece, the coverage of travel and subsistence expenses in the country, the provision of full medical and pharmaceutical care, and the coverage of any repatriation costs.
- These citizens may be accompanied by family members<sup>180</sup> who are also issued a national visa, equivalent to the visa of the consigning and with the reference 'F. 1. Family members of a Fulbright scholarship holder', upon procurement of:
- (A) a recent family status certificate or equivalent document, officially certified and translated, showing kinship.
- (B) evidence of the coverage of travel and subsistence expenses in the country, of the coverage of full medical and pharmaceutical care and of the costs of any repatriation.

In the event of an extension of the grant, for a period longer than the period of validity of the national entry visa issued, the abovementioned citizen and his/her family members may be granted a residence permit in accordance with the provisions of Article 19(7) of L. 4251/2014, if an application is submitted before the expiry of the national visa. The residence permit shall be equal in time with the planned extension of the grant, increased by one month.

<sup>&</sup>lt;sup>178</sup> Added with art. 32 par. 1 L. 4686/2020 [A' 96] see www.kodiko.gr

<sup>&</sup>lt;sup>179</sup> L. 4251/2014 (OJ A' 80, 01.04.2014).

<sup>&</sup>lt;sup>180</sup> Family members of a third-country national:

a. The other spouse, so long as s/he has reached 18 years of age and their children under the age of 18, including those legally adopted in Greece by a court order or by a foreign court order that is automatically enforceable or declared enforceable or recognized in Greece.

b. The other single children under 18 years of age of the sponsor or the other spouse, including the children which have been adopted as mentioned above, provided that the exercise of custody is legally entrusted to the sponsor for his/her children and to the other spouse for his/her children.

As referred to in point (k) of Article 18(1) L. 4251/2014<sup>182</sup>, as amended and applicable<sup>183</sup> third-country nationals, may be granted a national visa following a personal appearance and interview, indicating in the national data area «OBSERVATIONS» of the visa sticker, the reference 'B.13. Greek Language Learners in University Language Centres', upon procurement to the relevant diplomatic mission or consular office of:

- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.
- They must be at least 18 years old and
- They should have been admitted for independent study at a University language centre, with the aim of learning the Greek language.
- The national visa shall be granted to the person concerned, provided that the following specific conditions are met:
- (a) the production of a certificate from the centre that the person concerned has been admitted to a programme which requires a regular non-distance learning and the precise duration of the study programme;
- (b) s/he has sufficient resources to cover subsistence costs during his/her stay and study in the country, without burdening the national welfare system. The amount of sufficient resources shall be fixed at 650 EUR per month and shall be evidenced by a deposit account, bank transfer and/or a grant 184.
- (c) pay an administrative fee of EUR 150.

The national visa of equivalent duration, with the period of time spent in the Greek language learning programme, and in any case up to one (1) year, does not give access to any form of work, and after the end of the Greek language learning programme, before the expiry of the national entry visa, the third-country national must leave the country.

In the event of continuation of the Greek language learning programme, for a period longer than the period of validity of the national entry visa issued, a residence permit of up to one (1) year may be granted each time, and up to a maximum of three (3) years, provided that the third-country national concerned, prior to the expiry of the national visa, submits to the competent authority of the Decentralized administration of the place of residence a request, accompanied by the supporting documents referred to in Article 18(1) 1(k) L. 4251/2014.

### **VISA FEE: EUR 75 + ADMINISTRATIVE FEE EUR 150**

<sup>&</sup>lt;sup>181</sup> Added with art. 32 par. 1 L. 4686/2020 [A' 96]

<sup>&</sup>lt;sup>182</sup> L. 4251/2014 (OJ A' 80, 01.04.2014).

<sup>&</sup>lt;sup>183</sup> See www.kodiko.gr

<sup>&</sup>lt;sup>184</sup> The amount of sufficient resources may be redetermined by the joint ministerial decision referred to in Article 136 (7) of L. 4251/2014

As referred to in point (m) of Article 18(1) of L. 4251/2014<sup>185</sup>, as amended and applicable <sup>186</sup>, third-country nationals, students of foreign higher education institutes participating in summer courses in accordance with article 90 of the L. 4692/2020 (A' 111), may be granted a national visa following a personal appearance and interview for a period of up to seven (7) months, indicating in the national data area «OBSERVATIONS» of the visa sticker, the reference 'B.14. Participation in summer education programmes', where the persons concerned, who should have completed, at the time of application, the 18<sup>th</sup> year of age and not accompanied by dependent family members, procure to the diplomatic or consular authority:

- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.
- a certificate of registration or confirmation that they have been accepted for registration by the educational establishment concerned;
- evidence of payment of the fees to the educational establishment concerned;
- EUR 150;
- evidence that they have sufficient resources to cover their subsistence costs as set out in their n°. oik.41712/2014 Joint Decision of the Ministers for Economic Affairs, Interior and Labour, Social Security and Welfare (B' 2285), in proportion to the sufficient resources required to obtain a residence permit for study purposes<sup>187</sup>.

During their stay in Greece, as holders of the national visa, they are not allowed to provide employment or to engage in economic activity in the country.

**VISA FEE: EUR 75 + ADMINISTRATIVE FEE EUR 150** 

<sup>&</sup>lt;sup>185</sup> L. 4251/2014 (OJ A' 80, 01.04.2014).

<sup>&</sup>lt;sup>186</sup> Added by Article 137 of L. 4763/2020

<sup>&</sup>lt;sup>187</sup> Joint Ministerial Decision No. 4172/2014 (OJ 2285, s. B', 26.08.2014): the amount of sufficient resources to cover the costs of accommodation and study for the period of validity of the residence permit shall be set at <u>a minimum at four hundred (400)</u> <u>EUR per month.</u> The amount of sufficient resources is evidenced by a deposit account, bank transfer, grant.

## B.15. 'Business employees involved in a college education programme'

As referred to in point (n) of Article 18(1) of L. 4251/2014<sup>188</sup>, as amended and applicable<sup>189</sup> third-country nationals, workers in a company established in a third country or in a Member State of the EU or the EEA and participating in college courses in Greece providing exclusive studies, under validation and franchise agreements with foreign higher education institutes (HEI) recognized by the competent authorities in the country in which they are based, may be granted, following a personal appearance and interview, a national visa, for a period of up to 12 months, indicating in the national data area «OBSERVATIONS» of the visa sticker, the reference "B.15. Business employees involved in a college education programme', upon procurement to the relevant diplomatic or consular services of:

- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs,
- A copy of a decision of the Ministry of Education and Religious Affairs, with regard to the College establishment or operation,
- A certificate by the College of the results of the training programme, its estimated duration, the date of its launch and the level of fees,
- A certificate of registration from the College or certificate that s/he has been admitted for registration and certification and that the programme requires regular not distance learning;
- authorization of the company in which the prospective student is employed to participate in the course,
- EUR 150,
- a certified copy of the full amount of the fees paid,
- Proof of proficiency in the language in which the B1-level course is taught;
- a certification and franchise agreement with foreign higher education institutes (HEI) recognized by the country where they are based;
- evidence that they have sufficient resources to cover their subsistence costs during their stay and study in the country, without having to burden the national social welfare system. The amount of sufficient resources shall be set at EUR 650 per month and shall be evidenced by a deposit account, bank transfer and/or a grant. This amount shall be increased by 20% for the spouse and by 15% for each child. The amount of sufficient resources may be redetermined by the joint ministerial decision of paragraph 7 of article 136.

The above students may be accompanied <u>by their family members</u> as defined in case 23 of paragraph 1 of Article 1 of L. 4251/2014<sup>190</sup> (category 'B.15. Business Employees Involved in a College Education Programme - family Member'). The visa shall be granted upon procurement of:

- A certificate of family status by the competent local authorities certifying kinship.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

During their stay in Greece neither the student nor his spouse is allowed to provide employment or to engage in economic activity in the country.

# VISA FEE: EUR 75 + ADMINISTRATIVE FEE EUR 150 (same for each Family member )

<sup>&</sup>lt;sup>188</sup> L. 4251/2014 (OJ A' 80, 01.04.2014).

<sup>&</sup>lt;sup>189</sup> Added by Article 137 of L. 4763/2020

<sup>&</sup>lt;sup>190</sup> Family members of a third-country national:

a. The other spouse, so long as s/he has reached 18 years of age and their children under the age of 18, including those legally adopted in Greece by a court order or by a foreign court order that is automatically enforceable or declared enforceable or recognized in Greece.

b. The other single children under 18 years of age of the sponsor or the other spouse, including the children which have been adopted as mentioned above, provided that the exercise of custody is legally entrusted to the sponsor for his/her children and to the other spouse for his/her children.

According to the case in article 18 (1) (o') L. 4251/2014<sup>191</sup>, as amended and in force<sup>192</sup> third country nationals, self-employed or employees, who work remotely using Information and Communication Technologies (ICT) for employers or clients outside Greece (digital nomads) following a personal appearance and interview, may be granted a national visa, for a period of up to twelve (12) months, indicating in the national data area «OBSERVATIONS» of the visa sticker, the reference "B.16. Digital nomads", provided that the interested parties provide in person or send by e-mail or registered letter to the relevant Diplomatic or paid Consular Authority, which is obliged to respond within 10 days of the relevant request of the interested party and complete the granting of the visa to "a single appearance (one-stop) of the interested party":

- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs,
- a solemn declaration, stating his intention to stay in the country with the national entry visa for the provision of distance work and his commitment that he will not in any way provide employment or independent services to an employer based in Greece,
- open-ended contract of employment or independent services or proof of employment with an employer, natural or legal person, who is established outside the Greek Territory, or in case of a fixed-term contract, with a remaining duration covering the period of the granted national visa or
- open-ended contract of employment or independent services or, in the case of a fixed-term employment contract, with a remaining duration covering the period of validity of the granted visa, in case the third country national is self-employed with more than one employer established outside Greece, or
- information on the status of the applicant in the company, as well as information on the trade name, registered office, field of activity and corporate purpose of the company in case the third country national is self-employed in his own company, which is outside the Greek Territory,
- evidence that he has sufficient resources at a stable income level to cover his living expenses during his stay in the country, without burdening the national social welfare system. The amount of sufficient resources is set at three and a half thousand (3.500) EUR per month and is proved i) by the contract of employment or independent services or employment certificate, in the case of employment or independent services or ii) by a bank account according to case (n'). If sufficient resources come from employment or independent services, the above minimum amount refers to net income after payment of the required taxes in the country of employment. The above amount is increased by twenty percent (20%) for the spouse or partner and by fifteen percent (15%) for each child. The amount of sufficient resources may be redefined by the joint ministerial decision referred to in article 136.

The above third-country nationals may be accompanied <u>by their family members<sup>193</sup></u>, who are granted, at their request, an individual visa which expires at the same time as the visa of the supporting family member (Category "B.16. Digital nomads - family member"). During their stay in Greece, the spouse or partner and family members of the supporting family member are not allowed to engage in employment or any kind of economic activity in the country.

<sup>&</sup>lt;sup>191</sup> L. 4251/2014 (OJ A' 80, 01.04.2014).

<sup>&</sup>lt;sup>192</sup> Added by article 11 of L. 4825/2021 [A' 157]

<sup>&</sup>lt;sup>193</sup> Family members mean:

a) the other spouse or partner with whom the third-country national has entered into a civil partnership;

b) the other single children of the spouses or partners under 18 years of age, including those who have been legally adopted by a foreign court decision that is automatically enforceable or has been declared enforceable or has been recognized in Greece; and

c) the other single children under 18 years of age of the supporting member or the other spouse or partner, provided that the exercise of custody is legally entrusted to the supporting spouse for his/her children and to the other spouse for his/her children.

If the above conditions for granting a national entry visa continue to apply, a third-country national and his/her family members may be granted a two-year residence permit upon application before the expiry of the national visa, subject to article 6 of L. 4251/2014<sup>194</sup>. This visa does not provide the right to employment or independent economic activity of any kind in Greece, both for the supporting member and for his/her spouse or partner and family members and can be renewed every two years, as long as they continue to meet the conditions<sup>195</sup>.

In case the third country national, as well as his family members, leave the Greek Territory and the validity of the national visa expires, both the supporting member and his family members have the opportunity to apply and re-obtain a national entry visa for this purpose.

Periods of absence from the country do not hinder the renewal of the residence permit, provided that they do not exceed six (6) months per year, article 21 (6) of L. 4251/2014<sup>196</sup> being applicable as to the remainder.

ATTENTION: By way of derogation from the above (= granting a national entry visa) a third country national, as well as his family members, who meet the conditions<sup>197</sup> for granting a national visa and have entered the Greek Territory either with a uniform visa or under a visa-free status, have the opportunity, within its period of validity, to submit to the one-stop service of the Ministry of Immigration and Asylum an application for the residence permit for "Digital nomads" 198.

VISA FEE: EUR 75 + ADMINISTRATIVE FEE EUR 150 (Same for each family member)

<sup>194</sup> See www.kodiko.gr

<sup>&</sup>lt;sup>195</sup> The application is submitted to the one-stop service of the Ministry of Immigration and Asylum. The application of the supporting member for granting the residence permit of case iii) is accompanied by a fee of one thousand (1.000) EUR, while family members submit the fee provided herein for family members of the third country national.

<sup>196</sup> See www.kodiko.gr

<sup>&</sup>lt;sup>197</sup> For granting the national entry visa for Digital Nomads.

<sup>&</sup>lt;sup>198</sup> In this case and without prejudice to article 6 of L. 4251/2014, except for the supporting documents of case i) subparagraph ιε (o) par. 1 art. 18 L. 4251/2014, the applicants also submit a residence lease or a contract for the purchase of real estate in the Greek Territory.

## (C) HUMANITARIAN REASONS - OTHER REASONS

C.1.1. Humanitarian reasons: Minors whose custody has been granted under a court judgement to families of third-country nationals with permanent residence in the country or in the process of adoption.

As referred to in paragraph 25 (2(b) of Article 8 of L. 4332/2015 <sup>199</sup> third-country nationals, in the case of minors whose custody has been entrusted by a decision of a Greek or foreign court, recognized by the Greek authorities, to families of Greek or third-country nationals permanent residents in the country or in the process of adoption before the Greek authorities, following a personal appearance and interview, may be granted a national visa, indicating in the national data area «OBSERVATIONS» of the visa sticker The reference 'C.1.1 Humanitarian Reasons – Adoptions' upon procurement to the competent consular authority of, on a case-by-case basis:

- A decision by a Greek or foreign authority recognized by the court in Greece, where appropriate, to award or grant custody; or
- Confirmation that an application has been submitted to the competent judicial authority for adoption or confirmation that an application for recognition of a decision of a foreign authority and a social service report has been submitted.
- A solemn statement by the family that hosts and covers the costs of living and healthcare of the minor.
- True copy of a valid residence permit of the person exercising the custody, in the case of a third-country national or a copy of an identity card in the case the person exercising custody or the adoptive parent is a Greek citizen.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

VISA FEE C.1.1.  $\rightarrow$  EUR 90

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# C.1.2. Humanitarian Reasons: Minors hosted in boarding houses, operating under the supervision of the competent ministries.

As referred to in paragraph 25 (pt 2(d) of Article 8 of L. 4332/2015 <sup>200</sup> in the case of minors housed in boarding houses operating under the supervision of the competent ministries, a national visa may be granted, following a personal appearance and interview, indicating in the national data area **«OBSERVATIONS»** of the visa sticker, the reference 'C.1.2 *Humanitarian Reasons – Minors in boarding houses'*, upon procurement to the competent consular authority of:

- Written consent of the parents to the intended stay,
- A copy of the statutes of the boarding house of the OJ of its establishment,
- A certificate of a foundation or legal entity of public benefit, certifying the hosting and coverage
  of subsistence and health care costs;
- A decision to appoint a representative of the boarding house;
- Registration certificate.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

<u>VISA FEE</u> C.1.2.→ EUR 90

<sup>&</sup>lt;sup>200</sup> Add Article 19A to L. 4251/2014.

The n°. 47094/28.08.2018 Joint Ministerial Decision<sup>201</sup> lays down the necessary supporting documents and procedure for granting long-term national visas to third-country nationals or stateless persons in the context of their family reunification with refugees.'

This is complementary to the provisions of Articles 4 and 13-18 of the PD 131/2006<sup>202</sup>, as is currently the case, for the family reunification of refugees.

## In particular, in accordance with the above JMD:

- the local competent Greek consular authority based on the place of origin or residence (not necessarily legal) of the refugee family Member is defined as the relevant Greek diplomatic mission or consular office. In practice, the members of the refugee family, refugees themselves will appear in the consular authority closest to them.
- The consular authority concerned shall participate in the family reunification process in <u>two</u> <u>phases</u>:
- (A) The Consular Authority's aid in the Asylum Service<sup>203</sup> BEFORE the adoption of the decision on the family reunification of the refugee (No. 3 JMD)

# (A) personal interview of members of the refugee's family

According to JMD, the Asylum Service<sup>204</sup> in its investigation to establish the existence of the family relationship<sup>205</sup> **may** be addressed to the relevant consular authority to assist it in the verification of the family relationship.

To this end, the Asylum Service may request one or the other:

- (i) the interview of members of the refugee's family **by the Greek Consul**, mainly **on the basis of questions** to be sent to the consular authority -via the C4 Directorate by the official responsible for the asylum office carrying out the investigation.
- (ii) the interview of members of the refugee family by the competent official of the Asylum Service, by means of a video conference organized by the competent Greek consular authority, including a representative of the consular authority.

A report will be drawn up on the above, which will be sent by the consular authority to the asylum office for a decision on family reunification.

In particular:

The Asylum Service shall inform the applicant of his/her obligation to inform the Member of his/her family, who is in the third country, to contact the relevant consular authority on a location for the purpose of planning the member's personal interview, at a specified date. A postponement of an interview may be given for reasons of force majeure. The non-appearance of family members whose entry has been requested by the refugee in a call for an interview with the consular authority makes the request inadmissible.

The competent consular authority shall specify the date of the interview and inform the family member of his/her obligation to present, at the date of the interview, its passport, and, if available, a recent original or legally certified and translated copy of a family status certificate from the competent authorities of the country of origin or the competent authorities of the country of residence or any

<sup>&</sup>lt;sup>201</sup> OJ 3678/S. B'/28.08.2018

<sup>&</sup>lt;sup>202</sup> 'Foreign - right to family reunification'

<sup>&</sup>lt;sup>203</sup> Or the Hellenic Police

<sup>&</sup>lt;sup>204</sup> Or the Hellenic Police, according to the art. 2 par. 2 of JMD

<sup>&</sup>lt;sup>205</sup> art. 14 par. 4 of PD 131/2006

other official document proving his/her relationship with the refugee who has applied for his/her residence in Greece, as well as his/her age.

Where the refugee has applied for reunification with **his/her minor child**, the local consular authority shall fix a date for the presentation of the minor's passport and of a recent original or legally certified and translated copy of a family status certificate, if any, from the competent authorities of the country of origin or the competent authorities of the country of residence or any other official evidence or document proving his/her relationship with the beneficiary refugee who has applied for his/her residence in Greece.

**In the case of an adopted or recognised child**, the relevant act of the competent authority or the relevant judgment shall be required.

Where the Consul considers it necessary, s/he shall check the authenticity of the documents referred to above, informing the Asylum Service thereof.

Where the consular authority does not have **an interpreter** or the Authority's interpreter does not know a language which can be understood by the applicant, every effort shall be made by the consular authority to find an interpreter, the payment of which shall be made by the applicant concerned. Where the consular authority is not able to find an interpreter for any reason, the asylum office shall invite the applicant to arrange for the provision of interpretation.

The competent consular authority shall immediately send the asylum service the interview report and the documents provided by the members of the refugee's family.

The Asylum Service then adopts <u>a decision</u> on the application for family reunification, which it shall forward through the ST3 Directorate, with a notification to the C4 Directorate, to the relevant consular authority, together with all the details of the file.

# (B) verification of the authenticity of supporting documents

If the Office<sup>206</sup> has doubts as to the validity of the supporting documents, it shall send them to the competent consular authority for the purpose of checking their authenticity where possible.

# (C) aid in the DNA test carried out by the Asylum Service<sup>207</sup>

In order to verify the existence of a family relationship at this stage (prior to the adoption of the decision on family reunification), **the Asylum Service** may request DNA testing by the members of the refugee family. The relevant consular authority shall assist in taking relevant samples from family members.

DNA obtained from the members of the refugee's family takes place at the relevant consular authority by a designated officer of the consular authority. The salivary sampling shall be carried out using specific batons, contained in the salivary kit sample and then placed in it, sealed and sent to the Forensics Directorate by diplomatic mail or secure courier at the expense of the applicant.

It follows from the above that at this stage (PRIOR to the adoption of the decision on family reunification) the role of the Consul is not decisive, but rather helpful to the Asylum Service<sup>208</sup>, which is solely responsible for the adoption of the decision on the family reunification of the refugee.

# (B) Granting a national visa to the family reunification of refugees

After the decision to authorize family reunification has been forwarded by the Asylum Service<sup>209</sup>to the consular authority concerned, the consular authority may grant a national visa to the members of the

<sup>&</sup>lt;sup>206</sup> Or the Hellenic Police

<sup>&</sup>lt;sup>207</sup> Or the Hellenic Police

<sup>&</sup>lt;sup>208</sup> Or the Hellenic Police

refugee's family, following a personal appearance and interview, by indicating in the national data area «OBSERVATIONS» of the visa sticker under the reference 'C.1.3. Humanitarian Reasons – Family members of a refugee', as indicated below:

The competent consular authority shall inform the members of the refugee's family to apply for a national visa and of the supporting documents required to be provided when they are present in person.

The applicant, a third-country national or a stateless person, shall provide the consular authority with the following **supporting documents**<sup>210</sup>:

- A fully completed and signed application form for a long-stay national visa, accompanied by a recent colour photograph of the applicant, which shall comply with the relevant ICAO-defined specifications. The application form shall be in the position of a solemn statement provided for in paragraph 1 6 of Article 22 of L. 1599/1986 that the declared data are true and the supporting documents are not false or falsified.
  - For minor children, the application shall be submitted by the person exercising parental care, provided that the applicant refugee has lodged, together with the application for family reunification, the consent to the minor's being granted a visa.

Where the refugee has applied for reunification only with his/her minor child and not with his/her spouse, the application for a child's entry visa and other supporting documents shall be submitted either by the other parent, together with a solemn statement before the official of the Greek consular authority that he or she consents to the family reunification of his or her child with the other parent applicant of a family reunification, his or her migration and residence in Greece, or by another person, who has been entrusted with the custody by decision of a judicial or administrative authority, where applicable.

In the case of non-shared children, the applicant for a national visa shall produce a public document from the foreign authorities showing the relation between the children and the other spouse, accompanied by an official document from a foreign authority, confirming the possibility for the children to move to Greece (e.g. judgment of a foreign court, written agreement of the parents on sharing custody, legally certified, consent of the other parent for the transfer and residence of his/her children to Greece, etc.).

- A passport or other travel document recognized by the competent Greek authorities, the validity of which shall be at least three (3) months after the expiry of the duration of the visa applied for. In the event of non-recognition of the travel document by Greece, the competent Greek consular authority may issue a national long-stay visa on a uniform format (FET) to the third-country national as defined by Council Regulation (EC) No 333/2002 of 18 February 2002, establishing a uniform format for forms for affixing the visa issued by the member states to holders of travel documents not recognized by the member state issuing the card.
- A recent medical certificate from a recognized state or private body showing that the applicant does not suffer from a disease capable of posing a risk to public health, in accordance with the International data of the World Health Organization (WHO) and the EU acquis, as well as other infectious, contagious or parasitic diseases, which require measures to protect public health and have been vaccinated where necessary.
- travel insurance with a period of validity equal to, as a minimum, the visa issued to cover the costs that may arise for emergency medical care and/or emergency hospital care.

The following points are also noted:

<sup>&</sup>lt;sup>209</sup> Or the Hellenic Police

<sup>&</sup>lt;sup>210</sup> see JMD n°. 47094/2018 [B' 3678] and MD n°. F.3497.3/AP24245/2014 [B'1820]

- (i) By a reasoned decision of the consular authority, where an objective impossibility to issue a criminal record certificate arises, the visa shall be issued **without it**, by way of derogation from the art. 4 of n°. F3497.3/AP24245/28.04.2014.
- (ii) where the refugee has applied for reunification with minor children, the national visa shall be issued, subject to the above conditions, even if in the meantime the child reaches adulthood.
- (iii) under the MD no <u>F.3497.3/AP24245/2014</u> [B' 1820]:
- the members of the refugee's family must appear in person at the consular authority, present the necessary supporting documents and be interviewed for establishing the purpose of their entry and stay in Greece. It is reiterated that the compliance with the conditions (production of required supporting documents) is without prejudice to the issuing of the national visa, which falls within the exclusive competence of the consular authority.
- the Consul in order to establish that there are no conditions for refusing entry of paragraph 2, art. 4 of L. 4251/2014 (immigration Code) **may** require additional documentation **and DNA testing** as defined in art. 4 of JMD 47094/2018. The DNA test will only be carried out with the consent of the person concerned. If the person concerned does not consent, the procedure for issuing the national visa shall proceed with the supporting documents and the personal interview.
- (iv) in accordance with paragraph 2 of art. 15 of L. 131/2006, as is the case, the members of the refugee family who enter our country under the above procedure (national visa for family reunification) are required within one month of their arrival to lodge an application in person with the Asylum Service for a residence permit, the duration of which shall be at least one year.

<u>VISA FEE</u> C.1.3.→ EUR 90 As referred to in paragraph (1b) Article 2 of L. 4251/2014<sup>211</sup>, and to the Decision of the Minister of Foreign Affairs A.F. 3497.3/AP 24245/OJ B' 1820/03.07.2014, third-country nationals, members of a diplomatic or consular authority or international organization, and their spouses and children up to 20 years of age, may be granted following a personal appearance, a national visa, indicating in the national data area «OBSERVATIONS» of the visa sticker, the words 'C.2.1 Officials members of consular Authorities – International Organisations – Spouses - Children', upon procurement to the relevant diplomatic mission or consular office of:

- Official announcement by the Ministry of Foreign Affairs of the State of dispatch and agreement by the Department of Protocol of the Greek Ministry of Foreign Affairs.
- A fully completed and signed application form for a long-stay visa, accompanied by a recent colour photograph of the applicant, which shall comply with the relevant ICAO requirements set out in 'Annex 2' of the Circular.
- A passport or other travel document recognized by our country as referred to in the "list of travel documents allowing the crossing of the external borders and which may be endorsed", with a period of validity which must exceed three months on the expiry date of the visa, it contains at least two blank pages and has been issued within the previous decade (Article 12(1) of the Visa Code).

#### Note that

- This category <u>does not</u> require the production of other general supporting documents, namely criminal records, travel insurance, medical certificates
- The question often arises as to whether dependent family members in the above category can work. It should be noted that there are Interstate agreements which also deal with this issue (e.g. For<sup>212</sup>which the Department of National imprint is responsible.

### Categories concerned:

C.3.4. Dependent family members, antecedents of the diplomatic, administrative and technical staff of a diplomatic mission or consular staff and special consular staff (Article 20 L. 4251/2014, Article 20(D) C.3.5. Private aides working for diplomatic missions (Article 20 L. 4251/2014, Article 20(E)

**CAUTION:** As a rule, bilateral visa waiver agreements for holders of diplomatic, service or special passports do not apply in the case of the above technical staff members to be accredited in our country. They shall be issued with a normal national category C visa.2.1.

#### FREE OF CHARGE SUBJECT TO RECIPROCITY

<sup>&</sup>lt;sup>211</sup> Par. the (1b) Article 2 of L. 4251/2014 (OJ A' 80, 01.04.2014): 'the provisions of L. 4251/2014 they do not apply to officials in diplomatic and consular office s who have obtained legal status as a subject to the 1961 Vienna Convention on Diplomatic Relations, which was ratified with the L. 503/1970 (A' 108), or to the 1963 Vienna Convention on Consular Relations, which was ratified by the L. 90/1975 (A' 150) and officials of international organizations notified to the competent Greek authorities to the extent that their legal status is governed by the relevant international conventions."

<sup>&</sup>lt;sup>212</sup> See OJ 105/s. A'/13.06.1995

As referred to in paragraph 7 of Article 19 of L. 4251/2014<sup>213</sup>, as amended by article 8 23 of L. 4332/2015 in the order of the Minister of Foreign Affairs, A.F. 3497.3/AP 24245/OJ B' 1820/03.07.2014, and the JMD 30825/OJ B' 1528/06.06.2014 as amended by JMD 68019/2015/OJ B' 2272/21.10.2015, third-country nationals, where justified by the public interest, which may be presumed from bilateral agreements or in specific cases relating in particular to foreign policy, defence, internal security, economy and development, investment, education and culture, following the relevant motion of the public agency concerned may be granted following a personal appearance and interview, a national visa, indicating in the national data area «OBSERVATIONS» of the visa sticker, the reference "C.2 Public Interest", upon procurement to the diplomatic or consular authority of:

- The Official Journal ratifying the relevant Interstate agreement or
- A report by a competent public agency, legal entity of public or private law, or organization (including **the Embassy** authorities upon information of the respective Political or Cultural Directorate of the MFA<sup>214</sup>), that the person concerned is required to reside in the country for the purpose of public interest in the fields of foreign policy, defence, internal security, investment, economic and development, education and culture. The report shall be sent for information to the Directorate for Immigration Policy of the Ministry of Immigration Policy.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

Members of their families may accompany or follow the above<sup>215</sup>, so long as the cost of living and health care does not affect our national welfare system and provided that, following a personal appearance and interview, they are given a national visa indicating in the national data area «OBSERVATIONS» of the visa sticker, the reference "F. 1. Family members of a third-country national'. The visa shall be upon procurement of:

- A certificate of family status by the competent local authorities certifying kinship.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

Please note that the residence permit for category C.2. shall be granted for a period of up to two years and may be renewed for an equal time period.

For example, the following subcategories for which a national visa is issued with the code 'C.2 Public interest' shall be indicated:

- Joint technical secretariats' staffing.
- -the 'Confucius' Institute (intergovernmental agreement or motion submitted by the Athens University of Economics with which the Institute cooperates or with the Polytechnic University of Crete).
- where appropriate, grant-holders of foreign governments

<sup>&</sup>lt;sup>213</sup> L. 4251/2014 (OJ A' 80, 01.04.2014).

<sup>&</sup>lt;sup>214</sup> See relevant guidance document C4 under items A.P.21271/15.04.2019

<sup>&</sup>lt;sup>215</sup> Family members of a third-country national:

a. The other spouse, so long as s/he has reached 18 years of age and their children under the age of 18, including those legally adopted in Greece by a court order or by a foreign court order that is automatically enforceable or declared enforceable or recognized in Greece.

b. The other single children under 18 years of age of the sponsor or the other spouse, including the children which have been adopted as mentioned above, provided that the exercise of custody is legally entrusted to the sponsor for his/her children and to the other spouse for his/her children.

# <u>NEW MEMBERS OF INTERNATIONAL ORGANIZATIONS AND NGOs OPERATING IN GREECE UNDER</u> <u>EMPLOYMENT CONTRACTS</u>

The Ministry of Immigration and Asylum<sup>216</sup> proposes, if deemed appropriate, <u>in cooperation with the Special Secretariat for the Coordination of Stakeholders</u> (especially with regard to NGOs)<sup>217</sup> to investigate the possibility of utilization of category C.3. (Public Interest - art. 19 par. 7 L. 4251/2014), for granting a national visa, by way of exception, and subsequently a residence permit, **in case it is not possible to transfer foreign workers (see category A.1.) to International Organizations and/or large NGOs**. The above procedure is proposed to be considered for cases in which International Organizations or large NGO operating in our country, file a request for the admission of an employee, who cannot enter through the transfer process.

The proposal will be made by the Directorate of Immigration Policy of the Ministry of Immigration and Asylum.

#### **UNPAID EMPLOYMENT - STAY ABOVE 90 DAYS**

Where a third-country national enters with the intention of staying <u>for more than 90 days for an unpaid/voluntary employment with an</u> NGO in a programme of solidarity activities based on a national or EU programme pursuing objectives of general interest, <u>the provisions of category "D.2 Voluntary service" apply.</u><sup>218</sup>

VISA FEE
C.3. → EUR 180
F.1 (family member) → EUR 180

<sup>&</sup>lt;sup>216</sup> According to the following document A.P.:179430/2021 document of the Directorate of Immigration Policy

<sup>&</sup>lt;sup>217</sup> ss.coordination@migration.gov.gr

<sup>&</sup>lt;sup>218</sup> Point μγ) of article 1 (Definitions) of L. 4251/2014 (OJ A' 80/01.04.2014) L.4251/2014 (OJ A' 80/ 01.04.2014) "Voluntary service program is a program of solidarity activities based on a national or community program and pursuing objectives of general interest".

As referred to in point a of Article 20 of L. 4251/2014<sup>219</sup>, the Decision of the Minister of Foreign Affairs with A.F. 3497.3/AP 24245/OJ B' 1820/03.07.2014, and JMD 30825/OJ B' 1528/06.06.2014, third-country nationals, **provided that the persons concerned have sufficient resources at the level of fixed annual income to cover subsistence costs**, may be granted following a personal appearance and interview, a national visa, indicating in the national data area «OBSERVATIONS» of the visa sticker, the reference to 'C.4.1 Financially Independent Individuals'<sup>220</sup> upon procurement to the relevant diplomatic mission or consular office of:

- Evidence that the person concerned is financially independent (income, high-income pensioner, etc.) and has sufficient means of subsistence<sup>221</sup>at a level of fixed annual income, the amount of which is fixed at EUR 2.000 per month as provided for in JMD 41712/2014 (B' 2285) Or
- Act of a public insurance institution providing a final pension.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

The amount of resources, at the level of fixed annual income, shall be evidenced by a foreign pension, bank account or proof that they possess, on their own, sufficient legitimate financial means to cover their subsistence costs without providing a dependent job or carrying out an independent economic activity in Greece.

It is noted that consular authorities should examine during the interview, the reliability of the applicant's statements, the purpose and conditions of residence. The lack of contact, interest in Greece, non-prior residence in the country, and prior visas from other Schengen Member States are indications that the purpose of the person concerned is different from that for which s/he is applying for the visa<sup>222</sup>.

They<sup>223</sup> may also be accompanied or followed by family members so long as the cost of living and health care does not affect our national welfare system<sup>224</sup> and provided that, following a personal appearance and interview, they are given a national visa indicating in the national data area

<sup>&</sup>lt;sup>219</sup> L. 4251/2014 (OJ A' 80, 01.04.2014).

<sup>&</sup>lt;sup>220</sup> Point (L), Article 1, L. 4251/2014 (OJ 80, s. A', 01.04.2014) 'financially independent persons: Third-country nationals with sufficient resources at the level of fixed annual income to cover subsistence costs'.

<sup>&</sup>lt;sup>221</sup> Ministerial Decision No. 41712/2014 11.08.2014 (OJ 2285, s. A', 26.08.2014): 'in the case of third-country nationals who have received a special visa as financially independent persons and who apply for a residence permit in accordance with Article 20(2) 2 and 3 of L. 4251/2014, (category C3.1 of No. 30825/2014 joint ministerial decision) the amount of sufficient resources is set at a minimum of EUR 2.000 (2.000) per month. Where the third-country national concerned is accompanied by the members of his family, this amount shall be increased by 20% for the spouse and by 15% for each child. The amount of resources is evidenced by a pension from the external bank account or proof that they possess, by their own appropriate means, of legal origin, economic resources to cover their subsistence costs without providing a dependent job or carrying out an independent economic activity in Greece.

In the case of third-country nationals who are entitled to a pension from a Greek main insurance institution, they may (only) renew their residence permit (and not the original grant) on the basis of Article 20 of L. 4251/2014, irrespective of the amount of the pension.'

<sup>&</sup>lt;sup>222</sup> Granting of residence permit in Greece.

<sup>&</sup>lt;sup>223</sup> Family members of a third-country national:

a. The other spouse, so long as s/he has reached 18 years of age and their children under the age of 18, including those legally adopted in Greece by a court order or by a foreign court order that is automatically enforceable or declared enforceable or recognized in Greece.

b. The other single children under 18 years of age of the sponsor or the other spouse, including the children which have been adopted as mentioned above, provided that the exercise of custody is legally entrusted to the sponsor for his/her children and to the other spouse for his/her children.

<sup>&</sup>lt;sup>224</sup> Without providing dependent work or pursuing an independent economic activity in Greece.

«OBSERVATIONS» of the visa sticker, the reference 'F. 1. Family members of a third-country national'. The visa shall be upon procurement of:

- A certificate of family status by the competent local authorities certifying kinship.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

Where the third-country national concerned is accompanied by the members of his/her family, the amount of EUR 2.000 shall be increased by 20% for the spouse and by 15% for each child.

The requirement of adequate living resources must be fulfilled either in the person of each family member or cumulatively for all members of the family.

ATTENTION: Periods of absence from the country shall not prevent the renewal of the residence permit, provided that they do not exceed six months per year!

<u>VISA FEE</u> C.4.1. → EUR 180 F.1 (family member) → EUR 180 As referred to in point B of Article 20 of L. 4251/2014<sup>225</sup> as amended by 26-30 of Article 8 of Law 4332/2015<sup>226</sup>, the Decision of the Minister of Foreign Affairs with A.F. 3497.3/AP 24245/OJ B' 1820/03.07.2014, and JMD 30825/OJ B' 1528/06.06.2014 as amended by JMD 68019/2015/OJ B' 2272/21.10.2015, third-country nationals wishing to acquire real estate in Greece and the purchase process has not started or finished, as well as to property owners in Greece (minimum investment amount of EUR 250.000) may be granted, following a personal appearance <sup>227</sup> and interview, a national visa indicating in the national data area «OBSERVATIONS» of the visa sticker, the reference 'C.4.2 Real Estate Owners' <sup>228</sup>.

It should be noted that, exceptionally, Schengen (type C) visa holders are granted the right to lodge an application for a residence permit if, during their stay in Greece, the purchase of the property is completed because:

'a residence permit for five (5) years, renewable, shall be issued by a Decentralized Administrator Coordinator for a third-country national who has entered the country legally on any entry visa or is legally resident in the country, even if the residence permit held by him/her does not permit a change of purpose and holds real property in Greece in full ownership and possession.' 229

# (A) issuing a national entry visa if the purchase process has not started or is not completed:

The supporting documents required for the visa to be filed third-country nationals to the consular authority are as follows:

- Documents proving the economic capacity of a third-country national such as a certificate from an A class recognized bank or an official financing institution or other recognized organisation of securities safekeeping to certify the existence of bank accounts or other securities, in particular bonds or shares, to cover the funds of the investment, at least EUR 250.000.
- a copy of an brokerage contract with a lawyer, law firm or real estate agent.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

### (B) granting of an entry visa to real estate/investors:

The beneficiaries of a specific category of national visa are third-country nationals who are:

#### 1. Owners

<u>Holders in person or through a legal person</u> established in Greece or another EU State whose shares or holdings they entirely own <sup>230</sup> of real property in Greece, the minimum amount of which is EUR (250.000).

**[Co-ownership right:** in cases of an undivided joint ownership of a property with a holding value of at least EUR 250.000, a right of residence shall be granted only if the co-owners are spouses or partners who have a civil partnership. Otherwise, the right of residence shall be granted only if the percentage of each co-owner is at least EUR 250.000.]<sup>231</sup>

<sup>&</sup>lt;sup>225</sup> L. 4251/2014 (OJ A' 80, 01.04.2014).

<sup>&</sup>lt;sup>226</sup> L. 4332/2015 (OJ A' 76, 09.07.2015).

<sup>&</sup>lt;sup>227</sup> Document C4 Directorate A.P.F.3497.10/A.S.26968: 'with regard to the procedure, it should be noted that the obligation on the person concerned to be present in person when examining the application for an entry visa constitutes an important ancillary element in the event that there are doubts as to the actual purpose of the journey. However, this general principle should not, under any circumstances, hinder the flexible application of the rules and the adoption of exceptions when dealing with known persons, in bona fide and renowned repute." In addition, consular authorities should consider the possibility that applications and supporting documents may also be received from local Greek visa centres where they exist.

<sup>&</sup>lt;sup>228</sup> It should be noted that according to the amendment made in Section B. Article 20 of L. 4251/2014 with par. 27 of Article 8 of L. 4332/2015 the heading 'property owners in Greece' is replaced by the following: "Permanent investor authorization". <sup>229</sup> L. 4587/2018 [A' 218]

<sup>&</sup>lt;sup>230</sup> L. 4587/24.12. 2018 [A' 218] – art. 3 par. 2

<sup>&</sup>lt;sup>231</sup> L. 4587/2018 [A' 218]

- In addition, it concerns third-country nationals who
  - -bought property before the entry into force of the L. 4146/2013.
  - acquired their property by donation or parental benefit. The right of residence in this case shall be exercised only by the donee or the recipient of parental benefit.
  - they bought a parcel or land and construct a building if the sum of the value of the purchase contract and the building construction contract amounts to at least EUR 250.000.
- Acquired in full ownership and possession as an heir or devisee or following parental benefit, real estate of an objective value of EUR 250.000 and is an adult.<sup>232</sup>

## 2. Tenants

- Tenants for at least 10 years, of hotel accommodation or tourist furnished accommodation in complex tourist accommodation referred to in Article 8 par. 2 of L. 4002/2011(OJ A' 180), where the minimum rental value is EUR 250.000 and
- Lessees for at least 5 years on time-sharing under the provisions of L. 1652/1986. Timeshare contract as referred to in Article 1 of L. 1652/1986 is the commitment by the lessor to grant each year to the lessee, during the duration of the contract, the use of tourist accommodation and to provide the lessee with related services for a specified period of time and by the lessee to pay the agreed rent.
- Has concluded a long-term complex tourist accommodation contract, as defined by art. 8 par. 2 of L. 4002/2011 [A' 180] or a timeshare contract for tourist accommodation, in accordance with the provisions of L. 1652/1986 [A' 167] as applicable.

<u>The supporting documents</u> required, where appropriate, for the submission of third-country nationals are as follows:

A purchase contract stating that 'the purchase and sale contract of the property is not subject to terms and conditions; The total price shall be ... paid in full by a crossed cheque or by deposit of a bank transfer into the account of the beneficiary kept at a bank in Greece or a credit institution supervised by the Bank of Greece" and proof of entry<sup>233</sup> of the contract from the responsible Mortgage Registry.

The agreed price or rent shall be paid in its entirety by means of a crossed cheque to a payment account of the beneficiary kept in a credit institution operating in Greece or by credit transfer as per definition 24 Article 4 of L. 4537/2018 [A' 84] to a payment account of the payee held by a payment service provider as defined in definition 11 of Article 4 of L. 4537/2018 operating in Greece. All specific details of the execution of the payment, including the data of the parties, the method of payment and the relevant billing and credit accounts of the payee, must be declared by the parties to the notary contract and indicated thereon.<sup>234</sup>

In order for consular authorities to determine whether a crossed cheque issued by a branch of a banking institution of another country can be accepted, a list of banking institutions of other countries operating in Greece is available on the Bank of Greece's website, namely on the following route:

http://www.bankofgreece.gr/Pages/el/Supervision/SupervisedInstitutions/default.aspx

or

- A notary certificate (where less than EUR 250.000 was paid on the purchase of the property but the present objective value of the property exceeds or is equal to that amount, it should state '... an examination of the property purchase contract shows that the price of the property has been paid in full and the contract is no longer under terms, conditions and time-limits and the objective value of the property as it stands is...'.
- Certificate of a mortgage registry or a real estate office showing that there are no charges<sup>235</sup>.

<sup>&</sup>lt;sup>232</sup> L. 4587/2018 [A' 218]

<sup>&</sup>lt;sup>233</sup> JMD n°. oik.31399/2018 [B' 4366]

<sup>&</sup>lt;sup>234</sup> L. 4587/2018 [A' 218]

<sup>&</sup>lt;sup>235</sup> JMD n°. oik.31399/2018 [B' 4366]

- A copy of a notarial deed of renting hotel accommodation or tourist furnished accommodation in complex tourist accommodation showing that the sum of EUR 250.000 has been paid in full<sup>236</sup> and that there is a reference to the supply of a Special Operation Sign by the HTO; and
- Proof of transfer of the competent mortgage registry to which the relevant lease contract has been registered or
- Contract for the purchase of land and contract for building/renovating the dwelling deposited with the tax office in accordance with the law and
- A building permit in the name of the person concerned; and
- Invoices by the contractor(s) and corresponding receipts of full payment; or
- A timeshare contract of at least five years<sup>237</sup> duration which refers the price corresponding to each year and
- Proof of registration with the competent mortgage registry; and
- A certificate from the HTO that it has been notified of the timeshare contract in question.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

In the case of a sales contract for immovable property at any price, the third-country national shall provide a certificate of the relevant Aliens and Immigration Agency of the Decentralized administration locally competent whether the property in question was used for the issue of a permanent residence permit of an investor. The foregoing shall also apply in the case of the sale of immovable property by a legal person, the shares or shares of which are totally held by a third-country national<sup>238</sup>.

They<sup>239</sup> may be accompanied or followed by members of their family, so long as the cost of living and health care does not affect our national welfare system and provided that, following a personal appearance and interview, they are given a national visa indicating in the national data area «OBSERVATIONS» of the visa sticker, the reference 'F. 1. Family members of a third-country national'. The visa shall be upon procurement of:

- Certificate of family status<sup>240</sup> of the local competent authorities proving kinship. In particular, with regard to a civil partnership, which should have been concluded in Greece, a registration act of the civil partnership by a Greek public authority.<sup>241</sup>
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

**CAUTION:** The civil partnership must have been concluded in Greece. Therefore, in case of third-country partners having concluded a civil partnership in the Netherlands and purchasing property in Greece, they should, within the period of validity of their visa or entry stamp in the country, also conclude a civil partnership in Greece in order to benefit from those provisions.

<sup>&</sup>lt;sup>236</sup> JMD n°. oik.31399/2018 [B' 4366]

<sup>&</sup>lt;sup>237</sup> JMD n°. oik.31399/2018 [B' 4366]

<sup>&</sup>lt;sup>238</sup> L. 4587/2018 [A' 218]

<sup>&</sup>lt;sup>239</sup> [L. 4540/2018-/A'91] Third-country national family members

a. The other spouse or partner with whom the third-country national has concluded a civil partnership,

b. Unmarried children of the spouses or partners less than 21 years of age,

c. Unmarried children of the sponsor or the other spouse/partner, provided that the exercise of custody is legally entrusted to the sponsor /partner for his/her children and to the other spouse/partner for his/her children,

d. the antecedents of the spouses or partners.

<sup>&</sup>lt;sup>240</sup> A recent certificate of the family status of foreign authorities officially certified and translated shall be required, showing the link.

<sup>&</sup>lt;sup>241</sup> JMD n°. oik.31399/2018 [B' 4366]

**In summary**, the additional rights and obligations of holders of a five-year residence permit as owners of real estate are as follows:

- The property may be rented out.
- According to MD Oik.9907/2019 <sup>242</sup> the application for an investor's residence permit shall be filed with any one-stop shop of the Aliens and Immigration departments of the country's Decentralized administrations.
- <u>They are exempted</u> from the obligation to produce a medical certificate for the residence permit as the health certificate they provide to the competent consular authority is sufficient. They should be insured to cover hospital and health care costs.
- They shall not have the right of access to any form of employment (other than) in the capacity of shareholder or managing director.
- Holders of residence permits have access to health and public education, in proportion to Greeks.
- Renewal of residence permit: for a period of equal duration and as many times as the person concerned wishes, provided that the following conditions are met:
  - -the immovable property shall remain in the ownership, tenancy and possession of the person concerned.
  - -the leases provided remain valid.

# <u>Periods of absence from the country do not constitute an obstacle to the renewal of the residence permit.</u>

- The resale of immovable property during the period of validity of the residence permit to another third-country national shall confer the right to a residence permit on the new buyer, subject to the withdrawal of the residence permit of the seller.
- The provision that existed previously 'the period of residence shall not be taken into account for the acquisition of long-term resident status and the granting of citizenship to residents' shall be deleted.

In its **Opinion n°. 153/2020**, the Legal Council of the State <sup>243</sup> has opined that, following the mandatory auction of immovable property in Greece and the payment by the third-country national successful tenderer, of the total auction proceeds of <u>a minimum value of EUR 250.000</u> to the auctioneer, a permanent residence permit may be granted to him/her in accordance with article 20 B. of L. 4251/2014 (and hence the national visa, C.4.2.), under the strict conditions that:

- (a) payment of the auction proceeds to the auctioneer has taken place in one of the ways strictly referred to in the provisions of article 20(1) B case 2 of L. 4251/2014, as applicable<sup>244</sup>,
- (b) the summary of its award report has been transcribed in the relevant registry books
- (c) the auction has not been cancelled in one of the legal ways provided.

#### **VISA FEE**

C.4.2.→ EUR 180

F.1 (family member)  $\rightarrow$  EUR 180

### Related files:

Enterprise Greece Guide for third-country nationals' residence permit, property owners in <u>Greek</u>, <u>English</u>

<sup>&</sup>lt;sup>242</sup> ADA: 7XOI465XOE-3YM (Number of posting on the Internet)

<sup>&</sup>lt;sup>243</sup> Which is available on the web site of NSK (LCS) www.nsk.gr

<sup>&</sup>lt;sup>244</sup> See Migration Code Handbook

As referred to in point C of Article 20 of L. 4251/2014<sup>245</sup>, the Decision of the Minister of Foreign Affairs with A.F. 3497.3/AP 24245/OJ B' 1820/03.07.2014, and JMD 30825/OJ B' 1528/06.06.2014, third-country nationals, adult children over 20 years of age, of families of diplomatic, administrative or technical staff diplomatic missions and consular posts and special consular staff serving in Greece, if residing with their parents, may be granted a national visa following a personal appearance and interview, indicating in the national data area «OBSERVATIONS» of the visa sticker, the reference 'C.4.3 Adult Children of Diplomatic Staff', upon procurement to the relevant diplomatic or consular authority of:

- A recent certificate of the family status of foreign authorities, showing the related link.
- Confirmation by the competent authority of the Ministry of Foreign Affairs of the status of parent and the length of service in Greece.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

#### **VISA FEE**

Subject to reciprocity Free of charge Otherwise C.4.3. → EUR 180

<sup>&</sup>lt;sup>245</sup> L. 4251/2014 (OJ A' 80, 01.04.2014).

As referred to in point D of Article 20 of L. 4251/2014<sup>246</sup>, the Decision of the Minister of Foreign Affairs with A.F. 3497.3/AP 24245/OJ B' 1820/03.07.2014, and JMD 30825/OJ B' 1528/06.06.2014, third-country nationals, dependents, first-degree antecedents of families of diplomatic, administrative or technical staff diplomatic missions and consular posts and special consular staff serving in Greece, may be granted, following a personal appearance and interview, a national visa, indicating in the national data area «OBSERVATIONS» of the visa sticker the reference 'C.4.4 Dependents family members of diplomatic missions', upon procurement to the relevant diplomatic or consular authority of:

- A certificate of family status by the competent local authorities certifying kinship.
- Confirmation by the relevant department of the Ministry of Foreign Affairs for the capacity of membership of the diplomatic mission and the length of service in Greece.
- Confirmation of the authorities of the country of origin that the applicant is a dependent family member of the member of the diplomatic mission.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

It should be noted that according to point D of Article 20 of L. 4251/2014 for the purpose of granting the residence permit, the persons concerned shall be liable for payment of the relevant administrative fee, unless the sending country exempts Greek officials serving there from equivalent fees. Such visa shall be granted within two months of the submission of all the data in the file to the issuing authority and shall not confer any right of access to the labour market.

The question often arises as to whether dependent family members in the above category can work. It should be noted that there are Interstate agreements which also deal with this issue (e.g. (USA) for which the Directorate for Protocol is responsible.

VISA FEE C.4.4.→ EUR 180

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<sup>&</sup>lt;sup>246</sup> L. 4251/2014 (OJ A' 80, 01.04.2014).

As referred to in point E of Article 20 of L. 4251/2014<sup>247</sup>, the Decision of the Minister of Foreign Affairs with A.F. 3497.3/AP 24245/OJ B' 1820/03.07.2014, and the JMD 30825/OJ B' 1528/06.06.2014, third-country nationals who are employed as domestic aid of members of diplomatic missions serving in Greece may be granted following a personal appearance and interview, a national visa, indicating in the national data area «OBSERVATIONS» of the visa sticker, the reference 'C.4.5 Aid staff of diplomatic missions', upon procurement to the relevant diplomatic or consular authority of:

- Confirmation by the relevant department of the Ministry of Foreign Affairs, of their status and of their time of employment in Greece.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

The residence permit issued to the above shall be for a period equal to the duration of their relationship with the member of the diplomatic mission and shall not confer any right of access to the labour market.

Caution: They may not be accompanied by members of their families

**VISA FEE** Subject to reciprocity Free of charge Otherwise C.4.5. → EUR 180

<sup>&</sup>lt;sup>247</sup> L. 4251/2014 (OJ A' 80, 01.04.2014).

As referred to in point F of Article 20 of L. 4251/2014<sup>248</sup>, the Decision of the Minister of Foreign Affairs with A.F. 3497.3/AP 24245/OJ B' 1820/03.07.2014, and the JMD 30825/OJ B' 1528/06.06.2014, third-country nationals, entering for study or with monasticism of Mount Athos, may be granted following a personal appearance and interview, a national visa, indicating in the national data area «OBSERVATIONS» of the visa sticker, the reference to 'C.4.6 Study or acquaintance with monasticism of Mount Athos', upon procurement to the relevant diplomatic or consular authority of:

- Confirmation of the residence of the host monastery that it undertakes to provide the third-country national with accommodation, food and other costs of living, and that it undertakes to insure him for full health care.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

The motion of the Holy Supervision must be presented at the time of the application for the corresponding residence permit<sup>249</sup>.

A residence permit issued in accordance with point F. (c) of Article 20 of L. 4251/2014 shall be valid for one year and may be renewed each time for an equal period of time and <u>may not exceed a total of five years.</u>

Caution: They may not be accompanied by members of their families

VISA FEE C.4.6.→ EUR 90

<sup>&</sup>lt;sup>248</sup> L. 4251/2014 (OJ A' 80, 01.04.2014).

<sup>&</sup>lt;sup>249</sup> JMD n°. oik.31399/2018 [B' 4366]

As referred to in point G of Article 20 of L. 4251/2014<sup>250</sup>, the Decision of the Minister of Foreign Affairs with A.F. 3497.3/AP 24245/OJ B' 1820/03.07.2014, and the JMD 30825/OJ B' 1528/06.06.2014, third-country nationals, entering for the purpose of getting acquainted with monasticism, may be granted following a personal appearance and interview, a national visa, indicating in the national data area «OBSERVATIONS» of the visa sticker, the reference "C.4.7 Acquaintance the monasticism", upon procurement to the relevant diplomatic or consular office of :

- Confirmation of the host monastery, and not from a retreat unless the latter belongs to a monastery, that it undertakes to provide the third-country national with accommodation, food and other costs of living, and that it undertakes insure him for full health care <sup>251</sup>.
- The general supporting documents set out in No F3497.3/EC24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

Caution: They may not be accompanied by members of their families

VISA FEE C.4.7. → EUR 90

<sup>&</sup>lt;sup>250</sup> L. 4251/2014 (OJ A' 80, 01.04.2014).

<sup>&</sup>lt;sup>251</sup> JMD n°. oik.31399/2018 [B' 4366]

According to the Joint Ministerial Decision No oik.368/24.01.2018<sup>252</sup>, which has entered into force <u>since 9/2/2018</u> and which replaces JMD 49122/30.09.2014 [B' 2657] a third-country national wishing to enter and settle in Greece in order to attend a training school for pilots, engineers and cabin crew<sup>253</sup> operating with the approval of the Civil Aviation Authority may be granted, following a personal appearance and interview a national visa - type D or Schengen - type C visa as appropriate. CAUTION: The third-country national who applies to the relevant Greek diplomatic or consular office, for the issuance of a national visa (type D), <u>shall not be allowed to apply simultaneously for the issuance of a uniform visa, (type C)<sup>254</sup> in accordance with Regulation (EC) No 810/2009 of the European Parliament and of the Council on the establishment of a Community Code on visas, on the basis of the provisions laid down in this Regulation and vice versa. During and until the expiry of a uniform type of entry visa, no application for a national entry visa may be lodged for this purpose!</u>

In particular, there are the following categories:

# 1) entry and residence for long-term education (national visa)

Where the duration of the training exceeds six months, a national visa of up to 365 days shall be issued<sup>255</sup> indicating in the national data area **«OBSERVATIONS»** the reference **'C.4.8.** *Aircraft Operators And Professional Pilots/Pilot Instructors.'* Such applications from third-country nationals should be submitted no later than six (6) months before the start of each study programme.

In addition to general supporting documents<sup>256</sup>, applicants should provide the consular authority with the following:

- Certified copy by the Civil Aviation Authority of the decision to authorize the operation of the School of Education, which the third-country national wishes to attend.
- A certificate from the School of Education showing the duration of the training, the date of commencement of each study programme and the amount of the total tuition fees.
- An attestation from the School of Education that the prospective student fulfills the conditions for being admitted to each School.
- Curriculum vitae of the prospective student and any person who assumes the costs of study and living for the prospective student in Greece, as well as any relevant evidence (annual salary attestations or six-month bank account movements, etc.).

The competent consular authority must send <u>immediately</u> the above supporting documents, accompanied by a copy of the application and a photocopy of the applicant's passport(s), to the Ministry of Interior (civil protection sector), in order to carry out the necessary security checks<sup>257</sup>.

<u>Upon</u> completion of the security check and before issuing the entry visa, the consular authority will invite the prospective student to provide a certified copy of the receipt for 1/3 of the tuition fees

for flight standards (D2)- Department of degrees & licences (tel. 210 99.73.554 and email: d2b@hcaa.gr

<sup>&</sup>lt;sup>252</sup> OJ 352/s. B.'/07.02.2018

<sup>&</sup>lt;sup>253</sup> The list containing the training schools approved by the Civil Aviation Authority (CAA) and constantly updated is available on the website of the CAA <a href="http://www.ypa.gr/userfiles/4659ed30-b59b-4111-9747-2050-4111-9740-4111-9740-4111-9740-4111-9740-4111-9740-4111-9740-4111-9740-41

<sup>&</sup>lt;sup>254</sup> see JMD 7584/2020 [OJ 1136/s. B'/03.04.2020]

<sup>&</sup>lt;sup>255</sup> The duration of the residence permit may be a maximum of 36 months.

<sup>&</sup>lt;sup>256</sup> see no. F3497.3/AP24245/28.05.2014 Decision of the Minister for Foreign Affairs [A' 1820]

<sup>&</sup>lt;sup>257</sup> Attention security screening not by the Border Protection Directorate!!

## 2) entry and stay for short-term education (national visa)

Where the duration of the training <u>includes air training from 1 day to six months</u>, a national visa <u>shall</u> be issued to applicants for training lasting from 91 to 180 days, indicating in the national data area «OBSERVATIONS» of the reference C.4.8. Aircraft Operators And Professional Pilots/Pilot Instructors.', which permits their stay until the completion of the training without requiring a residence permit.

Where appropriate, it shall concern the follow-up of educational programmes, such as:

- Night flight capacity
- Acquisition of type capacity
- Trainer capacity
- Examiners course
- Degree conversion school
- License endorsement or renewal
- Flight hours completion

Such applications from third-country nationals should be submitted <u>no later than six (6) months</u> <u>before</u> the start of each study programme .

In addition to general supporting documents<sup>258</sup>, applicants should provide the consular authority with the following:

- Certified copy by the Civil Aviation Authority of the decision approving the operation of the School of Education, to which the third-country national is registered.
- Confirmation of the School of Education, showing the duration of the training programme, the date on which it is to begin and the amount of the tuition fees.
- An attestation from the School of Education that the prospective student fulfills the conditions for being admitted to each School.
- Curriculum vitae of the prospective student and any person who assumes the costs of study and living for the prospective student in Greece, as well as any relevant evidence (annual salary attestations or six-month bank account movement, etc.)

The competent consular authority must send <u>immediately</u> the above supporting documents, accompanied by a copy of the application and a photocopy of the applicant's passport(s), to the Ministry of Interior (civil protection sector) in order to carry out the necessary security check.

Upon completion of the security check and before issuing the entry visa, the consular authority will invite the prospective student to provide a certified copy of the receipt for 1/3 of the tuition fees and an administrative fee of 150 EUR

In addition, in case the student completes his/her studies prior to the expiration of the national visa granted, s/he informs the School of the date of permanent departure from Greece. The School is then obliged to inform the competent Greek consular authority immediately in order to revoke the visa since the initial cause of granting thereof shall have has disappeared.

### 3) entry and stay for short-term training not involving air education (Schengen visa)

Entry and stay in the country with a uniform visa, (type C) is allowed where required, as defined in Regulation (EC) No 810/2009, for a period not exceeding ninety (90) calendar days, to third-country nationals who have been admitted to a training course of this type provided that the course does not exceed ninety (90) calendar days and does not include air training under the responsibility of the School

<sup>&</sup>lt;sup>258</sup> see n°. F3497.3/AP24245/28.05.2014 Decision of the Minister for Foreign Affairs [A' 1820]

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as appropriate. The above also applies to third-country nationals listed in Annex II to Regulation (EC) No 539/2001 who are exempt from the visa requirement.'259

In the "OBSERVATIONS" area of the Schengen visa sticker, the words "Aircraft Operators Engineers and Crew" are indicated.

Any **extension** of the uniform visa provided for in this Article **by the competent authorities of the Hellenic Police** of the Ministry of Civil Protection shall be issued in accordance with Article 33 of Regulation (EC) No 810/2009 'Visa Code', either for reasons of force majeure/Humanitarian reasons or for unforeseen personal reasons, which will be assessed in this context<sup>260</sup>.

It is also possible to issue a Schengen (type C) visa to third-country nationals **for participation in land-based examinations**, which are a prerequisite for attending programmes in training schools, which are operated with the approval of the Civil Aviation Authority. **These examinations do not include air examinations**. In the case in question, a certificate from the School of Education endorsed by the Civil Aviation Authority shall be submitted.

In addition, the following issues are highlighted, which are to be taken into account and applied before issuing the entry visa:

- (1) where the applicant for an entry visa, a student candidate is an officer or a government official in his/her country, it is essential for the relevant Agency to provide authorisation through the Ministry of Foreign Affairs.
- (2) proof of payment of fees (in 1/3 or full payment, depending on the category of visa JMD No. 2 and 6) should be requested by the consular authority <u>after the</u> completion of the security check and the opinion of the relevant services and in no case together with the submission of the application.
- (3) in the case of the granting of a Schengen (type C) tourist visa to a third-country national, a student of an air school, to attend theoretical courses, without entering controlled airport areas (JMD n°. 7 number oik.368/24.01.2018), the consular authority should inform the relevant security services of the country of the date of commencement of the entry visa.
- (4) the granting of a Schengen tourist visa to a candidate to enter the country for the purpose of attending theoretical courses or participating in ground-based examinations without entering controlled airport areas (no. 7 (JMD) does not subsequently bind the consular authority to issue or not to issue the relevant national entry visa for category C.3.8. (JMD no. 1 and 5).
- (5) the fact that third-country nationals have applied for a national visa before 9/2/2018 (entry into force of a new JMD) does not prevent them from applying to the consular authority for a Schengen (Type C) tourist visa for attendance of theoretical courses without entering controlled airport areas (JMD n°. 7 number oik.368/24.01.2018). This application will be examined by the consular authority normally, while the procedure for issuing or not issuing the national entry visa will run simultaneously.
- (6) as soon as the consular authority has received the approval for the issue of a national visa, under JMD oik.368/24.01.2018, the person concerned should be immediately notified in order to come to the Consulate with his/her passport to affix the visa and to affix the relevant stamp of the Authority. There is no deadline for appearance. If the person concerned is already in Greece with a tourist visa, after the end of theoretical courses and the return to his country, s/he may appear at the consular office with his passport for D VISA to be affixed on it.
- (7) the prospective student should indicate in his/her application to the consular authority whether s/he is in possession of more than one passport. If so, his/her application for an entry visa should be accompanied by photocopies of all passports.

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<sup>&</sup>lt;sup>259</sup> See JMD 7584/2020 [OJ 1136/s. B'/03.04.2020]

<sup>&</sup>lt;sup>260</sup> See JMD 7584/2020 [OJ 1136/s. B'/03.04.2020]

A question should be added to the application completed by the prospective student of an air school for a national visa, as to the number of passports s/he holds. In case of more than one, his/her application for an entry visa should be accompanied by photocopies of all passports. (see Annex 1)

- **(8)** according to JMD (no. 1 and 5), the application for a national visa for category C.3.8 may be submitted to a consular authority <u>no later</u> than six (6) months before the start of the course, which means that the applicant may submit it <u>earlier</u>, i.e. 7 months or more before the start of the programme. The only issue is the validity of the certificates, which, if necessary, should be re-submitted before the visa is issued.
- (9) finally, it should be noted that when a candidate lodges an application for a national visa, consular authorities cannot retain his/her passport for the period necessary until the final arrangement of his visa is reached.

# 4) Entry and residence of third-country nationals entering Greece for work, as "professional pilots - pilots' instructors" in training schools, operating with the approval of the Civil Aviation Authority <sup>261</sup>.

The Training School for pilots, operating with the approval of the Civil Aviation Authority, wishing to recruit professional pilots - pilots' instructors for work, shall submit an application to the competent department of the Decentralized Administration of its place of operation, indicating the number of jobs, the personal data and nationality of third-country nationals to be employed and the period of their employment.

The application shall be accompanied by: (A) a copy of the decision approving the operation of the School of Education to which the third-country national will work certified by the Civil Aviation Authority; (b) a valid full-time contract of at least one year in Greece, showing that his/her remuneration is not below the salary threshold for employment, commensurate with the highly qualified employment, which is identified and published for this purpose by the Directorate for immigration and Asylum Policy of the Ministry of immigration and Asylum. This threshold shall be at least equal to 1,5 of the average gross annual salary in Greece, as established on the database from the Hellenic Statistical Authority, for the application of the wage criterion under the provisions of Article 111 of the L. 4251/2014. (c) income tax clearance note, in the case of an individual undertaking or a copy of a tax declaration of a legal person, in the case of a legal person, accompanied by a solemn statement by the L. 1599/1986, which establishes the accuracy of the information given and which enables the employer to pay the monthly remuneration as defined in the labour contract and that the undertaking or legal person does not make losses greater than profits. The employer's gross income shall be set at a minimum at the cost of the two hundred thousand EUR (200.000) per person employed, (d) curriculum vitae of the prospective employee and (e) evidence of formal qualifications relating to the subject-matter of work, i.e. EASA standards and legislation degree (CPL or ATPL with F.I. (flight instruction) and proficiency certification of English language at least level 5, in accordance with ICAO standards; Certificate from the School of Education certified by the Civil Aviation Authority that a third-country national fulfills the conditions to work as a professional pilot - instructor for pilots at that School of Training for pilots; and (g) Proof of payment of a fee of EUR 200 for any third-country national who wishes to employ, which is collected in the public interest and which is not refunded.

The coordinator of the Decentralized Administration shall adopt an act authorizing the third-country national to provide employment at the School of Education, as a pilot professional - pilot instructor.

THE authorization document shall be transmitted together with the employer's signed labour contract to the competent Greek diplomatic or consular office by the competent Decentralized administration, either by post or by courier at the request of the employer concerned. In the latter case, the employer shall bear the cost of sending the mail.

The Greek diplomatic missions or consular offices before issuing the national visa shall immediately send requests from third-country nationals to the authorities responsible for the necessary security clearance, which shall give their opinion on them, to the Greek diplomatic

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<sup>&</sup>lt;sup>261</sup> See JMD 7584/2020 [OJ 1136/s. B'/03.04.2020]

missions or consular offices. Upon completion of the security screening, the competent Greek consular authority shall invite the third-country nationals concerned, for whom an authorization for entry into Greece has been issued for the purpose of providing employment, to issue the national entry visa. The persons concerned must appear in person with the above office in order to sign the relevant labour contract and obtain a national entry visa of category "C.4.8. Aircraft Operators And Professional Pilots/Pilot Instructors." after submitting the general supporting documents.

Caution: They may not be accompanied by members of their families

VISA FEE C.4.8.→ EUR 180 C.4.9 Students of music schools recognized by the state, which have concluded a contract of cooperation with foreign Higher Education Institutions (AEI) recognized by our country (JMD 261221/15/16.09.2015).

According to the references given to JMD <u>261221/15/16.09.2015</u><sup>262</sup>, an alien who wishes to enter and settle in Greece <u>in order to attend musical educational establishments recognized by the State and who have concluded a cooperation agreement with foreign higher education institutes (HEI) recognized by our country, may be granted a national visa, following a personal appearance and interview, indicating in the national data area «OBSERVATIONS» of the visa sticker of the reference "C.4.9 Music Schools JMD 261221/15/16.09.2015", upon procurement to the relevant consular authority of:</u>

- A copy of the OJ, in which the operating license of the musical educational establishment, which the third-country national will attend, has been published,.
- A copy of the cooperation agreement of this musical educational establishment with A.E.I. abroad, which is recognized by our country.
- A certificate from the musical educational establishment certifying the applicant's registration at the establishment, the length of the study and the level of the fees.
- Proof that the applicant has paid all the tuition fees for the entire training period.
- The general supporting documents set out in No F3497.3/EC24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

Musical educational establishments, which have the possibility of being regulated by the above-mentioned JMD, should have concluded a contract for cooperation between educational establishments and higher education establishments abroad, which are equipped with Departments of musical studies, recognized by our country, listed by the Hellenic NARIC in the list which is available at <a href="http://www.doatap.gr">http://www.doatap.gr</a>.

It should be noted that a residence permit is issued only once for a period of validity of up to one year and <u>cannot be renewed</u> for any of the reasons set out in the L. 4251/2014.

For the purpose of disseminating Greek education and culture and developing the national economy, the consular authorities of our country shall provide every facility to attract students from abroad to study in the educational establishments concerned, and may carry out any checks they consider necessary to prevent phenomena of breach of the existing legislation.

Caution: They may not be accompanied by members of their families

<u>VISA FEE</u> C.4.9. → EUR 90

<sup>&</sup>lt;sup>262</sup> OJ 2050/s.B'/18.09.2015 s. B, 08.10.2014 "residence permits of third-country nationals entering Greece for the purpose of attending musical educational establishments recognized by the State which have concluded a cooperation agreement with higher education establishments (AEI) abroad recognized by our country".

As referred to in point H of Article 20 of L. 4251/2014<sup>263</sup>, the Decision of the Minister of Foreign Affairs with A.F. 3497.3/AP 24245/OJ B' 1820/03.07.2014, and the JMD 30825/OJ B' 1528/06.06.2014, third-country nationals, *entering for medical, nursing and palliative care*, may be granted following a personal appearance and interview, a national visa, indicating in the national data area «OBSERVATIONS» of the visa sticker, the reference "C.4.10 Medical Care", upon procurement to the relevant diplomatic or consular office:

- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs
- An attestation of acceptance for hospitalization or treatment by a health care institution in the country, stating the estimated time and cost of treatment and, in the case of an adult, the necessity or non-necessity of escorting him/her to the country

  Evidence of insurance to cover the costs of nursing and medical care. In the absence of adequate insurance to cover the costs of nursing and medical care, evidence of sufficient resources to meet all costs of hospitalization and medical care may be accepted, evidence of sufficient resources for subsistence, for the period of residence in the country of the patients and his/her accompanying person(s), where appropriate. (The amount and means of demonstrating sufficient living resources shall be laid down in the Joint Ministerial Decision referred to in Article 136(7) L. 4251/2014 → not yet issued)
- In the case of a minor child or an adult citizen who, because of the health problem, needs accompanying persons, a national visa may also be issued to the parents or persons having custody of the minor and to the spouse or accompanying person(s) for the adult third-country national, at their request.

More specific terms and conditions for the scope of this provision are laid down by a joint decision of the Ministers for Economic Affairs, Foreign Affairs, Labour and Social Affairs, Health and immigration and Asylum $\rightarrow$  has not yet been adopted.

The residence permit does not give access to any form of work, nor to the country's insurance or welfare system. The residence permit shall be annual and may be renewed for a period of equal duration if the same conditions are met, for a maximum of four (4) years. A change in the purpose of this residence permit shall not be permitted for a third-country national and his/her carer(s) who, after the end of the care programme, and in any event before the expiry of the residence permit, are obliged to leave the country.

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<sup>&</sup>lt;sup>263</sup> L. 4251/2014 (OJ A' 80, 01.04.2014) see www.kodiko.gr

Canadian citizens may be granted following a personal appearance and interview, a national visa valid for up to one (1) year, indicating in the national data area «OBSERVATIONS» of the visa sticker, the reference 'C.5. WORK AND HOLIDAY CANADA', by the consular authority to the relevant diplomatic mission or consular office, provided that the persons concerned fulfill the conditions set out in L. 4091/2012.

All necessary information is posted on the website of the Greek Embassy in Canada:

https://www.mfa.gr/canada/en/services/other-services/youth-mobility.html

In particular, according to L. 4091/2012:

The agreement concerns the facilitation of new Canadian citizens intending to enter, reside and work temporarily on the territory of Greece to improve their knowledge of the language or languages, culture and society of Greece through the experience of travel, living and working.

The following shall be eligible to benefit from the implementation of this Agreement:

- (a) Graduates, from post-secondary or higher education institutions according to the applicable legislation of each country, who intend to obtain work experience in the host country under a prearranged contract of employment in support of their career development;
- (b) Registered students of post-secondary or higher education institutions according to the applicable legislation of each country, who intend to fulfill part of their academic curriculum in the host country by completing a pre-arranged practical training related to their field of studies;
- (c) Citizens who intend to travel and holiday in the host country and obtain temporary employment in order to supplement their financial resources.

Citizens falling within one of the above categories may benefit from the application of this Agreement provided that they fulfill the following conditions:

- For the Hellenic Republic: Canadian citizens who submit, firstly, an individual application to benefit from this Agreement and an application for the relevant national long-stay visa to the competent Greek consular authority in Canada or in the country where they are legally resident and, secondly, Who submit an individual application for a residence permit to the competent Immigration authorities in the Hellenic Republic as soon as possible after their entry into the country.
- Are aged between eighteen (18) and thirty five (35) years completed on the date on which the application is received by the diplomatic mission or consular authority.
- Are Canadian citizens, holders of a Canadian passport, which:
- (I) shall be valid beyond the expected period of residence under this Agreement;
- (ii) contains at least two (2) blank pages and
- (iii) has been issued within the previous ten (10) years.
  - ullet They shall, before arriving in Greece, hold a departure ticket or sufficient financial resources to cover the cost of their departure from Greece<sup>264</sup>.
  - they shall demonstrate that they have proof of sufficient financial resources to cover the costs required at the beginning of their stay.
  - They shall pay the applicable fee(s) to benefit from the application of this Agreement.
  - For the Hellenic Republic: Canadian citizens, who are notified that their visa application has been approved and who, before receiving this visa, submit adequate and valid full health insurance to cover any costs that may arise in connection with repatriation for medical reasons, emergency medical care or emergency hospital care or death, during the entire period of their authorized stay.

<sup>&</sup>lt;sup>264</sup>EUR 1800 or contract with employer

- For the Hellenic Republic: Canadian citizens who submit a copy of their criminal records and a valid medical certificate to the competent Greek consular authority that they are not suffering from diseases that could pose a risk to public health. The Parties agree that this medical certificate shall be submitted once and only to the competent Greek consular authority.
- Canada understands that, under the legislation of the Hellenic Republic, Canadian citizens meeting the conditions must submit to the competent Greek migration authorities, after their entry into the country and within the first three (3) months, the following:
- (i) application for a residence permit with three (3) recent colour photographs.
- (ii) photocopy of a Canadian passport in force with a valid national visa specifically issued for the purpose of this Agreement.
- (iii) a full health insurance certificate covering all risks as referred to in subparagraph (i) above.
- (iv) proof that they have sufficient financial resources to cover the costs required at the beginning of their stay. This supporting document is required only for Canadian citizens covered by Article 2(c) and only in cases where Canadian citizens do not have a labour contract at the time of application for a residence permit.
- (v) administrative fee
- (vi) the supporting documents and the relevant declarations on a case-by-case basis.
  - Dependent family members shall be excluded from the individual application made by Canadian citizens who fulfill the conditions to benefit from the implementation of this Agreement. Dependent family members may submit their own individual application to benefit from the implementation of this Agreement.
  - Canadian citizens who qualify can benefit from the implementation of the Agreement twice (2) only, as a maximum, if the following conditions are met:
- (a) there is a break between the two periods of residence
- (b) each stay takes place for a different category and
- (c) the period authorized for each stay shall not exceed 12 months.
  - In the absence of reasons of public policy, internal security, public health, international relations, immigration legislation and provisions, the Greek consular authority will grant qualified Canadian citizens a national long-stay visa (type D visa) valid for a maximum period of 12 months, it will indicate the period of residence authorized and specify the reason for residence. Subsequently, Canadian citizens who fulfill the conditions and hold a valid national visa will be issued a residence permit when they are in the Hellenic Republic, by the competent Greek Immigration authorities, where Canadian citizens are presented in person. The residence permit will be valid for up to twelve (12) months, It will allow access to the labour market for the same period up to 12 months for categories (a) and (c) of Article 2 and access to traineeships for the same period up to 12 months for category (b) of Article 2 and will not be subject to renewal.
  - Canada understands that according to the legislation of the Hellenic Republic, Canadian citizens who fulfill the conditions and fall under the category set out in Article 2(c) of this Agreement:
- (i) are allowed to work within the Greek territory under a labour contract, which for the Hellenic Republic has the meaning of employment and not self-employment or are allowed to provide services or work.
- (ii) are not allowed to take up any employment subject to a professional license or membership of professional associations and
- (iii) shall notify the competent immigration authorities of any change in employer and type of employment.
  - Citizens who fulfill the conditions and benefit from the implementation of this Agreement shall be subject to the laws and regulations in force in Greece, in particular in relation to labour and insurance legislation, including salaries, working conditions, employment insurance benefits; occupational health and safety and the practice of regulated professions.

• The Parties shall each year, on the basis of reciprocity and through an exchange of letters, designate the maximum number of citizens that will be allowed to benefit from the implementation of this Agreement. The parties accept that this number will be based on reciprocity. The Parties shall record the number of citizens of the other Party benefiting from the application of this Agreement from the date on which this Agreement enters into force by the end of the same year and thereafter on an annual basis, from 1 January to 31 December.

#### (D) ADMISSION FOR SCHOOL, VOLUNTARY WORK, RESEARCH AND PROFESSIONAL TRAINING

## D.1.1 University studies in AEI (bachelor, master and doctoral studies)<sup>265</sup>

As referred to in Articles 31, 32 and 36 L. 4251/2014<sup>266</sup>, the Decision of the Minister of Foreign Affairs with A.F. 3497.3/AP 24245/OJ B' 1820/03.07.2014, and the JMD 30825/OJ B' 1528/06.06.2014, third-country nationals who have been admitted to a higher education institution<sup>267</sup> in the Greek territory to attend a full-time study programme in Greece following a personal appearance and interview, may be granted a national visa, indicating in the national data area «OBSERVATIONS» of the visa sticker, the reference 'D.1.1 Studies', upon procurement to the relevant diplomatic or consular authority of:

- Certificate of registration and payment of fees to the relevant educational institution, where required or confirmation that s/he has been accepted for enrolment in a higher education institution in the Greek territory to attend a course of study<sup>268</sup>
- Evidence demonstrating that s/he has sufficient resources to cover the costs of studies and subsistence of a minimum amount of EUR 400 per month<sup>269</sup>, as determined by reference to JMD 41712/2014 (B' 2285). The amount of sufficient resources is evidenced by a deposit account, bank transfer, grant or salary receipt in case the student is part-time employee (on renewal of the residence permit).
- Consent of the parents or the person exercising parental care for the intended stay if they are less than 18 years of age.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

It is noted that at the beginning of each academic year (September) the Ministry of Education and Religious Affairs forwards to the consular authorities, the decision ratifying "Lists of aliens graduates of secondary education or of the relevant schools of EU Member States of non-Greek origin admitted in the departments/introductory sections and in higher education schools", including the full names and

<sup>&</sup>lt;sup>265</sup> Point (a) of article 1 (Definitions) of L. 4251/2014 (OJ, s. A', 80, 01.04.2014): Student: Third-country national admitted to ahigher education institution recognised by the national laws, who was allowed to enter into and reside within Greek territory, in order to attend a full-time course of study as primary activity, with the purpose of obtaining a degree, a master's degree or a doctoral degree granted by the institution in question. The term 'student' also includes the preparation cycle, provided that the applicable national laws include it in the studies in question.

<sup>&</sup>lt;sup>266</sup> L. 4251/2014 (OJ A' 80, 01.04.2014).

<sup>&</sup>lt;sup>267</sup> Point (a) of Article 1 L. 4251/2014 (OJ 80, s. A', 01.04.2014) Student: Third-country national admitted to ahigher education institution recognised by the national laws, who was allowed to enter into and reside within Greek territory, in order to attend a full-time course of study as primary activity, with the purpose of obtaining a degree, a master's degree or a doctoral degree granted by the institution in question. The term 'student' also includes the preparation cycle, provided that the applicable national laws include it in the studies in question.

<sup>&</sup>lt;sup>268</sup> See footnote 165.

<sup>&</sup>lt;sup>269</sup> Joint Ministerial Decision n°. 4172/2014 (OJ 2285, s. B′, 26.08.2014): In the case of third-country nationals who have received a special visa for study in Greece and who apply for the granting or renewal of the residence permit for that purpose, in accordance with the provisions of Articles 33, 34, 35 and 37 of the L. 4251/2014 (Categories D1.1, D1.2 and D4.7 of the Joint Ministerial Decree n°. 30825/2014) the amount of sufficient resources to cover the costs of residence and study for the period of validity of the residence permit shall be set, <u>at a minimum, at four hundred (400) EUR per month.</u> The amount of sufficient resources is evidenced by a deposit account, bank transfer, grant or salary receipt in case the student is part-time (on renewal of the residence permit).

data of aliens, in order to issue the relevant student visas, where appropriate, if the other conditions of entry are fulfilled<sup>270</sup>.

## **Professional activity of students**

According to Article 36 of L. 4251/2014 "third-country nationals who have obtained a residence permit for study purposes may only work part-time in accordance with the relevant provisions of the relevant legislation. In any event, the number of working hours may not be less than 10 hours per week or their equivalent in days or months per year."

## Accelerated procedure for post-graduate students

According to Article 37 of L. 4251/2014 the country's HEI shall inform consular officers by all appropriate means of any accelerated procedure for issuing residence permits<sup>271</sup> to postgraduate students.

#### **MARKINGS:**

- > They may not be accompanied by members of their families
- For Greek language learning see above, category B.13 'Learning Greek language in a teaching Centre or relevant University institute.
- ➤ This also applies to the foreign language courses in HEI under Article 37 L. 4251/2014, as amended by Article 94 of L. 4692/2020 and applicable:

#### Article 37

# Accelerated procedure for granting residence permits to students of the 1<sup>st</sup> 2<sup>nd</sup> and 3<sup>rd</sup> cycles of study in Hellenic Universities

- 1. The country's higher education institutes (HEI) offering first, second and third cycle courses may conclude tripartite contracts with the Ministry of immigration and Asylum and the Decentralized administration, in the territorial jurisdiction of which the A.E.I. is based to establish a procedure for the rapid granting of residence permits to students, third-country nationals admitted to their study programmes and entering Greece with a national visa for study purposes, subject to the following conditions:
- (A) the compulsory length of study shall be at least: (aa) three years for first cycle programmes, (ab) annual for second cycle programmes and (ac) three years for third cycle programmes;
- (b) the conditions laid down in articles 32 and 33 for issuing residence permits under such agreements are fulfilled.

The contract referred to in this paragraph may relate to all or part of the study programmes of the relevant University which admit third-country nationals as students. [...]

- 4. The application for a residence permit shall be submitted, by the relevant HEI to the competent authority for Aliens and Immigration of the Decentralized administration, in accordance with Article 8, and shall be accompanied by the necessary supporting documents for the issue of the residence permit, as specified in the decision in paragraph 1 of article 136.
- 5. The residence permit for this purpose shall be issued by decision of the coordinator of the Decentralized administration no later than forty (40) days after the date of submission of a complete documentation file and

<sup>&</sup>lt;sup>270</sup> This list of the individuals entered by the Ministry of Education in the sections/introductory sections and higher education schools of the special category of aliens (non-EU) of non-Greek origin, is considered to be an 'attestation' that the candidate has been accepted for registration.

<sup>&</sup>lt;sup>271</sup>The higher education institutes (HEI) of the country, in which post-graduate courses operate, may conclude contracts for the creation of a fast-track procedure for obtaining residence permits for third-country Master students, with the Ministry of Interior, on specific grounds and subject to the following conditions:

a. The duration of the Master's degree program shall be more than three (3) months.

b. The necessary supporting documents shall be produced.

The accelerated contracts shall include the exact title of the master's program and shall state the specific reasons for the conclusion of the contract, the period of validity and the possibility of its renewal, and the obligations of the parties.

receipt of the required biometric data, in accordance with the arrangements laid down in Article 1 of L. 4018/2011.

- 6. The residence permit is valid for a period equal to the maximum duration of the study programme, to which a third-country national has been admitted. Where there is a need for renewal to complete the study of a third-country national, the residence permit may be renewed in accordance with Article 34 in the context of the accelerated procedure laid down in this Article. The obligation to submit the data of case c' of paragraph Article 3(34) to the competent authority for immigration and immigration is to be borne by the relevant HEI
- **7.** After the conclusion of the contract under paragraph 1, the University shall, by all appropriate means, inform the Greek consular authorities of third countries from which citizens wish to enter in order to register in their respective University programmes of study, of the current Convention and the conditions for the accelerated procedure for granting residence permits to third-country nationals.
- **8** A decision of the Ministers for Education and Religious Affairs and immigration and Asylum shall address any questions relating to the application of this Article, in particular as regards the content of the Convention on the procedure for the rapid grant of residence permits to third-country nationals, who have been admitted to study programmes in HEI and any other procedural issues (--> not yet available)

#### **VISA FEE**

D.1.1.→ EUR 90

As referred to in articles<sup>273</sup> 31, 31 A, 32 and 38 <u>L. 4251/2014</u>, the Decision of the Minister of Foreign Affairs with <u>A.F. 3497.3/AP 24245/OJ B' 1820/03.07.2014</u>, and the <u>JMD 30825/OJ B' 1528/06.06.2014</u>, to foreign third-country nationals, <u>who wish to enter for voluntary service in Greece with regard to a project<sup>274</sup> of solidarity activities based on a programme recognized by Greece or the <u>European Union</u>, <u>pursuing objectives of general interest and having a non-profit character</u>, following a personal appearance and interview, may be granted a national visa indicating in the national data area **«OBSERVATIONS»** of the visa sticker, the reference 'D.2 Voluntary work', upon procurement to the relevant diplomatic mission or consular office:</u>

- A solemn statement by which the agency implementing the voluntary service project shall bear the full travel, subsistence, accommodation, repatriation and health care costs and any other costs incurred during the volunteer's stay in Greece, comprising the costs of any training for the performance of his/her duties, including a description of his/her duties and the conditions under which he/she is to exercise them, his/her working hours and the duration of the project<sup>275</sup>
- A copy of the insurance policy on civil liability entered into by the implementing entity of the voluntary service project accepting responsibility for the volunteer throughout his/her stay in the country.
- Consent of the parents or the holder of parental care for the intended stay in case of minors less than 18 years of age,
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

Caution: They may not be accompanied by members of their families NEW Notices<sup>276</sup>

**a)** the provisions and procedures provided for in Directive (EU) 2016/801 and concerning the entry of volunteers, as incorporated in article 31 a of L. 4251/2014<sup>277</sup>, constitute the most appropriate institutional framework that can meet the needs of volunteers, bearing in mind that there are no longer any urgent reasons for managing existing migration flows:

#### Article 31a LAW 4251/2014

Approval of higher education institutions and organizations responsible for the voluntary service program (Articles 11, paragraphs 3 and 15 of the Directive)

- **1.** Public institutions of higher education which are to receive students in accordance with the procedure of entry and residence defined in this Chapter, are considered approved host entities/bodies.
- **2.** A joint decision of the Ministers of Finance, Foreign Affairs, Education and Religions, Labour and Social Affairs and Immigration and Asylum may determine the approval process of bodies responsible for the implementation of European voluntary service programs, as well as organizations funded by Greek public bodies and will accept volunteers, in accordance with the entry and residence procedure set out in this Chapter which includes the terms and conditions of approval, its duration, the consequences of non-compliance, including possible revocation and non-renewal of approval in accordance with the provisions of indent f of paragraph 1 of article 40, as well as any penalties imposed.

<sup>&</sup>lt;sup>272</sup> Point μγ) of article 1 (Definitions) of L. 4251/2014 (see www.kodiko.gr): "Voluntary service project involves practical solidarity activities, based on a program recognized by Greece or the European Union, pursuing objectives of general interest and having a non-profit character, in which activities are not remunerated; other than reimbursement of expenses and/or compensation for minor expenses. The concept of recognition for the purposes of this Regulation relates to the provision of financing either by the European Union, by national resources or by co-financing.

<sup>&</sup>lt;sup>273</sup> As amended and applicable (see <a href="www.kodiko.gr">www.kodiko.gr</a>)

<sup>&</sup>lt;sup>274</sup> Over 3 months

<sup>&</sup>lt;sup>275</sup> If it concerns a religious organization, there should be an understanding with E2 Directorate

<sup>&</sup>lt;sup>276</sup> According to the document under reference no 179430/2021 of the Directorate of Immigration Policy, Ministry of Immigration and Asylum (MIA)

<sup>&</sup>lt;sup>277</sup> As added by the article 13 of L. 4666/2020.

- **3.** The competent authorities shall publish lists of the approved host bodies referred to in paragraph 2. Updates to these directories should be published as soon as possible after each change.
- b) the possibility of admission for a short stay in Greece (up to 90 days) for unpaid/voluntary employment should no longer apply, given the fact that this procedure is not based on specific legislation, but was an agreed practice during the period of refugee crisis in accordance with the provisions of the Visa Code and the Schengen Border Code.
- c) the Ministry of Immigration and Asylum proposes, if deemed appropriate, in cooperation with the Special Secretariat for the Coordination of Stakeholders (especially with regard to NGOs)<sup>278</sup> to investigate the possibility of utilization of category C.3. (Public Interest art. 19 par. 7 L. 4251/2014), for granting a national visa, by way of exception, and subsequently a residence permit, in case it is not possible to transfer foreign workers (see category A.1.) to International Organizations and/or large NGOs. The above procedure is proposed to be considered for cases in which International Organizations or large NGO operating in our country, file a request for the admission of an employee, who cannot enter through the transfer process.

The proposal will be made by the Directorate of Immigration Policy of the Ministry of Immigration and Asylum.

**VISA FEE** 

D.2.→ EUR 90

<sup>278</sup> ss.coordination@niigration.gov.gr

As referred to in Articles 57, 58, 59 and 60 L. 4251/2014<sup>279</sup>, the Decision of the Minister of Foreign Affairs with A.F. 3497.3/AP 24245/OJ B' 1820/03.07.2014, and the JMD 30825/OJ B' 1528/06.06.2014, to third-country nationals who wish to enter and reside on the Greek territory for the purpose of carrying out research<sup>280</sup>, following a personal appearance and interview, may be granted a national visa, indicating in the national data area «OBSERVATIONS» of the visa sticker, the reference 'DD3.1 Researchers', upon procurement to the relevant diplomatic or consular authority of:

- A true copy of the hosting agreements signed with a research organization, as defined in Article 60 of L. 4251/2014<sup>281</sup> determining the legal relationship and working conditions of researchers in accordance with the legislation in force and the adequacy of resources to cover subsistence costs, the amount of which may not be less than **EUR 900 € per month**.
- Individual declaration of financial responsibility by the research organization.
- Approval of the research organization by the competent public body (where the research organization is private).

<sup>280</sup> Points (I), (pf), (z), Article 1, L. 4251/2014 (OJ 80), A', 01.04.2014) see <u>www.kodiko.gr:</u>

'(I) **Research**: The original work undertaken in a systematic way to increase the overall knowledge, including knowledge of man, culture and society, and the use of this set of knowledge for new applications.

(pf) **Research organization**: Any private or public body carrying out an investigation in accordance with the procedures laid down in national law.

(AA) **Researcher**: A third-country national holding a doctoral degree or an appropriate higher education qualification giving access to that third-country national to doctoral programs and selected by a research organization and admitted to the territory of a Member State to carry out a research activity for which the is normally required above title.

<sup>281</sup> as amended and applicable, see www.kodiko.gr

1 Any research organization wishing to receive a researcher shall sign with him a hosting agreement with which the researcher undertakes to complete the research program and the organization undertakes to receive the researcher for that purpose, without prejudice to Article 61.

2 The host contract shall contain:

(a) the title or purpose of the research activity or the research field;

(b) a commitment by the third-country national to pursue the completion of research activity;

(c) a commitment by the research organization to welcome the third-country national with a view to completing the research activity;

(d) the start and end dates or the estimated duration of the research activity;

(e) information on the intention to move to one or more member states if mobility is known at the time of application in the first member state;

information on the legal relationship between the research organization and the researcher and the working conditions of the researcher, in accordance with the relevant national legislation.

Contracts containing the elements referred to in this Article shall be considered equivalent to host contracts for the purposes of this Chapter.

**3** Research organizations may sign hosting contracts only if the research activity has been accepted by the competent bodies of the organization, after having checked the following:

(a) the purpose and estimated duration of the research activity and the availability of the financial resources necessary to carry it out; and

(b) qualifications of third-country nationals in the light of the objectives of the investigation, as confirmed by a certified copy of the qualifications.

4 The hosting agreement shall automatically expire if the third-country national is not admitted or the legal relationship between the researcher and the research organization ends.

5 The research organization shall immediately inform the competent authority in accordance with Article 61(5) of the granting of the residence permit of any fact which is considered to be hindering the performance of the host contract. 6 Admission contracts with research organizations whose approval has been withdrawn shall cease to apply. Similarly, the hosting agreement shall terminate automatically in the event that the researcher does not obtain a residence permit and when the legal relationship between the researcher and the research organization ends.

<sup>&</sup>lt;sup>279</sup> L. 4251/2014 (OJ A' 80, 01.04.2014).

They<sup>282</sup> may also be accompanied or followed by members of their family, so long as the cost of living and health care does not affect our national welfare system and p provided that, following a personal appearance and interview, they are given a national visa indicating in the national data area «OBSERVATIONS» of the visa sticker, the reference 'F. 1. Family members of a third-country national'. The visa shall be upon procurement of:

- A certificate of family status by the competent local authorities certifying kinship.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

VISA FEE
D.3.1. → EUR 90
F.1 (family member) → EUR 180

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<sup>&</sup>lt;sup>282</sup> Family members of a third-country national:

a. The other spouse, so long as s/he has reached 18 years of age and their children under the age of 18, including those legally adopted in Greece by a court order or by a foreign court order that is automatically enforceable or declared enforceable or recognized in Greece.

b. The other single children under 18 years of age of the sponsor or the other spouse, including the children which have been adopted as mentioned above, provided that the exercise of custody is legally entrusted to the sponsor for his/her children and to the other spouse for his/her children.

As referred to in Article 44 of L. 4251/2014 <sup>284</sup>, the Decision of the Minister of Foreign Affairs with A.F. 3497.3/AP 24245/OJ B' 1820/03.07.2014, and the JMD 30825/OJ B' 1528/06.06.2014, third-country nationals who wish to enter Greece for training (in public or private IEK<sup>285</sup> - in post-secondary education and college centres<sup>286</sup> in lifelong learning centres<sup>287</sup> (independent study centres), following a personal appearance and interview, may be granted a national visa, indicating in the national data area «OBSERVATIONS» of the visa sticker, the reference 'D.4.1 Professional training', upon procurement to the relevant diplomatic or consular authority of:

- A copy of a decision of the Minister for Education and Religious Affairs establishing or operating the IEK or College, or a copy of the OJ in which a decision of the Board of the National Organisation for the Certification of Qualifications & Vocational Guidance (EOPPEP) has been published authorizing the Centre for Lifelong Learning 1 and 2 (formerly LSL)
- Registration certificate from the competent Public or Private Institute for Vocational Training (I.E.K.), College or Centre for Lifelong Learning 1 and 2 or confirmation that s/he has been accepted for registration and confirmation that the programme requires regular and not distance attendance.
- Evidence demonstrating that s/he has sufficient resources to cover the costs of study and living at least <u>four hundred (400) EUR per month</u> <sup>288</sup>, as determined by reference to <u>JMD 41712/2014</u> (B' 2285).
- Evidence of proficiency in knowledge of the language in which the B1 course of study is taught
- A certification and franchise agreement with foreign higher education institutes (HEI) recognized by the country of residence and courses leading to a postgraduate degree if these are certified by international certification bodies when the provider is a College.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

Caution: They may not be accompanied by members of their families

<u>VISA FEE</u> D.4.1.→ EUR 90

<sup>&</sup>lt;sup>283</sup> Point (xliv) of article 1 (Definitions) of L. 4251/2014 (OJ A.' 80/01.04.2014).' Vocational training: For the implementation hereof, 'training' means studying in institutes of vocational education, colleges, post-secondary education centres and independent study centres'.

<sup>284</sup> L. 4251/2014 (OJ A' 80).

<sup>&</sup>lt;sup>285</sup> L. 2009/1992 (OJ A' 18).

<sup>&</sup>lt;sup>286</sup> L. 3696/2008 (OJ A' 177).

<sup>&</sup>lt;sup>287</sup> This is a college which exclusively provides studies on the basis of qualification and franchise agreements with foreign higher education institutes (HEI) recognized by the competent authorities in the country where they are based and whose courses lead to a post-graduate degree of study, since these specific curricula have been certified by international certification bodies in accordance with the last amendment of the same law (L. 4111/2013, A' 18).

<sup>&</sup>lt;sup>288</sup> In the case of third-country nationals who have received a special visa for vocational training purposes, for attendance at public or private vocational institutes, colleges and lifelong learning centres 1 and 2 and who apply for the granting or renewal of the residence permit, as well as those who participate as participants in specific programs, In accordance with Articles 44 and 45 respectively of L. 4251/2014, (categories D4.1 and D4.2 of the no. 30825/2014 joint ministerial decree) the amount of sufficient resources to cover the costs of residence and vocational training for the period of validity of the residence permit is set <u>at a minimum at four hundred (400) EUR per month.</u> The amount of sufficient resources is evidenced by a deposit account, bank transfer, grant.

As referred to in Article 45 of L. 4251/2014 <sup>289</sup>, the Decision of the Minister of Foreign Affairs with A.F. 3497.3/AP 24245/OJ B' 1820/03.07.2014, and JMD 30825/OJ B' 1528/06.06.2014, thirdcountry nationals who are holders of scholarships of public benefit foundations and IKY (State Scholarships Foundation) 290, following a personal appearance and interview, may be granted a national visa indicating in the national data area «OBSERVATIONS» of the visa sticker, the reference "D.4.2 Scholarship holders", upon procurement to the relevant diplomatic or consular office of:

- Confirmation of the body responsible for the grant and the duration of the programme or grant.
- Evidence that s/he has sufficient resources, including a grant without providing a dependent or self-employed economic activity, to cover the costs of study and living at least four hundred (400) EUR per month <sup>291</sup> as defined in JMD 41712/2014 (B' 2285).
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

Caution: They may not be accompanied by members of their families

#### **VISA FEE**

D.4.2.→ EUR 90

INFORMATION in relation to grants from the State Scholarships Foundation awarded to aliens, and lists of their names and data, by academic year, are available here.

<sup>&</sup>lt;sup>289</sup> L. 4251/2014 (OJ A' 80/01.04.2014).

<sup>&</sup>lt;sup>291</sup> In the case of third-country nationals who have received a special visa for vocational training purposes, for attendance at public or private vocational institutes, colleges and lifelong learning centres 1 and 2 and who apply for the granting or renewal of the residence permit, as well as those who participate in specific programs, in accordance with articles 44 and 45 respectively of L. 4251/2014, (categories D4.1 and D4.2 of JMD no. 30825/2014) the amount of sufficient resources to cover subsistence and vocational training costs for the period of validity of the residence permit is set at a minimum at four hundred (400) EUR per month. The amount of sufficient resources is evidenced by a deposit account, bank transfer, grant.

As referred to in Article 45 of L. 4251/2014<sup>292</sup>, the Decision of the Minister of Foreign Affairs with A.F. 3497.3/AP 24245/OJ B' 1820/03.07.2014, and the JMD 30825/OJ B' 1528/06.06.2014, third-country nationals participating in exchange programmes under Interstate agreements, EU-funded cooperation programmes, or in the "ERASMUS +" programme, following a personal appearance and interview, may be granted a national visa, indicating in the national data area «OBSERVATIONS» of the visa sticker, the reference 'D.4.3 Participation in specific programmes', upon procurement to the relevant diplomatic or consular authority of:

- Confirmation of the implementing body of the corresponding programme for the participation of the third-country national in it.
- In the case of a European mobility programme involving a traineeship in the subject-matter of the study, a tripartite contract between the university participating in the programme, the student and the public or private body implementing the programme.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

Caution: They may not be accompanied by members of their families

Note that JMD no. 16802/667/27.08.2010 [B' 1345] applies mutatis mutandis to traineeships covered by Article 45 of L. 4251/2014, as it applies in all cases of traineeships for students as well as students of schools in hotels.

Before deciding whether or not to grant the national entry visa, the Consul should check, by means of the mandatory personal interview<sup>293</sup>, whether the terms and conditions of the above-mentioned JMD are met.

## See also category B.8 (for traineeship in hotel companies)

### **ERASMUS** + (placement) programme

The European Erasmus+ programme enables host companies/organizations to employ students selected by their institutions to participate in the Erasmus+ programme for traineeships.

The number of traineeships offered per employment agency is proportional to the number of employees in the traineeship, broken down by department. For hotel companies, this percentage must not exceed 17% of employees, in accordance with Greek legislation.

The remuneration of the host organization is not compulsory, but highly desirable, because THE ERASMUS grant does not fully cover student costs.

#### In the case of insurance, students must possess:

(A) European health insurance card.

Issued by the student's insurance institution free of charge. Where a student is not entitled to the European Health Insurance Card (if from an accession country), s/he should have private health insurance for the period of his/her stay abroad, which is concluded with a private insurance company

<sup>&</sup>lt;sup>292</sup> L. 4251/2014 (OJ A' 80/01.04.2014).

<sup>&</sup>lt;sup>293</sup> MD n°. 3, number F.3497.3/AP24245/28.05.2014 [B' 1820]

on the initiative of the student and/or the sending institution, if the latter insures their ERASMUS students as a group, when they move abroad.

- (B) General liability insurance for third parties shall be issued by a private insurance company. It is covered either by the Institutions of origin (on a voluntary basis in the context of quality management), by the host organization (if it generally insures its employees) or by the student itself.
- (C) insurance against personal accident at work.

Where the personal accident insurance is not covered by the host undertaking/organization or by the Institutions of origin (on a voluntary basis in the context of quality management), the student shall be covered by private insurance on his/her own resources for personal injury and/or damage to property caused to him as a natural person in the course of his/her normal occupation in the workplace during his/her stay for a traineeship abroad).

(D) (for enterprises based in Greece) the enterprise must declare to its IKA branch (Social Security Institute) students employed in the framework of THE ERASMUS traineeship who are subject to compulsory insurance by IKA-ETAM only for the risk of accident (occupational risk). These contributions amount to 1% of the notional wage of the 12th insurance class, in accordance with the provision of Article 13 of L. 2640/1998, as is the case at all times and for as long as traineeships take place, in the event of payment and non-payment of remuneration by employers and are borne by the employer, under Regulation (EC) No 883/2004 of the European Parliament and of the Council (29/04/2004), "on the coordination of social security systems (Text with EEA relevance and for Switzerland)', implementing and amending Regulation (EC) No 987/2009 and Regulation (EC) No 988/2009, establishing the general principle of equal treatment of benefits, income and events.

ERASMUS students moving outside their country of residence for a traineeship must, in accordance with the contract they sign-before they arrive in Greece, be insured for health care (European health insurance card) and be insured privately for general civil liability and against accident (if not secured by the host company) at the workplace. This does not invalidate the above obligation of the host company/organization to the IKA-ETAM.

As a result, the Erasmus+ programme does not insure students, students should be insured either by the host organization or at their own expense (insurance policy in a private insurance company) before they arrive. When it comes to the declaration in the IKA of incoming Erasmus+ students in our country, this is compulsory.

According to the ERASMUS+ programme, traineeships should be a prerequisite for obtaining a qualification. A student may apply for AN ERASMUS+ programme shortly before he/she graduates and participate as a graduate. Traineeship must necessarily relate to the subject of studies.

ERASMUS+ can also involve third-country nationals attending EU-based educational institutions, as well as Switzerland, Norway, Liechtenstein, and the accession countries (Turkey, FYROM, etc.). It should be noted that ERASMUS + traineeships are also eligible via intermediary companies.

The student or graduate who will enter Greece for a traineeship under Article 45 and who will stay in our country for more than 90 days should obtain a residence permit in Greece, regardless of whether s/he is also a holder of a residence permit in the country s/he is studying.

THE ERASMUS+ student should have private insurance and the European Health Insurance Card. If his/her private insurance does not cover civil liability, s/he should, after entering Greece, be insured for this, for the period s/he stays in our country. As regards the provisions of the monthly grant, it is mandatory in the student's language, while Annex I, in which the agreement is specified (tasks, etc.), is always in English.

Please note that foreign students may be informed of THE ERASMUS+ programme at the English website of the Ministry of Foreign Affairs:

http://www.mfa.gr/en/visas/visa-types/national-visas.html

where the following records are posted:

## **ERASMUS+ Program:**

- 1. <u>Visa & Residence Permit guide for studios</u>
- 2. COME TO STUDY OR TEACH IN EUROPE
- 3. WORK TOGETHER WITH EUROPEAN HIGHER EDUCATION INSTITUTIONS
- 4. <u>Erasmus+ booklet\_international dimension</u>
- 5. List of universities participating in THE ERASMUS PROGRAMME
- 6. Information: <a href="http://www.iky.gr/en/discover-erasmus">http://www.iky.gr/en/discover-erasmus</a>

VISA FEE D.4.3.→ EUR 90

As referred to in Article 46 of L. 4251/2014<sup>294</sup>, the Decision of the Minister of Foreign Affairs with A.F. 3497.3/AP 24245/OJ B' 1820/03.07.2014, and the JMD 30825/OJ B' 1528/06.06.2014, third-country nationals who have been admitted to study in the schools and special schools of the Armed Forces, the security colleges or the academies and schools of the merchant marine, following a personal appearance and interview, may be granted a national visa, indicating in the national data area 'OBSERVATIONS' of the visa sticker, the reference 'D.4.4 Military and security forces schools', upon procurement to the relevant diplomatic or consular authority of:

- Confirmation of the respective schools or special schools of the armed forces, or of the security bodies, or confirmation by the academies or schools of the merchant marine, showing that s/he has been admitted for attendance, and the length of the studies at those schools.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

According to art. 46 those who have been admitted to study as scholars are not obliged to pay a fee and are exceptionally granted a residence permit for the duration of their stay.

Caution: They may not be accompanied by members of their families

**VISA FEE** D.4.4.→ EUR 90

<sup>294</sup> L. 4251/2014 (OJ A' 80/01.04.2014).

As referred to in Article 47 of L. 4251/2014<sup>295</sup>, the Decision of the Minister of Foreign Affairs with A.F. 3497.3/AP 24245/OJ B' 1820/03.07.2014, and the JMD 30825/OJ B' 1528/06.06.2014, third-country nationals wishing to acquire a medical specialty in Greece, following a personal appearance and interview, may be granted a national visa indicating in the national data area «OBSERVATIONS» of the visa sticker, the reference "D.4.5 Medical specialty education and training", upon procurement to the relevant diplomatic or consular office of:

- A certificate from the institution concerned that the third-country national is admitted to the acquisition of the medical specialty and the time required to acquire it.
- Exact photocopy of a decision of the Ministry of Health concerning the placement of the third-country national to specialize in the above-mentioned health institution.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

They<sup>296</sup> may also be accompanied or followed by members of their family, so long as the cost of living and health care does not affect our national welfare system and provided that, following a personal appearance and interview, they are given a national visa indicating in the national data area **«OBSERVATIONS»** of the visa sticker, the reference *'F. 1. Family members of a third-country national'*. The visa shall be upon procurement of:

- A certificate of family status by the competent local authorities certifying kinship.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

<u>VISA FEE</u> D.4.5. → EUR 90 F.1 (family member) → EUR 180

<sup>&</sup>lt;sup>295</sup> L. 4251/2014 (OJ A' 80/01.04.2014).

<sup>&</sup>lt;sup>296</sup> Family members of a third-country national:

a. The other spouse, so long as s/he has reached 18 years of age and their children under the age of 18, including those legally adopted in Greece by a court order or by a foreign court order that is automatically enforceable or declared enforceable or recognized in Greece.

b. The other single children under 18 years of age of the sponsor or the other spouse, including the children which have been adopted as mentioned above, provided that the exercise of custody is legally entrusted to the sponsor for his/her children and to the other spouse for his/her children.

As referred to in Article 48 of L. 4251/2014<sup>1</sup>, the Decision of the Minister of Foreign Affairs with A.F. 3497.3/AP 24245/OJ B' 1820/03.07.2014, and in JMD 30825/OJ B' 1528/06.06.2014, aliens who wish to attend the Athonite Academy of Mount Athos, following a personal appearance and interview, may be granted a national visa indicating in the national data area «OBSERVATIONS» of the visa sticker, the reference "D.4.6 Attendance at the Athonite/Athonias Academy", upon procurement to the relevant diplomatic or consular office of:

- Certificate of the Holy Monastery, Institution or individual that they are responsible for their study and subsistence expenses in the Academy.
- Acknowledgment of registration at the Athonite Academy, including the total duration of studies.
- An attestation by the Holy Superivision or the Holy Monastery or by the institution or private individual, responsible for his supervision, that he is responsible for the costs of his care and full health care.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

Caution: They may not be accompanied by members of their families

VISA FEE D.4.6.→ EUR 90

<sup>1</sup> L. 4251/2014 (OJ A' 80/01.04.2014).

According to section D, Ch. A.', Articles 69-77 of L. 4251/2014, as amended by 35 and 36 of Article 8 of L. 4332/2015 <a href="Presidential Decree 131/2006">Presidential Decree 131/2006</a> harmonizing Greek legislation with Council Directive 2003/86/EC of 22 September 2003 on the right to family reunification (EE L 251/12, 3.10.2003), the Minister of Foreign Affairs Decision with <a href="A. F. 3497.3/AP 24245/OJ B' 1820/03.07.2014">A. F. 3497.3/AP 24245/OJ B' 1820/03.07.2014</a>, and JMD <a href="30825/OJ B' 1528/06.06.2014">30825/OJ B' 1528/06.06.2014</a> as amended by JMD <a href="68019/2015/OJ B' 2272/21.10.2015">68019/2015/OJ B' 2272/21.10.2015</a>, an alien who <a href="has been legally resident in Greece for at least two years is entitled to apply for entry and residence in the country of members of his family on the grounds of family reunification, regardless of whether family ties were established before or after entering the country.

CAUTION: According to paragraph 46 Article 8 of L. 4332/ 2015<sup>2</sup> 'in cases of birth of a child in Greece before 9 July 2015 by parents one of whom holds a valid residence permit, the other parent, if residing in the country (without examining his residence status and regardless of whether he holds an entry visa or not) a residence permit for family reunification is issued. Therefore, in those cases, no visa is required from the consular authorities.<sup>3</sup>

As referred to in Article 70 of L. 4251/2014 as amended by 35 of Article 8 of L. 4332/2015, a third-country national legally residing in Greece for a period of two years shall be entitled to apply, on request, for entry and residence in the country of the members of his/her family. The application shall be submitted and examined when those members reside outside the territory of Greece. Any stay of those members on the Greek territory before the application for family reunification is submitted<sup>4</sup> shall not constitute a reason for preventing the application from being lodged

The family reunification procedure shall apply to all third-country nationals <u>except</u> in the following cases: CATEGORIES A.2., A.3., A.4., C.2, C.3.1., C.3.2., D3 and D4.5.<sup>5</sup>

Beneficiaries of the above categories shall be entitled to lodge an application for a national visa together with their own application for a national visa or ex post.

The following shall be considered as family members of a third-country national<sup>6</sup>: a. The other spouse, so long as s/he has reached 18 years of age and their children under the age of 18, including those legally adopted in Greece by a court order or by a foreign

<sup>&</sup>lt;sup>2</sup> L. 4332/2015 (OJ 76/s. A'/ 09.07.2015).

<sup>&</sup>lt;sup>3</sup> By way of derogation from the provisions of the immigration and Social inclusion Code and other provisions of I. 4251/2014, and in particular the second subparagraph of paragraph 2 1 'The application is submitted and examined while these family members reside outside Greek territory, and in case b' of paragraph 1 article 2(70) states that " Their personal income is stable, regular and sufficient to cover their needs and the needs of their family and is earned without recourse to the country's social assistance system. This income cannot be lower than the annual income of an employee on minimum wage, pursuant to national laws, increased by 20% for the spouse and 15% for each child. The 15% increase for each child is not required if both spouses reside lawfully in Greece.'

<sup>&</sup>lt;sup>4</sup> Point (a) of Article 1, L. 4251/2014 (OJ 80, s. A', 01.04.2014) 'Family reunification: The entry into and residence in Greece by family members of a third-country national residing lawfully in Greece in order to preserve his family's unity, whether the family relationship arose before or after his entry into the country. 5 JMD no. oik.31399/2018 (OJ 4366/s. B'/01.10.2018)

<sup>&</sup>lt;sup>6</sup> Article 70 par. 3, L. 4251/2014 " In the event of polygamy, if the sponsor already lives with one wife in Greece, his family reunification with another wife is not allowed. The family reunification of the sponsor's minor children from another wife is not allowed, except in cases where the sponsor has been given legal custody.'

court order that is automatically enforceable or declared enforceable or recognized in Greece

b. The other single children under 18 years of age of the supporting or the other spouse, including the children which have been adopted as mentioned above, provided that the exercise of custody is legally entrusted to the sponsor for his/her children and to the other spouse for his/her children.

In order to exercise the right to family reunification, the sponsor of the family must prove the family relationship with the members of his/her family for whom s/he is seeking reunification in Greece, and that they themselves fulfil, cumulatively, the following conditions:

- a. Provide a recent certificate of the family status of foreign authorities officially certified and translated, as proof of kinship. In the case of non common children, an authentic instrument of the foreign authorities officially certified and translated showing kinship between the children and the spouses accompanied by an official document of a foreign authority attesting their residence in Greece (e.g. judgment of a foreign court, written agreement of the parents). Where the sponsor is seeking reunification with a minor child whom s/he has acquired from a polygamous marriage with a spouse other than that with which s/he has been reunited in Greece and whose custody has been legally entrusted to him/her, s/he shall produce an additional document of the child's country of residence, officially validated and translated showing the assignment of custody to the sponsor.
- b. S/he has accommodation capable of meeting the needs for him/her and his/her family members for whom s/he is seeking reunification, as defined by a decision of the Minister of Health under the authority of Article 43 of the L. 4025/2011 (A' 228), as applicable. Until possible future legislative provision for **adequate accommodation** as a prerequisite for the third-country national concerned<sup>7</sup>, the concept requires in principle a personalized approach and assessment based on the lessons of common experience and logic, as the concept of 'suitable accommodation' needs to be defined and qualified, with a margin of appreciation of the circumstances and data at each time. This condition should therefore be considered, taking into account in particular the following elements:
- (a) The purchase contract for immovable property or the lease should relate to a space reserved for housing and not to a building intended for business or other use (e.g. warehouse).
- (b) The dwelling in question must be provided with electricity, water and sanitation to meet the basic needs of its occupants and to avoid any risk to their health.
- (c) Have at least one main area beyond a kitchen and bathroom, as well as natural lighting and ventilation.
- (d) In the case of a rental of immovable property, the lease should have been carried out only by the third-country national concerned and not by one of the other third parties, even where the latter is a relative of the spouse.
- c. S/he has a fixed and regular personal income sufficient to meet the needs for him/her and his/her family, which does not come from recourse to the country's social aid system. This income may not be lower than the annual minimum wage, in accordance with national law, increased by 20% for the spouse and 15% for each child. This 15% increase for each child is not required where both spouses are legally residents in Greece. To this end, the person concerned must submit before the application is made the latest income tax notice of assessment or other official information showing that s/he has an income equal to the annual minimum wage, in accordance with national law, increased by 20% for the other spouse and by 15% for each child. **The income criteria are not obligatory for**

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<sup>&</sup>lt;sup>7</sup> according to the ref. n°. 21680/19/09.10.2019 document of the Directorate for immigration Policy of the Ministry of immigration and Asylum (SHDE 113369 & 111548)

the family reunification of persons covered by categories A2, A3, C2, C.3.1, C.3.2, D3 and D.4.5. accompanied by their family members.

d. S/he has full sickness insurance in respect of all the risks covered for the respective categories of national workers, which can also cover the members of his/her family. For this purpose, the person concerned should have a health book or insurance policy in force, depending on the category of residence permit.

## Family reunification of children of third-country nationals

In accordance with the provisions of art. 80 of L. 4251/2014, as applicable, the residence of minor children born in Greece shall be covered by the residence permit of the partner parent until an application for a residence permit is made. In the context of good administration and taking into account the best interests of the child, in relevant circulars of the Ministry of immigration Policy, it has been accepted that in the case of minor children born <u>abroad</u> by parents holding residence permits, they should be considered as children quasi-born in Greece.

However, the above <u>does not in any way establish</u> <u>an obligation to issue an entry visa</u> by the consular authorities concerned.

The role of the consular authority in the complex administrative process of family reunification is **a.** to establish the existence of a family relationship, by means of personal interviews with family members and to examine whether there is a risk to public health<sup>8</sup>; and **b.** to grant family members a visa for entry with the reference, indicating in the national data area, to the **«OBSERVATIONS»** of the visa sticker, the reference **'F.1. Family members of a third-country national'.** In detail,

Step 1: The sponsor<sup>9</sup> shall submit an application for family reunification to the Decentralized administration concerned, together with the necessary supporting documents.

Step 2: The Decentralized administration shall immediately consult the relevant police authority on matters relating to public policy and security in the country and the opinion of the competent Greek consular authority, with a view to establishing the existence of the family relationship, in particular through personal interviews with family members and the examination of risks to public health.

These opinions shall be delivered within a period of three months.

In addition, in exceptional cases relating to the complexity of the examination, that period may be extended for a period of 30 days.

The complete file of the applicant for family reunification shall be sent to the relevant Consulate by the Decentralized administration either by post or at the request of the person concerned and provided that he/she bears the costs of dispatch, by means of the courier of ELTA or private companies. In any event, lists of citizens who have applied for family reunification shall be sent by e-mail to their consulates.

Step 3: The Greek consular authority shall receive the decision to authorize family reunification by the competent Decentralized administration, and shall grant, if the other conditions of entry are met, to the family members the special entry visas required.

The refusal to grant visas for family reunification requires a specific justification which should be given to the alien and sent to the Decentralized administration.

<sup>&</sup>lt;sup>8</sup> Art. 70 L. 4251/2014: "...is required to consult directly the relevant police authority on matters relating to public policy and security in the country and the opinion of the competent Greek consular authority, purpose of verifying the existence of the family relationship in particular through personal interviews with family members and the examination of risks to public health."

<sup>&</sup>lt;sup>9</sup> A third-country national legally residing in Greece and applying for family reunification in order to allow entry and residence to the members of his family in Greece, as defined in L. 4251/2014.

#### a Verification of family relationships

In order to verify the existence of the family relationship, the Decentralized administration shall send to the consular authority, within a reasonable period, not exceeding one year from the date on which the third-country national's application is made, the complete file of the applicant containing

- A copy of the request made by a third-country national applicant, other than those regulated in categories A2, A3, A4, C2, C.3.1, C.3.2., D3 and D.4.5.
- A certified copy of a family status certificate and
- A copy of the completed <u>standard information form</u> for the alien, signed by the responsible official of the Decentralized administration, showing that the conditions of Article 70 of Law L. 4251/2014have been fulfilled.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

In particular in cases concerning family reunification with minor children and in order to avoid abusive claims, which have been observed under the previous legislation, as they were submitted at a time when the remaining period before reaching adulthood was very short, a reasonable time in this case shall be considered to be the nine-month period, which is the maximum period for completion of the relevant procedure in accordance with paragraph 4 of Article 7 of PD 131/2006.

The consular authority shall invite the applicant alien to a personal interview<sup>10</sup> and conduct any other investigation, including the examination of genetic material where necessary, in order to:

- establish the existence of the family relationship
- establish that the family relationship, in particular marriage, adoption or recognition of children, has not been concluded with a view to circumventing the law in order to obtain a residence permit. The family relationship shall be deemed to have been concluded for that purpose, in particular where there is no cohabitation of the family members or no possibility of communication or where one spouse ignores matters relating to the personal situation of the other spouse.
- examine whether false or misleading information, false or falsified documents or other unlawful means have been used.
- examine whether the marriage or adoption was concluded solely for the purpose of allowing the family member to enter and stay in Greek territory, and
- To be verified, in case of polygamy, whether the supporting member of the family is already resident with another spouse in Greece.
- examine the existence of risks to public health.

The Family member may, in the process of establishing the family relationship, also provide the general supporting documents required for the visa in order to avoid a subsequent interview for the issuing of the visa, if deemed appropriate by the consular authority.

<sup>&</sup>lt;sup>10</sup> The non-appearance of family members whose entry has been requested by the sponsor of the family, in an interview call, at the relevant consular authority shall render the request inadmissible.

## b. Visa to family members of third-country nationals

If the decision to authorize family reunification of the responsible Secretary-General of the Decentralized Administration (except for categories A2, A3, A4, C2, C.3.1) is received by the Greek consular authority, C.3.2., D3 and D.4.5. and the general and specific entry conditions are met, and without prejudice to the entry ban provisions of Article 82 of L. 3386/2005 the family members are issued with the necessary visas. Decisions rejecting entry visa applications for family reunification require specific justification, which should be granted to the alien, while being notified to the Decentralized administration.

# $\frac{\text{VISA FEE}}{\text{F.1} \rightarrow \text{EUR 90}}$

Related files:

<u>C4-D views on the rejection of visa applications on the grounds of insufficient income and withdrawal of approval decisions by Decentralized administrations for family reunification.</u>

Pursuant to Article 81 of L. 4251/2014 and the Decision of the Minister of Foreign Affairs by A. F. 3497.3/AP 24245/OJ B' 1820/03.07.2014, and the JMD 30825/OJ B' 1528/06.06.2014 a third-country national, family member of a repatriated or an expatriate who has been issued with a special identity card of expatriate (EDTO) who wishes to enter Greece in order to join the repatriated or expatriate, after a personal appearance and interview, may be granted, a national visa indicating in the national data area «OBSERVATIONS» of the visa sticker, "F.2.6 Family member of expatriates", upon procurement to the relevant consular authority of:

- A certified photocopy of the spouse's special identity card of expatriate (EDTO)
- Marriage by a Greek public authority or a recent certificate of the family status of foreign authorities, as a proof of kinship.
- Official document of the competent foreign authority on the assignment to the foreign spouse of parental care of the non-common child with the expatriate, or repatriated.
- Act of adoption in the case of reunification with an adopted child.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

In addition, for issuing the entry visa: Any element considered by the consul as capable of certifying that the family relationship, in particular marriage, adoption or recognition of children (e.g. registration act by a Greek public authority or recent certificate of family status of foreign authorities) has not been concluded with the main purpose of circumventing the provisions of the law.

<u>VISA FEE</u> F.2.6.→ EUR 20 As referred to in Joint Ministerial Decision No.  $4000/3/10xg/14.05.2010^{11}$  as amended by no.  $4000/3/10-pb'/14.11.2012^{12}$  and  $4000/3/10-sg'/21.01.2015^{13}$  Joint ministerial decisions 'Stay and employment for expatriates from Albania",

- (A) expatriates with Albanian citizenship;
- (B) minor children of expatriates with Albanian citizenship;
- **(C)** aliens spouses of expatriates, irrespective of nationality.
- **(D)** alien minor children of alien spouses from a previous marriage, of which they have parental care, regardless of nationality
- (E) alien widows of expatriates, regardless of nationality

following a personal appearance and interview, in order to establish:

- That the applicant expatriate and his ascendants are of Greek origin and have a Greek national conscience
- In the case of another entitled person (cases B, C, D, E), that there is a family relationship with the expatriate.
- that there are no national safety, public health reasons for the person concerned and are not registered as persona non grata (undesirable alien) in the national databases

a report shall be drawn up<sup>14</sup> and a national entry visa (type D) issued by the consular authority concerned<sup>15</sup>. Subsequently, after the entry of the expatriate and family members into Greece and the submission of an application to the police authorities, a single-type residence permit (ADET) and a **special identity card of expatriate (EDTO)** shall be issued.

By way of exception, a national visa is not required for the initial issue of an EDTO and an ADET for expatriates who draw their origin from areas of traditional presence of the Greek national minority in Albania, according to the list in Article 15A of JMD 4000 3/10- pl'/21.01.2015  $^{16}$  (see page 98 herein).

Ethnic Albanians, other than those referred to in category **A above**, may be granted a national visa indicating in the national data area, **«OBSERVATIONS»** of the visa sticker, the reference **'F2.7a Albanian expatriates'**, upon procurement to the competent consular authority of:

- Certificate of birth from Albanian authorities or birth registration certificate for Greek born persons.
- Four (4) recent photographs, measuring 2, 7 x 2, 9 cm, similar to those used for identity cards for Greek citizens.
- Certificate of marriage of Albanian authorities in the case of a married woman who has changed her surname as a result of marriage.

<sup>&</sup>lt;sup>11</sup> OJ 665/s, B'/17.05.2010: "Residence and work of expatriates from Albania".

 $<sup>^{\</sup>rm 12}$  OJ 3043/s. B'/15.11.2012: "Residence and work of expatriates from Albania".

<sup>&</sup>lt;sup>13</sup> OJ 119/s. B'/21.01.2015: "Residence and work of expatriates from Albania".

<sup>&</sup>lt;sup>14</sup> Any existence of reasons of public policy at the expense of the applicant shall be recorded in the report drawn up.

<sup>&</sup>lt;sup>15</sup> Competent consular authority: It is the competent consular authority of his residence in Albania. The Consul General, in the case of the General consulates Gjirokastra and Korca, or the Chief Executive at the consular office, in the case of the Tirana Embassy.

<sup>&</sup>lt;sup>16</sup> OJ 119/s. B'/21.01.2015: "Residence and work of expatriates from Albania".

- Evidence of Greek nationality, in particular old Albanian identity cards ('LETRNJOFTIM') with an indication of nationality ('GREKE') of the applicant or his/her antecedent, a certificate of family status of his/her antecedent from which s/he draws his or her ethnic origin ('trungu familjar'), an old foreign identity card, any indication of the relative in consular records or old consular passport.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs, with the exception of travel insurance.

Such a visa may be renewed if the applicant demonstrates reasons of force majeure for the non-timely submission of the request for an EDTO and ADET.

The minor children in category B above of expatriates with Albanian citizenship may be granted following a personal appearance and interview, a national visa indicating in the national data area **«OBSERVATIONS»** of the visa sticker, the reference **'F2.7b Children of expatriates from Albania'** upon procurement to the relevant consular authority of:

- Certificate of birth or birth registration certificate for the persons born in Greece.
- Four (4) recent photographs, measuring 2,7 x 2,9 cm, similar to those used for identity cards for Greek citizens.
- A certificate of family status or any other official document proving their relationship with the expatriate.
- In the case of a minor, relevant acts of the competent foreign authorities or courts.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs, with the exception of travel insurance.

Foreign spouses of the same type, irrespective of nationality, may be granted following a personal appearance and interview, a national visa indicating in the national data area **«OBSERVATIONS»** of the visa sticker, the reference **'F2.7c Aliens spouses of expatriates from Albania irrespective of nationality'**, upon procurement to the competent consular authority of:

- Albanian authorities' marriage certificate or birth registration certificate for Greek born persons.
- Four (4) recent photographs, measuring 2,7 x 2,9 cm, similar to those used for identity cards for Greek citizens.
- Certificate of marriage and family status of foreign authorities of recent issue for proof of marital or family relationship.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs, with the exception of travel insurance.

Alien minor children of the alien spouses of the expatriates from a previous marriage following a personal appearance and interview, may be granted a national visa, indicating in the national data area «OBSERVATIONS» of the visa sticker, the reference 'F2.7d Alien minor children of the alien spouses of expatriates from Albania' upon procurement to the competent consular authority of:

- Certificate of birth or birth registration certificate for the persons born in Greece.
- Four (4) recent photographs, measuring 2,7 x 2,9 cm, similar to those used for identity cards for Greek citizens.
- Any other official document of a competent foreign authority, demonstrating that the expatriate's spouse has been entrusted with parental care for that child.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs, with the exception of travel insurance.

In the case of foreign widows, regardless of nationality, a national visa, following a personal appearance and interview, may be granted indicating in the national data area **«OBSERVATIONS»** of the visa sticker, the reference **'F2.7e Alien widows of expatriates from Albania'** upon procurement to the relevant consular authority of:

- Certificate of birth or birth registration certificate for the persons born in Greece.
- Four (4) recent photographs, measuring 2,7 x 2,9 cm, similar to those used for identity cards for Greek citizens.
- Death registration certificate of the deceased expatriate.
- Evidence of the capacity of expatriate, in particular old Albanian identity cards ('LETRNJOFTIM') with an indication of nationality ('GREKE') of the applicant or his/her antecedent, a certificate of family status of his/her antecedent from which he draws his or her expatriate origin ('trungu familjar'), an old foreign identity card, any indication of the relative in consular records or old consular passport.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs, with the exception of travel insurance.

## Article 15A of JMD 4000/3/10-p'/21.01.2015<sup>17</sup>

List of areas of traditional presence of the Greek National Minority in Albania for which a visa is not required or a report drawn up for the initial granting of an EDTO.

#### A. Gjirokastra:

## **Province of Ano Dryinoupolis or upper Dropolis**

## (Komuna Dropullit te Siperm)

- 1. Georgoutsates (Jergucat)
- 2. Zervates (Zervat)
- 3. Vouliarates (Bularat)
- 4. Vodritsa (Bodrishtë)
- 5. Kra or Koura (Kërrë)
- 6. Vodino (Vodhinë)
- 7. Vrysera, County capital (Vrisera)
- 8. Kakavia (Kakavi)
- 9. Pepeli (Pepel)
- 10. Lovina (Llovinë)
- 11. Loggos (Llongo)
- 12. Lykomili or Glykomili (Likomil)
- 13. Agios Nikolaos (AJ Nikolla or Dritë)
- 14. Sotira Agia (Sotirë)
- 15. Kosovitsa (Koshovicë)
- 16. Kryoneri (Krioner)
- 17. Selleio (Selo)
- 18. Kleisari (Klishar)

## Province of Kato Dryinoupolis or Kato Dropolis

## (Komuna Dropullit te Poshtem)

- 19. Grapsi (Grapsh)
- 20. Liougkari (Lugar)
- 21. Frastani (Frashtan)
- 22. Goritsa (Goricë)
- 23. Teriachates (Terihat)
- 24. Sofratika, County capital (Sofratikë)
- 25. Duviani (Dhuvian)
- 26. Haskovo (Haskovë)
- 27. Vanista (Vanister)
- 28. Gorantzi (Goranxi)
- 29. Dervitsani (Derviçan)
- 30. Radates, Mavri Riza (Radat)
- 31. Ano Episkopi, Mavri Riza (Peshkëpi e Sipërme)
- 32. Kato Episkopi, Mavri Riza (Peshkëpi e Poshtme)
- 33. Glyna, Mavri Riza (Glinë)
- 34. Vrachogorantzi, Mavri Riza (Vllachogoranxi)

## Province of Pogoni (Komuna e Pogonit)

- 35. Tsatista (Çatistë)
- 36. Mavrogeros (Mavrojer)
- 37. Chlomo (Hllomo)
- 38. Sopiki (Sopik)
- 39. Schoriades (Skorë)
- 40. Politsani (Poliçan)

<sup>&</sup>lt;sup>17</sup> OJ 119/s. B'/21.01.2015: "Residence and work of expatriatesfrom Albania".

#### **B.** Premeti

Province of Kerasovo (Çarshova)

- 41. Valovista (Vallovistë)
- 42. Viovista (Biovizhdë)
- 43. Vlachoypsilotera or Vlacho and Ypsilotera

(Vllahopsilloterë or Apsallë)

#### C. Agioi Saranda

## **Municipality of Agioi Saranda**

44. Metochi (Metoq)

## Province of Divri (Theologou) (Komuna e Dhiver)

- 45. Lesinitsa Ano (Leshnicë e Sipërme)
- 46. Lesinitsa Kato (Leshnicë e Poshtme)
- 47. Giannitsati (Janicat)
- 48. Lapsates or Lupsates (Llupsat)
- 49. Maltsiani (Malçan)
- 50. Tserkovitsa (Cerkovicë)
- 51. Agios Andreas (Shëndre)
- 52. Koulourati (Kullurat)
- 53. Divri (Dhivër)
- 54. Romanja or Roumanja (Rumanxa)
- 55. Memorachy
- 56. Dermisi or Agia Sophia (Dërmish)
- 57. Theologos or Partizan (Theollogo or Partizan)

## Province of Livadeia (Komuna e Livadhja)

- 58. Leivadia (Livadhja)
- 59. Lefteris Tallios or Hantir Aga (Lefter Talo)
- 60. Kalyvia of Pasha (Kodër)
- 61. Griasdani (Grazdhan)
- 62. Sminetsi (Zminec)
- 63. Lazates (Llazat)
- 64. Kaltsates (Kalcat)
- 65. Karoki (Karoq)
- 66. Grava (Gravë)
- 67. Kommati (Komat)
- 68. Koulouritsa (Kulloricë)
- 69. Evaggelates or Vaggalati (Vagalat)

## Province of Alykos (Komuna e Aliko)

- 70. Alyko (Aliko)
- 71. Chouka (Çuka)
- 72. Tremouli (Tremul)
- 73. Plaka (Pllakë)
- 74. Kainourgio (Qenurjo)
- 75. Rachoula or Kalyvia Sushi (Rahullë)
- 76. Neochori or Kassim Ali Bey (Neohor)
- 77. Tsaousi (Çaush)
- 78. Fanari or Kara Ali Bey (Fanar or Dritë or Karalibej)
- 79. Germa (Jermë)
- 80. Chalio (Halo)
- D. Delvino

## **Municipality of Delvino**

- 81. Eleftherochorio or Lefterochori (Lefterohor)
- 82. Kakodiki (Kakodhiq)

## Province of Foiniki (Komuna e Finiq)

- 83. Foiniki (Finiq)
- 84. Vryoni (Vrion)
- 85. Vromero (Bregas)
- 86. Karachatzi (Karahaxi)
- 87. Mavropoulo (Mavropull)

## Province of Mesopotamos (Komuna e Mesopotam)

- 88. Ano Mesopotamos (Mesopotam i Sipërm)
- 89. Kato Mesopotamos (Mesopotam i Poshtëm)
- 90. Krania (Krane)
- 91. Fytorio or Ymerafenti or Merafenti (Fitore)
- 92. Livena or Lyvena (Livinë)
- 93. Veliachovo (Velahovë)
- 94. Syrakates (Sirakat)
- 95. Kostari (Kostar)
- 96. Vrelati (Brelat)
- 97. Ardasova (Ardhasovë)
- 98. Kroggoi (Krongji)
- 99. Droviani (Dhrovjan)
- 100. Plaka (Pllakë)

## **VISA FEE**

F.2.7.→ EUR 20

As referred to in No. 4000/3/84/13.01.2014 Joint Ministerial Decision 'stay and work of expatriate Turkish nationals', as from its entry into force, a special expatriate identity card (EDTO) and a uniform format residence permit (ADET) shall be issued<sup>18</sup> to the following categories of persons:

- (A) expatriates with Turkish citizenship;
- (B) children of the same persons with Turkish citizenship;
- (C) alien spouses of the same persons, irrespective of nationality.
- **(D)** aliens minor children of the alien spouses from previous marriage, whose parental care they expatriates exercise;
- (E) widowed aliens spouses of the same persons legally resident in the country.

may be granted a national visa following a personal appearance and interview, indicating in the national data area **«OBSERVATIONS»** of the visa sticker, the reference 'F2.8a **Expatriates of Turkish citizenship,** upon procurement to the relevant consular authority of:

- Certificate of birth from Turkish authorities or birth registration certificate for the Greek born.
- Marriage certificate from Turkish authorities, in the case of a married woman who has changed her family name as a result of marriage.
- Evidence of the capacity of expatriate, such as an old foreign identity card with the indication 'Greek origin' or passport for expatriates (Turkish, Albanian, expatriate), indication of any antecedent in consular records, old consular passport.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

The visa may be renewed if the applicant establishes grounds of force majeure for the non-timely submission of the request for an EDTO or ADET.

Children mentioned in category **B above** of expatriates with Turkish citizenship, following a personal appearance and interview, may be granted a national visa, indicating in the national data area **«OBSERVATIONS»** of the visa sticker, the reference 'F2.8b **children of expatriates with Turkish citizenship'**, upon procurement to the relevant consular authority of:

- Certificate of birth of Turkish authorities or birth registration certificate for the Greek born.
- A family status certificate or any other official document proving his or her relationship with the expatriate.
- In the case of a minor or a child recognized a relevant act of the competent Greek authority or a judicial decision.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

In the case of minor children, the application shall be submitted by the person having parental care.

Aliens spouses of the above, under category C, regardless of nationality, following a personal appearance and interview, may be granted a national visa indicating in the

<sup>&</sup>lt;sup>18</sup> The specific Ida certifies the status of holder as being homogeneous, is of indefinite duration and gives the right to legal residence and work in Greece.

national data area **«OBSERVATIONS»** of the visa sticker, the reference **'F2.8c Spouses of expatriates with Turkish citizenship.'**, upon procurement to the competent consular authority of:

- Turkish authorities marriage certificate.
- Turkish authorities' family status certificate.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

Aliens minor children of the alien spouses of the above under category D following a personal appearance and interview, may be granted a national visa, with reference to the national «OBSERVATIONS» area of the visa sticker, the reference "F2.8d Aliens minor children of the alien spouses of expatriates with Turkish citizenship" upon procurement to the relevant consular authority of:

- Certificate of birth of Turkish authorities or birth registration certificate for the Greek born.
- Any other official document proving that the alien parent has parental care.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

Widowed aliens spouses of the above, under category E, legally resident in the country, may be granted a national visa following a personal appearance and interview, indicating in the national data area **«OBSERVATIONS»** of the visa sticker, the reference **'F2'e Widowed aliens spouses of expatriates with Turkish citizenship"**, upon procurement to the relevant consular authority of:

- Certificate of birth of Turkish authorities or birth registration certificate for the Greek born.
- Evidence of the capacity of expatriate, such as an old foreign identity card with the indication 'Greek origin' or passport for expatriates (Turkish, Albanian, expatriate), indication of any antecedent in consular records, old consular passport.
- The general supporting documents set out in No F3497.3/AP24245/2014 (B' 1820) Decision of the Minister of Foreign Affairs.

For those categories, foreign-language certificates and copies of a criminal record shall be required to be originals and a recent version, not exceeding six (6) months, and shall be submitted legally certified, to the competent Greek consular authority, both in the original and in an official translation.

<u>VISA FEE</u> F.2.8. → EUR 20

## Special cases of Schengen visas

## 1. Family members of a Greek national

Third-country nationals<sup>19</sup> who are family members of a Greek as defined in Article 1(L) of L. 4251/2014<sup>20</sup>, as amended by L. 4540/2018 and applies in PD 106/2007, as amended by L. 4540/2018, which transposed Directive 2004/38/EC of the European Parliament and of the Council of 29 April 2004 on the right of citizens of the EU and their family members to move and reside freely within the territory of the Member States, family members of a Greek who are third-country nationals accompanying him or who wish to meet him, if he is resident in the country and their duration of residence exceeds three months, shall be issued with a "residence card of a family Member of a Greek".

These aliens, third-country nationals of countries listed in Annex I (List of third countries whose nationals must be in possession of visas when crossing the external borders of the Member States) of Regulation 539/2001 of the EU, if they are located outside Greece and accompanying them or wishing to meet them, a short-stay visa (type C) <sup>21</sup> may be granted, indicating in the national data area **«OBSERVATIONS»** of the visa sticker, the reference **"Family of a Greek"** upon procurement to the competent consular authority of:

A fully completed and signed copy of the harmonized uniform visa application form {Regulation (EC) No 810/2009 of the European Parliament and of the Council of 13 July 2009 establishing a Community Code on visas - Annex I}, accompanied by a recent colour, photograph of the applicant, which shall comply with the relevant ICAO requirements set out in Annex II to this note.

<sup>&</sup>lt;sup>19</sup> Regulation 539/2001 of the EU, Annex I (List of third countries whose nationals must be in possession of visas when crossing the external borders of the Member States).

<sup>&</sup>lt;sup>20</sup> Family Member Greek:

<sup>(</sup>a) the spouse

<sup>(</sup>b) the partner with whom the Greek citizen has concluded a civil partnership if it has been drawn up in Greece or before a Greek consular authority,

<sup>(</sup>c) regardless of nationality: descendants, direct-line relatives of the spouses or partners, who are under 21 years of age or whatever their age, if they are dependants, and those of the spouse or partner, as defined in case b' on the above-mentioned distinction, in terms of age; and the children adopted, also in the above-mentioned subheading,

<sup>(</sup>d) regardless of nationality, dependent direct relatives in the ascending line, as well as those of the spouse or partner as defined in case b'

<sup>(</sup>e) any other Member of the family of a Greek citizen or of the other spouse or partner, regardless of nationality, who is not the persons referred to in the above cases; If this Member is maintained by a Greek citizen or the other of the spouses or partners and serious health reasons make it absolutely necessary for the Greek citizen to take personal care of that family Member.

<sup>&</sup>lt;sup>21</sup> The special visa procedure (type C) for family members of EU citizens is described in detail in Chapter 3 of the Visa Code implementation Manual.

- A passport or other travel document recognized by our country as referred to in the "list of travel documents allowing the crossing of the external borders and which may be endorsed", with a period of validity which must exceed three months on the expiry date of the visa, it contains at least two blank pages and has been issued within the previous decade (Article 12(1) of the Visa Code).
- Any information considered, in the discretion of the consul, to be capable of certifying that the family relationship, in particular marriage, adoption or recognition of children, has not been concluded with the main purpose of circumventing the provisions of the law.

And in addition,

#### 1. a. Spouse or partner of Greek.

- A copy of the marriage certificate from which registration of marriage to the competent authority appears (special registry) Or a civil partnership concluded in Greece or before a Greek consular office<sup>22</sup>
- certificate of family status<sup>23</sup>,
- A certified copy of the Greek police identity card.

Please note that an entry visa should not be issued if<sup>24</sup>:

- a. It is established by an official document of a Greek Authority (usually a Decentralized administration) or a final judgment or an irrevocable decision of the competent judicial council that false or misleading information, false or falsified documents have been used or that they fraud has been committed or that other illegal means have been used and that there is generally a case of abuse of rights or fraud, as in the case of marriages of convenience<sup>25</sup>.
  - b. The Greek and his family members have ceased to live in real marital or family life.
- c. It is established that the family relationship, in particular marriage, adoption or recognition of children, has been concluded with the main purpose of circumventing the provisions of this Code in order to obtain the residence or permanent residence card.

The family relationship shall be deemed to have been concluded for that purpose in particular where there is no cohabitation of the family members or no possibility of communication or where one spouse ignores elements of the identity of the other spouse.

The relevant departments of the Ministry of Interior, in particular the Directorate for Immigration Policy and Social Integration and the Directorate for Civil and Municipal Status and the Directorate of Aliens of the Ministry of Public Policy and citizen Protection, should be notified of these cases.

<sup>&</sup>lt;sup>22</sup> JMD n°. oik.31399/2018 [B' 4366]

<sup>&</sup>lt;sup>23</sup> <u>Caution:</u> Refusal to produce a family status certificate is not an obstacle to the issuing of the entry visa (the 'Euram' decision). Court of Justice judgment)

<sup>&</sup>lt;sup>24</sup> Article 86 Non-recognition of the right to a residence permit

<sup>&</sup>lt;sup>25</sup> As referred to in paragraph 2 of Article 86 of L. 4251/2014 If a request for the granting or renewal of a residence permit is rejected or a granted residencepermit is withdrawn, the services competent as appropriate issue a return decision pursuant to the provisions of Article 16 to 41 of Law 3907/2011. Regarding the substantial conditions and terms for the issuing of return decisions against third-country nationals, family members of a Greek national, the provisions of Articles 22 to 24 of Presidential Decree 106/2007 (A' 135).

## 1. b. Descendants, blood relatives on a straight line (children) of a Greek or of the other spouses or partners less than 21<sup>st</sup> year of age

- A certified copy of the Greek police identity card.
- A copy of the marriage certificate or of the civil partnership drawn up in Greece or before a Greek consular office. <sup>26</sup>
- Birth certificate or other official document of a Greek or foreign authority giving rise to the relationship with the Greek or other spouse.
- In the case of minor children, a foreign official document showing the possibility of residence in Greece in so far as they are not common descendants (e.g. judgment of a foreign court, written agreement of the parents to share custody of the children in legal form, written agreement of parents to allow their child to stay in Greece).
- Act of adoption, where appropriate.
- A solemn statement by the Greek that they will live together and that they will bear the costs of the maintenance and living of the children in Greece.

### 1. c. Adult dependent descendants (children) in a straight line of the Greek or of the spouses or partners more than 21 years old

- A precise copy of the police identity card of the Greek,
- A copy of the marriage certificate or of the civil partnership drawn up in Greece or before a Greek consular office<sup>27</sup>,
- Date of birth or other official document of a national or foreign authority giving rise to the relationship with the Greek or other spouses or partners.
- Evidence of material dependence on the Greek or other The spouses or partners in Greece or abroad
- And a solemn statement by the Greek national that they will live together and that he will bear the costs of the subsistence and living of the children in Greece.

#### The proof may take the form of

- A document issued by a competent authority of the country of origin or habitual residence certifying that the family Member concerned is maintained by the Greek or the other spouse or partner or has lived under his/her roof in that country or that there are serious health reasons, which make it absolutely necessary for the Greek or other spouses or partners to take personal care of them
- Bank transfers
- Evidence of rentals paid by the Greek or third country national
- A tax declaration by the dependent Member showing that he has no personal income at all, etc.

<sup>&</sup>lt;sup>26</sup> JMD n°. oik.31399/2018 [B' 4366]

<sup>&</sup>lt;sup>27</sup> JMD n°. oik.31399/2018 [B' 4366]

- A precise copy of the police identity card of the Greek,
- A copy of the marriage certificate
- The birth of the Greek or other spouse or partner or other official document giving rise to the relationship.
- Documented evidence of material dependence on the Greek or other spouse or partner in Greece or abroad and a solemn statement by the sponsor that they continue to be maintained.

The proof may take the form of a document issued by a competent authority of the country of origin or habitual residence, certifying that the family Member in question is maintained by the Greek citizen or the other spouse or partner, or living under his/her home in that country, or that there are serious health reasons, which make it absolutely necessary for the Greek or other spouses or partners to take personal care of them

# 1. E. Any other family member of the Greek or other spouse or partner, if maintained by the Greek or the other spouse or partner and serious health reasons make it necessary for the Greek citizen to take care of him<sup>28</sup>

- A precise copy of the police identity card of the Greek,
- A copy of the marriage certificate or of the civil partnership drawn up In Greece or before a Greek consular authority
- Civil status of the Greek or other spouses or partners, or other official document of a national or foreign authority from which the related link arises.
- Documented evidence of material dependence on the Greek or other spouse or partner in Greece or abroad and a solemn statement by the sponsor that they continue to be maintained. The proof may take the form of a document issued by a competent authority of the country of origin or habitual residence, certifying that the family Member in question is maintained by the Greek citizen or the other spouse or partner, or living under his/her roof in that country, or that there are serious health reasons, which make it absolutely necessary for the Greek or other spouses or partners to take personal care of them

CAUTION: It is underlined that visa applicants, family members of Greek citizens whose application is rejected, have the right to appeal under no. 32 (3) of the Visa Code and art. 4 of L. 4251/2014 [A' 80], and therefore the decision to reject an application should be well founded and specifically reasoned, notwithstanding grounds of public policy and security.

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<sup>&</sup>lt;sup>28</sup> JMD n°. oik.31399/2018 [B' 4366]

#### 2. Family members of EU national

As referred to in Article 2 of JMD 30825/06.06.2014<sup>29</sup> and PD 106/2007<sup>30</sup>, **as amended and applicable,** transposing Directive 2004/38/EC of the European Parliament and of the Council of 29 April 2004 into national law<sup>31</sup>, on the right of citizens of the EU and their family members to move and reside freely within the territory of the Member States, family members of a citizen of another EU Member State who are third-country nationals accompanying him or her who wish to meet him, <sup>3233</sup> if s/he is legally and permanently resident in our country and their duration of residence exceeds three months, a "residence card of a family Member of a citizen of a Member State of the EU" is issued.

These third-country nationals of countries listed in Annex I (List of third countries whose nationals must be in possession of visas when crossing the external borders of the Member States) of Regulation 539/2001 of the EU<sup>34</sup>, if they are located outside Greece and accompanying EU nationals or wish to meet them, provided that the EU nationals are legal residents in Greece, a Schengen short-stay visa<sup>35</sup> (type C) <sup>36</sup> <sup>37</sup> may be granted,

b. the partner with whom the Union citizen has a civil partnership under the legislation of a Member State, provided that the legislation of the host Member State recognizes the civil partnershipas equivalent to marriage and in accordance with the conditions laid down in the relevant legislation of the host Member State,

c. the blood relatives in a straight line, who are under the age of 21 or irrespective of age if they are dependent, as well as those of the spouse or partner as defined in (b)', at the above age discrimination, and the children adopted, also in the above-mentioned subheading,

d. regardless of nationality, the direct relatives in the ascending line of the Union citizen, as well as those of the spouse or partner as defined in point b', if they are dependants.

Also according to article 3 of PD 106/2007 and without prejudice to any individual right of free movement and residence of the persons concerned, a two-year residence permit shall be issued in accordance with the applicable Greek legislation for the following persons:

(a) any other Member of the family of the Union citizen, regardless of nationality, who does not fall within the scope of this paragraph Article 2(2), persons who are dependent on the person who has the same right of residence as a citizen of the Union, or who lives under his or her home in the country of origin, or who, for serious reasons of health, make it absolutely necessary for the Union citizen to take personal care of the family Member concerned, or uphold the right of residence of a citizen of the Union; and

(b) regardless of nationality, the [partner] with whom the citizen of the Union has a stable relationship, duly proven.

<sup>33</sup> Family members of a citizen of another EU Member State residing in the country for study purposes are only the spouse and dependent children.

<sup>34</sup> As set out in Annex V to the Manual for examining visa applications and amending issued visas, our country requires the possession of a uniform visa for entry by holders of diplomatic, official or service passports of the United States of America, while it does not require a visa for holders of common passports in that country.

<sup>35</sup> In cases where family members resided with the Greek in another EU Member State and hold a residence card as family members of a Union citizen, since the Greek had exercised the right to mobility or a uniform residence permit, those persons, in the context of free movement, they are exempt from the visa requirement.

<sup>36</sup> This visa need not have been issued by a Greek consular authority of the country from which the person concerned enters. In other words, it may have been issued by another Schengen country, which was the main destination of the person concerned, provided that the period of validity has not elapsed since the first entry into the Schengen area.

<sup>37</sup> The special visa procedure (type C) for family members of EU citizens is described in detail <u>in Chapter 3 of the Visa Code implementation Manual</u> (p. 81-92)

<sup>&</sup>lt;sup>29</sup> OJ /s. B'/06.06/2014

<sup>&</sup>lt;sup>30</sup> OJ /s. A'/135/21.06.2007.

<sup>&</sup>lt;sup>31</sup> Official Journal of the European Union L 229 of 29.06.2004.

<sup>&</sup>lt;sup>32</sup> <u>Amendment with L. 540/2018 [A' 91]</u> family members of a citizen of another EU Member State pursuant to article 2 PD 106/2007 means:

a. the spouse,

indicating in the national data area **«OBSERVATIONS»** of the visa sticker, the reference 'EU/EEA family' <sup>38</sup> upon procurement to the competent consular authority of:

- A fully completed and signed copy of the harmonized uniform visa application form {Regulation (EC) No 810/2009 of the European Parliament and of the Council of 13 July 2009 establishing a Community Code on visas Annex I<sup>39</sup>}, accompanied by a recent, coloured photograph of the applicant, which shall comply with the relevant ICAO requirements<sup>40</sup> set out in Annex II to this note.
- A passport or other travel document recognized by our country as referred to in the "list of travel documents allowing the crossing of the external borders and which may be endorsed<sup>41</sup>", with a period of validity which must exceed three months on the expiry date of the visa, it contains at least two blank pages and has been issued within the previous decade (Article 12(1) of the Visa Code).
- Any information considered, in the discretion of the foreign Member, to be capable of certifying that the family relationship, in particular marriage, adoption or recognition of children, has not been concluded with the main purpose of circumventing the provisions of the law.

And in addition,

#### 2.α. Spouse of a citizen of another EU Member State

- A copy of the marriage certificate or civil partnership <sup>42</sup> or equivalent document proving the relationship, which should come from the service provided for by the national law of that State or a marriage or civil partnership registration certificate from a Greek public registry in the event of marriage or the conclusion of a civil partnership in Greece,
- Certificate of family status in case of conclusion of a civil partnership in Greece in accordance with L. 4356/2015.
- A certified copy of the registration certificate or the permanent residence certificate of the EU national.

## 2.b. Straight-line descendants of a citizen of another EU Member State or of the spouses or partners including their adopted children:

- A true copy of the EU national 's registration certificate,
- A copy of the marriage certificate or civil partnership <sup>43</sup> or equivalent document proving the relationship, which should come from the service provided for by the national law of that State or a marriage or civil partnership registration certificate from a Greek public registry in the event of marriage or the conclusion of a civil partnership in Greece,
- The birth certificate or other official document giving rise to the relationship;
- An official document from a foreign authority showing the possibility to reside in Greece in the absence of common or adult children (e.g. judgment of a foreign

<sup>&</sup>lt;sup>38</sup> A residence permit is issued even if it is not stated that the person concerned is a family Member of a Greek, since the main element here is to ensure legal entry. If this comment is indicated, it is merely an additional element that a substantial check has been carried out by the competent consular authority to verify the relationship and the conditions required, which will in any case be checked by the competent foreign and immigration authorities, in order to provide such third-country nationals with a residence card.

<sup>&</sup>lt;sup>39</sup> Official Journal of the EU L 243, page 1, 15.09.2009

<sup>&</sup>lt;sup>40</sup> http://www2.icao.int/en/MRTD/Downloads/Technical%20Report/Annex\_APhotograph\_Guidelines.pdf

<sup>&</sup>lt;sup>41</sup> Annex 10, Part I, to the Manual for the examination of visa applications and the amendment of visas issued (Commission Decision C(2010)1620 final of 19.03.2010)

<sup>&</sup>lt;sup>42</sup> JMD n°. oik.31399/2018 [B' 4366]

<sup>&</sup>lt;sup>43</sup> JMD n°. oik.31399/2018 [B' 4366]

- court, written agreement of the parents or partners on sharing custody of the children of legal form, etc.);
- An act of adoption, where appropriate;
- A solemn statement by the citizen of another EU Member State that they will live together and that they will bear the costs of maintaining and living the children in Greece,
- In the case of **adults over 21**<sup>st</sup> **of age**, documented evidence of material dependence on the EU national or other spouse or partner in Greece or abroad and a solemn statement by the sponsor that they continue to be maintained. The proof may take the form of a document issued by a competent authority of the country of origin or habitual residence, certifying that the family Member in question is maintained by the EU national or the other spouse or partner, or living under his/her roof in that country, or that there are serious health reasons, which make it absolutely necessary for the Greek or other spouses or partners to take personal care of them.

### 2.c. Direct relatives in the ascending line of a citizen of another EU Member State or of the spouse or partner:

- A certified copy of the EU national 's registration certificate.
- A copy of the marriage certificate or equivalent document proving the relationship, which should come from the service provided for by the national law of that State or a marriage or civil partnership registration certificate from a Greek public registry in the event of marriage or the conclusion of a civil partnership in Greece,
- Date of birth of the EU national or of the other spouse or registered partner, or any other official document giving rise to the relationship.
- Documented evidence of material dependence on the EU national or on the other spouse or partner in Greece or abroad and a solemn statement by the sponsor that they continue to be maintained. The proof may take the form of a document issued by a competent authority of the country of origin or habitual residence, Certifying that the family Member concerned is maintained by the EU national or by the other of the spouses or partners or has lived under his home in that country or that there are serious health reasons, which make it absolutely necessary for the EU national or the other spouse or partner to take personal care of them.
- A solemn statement by the citizen of another EU Member State that they are coresident and that they are responsible for the maintenance and living costs of the antecedent in Greece.

2.d. Any other family member of an EU national, if s/he is supported by the EU national or living under his roof in the country of origin or if serious health reasons make it necessary for the EU national to take care of him or her, or maintains the EU national with a right of residence:

- A certified copy of the registration certificate or the permanent residence certificate of the EU national.
- Recent family status certificate or other official document establishing the relationship with the EU national
- Documented evidence of material dependence on the EU national or on the other spouse or partner in Greece or abroad and a solemn statement by the sponsor that they continue to be maintained. The proof may take the form of a document issued by a competent authority of the country of origin or habitual residence,

Certifying that the family Member concerned is maintained by the EU national or by the other of the spouses or partners or has lived under his home in that country or that there are serious health reasons, which make it absolutely necessary for the EU national or the other spouse or partner to take personal care of them.

- Evidence of material dependency of the EU national with a right of residence in Greece or abroad and a solemn statement by the EU national that he or she is still being maintained by the applicant. The proof may take the form of a document issued by a competent authority of the country of origin or habitual residence, certifying that the family member concerned maintains the EU national or that the EU national has lived under his roof in the country of origin **or**
- A recent medical certificate or other official document giving rise to serious health reasons which require the personal care of the applicant by the EU national.

Article 31 par. 18 and 32 L. 4540/2018 [A' 91] **repealed** JMD 23443/07.09.2011 **PD 106/2007, art. 3 par. 2, as applicable.** 

Accordingly, without prejudice to any individual right of free movement and residence of the persons concerned, a residence permit of two years shall be issued to the partner, regardless of nationality, with whom the EU national has a steady relationship, duly established.

This category applies to the partner of the EU national with whom he has a well-established steady relationship, i.e. **he has not concluded a civil partnership**, but has demonstrated in writing their steady and lasting relationship with data relating to their common residence, the existence of a common or adopted child, but also common long-term legal, social or economic commitments they have undertaken.

The partner of a Greek citizen with whom he or she has a duly established relationship may also be included in this category, **provided that the Greek citizen has exercised his or her** right to free movement.

It goes without saying that the concept of real cohabitation should exist.

These third-country nationals of countries listed in Annex I (List of third countries whose nationals must be in possession of visas when crossing the external borders of the Member States) of Regulation 539/2001 of the EU, if they are located outside Greece and accompanying EU nationals or wish to meet them, provided that the EU nationals are legal residents in Greece, a Schengen short-stay visa may be granted free of charge and under a simplified procedure, indicating in the national data area **«OBSERVATIONS»** of the visa sticker, the reference 'art. **3 par. 2 PD 106/2007'**, upon procurement to the relevant consular authority:

- A fully completed and signed copy of the harmonized uniform visa application form {Regulation (EC) No 810/2009 of the European Parliament and of the Council of 13 July 2009 establishing a Community Code on visas Annex I }, accompanied by a recent colour photograph of the applicant, which shall comply with the relevant ICAO requirements set out in Annex II to this note.
- A passport or other travel document recognized by our country as referred to in the "list of travel documents allowing the crossing of the external borders and which may be endorsed", with a period of validity which must exceed three months on the expiry date of the visa, it contains at least two blank pages and has been issued within the previous decade (Article 12(1) of the Visa Code).
- A certificate of registration of the EU national or of a document certifying his or her permanent residence in the country and a solemn statement with regard to his or her steady relationship with the applicant.
- A rental residence agreement or other documents proving a common residence of the EU national with the partner with whom he has a fixed relationship.
- A copy of the birth certificate of a common child of the EU national with the applicant or an act of adoption; or
- Other documents demonstrating long-term legal, social or economic commitments of the applicant and the EU national.
- Any element considered, at the discretion of the consul, capable of certifying the stability of the relationship.

Finally, it should be noted that the application for a residence permit, of the above, is submitted, before expiry of the visa, to the Directorate for immigration Policy of the Ministry of Immigration Policy.

According to the Joint Ministerial Decision 4803/13/10-h' "Requirements and Process for entry and exit of alien seamen under hiring or dismissal procedures" (OJ 629-B/12.05.2000) for foreign seafarers who pass through the Schengen area with a view to being signed on, re-signed on or signed off, two categories are specified:

A. a visa-free regime applies to third-country nationals who hold a passport recognized by our country, as indicated in the list of travel documents allowing the crossing of the external border and which may be endorsed, with a period of validity which must exceed three months on the expiry date of the visa, it contains at least two blank pages and it has been issued within the previous decade (Article 12(1) of the Visa Code) and issued by a country listed in Annex II. (List of third countries whose nationals are exempt from the visa requirement when crossing the external borders of the Member States) of Regulation 539/2001 of the European Union

B. the visa requirement regime applies and it is therefore necessary to hold a uniform Schengen visa for third-country nationals if they hold a passport or other travel document issued by a country listed in Annex I. (List of third countries whose nationals must be in possession of visas when crossing the external borders of the Member States) of EU Regulation 539/2001

In this case, and in order to examine a request for admission for the purpose of obtaining visas for aliens, nationals of countries for whom an entry visa is required and to obtain a Schengen visa for the purpose of recruitment/signing-on, indicating in the national data area **«OBSERVATIONS»** of the visa sticker, the name, the flag, the registration number of the ship and the IMO number of the ship (if any) they have been recruited, the following supporting documents must be sent directly to the competent consular authority:

- Request by the shipping company of the authorized broker, who must hold a shipping agent's license by the port authority concerned, with full details including:
- The seafarer's identity (first name, last name, nationality, date of birth, passport number, Grade),
- The date of arrival in the Schengen area / Greece and of the applicant's entry into service.
- Details of the local shipping/manning agency in the country ,
- The name, registration number, the flag under which the ship travels and the IMO number of the ship (if any);
- The estimated date of arrival of the ship at the port at which the seafarer is to be taken on board;
- The intended date of departure of the ship.
- A written statement of responsibility by the shipping company or its representative, in the form of a solemn statement of L. 1599/1986 (not required to be endorsed by a public authority), stating that the alien is invited to sign on, and all costs of his/her stay and, if necessary, of repatriation will be covered by the shipping company, if, for any reason, the signing-on is not carried out.

In addition, the alien under recruitment should be presented to the relevant consular authority and present:

A fully completed and signed copy of the harmonized uniform visa application form {Regulation (EC) No 810/2009 of the European Parliament and of the

- Council of 13 July 2009 establishing a Community Code on visas Annex I }, accompanied by a recent, coloured photograph of the applicant, which shall comply with the relevant ICAO requirements set out in Annex II to this note.
- A passport or other travel document recognized by our country as referred to in the "list of travel documents allowing the crossing of the external borders and which may be endorsed", with a period of validity which must exceed three months on the expiry date of the visa, it contains at least two blank pages and has been issued within the previous decade (Article 12(1) of the Visa Code).
- A medical fitness certificate (medical fitness certificate) from a recognized state or private body, showing that the applicant does not suffer from a disease capable of posing a risk to public health, in accordance with international data and the World Health Organization, as well as other infectious, contagious or parasitic diseases, which require measures to protect public health.
- Additional supporting documents designated by the competent consular authority in accordance with the on-the-spot or with the nationality of the applicant.
- A copy of the contract or letter of appointment of the individual.

For foreign drivers of international goods vehicles, third-country nationals holding a passport or other travel document issued by a country listed in Annex I (List of third countries whose nationals must be in possession of visas when crossing the external borders of the Member States) of Regulation 539/2001 of the EU and which have a documented need to enter Greece shall be examined, by means of the personal attendance and interview method, at the competent consulate, and a uniform Schengen (type C) short-stay visa authorizing one or two entries may be granted, <sup>44</sup> if

- no substantiated contraindications arise from the interview;
- No negative entry shall result from the mandatory and non-exceptional crossreferencing of the identity data with the entries included in the Schengen information System (SIS) and/or the national list of undesirable aliens (EKANA),
- They are not considered to be capable of disturbing public policy, national security, public health, in accordance with international standards and the World Health Organization, or the international relations of our country, or of any other EU member of the Schengen Agreement.

and in addition, they shall provide the following supporting documents:

- A fully completed and signed copy of the harmonized uniform visa application form {Regulation (EC) No 810/2009 of the European Parliament and of the Council of 13 July 2009 establishing a Community Code on visas Annex I }, accompanied by a recent, coloured photograph of the applicant, which shall comply with the relevant ICAO requirements set out in Annex II to this note.
- A passport or other travel document recognized by our country as referred to in the "list of travel documents allowing the crossing of the external borders and which may be endorsed", with a period of validity which must exceed three months on the expiry date of the visa, it contains at least two blank pages and has been issued within the previous decade (Article 12(1) of the Visa Code).
- Agreement of the applicant's employer with a company to carry out transport to or through Greece.
- Employment certificate of the applicant by the employer.
- Registration certificate of the operating company at the local Chamber.
- Authorization for international transport (TIR authorization).
- International professional driving license.
- Travel insurance, with a period of validity equal to, as a minimum, the visa issued, which covers the costs which may arise in the event of repatriation for medical reasons, for emergency medical care and/or emergency hospital care, or a statement by the company or its legal representative that the company fully covers health care and occupational accident during employment in Greece.
- Any other additional document that the consular authority would consider appropriate to require in view of the landscape conditions.

If, over time, it is shown that visas are being used properly (e.g. time of residence or the country of main destination principle), the persons concerned are exempted from the personal appearance measure and may be granted a multiple entry visa; the period of validity of which may be up to six months or one year. In any case, in the

<sup>&</sup>lt;sup>44</sup> Consular authorities in the visa procedure should refer to more favourable provisions contained in <u>EU</u> agreements with third countries to facilitate the issuance of visas to foreign drivers of international goods <u>vehicles</u>.

national data area **«OBSERVATIONS»** of the visa sticker, reference is made to the status of the holder of *the 'TIR driving'*.

Finally, it should be noted that these persons are requested on arrival at the Greek border to provide documents showing the existence of commercial relations justifying their movement to or through the host or transit Member State.

	Annexe	S	



### APPLICATION FOR A VISA FOR A LONG STAY IN GREECE

#### **PHOTO**

#### THIS APPLICATION FORM IS FREE OF CHARGE

1	SURNAME (FAMILY NAME) <sup>45</sup>	
2	FIRST NAME(S) (GIVEN NAME(S)) <sup>46</sup>	
3	SURNAME AT BIRTH	
4	FORMER FAMILY NAME(S)	
_	DATE OF BIRTH	
5	(DAY-MONTH-YEAR)	
6	PLACE OF BIRTH	
7	COUNTRY OF BIRTH	
8	CURRENT NATIONALITY	
9	NATIONALITY AT BIRTH, IF DIFFERENT FROM CURRENT:	
10	SEX	MALE
10	3LA	FEMALE
		SINGLE
		MARRIED
		SEPARATED
11	MARITAL STATUS	DIVORCED
		WIDOW(ER)
		OTHER
		(PLEASE SPECIFY)
		SURNAME
4.0	IN CASE OF MINORS -	FIRST NAME
12	DETAILS OF PARENTAL AUTHORITY/LEGAL	ADDRESS
	GUARDIAN	(IF DIFFERENT FROM APPLICANT'S)
		NATIONALITY
42	NATIONAL IDENTITY NUMBER	,
13	(WHERE APPLICABLE)	
		ORDINARY PASSPORT
		DIPLOMATIC PASSPORT
		SERVICE PASSPORT
14	TYPE OF TRAVEL DOCUMENT	SPECIAL PASSPORT
		OFFICIAL PASSPORT
		OTHER TRAVEL DOCUMENT
		(PLEASE SPECIFY)
15	NUMBER OF TRAVEL DOCUMENT	
16	DATE OF ISSUE OF TRAVEL DOCUMENT	
17	TRAVEL DOCUMENT VALID UNTIL	
18	TRAVEL DOCUMENT ISSUED BY	
19	APPLICANT'S HOME ADDRESS	
20	APPLICANT'S E-MAIL ADDRESS	
21	APPLICANT'S TELEPHONE NUMBER	
22	RESIDENCE IN A COUNTRY OTHER THAN THE COUNTRY OF CURRENT NATIONALITY	NUMBER OF RESIDENCE PERMIT OR EQUIVALENT RESIDENCE PERMIT OR EQUIVALENT VALID
		UNTIL
23	CURRENT OCCUPATION	

<sup>&</sup>lt;sup>45</sup> In accordance with the data in the travel document.

<sup>&</sup>lt;sup>46</sup> In accordance with the data in the travel document.

		1		
		RESIDENCE – FAMILY REUNION		
		RESIDENCE FOR EMPLOYMENT PURPOSES		
		STUDIES, RESEARCH, PRACTICAL		
		TRAINING, VOCATIONAL TRAINING		
24	MAIN PURPOSE OF THE JOURNEY	RESIDENCE – COMPANY STAFF		
24	WAIN FORFOSE OF THE JOOKNET	RESIDENCE - INDEPENDENT FINANCIAL		
		ACTIVITY – INVESTMENT		
		ACCREDITATION		
		OTHER		
		(PLEASE SPECIFY)		
25	INTENDED DATE OF ARRIVAL IN GREECE			
26	APPLICANT'S ADDRESS IN GREECE			
Α	DATA OF THE INDIVIDUAL RESIDENT IN GREECE IN	CASE OF APPLYING FOR A RESIDENCE VISA FO	R FAMILY REUNION	
27	SURNAME (FAMILY NAME) OF THE RESIDENT			
27	INDIVIDUAL IN GREECE			
28	FIRST NAME(S) (GIVEN NAME(S) OF THE RESIDENT			
28	INDIVIDUAL IN GREECE			
29	DATE OF BIRTH OF THE RESIDENT INDIVIDUAL IN			
29	GREECE			
30	NATIONALITY OF THE RESIDENT INDIVIDUAL IN			
30	GREECE			
31	NUMBER OF THE RESIDENCE PERMIT OF THE			
31	RESIDENT INDIVIDUAL IN GREECE			
32	NUMBER OF PASSPORT OF THE RESIDENT			
32	INDIVIDUAL IN GREECE			
33	INDIVIDUAL RESIDENT'S ADDRESS IN GREECE			
34	INDIVIDUAL RESIDENT'S FOR S TELEPHONE			
35	INDIVIDUAL RESIDENT'S E-MAIL ADDRESS			
		SPOUSE		
	FAMILY RELATIONSHIP	CHILD OF THE INDIVIDUAL RESIDENT		
36	(OF THE APPLICANT WITH THE INDIVIDUAL	CHILD OF HIS/HER SPOUSE		
30	RESIDENT IN GREECE)			
	RESIDENT IN GREECE)	OTHER (PLEASE SPECIFY)		
В	DATA OF THE EMPLOYER OR THE COMPANY IN C	CASE OF APPLYING FOR A RESIDENCE VISA	OR EMPLOYMENT PURPOSES, INCLUDING	
В	SEASONAL WORK			
37	SURNAME (FAMILY NAME) OF THE EMPLOYER OR			
J,	NAME OF THE COMPANY			
38	FIRST NAME(S) (GIVEN NAME(S) OF THE			
	EMPLOYER OR NAME OF THE COMPANY			
39	SURNAME (FAMILY NAME) OF THE CONTACT			
	PERSON IN THE COMPANY			
l		I .		
40	FIRST NAME(S) (GIVEN NAME(S) OF THE CONTACT			
40	PERSON IN THE COMPANY			
41	PERSON IN THE COMPANY EMPLOYER OR COMPANY'S ADDRESS			
41 42	PERSON IN THE COMPANY EMPLOYER OR COMPANY'S ADDRESS EMPLOYER OR COMPANY'S TELEPHONE			
41	PERSON IN THE COMPANY EMPLOYER OR COMPANY'S ADDRESS EMPLOYER OR COMPANY'S TELEPHONE EMPLOYER OR COMPANY'S E-MAIL ADDRESS			
41 42 43	PERSON IN THE COMPANY  EMPLOYER OR COMPANY'S ADDRESS  EMPLOYER OR COMPANY'S TELEPHONE  EMPLOYER OR COMPANY'S E-MAIL ADDRESS  GREEK RESIDENCE PERMIT OR GREEK'S IDENTITY			
41 42	PERSON IN THE COMPANY  EMPLOYER OR COMPANY'S ADDRESS  EMPLOYER OR COMPANY'S TELEPHONE  EMPLOYER OR COMPANY'S E-MAIL ADDRESS  GREEK RESIDENCE PERMIT OR GREEK'S IDENTITY  CARD OF THE EMPLOYER OR OF THE CONTACT			
41 42 43	PERSON IN THE COMPANY  EMPLOYER OR COMPANY'S ADDRESS  EMPLOYER OR COMPANY'S TELEPHONE  EMPLOYER OR COMPANY'S E-MAIL ADDRESS  GREEK RESIDENCE PERMIT OR GREEK'S IDENTITY  CARD OF THE EMPLOYER OR OF THE CONTACT  PERSON IN THE COMPANY			
41 42 43	PERSON IN THE COMPANY  EMPLOYER OR COMPANY'S ADDRESS  EMPLOYER OR COMPANY'S TELEPHONE  EMPLOYER OR COMPANY'S E-MAIL ADDRESS  GREEK RESIDENCE PERMIT OR GREEK'S IDENTITY  CARD OF THE EMPLOYER OR OF THE CONTACT			

С	DATA OF THE EDUCATIONAL ESTABLISHMENT OR PRACTICAL TRAINING OR VOCATIONAL TRAINING	RESEARCH CENTRE IN CASE OF APPLYING FOR STUDYING OR RESEARCH PURPOSES,
46	NAME OF THE EDUCATIONAL ESTABLISHMENT OR RESEARCH CENTRE	
47	ADDRESS OF THE EDUCATIONAL ESTABLISHMENT OR RESEARCH CENTRE	
48	TELEPHONE OF THE EDUCATIONAL ESTABLISHMENT OR RESEARCH CENTRE	
49	E-MAIL ADDRESS OF THE EDUCATIONAL ESTABLISHMENT OR RESEARCH CENTRE	
50	INTENDED DATE OF START OF STUDIES OR RESEARCH	
51	INTENDED DATE OF END OF STUDIES OR RESEARCH	
52	and, if applicable, the taking of fingerprints, are man me which appear on the visa application form, as well processed by those authorities, for the purposes of a Such data as well as data concerning the decision tal will be entered into, and stored in the Visa Informatic to the visa authorities and the authorities competent immigration and asylum authorities in the Member St and residence on the territory of the Member States of examining an asylum application and of determinity available to designated authorities of the Member St terrorist offences and of other serious criminal offence Protection, Greek Police, International Police Constitution Tellish 1 am aware that I have the right to obtain notification which are inaccurate be corrected and that data relevamining my application will inform me of the bannes them corrected or deleted, including the related remauthority (Hellenic Data Protection Authority, Fax:+30.210.6475628; e-mail: contact@dpa.gr} will be I declare that to the best of my knowledge all Data sure to my application being rejected or to the annulment I have been informed that possession of a visa is only The mere fact that a visa has been granted to me doe provisions of Article 5(1) of Regulation (EC) No 562/2 entry will be checked again on entry into the Europea	ken on my application or a decision whether to annul, revoke or extend a visa issued on System (VIS) <sup>47</sup> for a maximum period of five years, during which it will be accessible at for carrying out checks on visits at external borders and within the Member States, cates for the purposes of verifying whether the conditions for the legal entry into, stay are fulfilled, of identifying persons who do not or who no longer fulfil these conditions, and responsibility for such examination. Under certain conditions the data will be also ates and to Europol for the purpose of the prevention, detection and investigation of cases. The authority of Greece responsible for processing the data is: Ministry of Citizen operation Division, 3rd Division SIRENE, Kanellopoulou 4, GR-101 77 Athens, and of the data relating to me recorded in the VIS and to request that data relating to me airing to me processed unlawfully be deleted. At my express request, the authority or in which I may exercise my right to check the personal data concerning me and have needles according to the national law of the State concerned. The national supervisory if isias str 1-3, 1st floor, GR – 115 23 Athens, Tel: Tel: +30.210.6475600; car claims concerning the protection of personal data.  The public protection of personal data and protection.  The protection of personal data concerning the protection of personal data.  The public protection of personal data concerning the protection of personal data.  The public protection of personal data concerning the protection of personal data.  The protection of personal data concerning the protection of personal data.  The protection of personal data concerning the protection of personal data.  The protection of personal data concerning the protection of personal data.  The protection of personal data concerning the protection of personal data.  The protection of personal data concerning the protection of personal data.  The protection of the Member States are protection of personal data.  The protection of the Memb
53	I AM AWARE THAT THE VISA FEE IS NOT REFUNDED II	THE VISA IS REFUSED
54	PLACE	
55	DATE	
56	SIGNATURE (FOR MINORS, SIGNATURE OF PARENTAL AUTHORITY GUARDIAN	//LEGAL

CAUTION: <u>FOR CATEGORY C.4.8</u>.: The person concerned should state whether he or she <u>holds more than</u> <u>one passport</u> (in the affirmative his or her application should be accompanied by a photocopies of all passports).

<sup>&</sup>lt;sup>47</sup> In so far as the VIS is operational.



hair across eyes



eyes closed





portrait style





eyes tilted



busy background



not centred

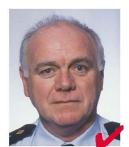




flash reflection on skin



redeve



shadows behind head



shadows across face

### Style and lighting

#### The photographs must:

- be colour neutral
- show your eyes open and clearly visible—no hair across your eyes
- show you facing square on to the camera, not looking over one shoulder (portrait style) or tilted, and showing both edges of your face clearly
- be taken with a plain light-coloured background
- be taken with uniform lighting and not show shadows or flash reflections on your face and no red eye



dark tinted lenses



flash reflection on lenses

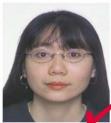




frames too heavy



frames covering eyes





wearing a hat



wearing a cap





shadows across face





face covered

shows another person



mouth open and toy too close to face



Glasses and head covers

#### If you wear glasses:

- the photograph must show your eyes clearly with no flash reflection off the glasses, and no tinted lenses (if possible, avoid heavy frameswear lighter framed glasses if you have them)
- make sure that the frames do not cover any part of your eyes.

#### **Head coverings:**

are not permitted except for religious reasons, but your facial features from bottom of chin to top of forehead and both edges of your face must be clearly shown.

#### **Expression and frame**

#### Your photographs must:

show you alone (no chair backs, toys or other people visible), looking at the camera with a neutral expression and your mouth closed.

### Annex 3 – Standard form for notification and justification national visa



Sidney, March 14th 2018

#### **REFUSAL OF NATIONAL VISA REQUEST**

Dear Madam/ Dear Sir {NAME – SURNAME} { THE EMBASSY/ CONSULATE GENERAL/ CONSULATE OF GREECE IN ...........

Has examined your application for a long-stay visa and has refused by virtue of article 18 of the Convention implementing the Schengen Agreement of June 19<sup>th</sup> 1990, sanctioned by Law 2514/1997 (Government Gazette 140/A/27.06.1997, p. 5735) which was amended with the Article 1, paragraph 1 of Regulation (EU) No 265/2010 of March, 25<sup>th</sup>, 2010, amending the Convention implementing the Schengen Agreement and Regulation (EC) No 562/2006 as regards movement of persons with a long-stay visa and the Article 4 of the Law 4251/2014 "Immigration and Social Integration Code and other provisions".

LdW 42	51/2014 Infinigration and Social integration code and other provisions.
This de	cision is based on the following reason(s):
1.	a false/counterfeit/forged travel document was presented.
2.	a non recognized travel document by Greece was presented.
3.	the travel document does not ensure return to the country of origin or nationality or to a a third country.
4.	false or counterfeit documents were presented.
5.	it was not possible to ascentain and/or prove the purpose and terms of your stay.
6.	you have used misleading/deceiving information with the Consular Authority.
7.	an alert has been issued in the Schengen information System (SIS) for the purpose of refusing entry.
8.	your are included in the list of third-country nationals who are prohibited from entering Greece Pursuant to Article 82 of Law 3386/2005.
9.	you may be a threat to the public policy and security or to public health.
10.	you are involved in a migrant trafficking network.
11.	[OTHER DETAILED REASONS FILLED OUT BY THE CONSULATE OR FURTHER SPECIFICATION OF THE REASONS STATED ABOVE].

#### Remarks

Comments: You may appeal against this decision before the competent administrative court, pursuant to article 15 of Law 3068/2002 (Official Journal A´ 274), within 90 days of the date on which you have been served herewith or notified hereof.

The appeal must be written in Greek and signed by a Greek lawyer or yourself. If you choose to sign it yourself, a Greek lawyer must attend the hearing thereof.

You may also lodge the appeal before a Greek authority.

Appeals sent by post shall not be admitted.

#### (DATE, SIGNATURE AND STAMP OF CONSULAR AUTHORITY).

You have been issued with a copy hereof.

(DATE, NAME AND SIGNATURE OF APPLICANT).



Sidney, March 14th 2018

#### REFUSAL OF NATIONAL VISA REQUEST

Dear Madam/ Dear Sir {NAME-SURNAME} {THE EMBASSY/ CONSULATE GENERAL/ CONSULATE OF GREECE IN ......... Has examined your application for long stay visa and has refused by virtue of article 18 of the Convention Implementing the Schengen Agreement of June 19th, 1990, sanctioned by Law 2514/1997 (Government Gazette 140/A/27.06.1997, p. 5735) which was amended with the Article 1, paragraph 1 of the Regulation (EU) No 265/2010 of March, 25th, 2010, amending the Convention Implementing the Schengen Agreement and Regulation (EC) No 562/2006 as regards movement of persons with a long-stay visa and the Article 4 of the Law 4251/2014 "Immigration and Social Integration Code and other provisions". This decision is based on the following reason(s): a false/counterfeit/forged travel document was presented. 2. a non-recognized travel document by Greece was presented. 3. the travel document does not ensure return to the country of origin or nationality or to a third country. 4. false or counterfeit documents were presented. 5. it was not possible to ascentain and/or prove the purpose and terms of your stay. 6. you have used misleading/deceiving information with the Consular Authority. 7. an alert has been issued in the Schengen information System (SIS) for the purpose of refusing entry. 8. your are included in the list of third-country nationals who are prohibited from entering Greece pursuant to Article 82 of Law 3386/2005. 9. you may be a threat to the public policy and security or to public health. you are involved in a migrant trafficking network. 10. 11. [OTHER DETAILED REASONS FILLED OUT BY THE CONSULATE OR FURTHER SPECIFICATION OF THE REASONS STATED ABOVE]. Remarks Comments: You may appeal against this decision before the competent administrative court, pursuant to article 15 of Law 3068/2002 (Official Journal A' 274), within 90 days of the date on which you have been served herewith or notified hereof. The appeal must be written in Greek and signed by a Greek lawyer or yourself. If you choose to sign it yourself, a Greek layer must attend the hearing thereof. You may also lodge the appeal before a Greek authority. Appeals sent by post shall not be admitted. (DATE, SIGNATURE AND STAMP OF CONSULAR AUTHORITY).

You have been issued with a copy hereof.

(DATE, NAME AND SIGNATURE OF APPLICANT).



Sidney, 14 Mars 2018

#### **REFUS DE VISA NATIONAL DEMANDE**

Madame/Monsieur { NOM-PRÉNOM} {LE AMBASSADE/ CONSULAT GÉNÉRAL/ LE CONSULAT DE GRÈCE A ..........

A examiné votre demande de visa de long séjour et la refusé en vertu de l'Article 18 de la convention d'application de l'accord de Schengen de 19 Juin, 1990, ratifiée par la loi 2514/1997 (Journal officiel 140/A/27.06.1997, p. 5735) qui a été modifié par l'Article 1, paragraphe 1, du règlement (UE) n° 265/2010 de 25 Mars 2010, modifiant la convention d'application de l'Accord de Schengen et le règlement (CE) n° 562/2006 en matière de circulation des personnes ayant un visa de long séjour et l'Article 4 de la loi No 4251/2014 "Code d' immigration et d' intégration sociale et autres dispositions".

La prés	ente décision est motivée comme suit:
1.	le document de voyage présenté est faux/falsifié.
2.	aucun document reconnu par la Grèce n' a été soumis.
3.	le document de voyage ne garantit pas votre retour au pays d'origine, de nationalité ou à un pays tiers.
4.	les pièces justificatives présentées sont fausses/ falsifiés.
5.	l'objet et les conditions du séjour envisagé n'ont pas été justifies.
6.	vous avez utilisé des moyens pour duper les Autorités Consulaires.
7.	vous faites l'objet d'un signalement aux fins de non-admission dans le Système d'information Schengen (SIS).
8.	Vous êtes enregistrés dans une liste des ressortissants de pays tiers qui ne sont pas autorisés à entrer en Grèce conformément à l'Article 82 de la loi 3386/2005.
9.	vous pourriez constituer une menace pour l'ordre public et la sécurité ou la santé publique.
10.	vous êtes impliqués dans un réseau de trafic de migrants.
11.	[AUTRES RAISONS DETAILÉES COMPLÉTEES PAR LE CONSULAT OU SPECIFICATION DES MOTIVATIONS CI-DESSUS].

#### Remarques

Observations: L' intéressé(e) peut former un recours en annulation de cette décision auprès du tribunal administratif compétent de Grèce, conformément à l'Article 15 de la loi 3068/2002 (Journal officiel A' 274), dans un délai de 90 jours à compter de sa notification au requérant, ou à défaut, du jour oùcelui-ci en a pris connaissance.

Le recours doit être rédigé en grec et signé par un avocat grec ou le requérant lui-même. Si vous signez vous-même le recours, vous devrez vous faire assister par un avocat grec lors les débats.

Le recours peut être déposé même auprès d'une autorité grecque. Des recours envoyés par la poste sont inadmissibles.

#### (DATE, SIGNATURE ET CACHET DE L' AUTORITE CONSULAIRE).

Une copie du présent acte vous a été fournie

(DATE, NOM ET SIGNATURE DU DEMANDEUR).

Number of travel document  Nationality  Home Address  and based on the examination and results of laboratory tests, has found him/her accordance with the provisions of Article 5, paragraph 3 and Article 6 of the La 4251/2014 (Government Gazette A 80/1.4.2014) free of any of the following illnesses				
PHONE: FAX: E-MAIL:  MEDICAL CERTIFICATE FOR LONG STAY D VISA FOR GREECE  The undersigned Doctor in medicine Dr.  Certifies that he/she has examined this day (name) (surname)  Date of birth Place of birth  Number of travel document  Home Address  and based on the examination and results of laboratory tests, has found him/her accordance with the provisions of Article 5, paragraph 3 and Article 6 of the La 4251/2014 (Government Gazette A 80/1.4.2014) free of any of the following illnesse which might endanger public health or threaten public policy or public security:  A. Diseases which might endanger public health:  1. Diseases subject to quarantine listed in International Health Regulation No 2 of the content of the c				
PHONE: FAX: E-MAIL:  MEDICAL CERTIFICATE FOR LONG STAY D VISA FOR GREECE  The undersigned Doctor in medicine Dr.  Certifies that he/she has examined this day (name) (surname)  Date of birth Place of birth Number of travel document Nationality  Home Address  and based on the examination and results of laboratory tests, has found him/her accordance with the provisions of Article 5, paragraph 3 and Article 6 of the Late 4251/2014 (Government Gazette A 80/1.4.2014) free of any of the following illnesses which might endanger public health or threaten public policy or public security:  A. Diseases which might endanger public health:  1. Diseases subject to quarantine listed in International Health Regulation No 2 of the state of the state of the subject to quarantine listed in International Health Regulation No 2 of the state of the subject to quarantine listed in International Health Regulation No 2 of the subject to quarantine listed in International Health Regulation No 2 of the subject to quarantine listed in International Health Regulation No 2 of the subject to quarantine listed in International Health Regulation No 2 of the subject to quarantine listed in International Health Regulation No 2 of the subject to quarantine listed in International Health Regulation No 2 of the subject to quarantine listed in International Health Regulation No 2 of the subject to quarantine listed in International Health Regulation No 2 of the subject to quarantine listed in International Health Regulation No 2 of the subject to quarantine listed in International Health Regulation No 2 of the subject to quarantine listed in International Health Regulation No 2 of the subject to quarantine listed in International Health Regulation No 2 of the subject to quarantine listed in International Health Regulation No 2 of the subject to quarantine listed in International Health Regulation No 2 of the subject to quarantine listed in International Health Regulation No 2 of the subject to quarantine listed in International Health Regulation No	(Doc	tor's Name, Surname or Name of H	ospital/Medical Centre)	
PHONE: FAX: E-MAIL:  MEDICAL CERTIFICATE FOR LONG STAY D VISA FOR GREECE  The undersigned Doctor in medicine Dr.  Certifies that he/she has examined this day (name) (surname)  Date of birth Place of birth Number of travel document  Home Address Nationality Nationality  and based on the examination and results of laboratory tests, has found him/her accordance with the provisions of Article 5, paragraph 3 and Article 6 of the La 4251/2014 (Government Gazette A 80/1.4.2014) free of any of the following illnesse which might endanger public health:  1. Diseases subject to quarantine listed in International Health Regulation No 2 of the content of the content of the subject to quarantine listed in International Health Regulation No 2 of the content of			(Address)	
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Certifies that he/she has examined this day (name) (surname)  Date of birth Place of birth Number of travel document  Home Address Nationality and based on the examination and results of laboratory tests, has found him/her accordance with the provisions of Article 5, paragraph 3 and Article 6 of the Late 4251/2014 (Government Gazette A 80/1.4.2014) free of any of the following illnesse which might endanger public health or threaten public policy or public security:  A. Diseases which might endanger public health:  1. Diseases subject to quarantine listed in International Health Regulation No 2 of the supplication in the subject to the subject	MEDICAL CER	TIFICATE FOR LONG S	STAY D VISA FO	R GREECE
has examined this day    Date of birth	The undersigned Doctor in	medicine Dr		
Date of birth  Number of travel document  Home Address  And based on the examination and results of laboratory tests, has found him/her accordance with the provisions of Article 5, paragraph 3 and Article 6 of the La 4251/2014 (Government Gazette A 80/1.4.2014) free of any of the following illnesse which might endanger public health or threaten public policy or public security:  A. Diseases which might endanger public health:  1. Diseases subject to quarantine listed in International Health Regulation No 2 of the subject to the subject in the subject in the subject in International Health Regulation No 2 of the subject is accordance with the provisions of Article 5, paragraph 3 and Article 6 of the La 4251/2014 (Government Gazette A 80/1.4.2014) free of any of the following illnesses which might endanger public health:	Certifies that he/she			
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A. Diseases which might endanger public health:  Nationality	Date of birth		Place of birth	
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<ol> <li>Tuberculosis of the respiratory system in an active state or showing a tendency develop;</li> <li>Syphilis;</li> <li>Other infectious diseases or contagious parasitic diseases if they are the subject provisions for the protection of nationals of the host country)</li> <li>Diseases and disabilities which might threaten public policy or public security:</li> <li>Drug addiction;</li> <li>Profound mental disturbance; manifest conditions of psychotic disturbance wi agitation, delirium, hallucinations or confusion.</li> </ol> Date of issue				
	accordance with the prove 4251/2014 (Government & which might endanger public A. Diseases which might etc.)  1. Diseases subject to que World Health Organisation 2. Tuberculosis of the residevelop;  3. Syphilis;  4. Other infectious diseases provisions for the protections. Diseases and disabilities. Drug addiction;  2. Profound mental distragitation, delirium, hallucing	visions of Article 5, par Gazette A 80/1.4.2014, ic health or threaten public endanger public health: arantine listed in Internation of 25 May 1951; spiratory system in an access or contagious parasition of nationals of the hoses which might threaten arbance; manifest conditionals	ragraph 3 and Ai ) free of any of the lic policy or public ational Health Re active state or sh ic diseases if the st country) public policy or p	rticle 6 of the Law he following illnesses security:  gulation No 2 of the nowing a tendency to be are the subject of bublic security:

Doctor's signature and stamp

	NIC REPUBLIC F INTERIOR AF	FAIRS	Information form for family reunification of a third- country national residing Legally in Greece with spouses and children				
Protocol number - date  Received by (name of official)  Location of a Decentralized Administration protocol stamp							
A. Data to be completed by the applicant							
<b>Identifying info</b>	ormation_						
Last name	N	Name	Father's nam		Nationality  Previous nationality	Male ☐ Female ☐  Date of birth ☐☐  Country/place of birth	
1. Residence p			sidence card		☐ Permanent residence	card	
Residence pe		Expiry date	Issued by		Special Alien's Code		
Travel docur  Type*  ☐ Without a pas	Number sport or other trav		piry date		☐ Indefinite	Issuing country	
3. Stay & conta	ct information						
Municipality / C	Community	Street			Number	ZIP	
Phones	Home	Mobile:	Work:	(	Other:	E-mail:	
	Residence details as reflected in the residence contract or certified copy of the lease  Rooms: sm: rent amount:						

4 Income data

Ot	Other education, previous occupations, skills, etc.							
<u>6</u> A	6 Applicant's personal information							
	Do you have parents or siblings who have obtained a residence permit in Greece?  ☐ Yes ☐ No If so, who? (first and last names)							
	Are parents living in your home country? $\square$ Yes $\square$ No							
Do	you have brother	rs who live in your home of	country? $\Box$ $\Box$ Yes	s No				
Th	ere have been pre	evious/other marriages 🗆 🖠	Yes □ No					
If	yes, please indica	te the details of the previo	us/other spouses:					
1	Name	Last name	Date of birth	Nationality	Married Life period (years)			
2								
3								
	Where, when and how did you meet your husband or wife for the first time? (The answer to the above question is optional)							
	Did you stay together before the wedding? $\square$ Yes No (The answer to the above question is optional)							
W	Where and when did you get married?							
W	Were you both present at the ceremony? □ □ Yes No							
Но	ow do you keep in	touch with the spouse sin	ce you married?					
Γ)	The answer to the	above question is optional	)					
W	hen was the last ti	ime you met with your spo	ouse?					

Final note:									
Year income	e not reflected in	tho ol	garing nota:						
	e not reflected in								
5 INFORMATION	ON for the educa	<u>tion,</u>	skills and p	rofession	<u>ı of an ir</u>	<u>iteres</u>	ted party		
Training level:									
☐ Primary									
☐ Secondary									
☐ Higher									
Occupation									
Languages									
Parent:									
Second:	Second: Other:								
Other.									
What language do you speak together?									
7 Ties to Greece									
	Greece before is:	suing	your resider	nce permi	t?				
□ Yes □ No									
If yes, when (date	es)								
Have you stayed	in a country other	than	your country	y of origin	n for mo	re thai	n six months?		
□ Yes □ No	-			_					
If so, where and	for how long?								
	_								
Do you speak Gr	eek?								
$\square$ Yes $\square$ No									
If so, at what leve	el?								
		EI	I Manahan C	4040					
Do you speak and	other language of	an EC	Member S	tate?					
If not, do you into	end to start a lesso	on in (	Greek or and	ther Euro	pean lan	iguage	??		
8 Spouse details									
Last name	Name	Fatl	ner's name	Previou	ıs last	Wal	lk around time	Nationality	Male 🗆
	1 (41110	1 444		name		,,,	ar droding time		Female
						Date	e of marriage	Previous	
								nationality	Date of birth
									Country/place of birth
									ontin
Municipality / Co	ommunity	Stre	eet	1	Num	ber		ZIP	
Dhone	Ш		M-1.9	,	W/a ::1:		Other	D months	
<u>Phones</u>	Home		Mobile:		Work:		Other:	E-mail:	
Has your spouse	visited Greece in	the na	ıst?						
☐ Yes ☐ No		- P							
If yes, when (date	e)								

Does your spouse reside outside the territory of Greece?						
☐ Yes ☐ No						
If so, how does this prove (e.g. passport stamps)?  If not, what is the period of time in Greece as a whole?						
If not, what is the	period of time in	orecee us a who				
Do your children speak Greek?						
□ Yes □ No						
If so, at what level	?					
Do your children s	speak another lar	nguage of an EU M	Member State?			
If not, does he inte	and to stort a loss	on in Graak or an	other Europeen le	nguaga?		
II not, does ne mie	end to start a less	on in Oleek of an	other European ia	nguage:		
9 Child details						
Name	Nationality	Date of birth	gender	Place of residence	I am requesting family reunification with my children	
			Male □ Female □		□ Yes □ No	
			Male			
			Female		□ Yes □ No	
			Male		□ Yes □ No	
			Female			
			Male 🗆		□ Yes □ No	
			Female			
			Male 🗆			
			Female □ Male □			
			Female $\square$		□ Yes □ No	
			Male		□ Yes □ No	
			Female □		163 - 140	
Have your children	n visited Greece	before?	•	1		
$\square$ Yes $\square$ No						
If yes, when (dates	3)					
Do your children i		e territory of Gree	ce?			
$\square$ Yes $\square$ No						
If not, what is the	length of time th	ey live in Greece	as a whole?			
Have your children	n attended a Gre	ek school?				
If so, how many ye	ears?					
ii 50, now many years:						

If not, do you intend to start a lesson in Greek or another European language?							
Have you been informed that you should notify your spouse and children (if any) to make sure that they themselves contact the relevant consular authority to arrange a meeting for an interview? $\Box$ Yes $\Box$ No							
Have you been informed that your application?	at any non-presence of y	your spouse and minor ch	nild(s) in this intervi	ew automatically means rejection of			
☐ Yes ☐ No							
2 103 2 110							
10 Solemn statement							
<ol> <li>I declare that I will make intensive efforts to ensure that my spouse and children (if any) acquire knowledge of Greek language and culture, understand the standards and values of Greek society and integrate them into Greek society.</li> <li>I declare that my minor children will go to school, I understand that, in order to obtain a long-term resident card or Greek citizenship, a language test will have to be passed.</li> <li>I declare under my responsibility that I will ensure that my children are fully vaccinated in accordance with the national vaccination programme.</li> <li>I declare on my own responsibility that my children will not work in Greece before they age.</li> <li>I declare that my family members will live together</li> <li>I know that Greece is implementing European and national legislation to respect human rights and children's rights. I accept gender equality and that adults must protect children from providing housing and care and that physical punishment is prohibited.</li> <li>I accept that my application will be rejected if the supporting documents are incomplete or if the fields of the application are not sufficiently completed.</li> <li>I accept that the absence of the spouse's appearance in the interview renders the application inadmissible (Article 72(1)) 2 immigration and Social inclusion Code.)</li> <li>I allow the sending of my personal data to the consular authority of the third country, where my spouse and children will travel for the interview in order to establish the family relationship.</li> <li>I allow access to and control of the competent authorities of my personal data (criminal search, cross-check, authentication of certificates)</li> <li>I know that my personal data described in sections 4-7 of this document will not be further processed and will not be entered on any database.</li> <li>I declare that the marriage or adoption has not been concluded for the sole purpose of allowing the family Member to enter and stay</li></ol>							
	S	Signature of person conc	erned				
Express procedure   This shall be sent to the relevant Consulate by the Decentralized administration, either by post or at the request of the person concerned and provided that he/she bears the costs of dispatch, by courier of ELTA or private companies.  11 To be completed by the applicant where he is not the person concerned							
	Name	Father's name	Nationality Nationality	INT/Pageport			
Last name	Name	Father's name	Nationality	INT/Passport			
Municipality / Community	Street	Number	ZIP CODE				
Status of the applicant Signature of applicant							

	rification of supporting documents e completed and signed by the agent(s) of the Decentralized Administration who checked the supporting documents)
1	Passport    Passport   Passport    Passport    Passport    Passport    Passport    Passport    Passport    Passport    Passport    Passport    Passport    Passport    Passport    Passport    Passport     Passport    Passport    Passport    Passport    Passport    Passport    Passport    Passport    Passport    Passport    Passport    Passport    Passport    Passport    Passport    Passport
2	Residence permit
3	A recent family status certificate showing the related link
4	A certified residence contract or a certified copy of a lease contract   Rooms: sm: rent amount:
5	Copy of the latest income tax notice of assessment  Year income = Additional income not reflected in the income tax notice of assessment :
6	An attestation by the insurance institution to which the sponsor of the family is insured to cover the costs of nursing, medical and pharmaceutical care, which may also cover the members of the family who are responsible for them $\Box$
7	Where an application for family reunification is made with a minor, unmarried child of the other spouse or acquired in a polygamous marriage, the recent family status certificate should be accompanied by an official document of a foreign authority, which will show the possibility of residence of the child in Greece (e.g. judgment of a foreign court, written agreement of the parents on sharing custody of the children of legal form, etc.)
8	Months before the birth of the child(s): 1 2 3 4 5 6 7
9	<ul> <li>Where the spouse and/or children are resident in the territory of Greece without legal residence:</li> <li>Period of non -legal residence:</li> <li>Proof of residence time in Greece (passport stamps, prior visas proof of provision of services by hospitals, indicative of school progress, compulsory vaccinations of infants, etc.) □</li> <li>In cases of demonstration and filing as supporting documents, newly issued passports (without seals), a declaration of loss of the old one by the police □</li> <li>Copy of proof of payment of a fine for a previous illegal stay □</li> </ul>
10	The completeness, both of the supporting documents and of the substantive conditions (e.g. place of residence of the Member(s) to be joined, was checked by:
	Official's name Signature

N/ A	Directorate or Agency for Aliens & Migration	Competence for third-country nationals residing in municipalities	Address/telephon e/fax	E-mail
	DECENTRALIZED ADMINI	ISTRATION OF ATTICA		
1	ATHENS A'	Athens	2, SALAMINIAS & PETROU RALLI, STREETS GR 118 55 ATHENS TEL: 210 3403350 FAX: 210 3403357 & 358	dam_athinas@attica.gr
2	CENTRAL SECTOR & WESTERN ATTICA	(a) Vyronas, (b) Galatsi, (c) Dafni-Ymittos, (d) Zografou, (e) Ilioupoli, (f) Kaisariani, (g) Philadelpheia-Chalkidona, (h) Aa Varvara, (i) Agioi Anargyroi-Kamatero, (j) Aigaleo, (k) Ilio, (l) Peristeri, (m) Petroupoli, (n) Chaidari, (o) Aspropyrgos, (p) Elefsina, (q) Mandra-Eidyllia, (r) Megara, (s) Fyli	2, SALAMINIAS & PETROU RALLI, STREETS GR 118 55 ATHENS TEL: 2103403300 FAX: 2103403355 & 2103403356	dam_kd@attica.gr
3	SOUTH SECTOR, PIRAEUS & ISLAND	(a) Agios Dimitrios, (b) Alimos, (c) Glyfada, (d) Elliniko-Argyroupoli, (e) Kallithea, (f) Moschato-Tavros, (g) Nea Smyrni, (h) Palaio Faliro, (i) Keratsini-Drapetsona, (j) Korydallos, (k) Nikaia-Agios Ioannis Rentis, (l) Piraeus, (m) Perama, (n) Agkistri, (o) Aigina, (p) Kythira, (q) Poros, (r) Salamina, (s) Spetses, (t) Troizinia, and (u) Hydra	5, AGIOS DIONYSIOS STREET, GR 185 45 PIRAEUS TEL: 210 4141600 FAX: 210 4141655	dam_dattip@attica.gr
4	NORTH SECTOR & EASTERN ATTICA	(a) Ag. Paraskevi, (b) Amarousio, (c) Vrilissia, (d) Heraklion, (e) Kifisia, (f) Lykovrysi-Pefki, (g) Metamorphosi, (h) Nea Ionia, (i) Papagou-Cholargou, (j) Penteli, (k) Filothei-Psychiko, (l) Chalandri, (m) Acharnon, (n) Vari-Voula-Vouliagmeni, (o) Dionysos, (p) Kropia, (q) Lavreotiki, (r) Marathonas, (s) Markopoulo-Mesogaia, (t) Paiania, (u) Pallini, (v) Rafina Pikermi, (w) Saronikos, (x) Spata-Artemida, (y) Oropos	19, PSARRON STREET, GR 153 51 PALLINI TEL: 210 6604900 FAX: 210 6604945 - 210 6604925	dam_anat@attica.gr
	DECENTRALIZED ADMINISTRATION OF WESTERN GREECE, PELOPONNESE AND IONIAN ISLANDS			
5	ACHAIA	(a) Patras, (b) Erymanthos, (c) West Achaia, (d) Kalavryta, (e) Aigialeia	55, N.N.R. ATHENS PATRAS GR 264 41 PATRAS TEL: 2610 425330, 436726 FAX: 2610461554	dam@apd-depin.gov.gr
6	AITOLIA & AKARNANIA	(a) Agrinio, (b) Aktio-Vonitsa, (c) Xiromero, (d) Nafpaktia, (e) Amfilochia, (f) H. T. of Messolonghi, (g) Thermo	37, CYPRUS STREET, GR 302 00 TEL: 26310 26625 FAX: 26310 26640	tadmesolo@apd- depin.gov.gr
7	ARGOLIDA	(a) Nafplio, (b) Ermionida, (c) Epidaurus, (d) Argos-Mycenae	28, 25 MARCH STREET, GR 211 00 NAFPLIO TEL: 27520 27053 FAX: 27520 27063	yam-arg@otenet.gr
8	ARKADIA	(a) Tripoli, (b) South Kynouria, (c) Gortynia, (d) Megalopolis, (e) North Kynouria	17-21, GEORGIOS A', GR 221 00 TRIPOLIS: TEL:	tad.ark@1747.syzefxis.gov

2710 225307 FAX: 2710 225307

gr

(d) Megalopolis, (e) North Kynouria

9	ZAKYNTHOS	Zakynthos	D. ROMA XENIA GR 291 00 ZAKYNTHOS TEL.: 26950 42448 FAX: 26950 42448	allodzak@otenet.gr
10	ILEIA	(a) Zacharo, (b) Andritsaina-Krestena, (c) Pyrgos, (d) Ilida, (e) Ancient Olympia, (f) Andravida-Kyllini, (g) Pineios	11, ARCHIMIDI STREET GR 271 00 PYRGOS TEL: 26210 29522, 29573 FAX: 26210 29572	tadhleias@4944.syzeyxis.g ov.gr
11	CORFU	(a) Corfu, (b) Paxos	ALYKES POTAMOU GR 491 00 TEL: 26613 61587 FAX: 26610 48302	tadk@1745.syzefxis.gov.gr
12	KEFALONIA	(a) Kefalonia, (b) Ithaki	160, L. VERGOTI STREET GR 281 00 ARGOSTOLI TEL: 26710 26382 FAX: 26710 29304	tad- kef@5053.syzefxis.gov.gr
13	CORINTHIA	(a) Corinthia, (b) Sikyonia, (c) Xylokastro- Evrostyni, (d) Velo-Vocha, (e) Loutraki-Ag. Theodoroi, (f) Nemea	93, AP. PAVLOS STREET, GR 201 00 KORINTHOS TEL: 27410 73705 FAX: 27410 73708	tadk@apd-depin.gov.gr
14	LAKONIA	(a) Sparta, (b) Eastern Mani, (c) Evrota, (d) Monemvasia, (e) Elafonisos	DIOIKITIRIO OF THE SECOND KM OF THE N.R. SPARTA GYTHEIO, GR 231 00 TEL: 27313 63448 FAX: 27313 63441	lakadm@1747.syzefxis.gov. gr
15	LEFKADA	(a) Lefkada, (b) Meganisi	9, PEFANEROMENIS & KARAISAKI STREETS GR 311 00 LEFKADA TEL: 26450 25252 FAX: 26450 26544	tad@5161.syzefxis.gov.gr
16	MESSINIA	(a) Kalamata, (b) Messini, (c) Pylos-Nestoras, (d) Trifylia, (e) Oichalia, (f) West Mani	173, ATHENS STREET, GR 241 00 KALAMATA TEL: 27210 96575 FAX: 27210 86225	tad- mes@5186.syzefxis.gov.gr
	DECENTRALIZED ADMINI	STRATION OF THE STATE		
17	HERAKLION	(a) Heraklion, (b) Maleviziou, (c) Archanes- Asterousia, (d) Phaistos, (e) Gortyna, (f) Hersonisos, (g) Minoa Pediada, (h) Viannos	ELEFTHERNIS & 2, SYVRITOU STREETS, GR 713 03 HERAKLION CRETE TEL: 2810 264168 FAX: 2810 264160	allodap@apdkritis.gov.gr
18	LASITHI	(a) Agios Nikolaos, (b) Siteia, (c) Ierapetra, (d) Oropedio Lasithi	1, IROON POLYTECHNEIOU STREET – DIOIKITIRIO, GR 721 00, AGIOS NIKOLAOS TEL: 28410 25289 FAX: 28410 25289	tadlas@apdkritis.gov.gr
19	RETHYMNON	(a) Rethymno, (b) Mylopotamos, (c) Amario, (d) Agios Vasileios, (e) Anogeia	6, APOLLONIATOU STREET, GR 741 00 RETHYMNON TEL: 28310 20800 FAX: 28310 23085	m.neonakis@apdkritis.gov. gr
20	CHANIA	(a) Chania, (b) Apokoronas, (c) Platania, (d) Kissamos, (e) Kantanos-Selino, (f) Gavdos, (g) Sfakia	27, THERAPEFTIRIOU STREET, GR 732 00 CHANIA TEL: 28210	allodaph@apdkritis.gov.gr

			28310, 811 FAX: 28210 23820	
	DECENTRALIZED ADMINI	I ISTRATION MACEDONIA THRACE		
21	THESSALONIKI	(a) Thessaloniki, (b) Kordelio-Evosmos, (c) Neapolis-Sykees, (d) Pavlos Melas, (e) Ampelokiooi-Menemeni, (f) Pylaia-Chortiatis, (g) Chalkidonos, (h) Delta, (i) Oraiokastro, (j) Lagkadas, (k) Thermaikos, (l) Thermi, (m) Volvi, (n) Kalamaria	1, TAKI OIKONOMIDI STREET, GR 540 08 THESSALONIKI TEL: 2313 309202 FAX: 2313 309205	dam-the@damt.gov.gr
22	DRAMA	(a) Drama, (b) Prosotsani, (c) Paranesti, (d) Doxato, (e) Kato Nevrokopi	DIOIKITIRIO, GR 661 00 DRAMA TEL: 25213 51504 to 6 FAX: 25213 51508	tad-dra@damt.gov.gr
23	EVROS	(a) Alexandroupolis, (b) Soufli, (c) Didymoteicho, (d) Orestiada, (e) Samothrace	1B MAKRIS STREET, NEW CHILI GR 681 00 ALEXANDROUPOLIS TEL: 25510 84792 FAX: 25510 84780	tad-evr@damt.gov.gr
24	IMATHIA	(a) Veroia, (b) Alexandreia, (c) Naousa	89 VENIZELOU STREET, GR 591 00 VEROIA TEL: 23310 75165 FAX: 23310 75197	tad-hma@damt.gov.gr
25	KAVALA	(a) Kavala, (b) Nestos, (c) Paggaio, (d) Thasos	2, ELEFTHERIAS STREET, GR 654 03 KAVALA TEL: 2510 221273 FAX: 2510 221387	tad-kav@damt.gov.gr
26	KILKIS	(a) Kilkis, (b) Paionia	21, ETHNIKIS ANTISTASIS STREET, GR 611 00 KILKIS TEL: 23410 29272 FAX: 23410 29273	tad-kil@damt.gov.gr
27	XANTHI	(a) Xanthi, (b) Myki, (c) Avdira, (d) Topeiros	9, CHR. SMYRNIS STREET, GR 671 00 XANTHI TEL: 2313 309770-6 FAX: 25410 63272	tad-xan@damt.gov.gr
28	PELLA	(a) Edessa, (b) Almopia, (c) Scydra, (d) Pella	DIOIKITIRIO GR 582 00 EDESSA TEL.: 23810 51245 FAX: 23810 23220	tad-pel@damt.gov.gr
29	PIERIA	(a) Dio-Olympus, (b) Pydna-Kolindros, (c) Katerini	41, KITROUS STREET, GR 601 00 KATERINI TEL: 23510 74444 FAX: 23510 46479	tad-pie@damt.gov.gr
30	RODOPI	(a) Komotini, (b) Iasmos, (c) Maroneia-Sapes, (d) Arrianon	EKTENEPOL T.O. 6, GR 691 00 KOMOTINI TEL.: 25310 31225 FAX: 25310 36712	tad-rod@damt.gov.gr
31	SERRES	(a) Sintiki, (b) Visaltia, (c) Emmanouil Papa, (d) Amfipolis, (e) Nea Zichni, (f) Irakleia, (g) Serres	67, MERARCHIAS STREET, GR 621 00 SERRES TEL: 2313 309 681 FAX: 23210 97921	tad-ser@damt.gov.gr
32	CHALKIDIKI	(a) Polygyros, (b) Sithonia, (c) Kassandra, (d) Nea Propontida, (e) Aristotle	DIMOKRATIAS & 1, AN. PAPANDREOU STREETS, POLYGYROS GR 631 00 TEL: 23710 21584 FAX: 23710	tad-xal@damt.gov.gr

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	DECENTRALIZED ADMINISTRATION OF THE IPEIROS-WEST MACEDONIA				
33	IOANNINA	(a) Ioannina, (b) Zagori, (c) Konitsa, (d) Pogoni, (e) Northern Tzoumerka, (f) Metsovo, (g) Dodoni, (h) Zitsa	62, MARIKAS KOTOPOULI STREET, IOANNINA GR 454 45 TEL: 26510 88120 FAX: 26510 88112	-	
34	ARTA	(a) Artas, (b) Nikolaos Skoufas, (c) Georgios Karaiskakis, (d) Central Tzoumerka	REGIONAL ROAD & VENIZELOU STREETS, ARTA GR 471 00 TEL: 26810 70000 FAX: 26810 78515	vlioukas@apdhp-dm.gov.gr	
35	GREVENA	(a) Deskati, (b) Grevena	DIOIKITIRIO, TERMA K. TALIADOURI STREET, GREVENA GR 511 00 TEL: 24620 76456 FAX: 24620 76457	liampasi@apdhp-dm.gov.gr	
36	THESPROTIA	(a) Igoumenitsa, (b) Filiates, (c) Souli	20, PARGAS STREET, IGOUMENITSA GR 461 00 TEL: 26650 21187 FAX: 22650 21191	adethes@apdhp-dm.gov.gr	
37	KASTORIA	(a) Kastoria, (b) Orestida, (c) Nestorio	DIOIKITIRIO KASTORIA GR 521 00 TEL.: 24670 22672, 22124 FAX: 24670 22254, 22124	bstankidou@apdhp- dm.gov.gr	
38	KOZANI	(a) Kozani, (b) Voio, (c) Eordaia, (d) Servia- Velvento	ZEP KOZANIS BUILDING REGION OF W. MACEDONIA KOZANI GR 50100 TEL: 24610 53548, 53572 FAX: 24613 50285, 6	www.apdhp-dm.gov.gr	
39	PREVEZA	(a) Preveza, (b) Parga, (c) Ziros	1, ETHNIKIS ANTISTASIS STREET PREVEZA GR 481 00 TEL: 26820 22460 FAX: 26820 24760	pkalesoglou@apdhp- dm.gov.gr	
40	FLORINA	(a) Florina, (b) Amyntaio, (c) Prespa	1, PTOLEMAION STREET – DIOIKITIRIO, FLORINA, GR 531 00 TEL.: 23850 49137 FAX: 23850 49136	migkoufani@apdhp- dm.gov.gr	
	DECENTRALIZED AEGEAN ADMINISTRATION				
41	DODECANESE	(a) Rhodes, (b) Karpathos, (c) Nisyros, (d) Kasos, (e) Megisti, (f) Symi, (g) Tilos, (h) Chalki	28-30, IROON POLYTECHNEIOU STREET RHODES GR 851 00 TEL: 22410 28149 22410 75749 FAX: 22410 20707	r.apostolaki@apdaigaiou.g ov.gr	
42	KOS	(a) Agathonisi, (b) Astypalaia, (c) Kalymnos, (d) Kos, (e) Leipsi, (f) Leros, (g) Patmos	7, Akti Kountourioti, KOS GR 85300 TEL: 22420-30480	a.mauroleon@kos.gr	

43	CYCLADES	(a) Syros-Ermoupolis, (b) Andros, (c) Tinos, (d) Kimolos, (e) Anafi, (f) Mykonos, (g) Kea, (h) Serifos, (i) Kythnos, (j) Sifnos, (k) Milos	35, EPTANISOU STREET, ERMOUPOLIS SYROS GR 84 100 TEL: 22810 84105 FAX: 22810 88043	tm_akamsyr_na@1191.syz efxis.gov.gr
44	NAXOS	(a) Naxos and small Cyclades, (b) Paros, (c) Antiparos, (d) Amorgos, (e) Folegandros, (f) Sikinos, (g) Thira, (h) Iiton	NAXOS CHORA, NAXOS GR 843 00 TEL: 22853-60142, 60103 FAX: 22850- 23570	
45	LESVOS	(a) Lesvos, (b) Limnos, (c) Ag. Efstratios	1, SMYRNIS STREET, MYTILINI GR 811 00 TEL.: 22510 26971 FAX: 22510 37267	pvadakam@apdaigaiou.gov .gr
46	SAMOS	(a) Samos, (b) Ikaria, (c) Fournoi Korseoi	THEMISTOKLI SOFOULI & 1, GRAMMOU STREETS, SAMOS GR 831 00 TEL: 22730 87878 FAX: 22730 80807	pvatakams@apdaigaiou.go v.gr
47	CHIOS	(A) Chios, (b) Oinousses, (c) Psara	66, MICHAIL LIVANOU STREET, CHIOS GR 821 00 TEL: 22710 41063 FAX: 22710 42778	pvatakamx@apdaigaiou.go v.gr
	DECENTRALIZED ADMINI	ISTRATION OF THESSALY – STEREA ELLADA		-
48	LARISA	(a) Elassona, (b) Farsalsa, (c) Agia, (d) Tembon, (e) Tyrnavos, (f) Larisa, (g) Kileler	111, SOKRATOUS STREET GR 413 36 LARISA TEL: 2413 503659 FAX: 2413 503653	alodlar@apdthest.gov.gr
50	VOIOTIA	(A) Tanagra, (b) Thiva, (c) Aliartos, (d) Orchomenos, (e) Livadeia, (f) Distomo- Arachova-Antikyra	8-10, DODECANISOU STREET, LIVADEIA GR 321 00 TEL: 22610 23857, 23858, 23865 FAX: 22610 23856	tad_viotias@apdthest.gov. gr
51	EUBOEA	(a) Chalkida, (b) Dirfyon-Messapion, (c) Eretria, (d) Karystos, (e) Istiaia-Aidipsos, (f) Mantoudi-Limni-Agia Anna, (g) Kymi-Aliveri, (h) Skyros	2, VELISSARIOU STREET, CHALKIDA GR 341 00 TEL: 22210 88879 FAX: 22210 78730	tad_evias@apdthest.gov.gr
52	EVRYTANIA	(a) Karpenisi, (b) Agrafa	3, NAP. ZERVA STREET, KARPENISI GR 361 00 TEL: 22370 80739 FAX. 22370 80765	tad_evryt@apdthest.gov.gr
53	KARDITSA	(a) Argithea, (b) Limni Plastira, (c) Palama, (d) Sofades, (e) Karditsa, (f) Mouzaki	140, SARANTAPOROU STREET KARDITSA GR 431 00 TEL: EAY: 24410 79826	tad@apdthest.gov.gr

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24310 39420 FAX:

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Kalambaka

(a) Volos, (b) Rigas Feraios, (c) Zagora -

Alonnisos, (g) Skiathos, (h) Skopelos

Mouresi, (d) Almyros, (e) South Pelion, (f)

(a) Pyli, (b) Farkadona, (c) Trikkaion, (d)

MAGNESIA

TRIKALA

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			24310 39513	
49	FTHIOTIDA	(a) Amfikleia-Elateia, (b) Lokron, (c) Domokos, (d) Molos-Agios Konstantinos (e) Stylida, (f) Lamia, (g) Makrakomi	3, MARKOU MPOTSARI STREET, LAMIA GR 351 00 TEL: 22310 30932-3 FAX: 22310 30934	tad_fthiotidas@apdthest.go v.gr
56	FOKIDA	(a) Delphi, (b) Dorida	9, STALLOU STREET GR 331 00 AMFISSA TEL: 22650 22062 FAX. 22650 23815, 22062	tad_fokidas@apdthest.gov.gr
57	MINISTRY OF INTERNAL AFFAIRS / GENERAL SECRETARIAT OF THE POPULATION & SOCIAL COHESION / DIRECTOR OF IMMIGRATION POLICY	SPECIAL CATEGORIES OF RESIDENCE PERMITS	Submission of applications: 5, Ag. Dionysios street, Piraeus, GR 18545, Tel: 210 4141641, 210 4141671, fax: 2131361239	t.gypp@ypes.gr