

Provisions on entry and stay in the Republic of San Marino

1. To enter and stay in the Republic, citizens from non-Schengen countries, for which a visa is required, shall obtain a Schengen work visa (type C visa for transit), issued preferably by the Italian Embassy of their country of origin.

2. In case of visa other than that referred to in paragraph 1, the Department of Foreign Affairs shall not be involved with the Embassy of Italy for a possible renewal or extension of the visa, even if the person concerned holds a stay permit in San Marino expiring at a later date. The Embassy of Italy is the only competent authority for issuing visas.

3. In case of people from non-Schengen countries for which no entry visa is required, the stamp endorsed in their passport at the external border will serve as proof of their regular entry and stay in the Republic; this stamp ensures that the holder of the passport can enter and stay - for tourism purposes - for a maximum period of 90 days, in accordance with Schengen rules.

In order to obtain a work permit and, consequently, a stay permit for employment in the Republic of San Marino, the foreigner concerned shall be invited by the employer, through the invitation letter referred to in subsequent paragraph 6, which shall be requested following an official application on the appropriate form duly completed.

The lack of the invitation letter for employment assumes that foreigners have arrived in San Marino for tourism and, therefore, at the end of ninety days, or upon expiry of the tourist permit where required, they shall return to their country of origin.

4. According to Law no. 118/2010 and subsequent amendments and additions, Schengen visas other than type C for transit do not entitle to obtain either a work permit from the competent offices or a stay permit for employment.

In the absence of a transit C visa, the Labour Office and the Foreigners' Office of the Gendarmerie will issue, respectively, a temporary work permit and a temporary stay permit for employment only in the event that an invitation letter for employment has been submitted with a date prior to the issuance of the Schengen visa to reach the Republic of San Marino.

5. With a view to returning to San Marino, a foreigner having an employment relationship and holding a temporary stay permit, shall comply with the transit C visa requirements referred to in paragraph 1 above and/or with the stamp requirements referred to in paragraph 3 above, and shall be in possession of an invitation letter.

6. "Invitation Letter" - The invitation letter (*certificate of stay-work*) shall be requested by the employer or his/her representative by filling out the relevant form.

The form shall be filed with the Labour Office, which transmits it to the Gendarmerie - Foreigners' Office. The latter, after carrying out the relevant investigations, issues an invitation letter in two copies (*one for the employer and one for the worker*).

The form is available to the employer at the Labour Office, the Territorial Domestic Care Service (TDCS), the Foreigners' Office of the Gendarmerie, as well as on the website www.ufficiodellavoro.sm and on the website of the TDCS.

With a view to issuing a work permit, the invitation letter shall be dated prior to the entry stamp endorsed on the passport at the point of entry into the Schengen Area.

7. The terms and conditions for the stay in the territory of foreign workers holding a temporary stay permit for employment, losing their jobs for reasons that are not attributable to them, shall be governed by Article 13 of the Regulations.

8. A copy of the Regulations, of which this Annex is an integral part, is delivered to the foreigners concerned and to their employers, with the translation into the main languages of the countries of origin of the workers concerned and in any case in English and Ukrainian.

The interested persons are required to sign this document when collecting it.

Date _____

Read and signed in a single original

Employer

Family Home Caregiver
