

**Regulations for Foreigner's Staying, Residence, and Permanent
Residence (last updated on July 17, 2002)**

Article 1 These regulations have been established pursuant to the provisions of Article 33 of the Immigration Act (hereinafter referred to as the law).

Article 2 Foreigners over the age of 14 years in the territories of our country shall carry a passport, Alien Resident Certificate, or Alien Permanent Resident Certificate pursuant to the provisions of Item 1, Article 26 of the law. If lacking the aforementioned certificates, they shall carry other identification documents approved by competent authorities.

Article 3 Foreigners holding a staying visa or who enter the country without a visa, during the staying period, starting from the next day after the entry date shall leave the country prior to the expiration of the staying period.

When foreigners apply for an extension of the staying period pursuant to the provisions in Item 1, Article 29 of the law, the related documentary evidence shall be reviewed within 15 days before the expiration of the staying period and submitted to the competent authorities; each extension shall not exceed the period permitted by the original visa, and the total staying period shall not be more than six months. However, in a situation requiring extension due to force majeure and other similar events, such affected foreigners shall report to the competent authorities for review and approval.

If a visa-free foreigner fails to leave the country prior to the staying period due to force majeure and other similar issues, such foreigners shall apply to the Foreign Ministry Bureau of Consular Affairs or its affiliated branch for a visa extension.

Article 4 If foreigners enter the country with a residence visa or have any one of the circumstances of Article 24 of the law, they shall apply to the competent authorities for an Alien Resident Certificate within 15 days starting from the next day after the entry date or the occurrence date of fact, and the residence period shall be counted starting from the next day after the entry date or the occurrence date of fact.

For foreigners born in our country, the application for an Alien Resident Certificate shall be made by their parents, guardian, or child welfare institution.

If foreigners cancel their Alien Permanent Resident Certificate pursuant to the provisions of Clause 4, Article 31 of the law but still

have residential qualifications, they need to apply for an Alien Resident Certificate.

Article 5 Foreigners that would like to apply for an Alien Resident Certificate shall prepare the following documents and two recent half-body full-face photos without headgear and submit them to the competent authorities for issuing:

I. Application of Alien Resident Certificate.

II. Passport and residence visa.

III. Other documentary evidence.

Foreigners applying for residence permit pursuant to the provisions of Item 1 to 3, Article 24 of the law shall be exempt from attaching the document in Item II above.

Article 6 A diplomatic agent and his/her attendants referred to in Clause 1, Item 1, Article 25 of the law refer to personnel with a diplomatic official certificate, Consular Officer certificate, embassy or consulate staff card or foreign retinue certificate issued by the Foreign Ministry; personnel in performance of official business in foreign institutions and international organizations refer to personnel with an officer card of a foreign institution or international organization, clerk card, or foreign retinue certificate issued by the Foreign Ministry.

Article 7 For the following foreigners applying for an Alien Resident Certificate, their residence period shall be determined based on their residence purpose, but their residence period shall not be more than three years:

I. The president of a foreign company within our borders pursuant to company law and its branch manager.

II. Foreign investors with business purposes in our country approved by the competent authorities according to relevant laws or the investment representative of a foreign juridical person.

III. Foreigners employed in our country for work or practice of a business purpose approved by the competent authorities according to relevant laws.

IV. Studying, advisory, or teaching personnel in a school or other academic or research organization (institute) with business purpose approved by the competent authorities according to relevant laws.

Article 8 For the following foreigners applying for an Alien Resident

Certificate, their residence period shall be determined based on their residence purpose, and their residence period shall not be more than one year:

I. Individuals studying in a school of competent education authorities or an affiliated national language center of a university.

II. Individuals studying or being trained in our country approved by educational or other related competent authorities.

III. Other individuals requiring residence.

Article 9 When foreigners living in our country through their relationship with a relative apply for an Alien Resident Certificate, their residence period shall be based on their relatives; if their relative is a citizen of our country, the term of validity of the Alien Resident Certificate shall be no more than three years.

Article 10 When foreigners apply for an extension of residence pursuant to the provisions of Item 1, Article 29 of the law, they shall review their related documentary evidence and apply to competent authorities for an extension within 15 days prior to the expiration of the residence period.

Article 11 If a foreigner's residence purpose changes, he/she shall be sure to reapply for a residence visa with the Bureau of Consular Affairs of the Foreign Ministry or an affiliated branch; then he/she shall apply to competent authorities for the approval of the residence period.

Article 12 Foreigners applying for a permanent residence shall prepare the following documents and a recent half-body full-face photo without headgear and shall submit all of them to the competent authorities for issuing:

I. Application of Permanent Residence.

II. Passport.

III. Alien Resident Certificate or certificate of legal residence period.

IV. Qualification of health examination.

V. Tax certificates (duty-free certificate) for the past three years.

VI. Certificate of property or special skill.

VII. Police and criminal records of applicant in own country and our country for the past five years.

VIII. Other related documentary evidence.

If the preceding applicant is one stipulated in Item 3, Article 23 of the law, he/she may be exempted from attaching the documents

stipulated in Clauses 3, 5, 6, and 7 of Item 1.

The inspection items of the health examination qualification stipulated in Clause 4 of Item 1 shall be issued in the inspection items of the Health Certificate required by the Department of Health of the Executive Yuan.

Article 13 For the going abroad described in Clause 4, Article 31 of the law, the longest period of such shall be no more than two years each time.

Article 14 During the residence period, if foreigners need to enter the country after going abroad, they shall apply for approval and issuance of the re-entry permit pursuant to the provisions of Article 32 of the law.

The aforementioned re-entry permit may be divided into single and multiple and shall be specified at the same time as applying for an Alien Resident Certificate; its validity shall not be more than that of the Alien Resident Certificate.

If an Alien Resident Certificate is canceled or revoked, its related re-entry permit shall also be canceled or revoked.

A foreigner with permanent residence shall re-enter the country using his/her Alien Permanent Resident Certificate and valid passport.

Article 15 If foreigners are found to have any of the circumstances stipulated in the clauses of Article 34, competent authorities shall order foreigners to leave the country within seven days of receiving the notice.

Article 16 If a foreigner dies within our borders, the relevant individuals or its organization stationed in our country shall register the death with competent authorities, or the competent authorities shall be responsible for its registration within 15 days.

After carrying out the following registration, competent authorities shall immediately notify the taxes and duties inspection organization of the central inheritance tax government of the registered items.

Article 17 If foreigners are refused entry by the original passport-issuing country or another country and fail to be expelled by force, after defining its residence or other conditions, a temporary alien registration certificate may be approved and issued.

The register inspection items of such foreigners shall be subject to the register inspection items of the ARC or APRC.

Article 18 Prior to the establishment of the Ministry of the Interior's Entry and Leaving Immigration Agency, the provisions of Item 2 of Article 2, Item 2 of Article 3, Item 1 of Articles 12 and 17, and the items

stipulated in Article 31 of the law shall be provided by the Police Agency of the Ministry of the Interior; the former paragraphs of Item 2 of Article 3, Item 1 of Article 4, Article 5, Article 11, Article 12, Item 1 of Article 14, Article 16, and the items stipulated in Article 30 of the law shall be issued by the Foreign Settlement Police Agency; and Article 15 and the items stipulated by Article 34 of the law shall be issued by the Police Agency of the Ministry of the Interior or the Foreign Settlement Police Agency.

Article 19 These regulations shall be implemented from the date of issue.