**The alien’s spouse or the person with whom a registered partnership has been contracted and who is an alien holding a temporary residence permit resides in the Republic of Lithuania**

 **(Article 43 Part 1 Point 5 of the Law on the Legal Status of Aliens)**

**Grounds for issuing a temporary residence permit:**

**** the foreigner arrives to visit with a spouse or a person with whom a registered partnership agreement has been concluded, who **has resided in the Republic of Lithuania for the last 2 years, has a temporary residence permit valid for at least one year and has reasonable prospects of acquiring the right of permanent residence in the Republic of Lithuania** (i.e. he/she has a reason to reside in the Republic of Lithuania without interruption for 5 years because he/she is a family member of a citizen of the Republic of Lithuania or a foreigner with a permanent residence permit residing in Lithuania, or he/she is a member of the clergy of a Lithuanian religious community or society, or ***he/she has been working full-time under an employment contract for at least 3 years continuously for no more than two employers***);

**** a foreigner arrives to visit a spouse or a person with whom a registered partnership agreement has been concluded, who applies for a temporary residence permit or has a temporary residence permit:

* ***as a person of Lithuanian origin or a person entitled to regain citizenship of the Republic of Lithuania; or***
* ***as a highly qualified professional worker; or***
* ***as a start-up; or***
* ***as an entrepreneur; or***
* ***as a lecturer or researcher; or***
* ***as an intra-corporate transfer; or***
* ***as a visitor under the Law on Investment; or***
* ***as a national of Australia, Japan, the United Kingdom, the United States, Canada, New Zealand, South Korea, who intends to work or engage in other lawful activity in Lithuania;***

**** a foreigner arrives to visit a spouse or a person with whom a registered partnership agreement has been concluded, who applies for a temporary residence permit or has a temporary residence permit as a long-term resident **in another EU Member State, and the marriage or the registered partnership agreement has been concluded in the State in which he/she has acquired the status of long-term resident**;

**** a foreigner arrives to visit with a spouse or a person with whom a registered partnership agreement has been concluded, who applies for a temporary residence permit or has a temporary residence permit issued on the basis of studies and is studying for a **master's or PhD degree**;

**** a foreigner arrives to visit with a spouse or a person with whom a registered partnership agreement has been concluded, who applies for a temporary residence permit on the basis that **he/she has completed a master's or PhD degree studies in Lithuania, or has completed scientific research and experimental development work**

**Documents to be submitted:**

**** [**The determined form request to issue the temporary residence permit in the Republic of Lithuania**](http://www.migracija.lt/l.php?tmpl_into%5b0%5d=index&tmpl_name%5b0%5d=m_site_index178&tmpl_into%5b1%5d=middle&tmpl_id%5b1%5d=2052)**.** *The request is submitted via the Lithuanian Migration Information System (MIGRIS);*

** Valid travel document (passport);**

** Document affirming marriage\*, *if the Population Register does not contain data regarding the conclusion of marriage* or registered partnership contract\*;**

**** **[Document affirming](http://www.migracija.lt/l.php?tmpl_into[0]=index&tmpl_name[0]=m_site_index178&tmpl_into[1]=middle&tmpl_id[1]=1195)****[, that the alien has sufficient funds and/or receives regular income,](http://www.migracija.lt/l.php?tmpl_into[0]=index&tmpl_name[0]=m_site_index178&tmpl_into[1]=middle&tmpl_id[1]=1195)** [**which is sufficient in order to live in the Republic of Lithuania**](http://www.migracija.lt/l.php?tmpl_into%5b0%5d=index&tmpl_name%5b0%5d=m_site_index178&tmpl_into%5b1%5d=middle&tmpl_id%5b1%5d=1195)**, e.g., *bank certificate regarding funds*\* or *employment contract,* the undertaking of the spouse to ensure alien’s sufficient subsistence funds in the Republic of Lithuania and their** ***bank certificate regarding funds*\* or *employment contract*. The signature of the obligating person must be affirmed by the notary or the employee of Migration Department when the person arrives at the Migration Department. The value of subsistence funds is one minimum wage per month. There should be enough funds for the whole duration of the requested temporary residence permit or for at least one year.** *This document is not required for a family member of the alien granted asylum in the Republic of Lithuania who has applied for a temporary residence permit within 6 months of being granted asylum in the Republic of Lithuania, as well as for a family member of the alien who has been granted a temporary residence permit as a person with the right to restore the citizenship of the Republic of Lithuania or a person of Lithuanian origin;*

**** ***An undertaking (confirmation) by the foreigner when completing the application via MIGRIS* that he/she will declare his/her place of residence in an accommodation with a living area of at least 7 square metres for each adult person declaring his/her residence there.**

*Approval is not required for a family member of* *the alien granted asylum in the Republic of Lithuania who has applied for a temporary residence permit within 6 months of being granted asylum in the Republic of Lithuania, as well as for a family member of the alien granted a temporary residence permit as a person with the right to restore the citizenship of the Republic of Lithuania or a person of Lithuanian origin;*

** Certificate(s) issued by the competent institution(s) of the foreign country (countries), wherein prior to arriving in the Republic of Lithuania the alien was living or is living for the last 2 years (save for those cases, when living in the foreign country lasted less than 6 months within 12 month period) affirming, that the alien was not sentenced in this (these) country (countries) (certificate confirming the absence of any criminal record), which must be issued *no sooner than 6 months before* the day of accepting the request to issue the temporary residence permit. If the alien was sentenced, the criminal record must indicate when and for which criminal activity they were sentenced, what sentence was awarded and whether it was served\*\*;**

**** ***When the alien is the family member of*** ***the alien*** ***who is a highly qualified foreign worker or a citizen of Australia, Japan, the USA, the United Kingdom, Canada, New Zealand or South Korea, or the alien arriving under an investment contract for a major project:***

* **Alien’s affirmation when filling-out the request via ‘MIGRIS’ that they *were not sentenced* in the foreign country (countries), wherein prior to arriving to the Republic of Lithuania, they were living or currently live for the past 2 years;**

**or**

* ***If they were sentenced*, valid criminal record issued by the competent institution of the foreign country, which must be issued *no sooner than 6 months* before the day of accepting the request to issue the temporary residence permit. The criminal record must indicate when and for which criminal activity the alien was sentenced, what sentence was awarded and whether it was served\*\*;**

 **Health insurance,** which guarantees the payment for emergency health care services expenses and expenses that may occur, due to the return of the alien to the foreign country for health-related reasons (transportation, including, the escort of personal health care specialist(s)) and the insurance must be valid for the whole duration of the requested temporary residence permit or for at least one year\*.

**The alien may submit the health insurance at their own choosing:**

* By filling-out the request via ‘MIGRIS’;
* By arriving at the booked visitation time to the Migration Department in order to submit documents and biometric data.

**ATTENTION! There is no need to provide a document confirming health insurance:**

* if the spouse of the foreigner or a person with whom a registered partnership agreement has been concluded applies for a temporary residence permit or has a temporary residence permit as a person of Lithuanian origin or a person entitled to restore the citizenship of the Republic of Lithuania;
* if the spouse of the foreigner or the person with whom the registered partnership agreement has been concluded is working in Lithuania or has been working in Lithuania for at least 6 months and is registered as unemployed with the Employment Service.

** *If another person paid the public fees for the alien*: the extended form of the payment order of the paid public fees, wherein the name(s), surname(s), personal identification number or date of birth of the alien, for whom the payment was made, is indicated.**

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**Notice. After arriving at the booked time at the Migration Department, the presence of the alien in Lithuania must be lawful.**

**\* Documents issued abroad must be translated in to Lithuanian and the translations must be affirmed by the person or institution having the right to testify the translation from one language to another. Document affirming the conclusion of marriage, bank certificate and document affirming the health insurance may be submitted written in original English language or the English language translation from another language may be submitted, which is affirmed by the person or institution having the right to testify the translation from one language to another.**

 **Document affirming the conclusion of marriage or registered partnership must be legalized or certified (*Apostille*) in accordance to the Government procedure, save for:**

* **The document affirming the conclusion of marriage, which was issued in Ukraine, Moldova or member state of the European Union;**
* **Document affirming the conclusion of marriage, which was issued in Bosnia and Herzegovina, Montenegro, Serbia, Northern Macedonia, Switzerland, Turkey or Cape Verde in accordance to the Convention on the Issue of Multilingual Extracts from Civil Status Records of 8 September 1976 signed in Vienna;**
* **The document affirming the conclusion of registered partnership, which was issued in Ukraine, Russia, Moldova or member state of the European Union.**

\*\* **Criminal record, wherein it is stated that the alien was not sentenced, may be submitted written in original English language or an English language translation from another language may be submitted, which is affirmed by the person or institution having the right to testify the translation from one language to another**.

 **Criminal record, which is not written in original English language, or which states when and for which criminal activity the alien was sentenced, the sentence awarded and whether it was served, must be translated to Lithuanian language and the translation must be affirmed by the person or institution having the right to testify the translation from one language to another.**

 **Criminal record must be legalized or certified (*Apostille*) in accordance to the Government determined procedure, save for the criminal record issued:**

* **In Ukraine, Estonia, Latvia or Moldova;**
* **By the diplomatic agency or consular institution of the foreign country residing in the Republic of Lithuania;**
* **By the diplomatic agency or consular institution of the foreign country residing abroad and accredited along with the other country for the Republic of Lithuania.**