

LAW OF AZERBAIJAN REPUBLIC

On registration according to the place of residence and sojourn

Article 1. Bases of the registration according to the place of residence and sojourn

The nationals of Azerbaijan Republic, aliens and stateless persons (hereinafter referred to as persons) are to be registered in accordance with their place of residence and sojourn in Azerbaijan Republic.

The purpose of the registration according to the place of residence and sojourn is the record keeping of the persons who live in Azerbaijan Republic and to provide the proper conditions for the fulfillment of their duties before other persons, the state and society (social protection, pension, challenge to the military service, execution of the court decisions and so on).

The registration according to the place of residence and sojourn does not take the authorization kind and can cause the legal results only in the cases specified in the legislation of Azerbaijan Republic.

The documents not specified in the present Law cannot be demanded for the registration according to the place of residence and sojourn.

Article 2. Definitions of the place of residence and sojourn

The place of residence of the person is the home, apartment, official home, hostel, old person's and disabled person's home where he/she lives permanently or more time according the rent or lease agreements or other bases specified in Azerbaijan Republic as the owner by the person of full capability.

The sojourn of the person is the hotel, sanatoria, rest home, boarding house, camping, tourist center, hospital and other public places as well as the residential building (his/her, relative's, friend's and so on) which is not considered his/her residential place and where he/she lives temporarily.

The residential place of the minors who are under 14 is the residential place of their legal representatives – appropriately parents, adopters or tutors.

The residential place of the minors who are between 14 and 18 (exclude those who have the full capability) is defined with the consent of their legal representatives – appropriately parents, adopters or tutors and guardians.

Article 3. Documents on definition of the residential place

The residential place is verified according to the following documents:

- 1) relating to the national of Azerbaijan Republic – only the identification card of the national of Azerbaijan Republic;
- 2) relating to the alien who lives in Azerbaijan Republic more than 30 days – the certificate on his/her registration;
- 3) relating to the stateless persons who live in Azerbaijan Republic permanently – the special identification card.

It cannot be demanded any other document (reference) from the person in order to verify his/her residential place.

Article 4. Bases for the restriction of the registration

The registration place of residence and sojourn can be restricted in border areas, closed military stations, closed administrative zones, ecological distress areas, in zones of special

regime and conditions due to the infection and poisoning, in place of the state of emergency and martial law and during the period of the war and military call-up.

Article 5. Registration of the national I the residential place

The national is registered in the residential place when he/she gets the identification card of the national of Azerbaijan Republic in the first time

The national who changes his/her residential place is to apply to the appropriate state body for the registration not later than 10 days from the coming to a new residential place. The appropriate state body is to register the national immediately and is to issue the identification card according to the law of Azerbaijan Republic ‘On identification card of the national of Azerbaijan Republic’ within 10 days.

The national is to submit the following documents together with the application form in order to be registered in the residential place:

- 1) identification card or certificate on birth;
- 2) document which entitles the movement to the residential place (registration certificate of the ownership right (title document), rent or lease agreement or other documents specified in the legislation of Azerbaijan Republic) or the application of the person who presents the residential place to the national.

Article 6 Registration of the alien in the residential place

The alien who wants to live in Azerbaijan Republic more than 30 days is to apply to the appropriate state body for the registration in the residential place and is to submit his/her passport, entry visa, the document which entitles the movement to the residential place (registration certificate of the ownership right (title document), rent or lease agreement or other documents specified in the legislation of Azerbaijan Republic) or the application of the person who presents the residential place to the national.

The alien who is registered in the residential place gets the certificate on registration.

Article 7. Registration of the stateless person in the residential place

The stateless person who lives in Azerbaijan Republic permanently is registered in the residential place through the issue of special identification card in order specified in the legislation of Azerbaijan Republic.

The registration of the stateless person in the residential place is held according to the article 5 of the present Law.

Article 8. Rejection from the registration in the residential place

The appropriate state body rejects the registration in the residential place in the following cases:

- 1) if the documents specified in the present Law are not submitted;
- 2) if it is specified the restriction of the registration according to the article 4 of the present Law;
- 3) if after the registration of the person (exclude the cases when the person is moved as the family member according to the Housing Code) each person who lives in this residential place has the residential share which is less than the standard specified in the article 40 of the Housing Code of Azerbaijan Republic;
- 4) if the house (residential place) where the person intends to be registered faces the danger of breakdown.

Article 9. Cancel the registration in the residential place

The appropriate state body cancels the registration in the residential places in the following cases:

- 1) if he/she changes the residential place – according to the information of the appropriate state body on registration in a new residential place;
- 2) if he/she chooses a residential place in other country - according to the information of the appropriate state body;
- 3) if he/she is deprived of his/her liberty – according to the forceful sentence of the court;
- 4) if he/she was died or he/she was announced as died in the court decision - according to the information of the appropriate state body on record of the death fact;
- 5) if he/she is dismissed from the residential place or his/her use right on residential place is terminated – according to the forceful decision of the court;
- 6) if it is clarified that the documents or information which were base for the registration are not truth or the official violated the law during the registration – according to the forceful decision of the court.

If the national of Azerbaijan Republic chooses the residential place in other country, he/she is to submit his/her identification card to the appropriate state body in order to keep it.

Article 10. Registration of the national in his/her sojourn

The registration of the national in the residential place is not cancelled during the registration of the person in his/her sojourn.

If the national comes to the hotel, sanatoria, rest home, boarding house, camping, tourist center, hospital and other public places, the application form is filled up and it is submitted to the appropriate management. The management submits the application form to the appropriate state body within 24 hours.

If the national wants temporally to live more than 60 days out of his/her residential place, he/she is to fill up the application form and is to submit to the appropriate state body within 7 days from the moment when he/she comes to a new place. This body is to register the national immediately and to hold the temporal note on the backside of his/her identification card relating to this matter.

If the national leaves the sojourn, the appropriate state body cancels his/her registration from the sojourn.

Article 11. Registration of the alien in the sojourn

The alien who wants to live in the territory of Azerbaijan Republic till 30 days is registered in his/her sojourn.

If the alien comes to the hotel, sanatoria, rest home, boarding house, camping, tourist center, hospital and other public places, as well as other residential place, he/she fills up the application form immediately and submits it to the appropriate management or to the owner or user of the residential place. The management or the owner or user of the residential place submits the documents to the appropriate state body within 24 hours.

If the alien leaves the sojourn, the appropriate state body cancels his/her registration from the sojourn.

Article 12. Registration of the stateless person in the sojourn

The stateless person who wants to live in the territory of Azerbaijan Republic more than 30 days is registered in the sojourn and his/her registration is cancelled in order specified in the article 11 of the present Law.

Article 13. Complaints on the registration

The complaints can be lodged to the powerful state body or to the court relating to the rejection on registration in written or oral form, demand the documents not specified in the present Law as well as the bureaucracy in the registration.

Article 14. Responsibility for the violation of the Law

The persons who were not registered in the place of residence or sojourn as well as the persons who reject the registration illegally, demand the document not specified in the present Law, follow the bureaucracy in the registration proceedings and violate the registration rules take the disciplinary, administrative or criminal responsibility.

Article 15. Final provisions

The Regulations approved by the Law define the rules of application of present Law's provisions relating to the registration in the place of residence and sojourn.

The present Law comes into force from January 1, 1997 year.

Heydar Aliyev,

The president of Azerbaijan Republic

Signature and seal

Baku city

April 4, 1996 year

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