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Newsletter



Expert Legal Assistance

Law N.º 13/19 of May 23rd

Legal Regime of Foreign Citizens in the Republic of Angola

An Expert Legal Assistance Publication



Legal Regime on Foreign Citizens in the Republic of Angola

The new **Legal Regime on Foreign Citizens in the Republic of Angola** was approved under the **Law n.º 13/19 of May 23rd**. **This law subsequently will revoke Law n.º 2/07 of August 31st** which regulated the entry and permanence of foreign citizens in Angola.

Despite of still waiting to be regulated, the mentioned new Law enters into force 60 days after its publication in the legal gazette. Law n.º 2/07 of August 31st was regulated by Presidential Decree n.º 108/11 of May 25th as amended by Presidential Decree 151/17 of July 4th.

In accordance with the new Law, the following Visa types are available:

- a) Diplomatic, official and Courtesy Visa;
- b) Consular Visa;
- c) Territorial Visa

The Consular Visas may have one of the following categories:

- a) Transit;
- b) Tourism;
- c) Short Term;
- d) Student;
- e) Medical Treatment;
- f) Investor;
- g) Work;
- h) Temporary Permanence;
- i) Resident

The Territorial visas may have one of the following categories:

- a) Investor;
- b) Frontier

From the several alterations introduced by **Law n.º 13/19 of May 23rd** its highlighted the **Work Visa** duration, which is limited to 365 days. The work visa may be renewed by equal periods of time until the final term of the work contract which justifies its awarding. Is therefore limited the possibility previously allowed by article 75º of Presidential Decree n.º 108/11 of May 25th as amended in Presidential Decree 151/17 of July 4th, which allowed the possibility of the work visa validity to be given until the end of the work contract without time limitations, restricted only as agreed by the employer and the employee in regard of the work contract term.

On the other hand, article 55º n.º 6 of **Law n.º 13/19 of May 23rd** seems to infer the alteration of regulatory mandatory legal regime on the Social Security Contribution regulated by Decree n.º 38/08 of June 19th. It is established, in regard of work visa renewal, the mandatory condition of being proven the fulfilment of the employer obligations due to tax and social security of the foreigner employee (PIT and social security contributions). Until today, the non-resident foreign citizens were not eligible to be considered covered by mandatory social security scheme in force in Angola as per art. 4º Decree n.º 38/08 of June 19th.

The privileged visa as described in Law n.º 2/07 of August 31st, has now been replaced by **Investor Visa**, providing its holder the permanence in Angola for 2 years, with the possibility of being renewed by equal and multiple time periods in accordance with the bases which had justified its concession.

The **Tourism Visa** as per Law n.º 13/19 of May 23rd replaces the ordinary visa foreseen in Law n.º 2/07 of August 31st. The Tourism Visa is granted by the Angolan diplomatic and consular missions to foreign citizens which may intend to enter national territory for familiar, business, recreation, cultural or sportive practice reasons and also for participation on scientific and technologic activities. The Tourism Visa allows its holder to stay in national territory up to 30 days, extendable twice for equal periods.

Finally, the new regulatory regime of the **Short-term Visa** has increased its maximum period of validity, allowing its holder to stay in national territory up to 10 days, with the possibility of being extended once for an equal period.

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