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[emblem] <b>Population and Immigration Authority</b>	<b>Field: Visas</b>
	<b>Subject: Israeli residency visa for a minor born abroad to a permanent resident parent</b>

<b>Procedure No: 5.2.0030</b>
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## Procedure for Processing Applications for Grant of Israeli Residency Visas for Minors Born outside Israel with Only One Parent who is Registered as a Permanent Resident

### A. Procedure Purpose

A.1 To determine the procedure for submission and processing of applications for grant of status to a minor who was born outside Israel and has only one parent who is registered as a permanent resident of Israel.

A.2 To determine the type of residency visa for such minor upon satisfaction of the conditions and requirements as detailed below.

Note: All provisions of this procedure are subject to proof of paternity or maternity as per the relevant Population and Immigration Authority procedures.

### B. Conditions and Requirements

B.1 Submission of an application for family unification for a minor (ages 0-18), enclosing payment of permanent residency visa fee.

B.2 In-person presence of permanent resident parent – mandatory.

B.3 Notice of birth, certified and original. See Procedure No. 1.3.0001.

B.4 ID card of permanent resident parent.

B.5 ID card of “Area”-resident parent / foreign passport.

B.6 Payment of fee for application for permanent residency visa and a fee for every temporary residency visa issued to the applicant.

B.7 Proof of the resident parent’s and minor’s center-of-life in Israel in the two years preceding application submission, as per Procedure 1.13.0001. In the event the minor is under **two years** old, proof of center-of-life in Israel of the resident parent in the two years preceding the application and

proof of center-of-life in Israel with the minor from the date of birth will be required. Taking into account the provision set in section C.7.7 of this procedure.

B.8 If the minor is over age 14, s/he will be required to fill out a full curriculum vitae form for the purpose of security screening. Said form will be required as a rule in cases where the application concerns a resident of the Area or a person originating from a screening country.

## C. Processing

C.1 The Authority branch officer receiving the application form will identify the applicants, locate their file in the “Aviv” system, check the application details and the appended documents and enter it into the “Aviv” system in a registry sheet and in the “applications file”, and attach all the required documents to the file. If the minor’s specifics are not included in the file, the information will be updated and the files must be linked.

C.2 If the minor is over age 14, a query must be sent to the police regarding criminal record and intelligence information, and also to security officials.

C.3 A query must be sent to the National Insurance Institute and the Ministry of Education and/or the local education authority (as relevant) for details on center-of-life.

C.4 Review of full center-of-life in Israel for the permanent resident parent and the minor in the two years preceding application submission, as per Procedure 1.13.0001, as well as review of the permanent resident parent’s status.

C.5 Where the minor is under two years old, proof will be required of the resident parent’s center-of-life in Israel in the two years preceding application submission and center-of-life in Israel with the minor from the date of birth.

### C.6 Determination of residency visa type:

If it is found, subsequent to the examination of all the relevant factors, that it is possible to grant the minor an Israeli residency visa, the following parameters must be referred to and examined in order to determine the type of residency visa to be given to the minor:

#### C.6.1 Place of birth

C.6.1.1 Whether the minor was born outside Israel – abroad/in the Area.

C.6.1.2 Whether the minor is registered in another population registry or has lived abroad on a permanent basis – in the Area or in another country.

C.6.1.3 Whether the minor is subject to the Citizenship and Entry into Israel Law (Temporary Order) 5763-2003 (hereinafter: Temporary Order).

C.7 The following table lists the type of visa to be granted to a minor found eligible for a residency visa, and this according to the following parameters:

C.7.1 :

	<p><b>Not yet registered</b> No ID number</p> <p style="text-align: center;">↓</p>	<p><b>Registered abroad</b> Foreign passport or resided abroad on a permanent basis</p> <p style="text-align: center;">↓</p>	<p><b>Registered in the Area, or residing in the Area despite not being registered in the population registry of the Area, except for a resident of an Israeli community in the Area</b> Territories ID number (Under age 14)</p> <p style="text-align: center;">↓</p>	<p><b>Registered in the Area, or residing in the Area despite not being registered in the population registry of the Area, except for a resident of an Israeli community in the Area</b> Territories ID number (Over age 14)</p> <p style="text-align: center;">↓</p>
<p><b>Born outside limits/abroad/in the Area</b> <b>Fee payment as required by law, see Sec. B.6 above</b></p>	<p>Application for Israeli residency visa** A two year center-of-life in Israel*. A/5 for two years followed by permanent (see Sec. C.7.3 below)</p>	<p>Application for Israeli residency visa** A two year center-of-life in Israel*. A/5 for two years followed by permanent (see Sec. C.7.3 below)</p>	<p>Application for Israeli residency visa** A two year center-of-life in Israel*. A/5 for two years, followed by Permanent subject to Temporary Order restrictions (see Sec. C.7.3 and subsections)</p>	<p>Application for Israeli residency visa** A two year center-of-life in Israel*. DCO only. see Sec. C.7.3 and subsections</p>

\* A two year center-of-life in Israel with the permanent resident parent (see also Sec. C.7.3)

\*\* Children family unification

**C.7.2 Processing manner and table interpretation:**

C.7.2.1 As a rule, when there is an application for family unification with the spouse, and the children are included in the same application, the application is examined as a whole.

C.7.2.2 Upon submission of application, the application for the sponsored parent and minors over age 14 must be transferred for the purpose of obtaining the positions of the agencies (ISA, police).

- C.7.2.3 As a rule, upon application submission, it is possible to file a joint application for grant of residency visa for minors both over age 14 and under age 14. However, grant of residency visa for minors under age 14 will not be subject to the agencies' (ISA and police) screening of the parent (foreign national) or the minors over age 14, regardless of whether or not an application was filed on their behalf, subject to satisfaction of all other conditions for application approval under the procedure in effect.
- C.7.2.4 Inasmuch as a single application is filed for a spouse and minors and there is an objection regarding the parent and/or one of the minors over age 14 – a letter must be issued pursuant to Security Agency Comments Procedure 5.2.0015 about that minor or parent (foreign national), as relevant, and the application's processing continued for the remaining sponsored individuals. To clarify, a new application must be submitted for the sponsored individual (spouse or minor) whose application has been denied, inasmuch as s/he wishes to reapply, and it will be reviewed in accordance with his/her age at the time of the new application submission.
- C.7.2.5 The duration of review until reply is given to an application for a minor is generally six months from the application submission date, as a rule, and subject to the application containing all relevant documents, and to the applicant's full cooperation in the examination of center-of-live vis-à-vis the authorities.

In cases requiring examinations for longer than half a year (according to circumstances such as: the minor's age at the time of the application submission, the need to obtain the positions of authorities and other entities and the inquiries required thereby, and so on). In these cases, the duration will exceed half a year.

\* With respect to a minor over age 14 upon the application submission date, receipt of the position of security officials must be verified before issuing any certificate.

- C.7.2.5 [*Sic*] In the event that a decision is not made within the period of half a year stated in the section above and the decision delay lies with the respondent and not the applicants, proceed as follows:

- A minor who has not been registered in a registry outside Israel will be given a permit of stay by the Population Authority for a period of six months. The permit will be stamped on the application submission receipt form.
- A minor with a foreign passport, including a minor registered in another population registry, will be given a residency visa type B/2 stamped on her/his foreign passport.
- A minor who comes under the Citizenship and Entry into Israel Law (Temporary Order) 5763-2003 will remain in Israel by way of temporary permits to be issued by the military commander of Judea and Samaria pursuant to a referral by the Population Authority.

Let it be noted that the aforesaid is subject to provision of all documents required and full cooperation. A temporary stay permit will not be given to a minor who is over age 14 upon the application submission date, about whom the security agencies' position has not yet been received.

C.7.3 Subsequent to submission of all relevant documents and proof of center-of-life in Israel as required, and in the absence of a police- or security-based preclusion, a process will be undertaken to examine whether the minor and his/her permanent-resident parent do in fact reside in Israel and maintain in it a center-of-life which continues over a period (regardless of whether [the minor] was registered/resided abroad) and this, given the fact that the minor was born outside Israel. As part of the process, the minor will receive a temporary residency A/5 visa for two years, and upon proof of continuation of center-of-life in Israel with the permanent-resident parent and in the absence of a police- and security-based preclusion, at the end of the two years, the minor will receive a permanent residency visa.

C.7.3.1 Insofar as the minor is subject to the Temporary Order – in the case of a minor who has been registered in the Area or resides in the Area although s/he is not registered in the population registry of the Area, and except for a resident of an Israeli community in the Area:

C.7.3.1.1. A minor under age 14 (the minor's age will be examined in view of his/her age on the date of applying to submit the application and provided s/he submitted [it] on the date scheduled for him/her): the minor will receive A/5 for two years, and upon proof of continued center-of-life in Israel with the permanent resident parent, will receive a permanent residency visa at the end of the two years.

Insofar as the minor is over 14 at the end of the two years, s/he will receive a permanent residency visa subject to a review of the position of police and security officials.

C.7.3.1.2. A minor over age 14 (the minor's age will be examined in view of his/her age on the date of applying to submit the application), will receive a referral to obtain DCO permits only, subject to a review of the position of police and security officials; and [his/her status] will not be upgraded.

C.7.4 At the time of issuing the temporary residency visa (A/5), the parent who filed the application will receive written notice, in Hebrew and in Arabic, whereby three months before the end of the period, documents and proof of center-of-life in Israel must be submitted for the examination of the branch office, and this prior to the grant of a permanent residency visa.

C.7.5 A minor's residency visa will not be extended if the minor does not live with the custodial permanent-resident parent in Israel on a permanent basis.

C.7.6 A minor to whom the Temporary Order applies who has reached age 18, will continue receiving the same visa/permit s/he had prior to reaching age 18 and [his status] will not be upgraded.

The visa/permit will be extended subject to the absence of criminal/security preclusion, center-of-life, and all subject to the circumstances, the Law and the procedures.

**C.7.7 Applications filed prior to proof of a two-year center-of-life as required**

C.7.7.1 When finding that a center of life in Israel by the permanent resident parent and the minor has not been proved as stated above (for two years prior to the application submission date), the parent will be required to furnish within 45 days the following threshold documents:

- Rental or purchase agreement in the sponsor's name for an apartment in Israel.
- Confirmations of studies and end-of-year school report cards of the children in various education frameworks in Israel from age six at the minimum.
- Affidavit signed before an attorney as to the particulars of the stay period of the sponsor and the sponsored inside Israel and outside it.

Note – additional documents may be demanded beyond the above that may indicate the start of the center of life in Israel, and this is not an exhaustive list.

C.7.7.2 If the threshold documents have not been submitted within 45 days, the application will be rejected and notice will be sent to the applicants.

C.7.7.3 If all required threshold documents have been submitted and the remaining provisions of procedure are met, the application will not be rejected, and will remain pending until the completion of two continuous years of center of life in Israel. During this period, a minor under age 14 will receive a confirmation of application submission stating that no enforcement measures will be undertaken against the applicants in the duration. A minor over age 14 will receive a temporary DCO permit (each time a year-long at most) until proving two years inside Israel.

C.7.7.4 Near the end of the two continuous years of center of life in Israel, the permanent resident parent must supply proof of the existence of a center of life in Israel with the minor in the two preceding years. Let it be clarified that the application submission date will be calculated according to the initial date on which the application which was not rejected had been filed, and that two years of center of life in Israel will be required from this application's submission date.

C.7.7.5 Subsequent to proof of center-of-life as required, and in the absence of a police- and security-based preclusion and provided the other conditions of the procedure are met, proceed according to section C.3.6 and on.

- C.7.7.6 Proof of center-of-life has not been provided as required, and the permanent resident parent has not applied near the end of the two continuous years of center-of-life in Israel, the application will be denied, and notice will be sent to the applicants.
- C.7.7.7 Applications previously filed and rejected for failure to prove two years of center of life as required, [when] near the end of two continuous years of center of life in Israel from the date of the rejected application, the permanent resident parent applies and submits a new application and proves the existence of a continuous two-year center of life as required, the application may be reconsidered according to the minor's age on the date of the previous application which was rejected due to lack of center of life in Israel, and in the absence of a police- and security-based preclusion, proceed according to section C.7.3 and on.
- C.7.7.8 Let it be emphasized that applications that were rejected due to false details/false documents about habitation inside Israel, will not be returned for the above detailed processing.

\*\*\* Let it be clarified that there is a difference between processing of an application under Regulation 12 of the Entry into Israel Regulations 5734-1974 (see Procedure No. 5.2.0029 – Procedure for Processing of an Application for Grant of Residency Visa for a Minor Born in Israel with Only One Parent Registered as a Permanent Resident of Israel under Regulation 12 of the Entry into Israel Regulations 5734-1974) and processing an application for registration and grant of residency visa in Israel for a minor born outside Israel with only one parent registered as a permanent resident of Israel (the procedure herein).

D. The Law and its sections

- D.1. Entry into Israel Law 5712-1952.  
D.2. Entry into Israel Regulations 5734-1974.  
D.3. Citizenship and Entry into Israel Law (Temporary Order) 5763-2003.