

**LAW ON LEGAL STATUS OF FOREIGN
CITIZENS AND STATELESS PERSONS
IN THE REPUBLIC OF MOLDOVA**

Nr. 275 from 10.11.1994

Note: This Law was signed by the President of the Parliament on 10 November 1994 and published in the ‘Official Gazette’ dated 29 December 1994.

CHAPTER I

GENERAL PROVISIONS

Art.1. A foreign citizen is considered a person who doesn't have the citizenship of the Republic of Moldova but has the evidence of his belonging to another state.

Art. 2. A stateless person is a person who is not considered as a national by any State under the operation of its law

Art. 3. Foreign citizens and stateless persons are obliged to observe the Constitution and other laws of the Republic of Moldova.

Art. 4. The legal status of foreign citizen and stateless person is laid down by the legislation in force and by the international treaties to which the Republic of Moldova is a party.

Art. 5.

1. Foreign citizens and stateless persons enjoy the same rights, freedoms and duties as citizens of the Republic of Moldova, with the exceptions stipulated by law.

2. Foreign citizens and stateless persons enjoy rights and freedoms without prejudice to the state interests, to the legitimate rights and interests of persons of the Republic of Moldova and of other persons.

3. Foreign citizens and stateless persons are equal before the law and public authorities without distinction of any kind, such as the sex, race, nationality, ethnic origin, language, religion, views, political membership, property or social origin

CHAPTER II

**FUNDAMENTAL RIGHTS, FREEDOMS AND RESPONSIBILITIES
OF FOREIGN CITIZENS AND STATELESS PERSONS**

Art. 6.

1. Foreign citizens and stateless persons have the right to reside in the Republic of Moldova on the basis of valid identity documents.

2. Foreign citizens and stateless persons that temporarily arrived to the Republic of Moldova have the right to be domiciled in the Republic of Moldova in accordance with the legislation in force.

Art. 7.

1. Foreign citizens and stateless persons who are domiciled in the Republic of Moldova have the right to work and the protection of work in accordance with the legislation in force.

2. Foreign citizens and stateless persons cannot be appointed to a position or be engaged in an activity for which in accordance with the legislation in force the citizenship of the Republic of Moldova is required.

Art. 8.

1. Foreign citizens and stateless persons have the right to rest and to healthcare on the common grounds with citizens of the Republic of Moldova.

2. Foreign citizens and stateless persons specified in art. 2 para. (1) letter a) - f) of the Law no. 274 on the integration of foreigners in the Republic of Moldova dated 27 December 2011, employed in Moldova under an individual employment contract, foreign citizens and stateless persons with permanent residence in the Republic of Moldova, as well as refugees and beneficiaries of humanitarian protection, in accordance with the law, have the same rights and obligations in the mandatory health insurance scheme as Moldovan citizens, if international treaties do not stipulate otherwise. Foreign citizens and stateless persons who have been granted temporary residence in the Republic of Moldova for family reunification, studies, humanitarian or religious activities, are required to individually enroll in the insurance scheme, by paying the compulsory health insurance fee, similar to Moldovan citizens that pay a determined fixed amount, if international treaties do not stipulate otherwise.

3. Foreign citizens and stateless persons are obliged to pass medical examination with the purpose of revealing human immune-deficiency virus (HIV) and AIDS disease.

Art. 9. Foreign citizen and stateless persons who are domiciled in the Republic of Moldova have the right to receive allowances, pensions and other social securities in accordance with the legislation in force.

Art. 10. Foreign citizens and stateless persons who are domiciled in the Republic of Moldova enjoy the same right to a dwelling as citizens of the Republic of Moldova.

Art. 11. Foreign citizens and stateless persons have the right to own a home and other private property, to inherit and bequeath a property, to enjoy the copyright of literature, artistic and scientific works, discoveries and inventions and to have other nonmaterial personal rights.

Art. 12.

1. Foreign citizens and stateless persons and citizens of the Republic of Moldova have the equal right to education.
2. Foreign citizens and stateless persons admitted to the educational institutions have the rights and responsibilities in accordance with the legislation in force and with the rules established by these institutions.

Art. 13. Foreign citizens and stateless persons who are domiciled in the Republic of Moldova have the right to join on the common grounds as citizens of the Republic of Moldova the diverse cultural, scientific and sport societies, cooperative organizations and production associations if their statutes do not envisage otherwise.

Art. 14. In accordance with the legislation in force foreign citizens and stateless persons are guaranteed freedom of conscience, expression and opinion.

Art. 15. Foreign citizens and stateless persons have the right to marry citizens of the Republic of Moldova and other persons and to dissolve a marriage in accordance with the legislation in force. They enjoy the same rights and have the same responsibilities in family relations as citizens of the Republic of Moldova.

Art. 16. Foreign citizens and stateless persons have the right to move on the territory of the Republic of Moldova and to choose the place of residence in accordance with the legislation in force.

Art. 17.

1. In accordance with the legislation in force foreign citizens and stateless persons are guaranteed personal immunity and inviolability of dwelling. They have the right to effective rehabilitation by the competent courts and other public authorities in case their rights, freedoms and legitimate interests are violated.
2. In accordance with the legislation on the Ombudsman, foreign citizens and stateless persons in case of violation of their legitimate rights and interests on the territory of the Republic of Moldova have the right to present a petition to an Ombudsman.
3. Foreign citizens and stateless persons enjoy the same proceeding rights in court as citizens of the Republic of Moldova.
4. Foreign citizens are guaranteed the right to seek protection at diplomatic missions of their countries.

Art. 18. Duties, taxes and other payments are imposed on foreign citizens and stateless persons on common grounds as for the citizens of the Republic of Moldova, if international treaties to which the Republic of Moldova is party do not stipulate otherwise.

Art. 19.

1. Foreign citizens and stateless persons have no right to elect and to be elected to the legislative, executive and other election bodies, and also to participate in the all-nation poll.
2. Foreign citizens and stateless persons cannot be members of parties and other socio-political organizations.

Art. 20. Foreign citizens and stateless persons cannot serve in the Armed Forces of the Republic of Moldova.

(CHAPTER III repealed through Law Nr. 151 from 15.07.11, Official Gazette 131-133/12.08.11 art 403)

CHAPTER IV

FINAL PROVISIONS

Art. 30. The present law does not affect the privileges and immunity of the heads and collaborators of diplomatic missions and other persons specified in the legislation in force and in the international treaties.

Art. 31. In case a state establishes the rights and freedoms restrictions for citizens of the Republic of Moldova, the Government can establish retaliatory restrictions for the citizens of the respective state.

Art. 32. In case international treaty to which the Republic of Moldova is a party establishes norms different from ones specified by the present law, the norms of international treaty are applied.

Chairman of the Parliament

Petru Lucinschi

Chisinau, 10 November 1994

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