

1. Hi, what do I need to do to return to Poland from Ukraine? I have a national student visa, but no Polish Card nor residence permit. I am in my 4th year, am renting an apartment in Warsaw and also working (contract of mandate / umowa zlecenia). I left most of my belongings there and would like to go back to work. Thanks for help!

Even with border closures you will be able to enter Poland if you have a right to work in Poland. Do not forget to have with you the documents confirming the fact that you are working legally in Poland

2. I have a TRP valid until 25th of May but I returned to my home country. Is it still possible for me to enter Poland until 25th of May? Will then my residence permit be automatically extended as soon as I enter Poland.

If you have a valid temporary residence permit you should not have problems when crossing the Polish border while it is still valid. Your TRP should automatically be extended for the duration of the epidemic state due to coronavirus (and up to 30 days later).

3. What is the balance you should have in your bank account before applying for the TRC? I have already paid the 2 semester fees, also can we show our sponsors bank statement if possible?

The answer to this question is in the presentation (slide7-8)

4. I am a foundation student and my visa is not enough to let me stay at Poland till my flight, which is one of the first flight I can find at this moment and I already bought it which is in July. May I ask how can I stay in Poland for that 15 days. Should I make a temporary residence permit or I can just use the new rule about coronavirus.

If your national visa or TRC ends during the coronavirus your legal stay is automatically extended to 30 days after the revocation of an epidemic risk. That means that you can leave Poland within 30 days from the end of your visa or TRC without any negative consequences.

5. I have a Polish national visa valid until September 2020. You said, we can only re-apply from our home country. But given this situation, it is not possible. But I am currently staying in the Netherlands, is it possible to re-apply the Polish national visa from The Netherlands, instead of from my home country?

If you can prove that you have current residency in the Netherlands, then you can apply for a Polish visa from there. It would be best to inquire about it at the Polish embassy in the Netherlands.

6. My studies here are based on a scholarship. I am not doing a degree and not part of students' exchange. My visa is not a student visa, but "13 - naukowiec". I was supposed to have another year of the program but recently I was informed that it was cancelled because of the situation. I hold only an Israeli passport, so I am not part of the EU. My

vise expires on July 15th 2020. 1. Does my visa extend automatically for 2 months? 2. Am I allowed to extend my vise if don't study next year?

If you hold a national visa and on the 15 of July the epidemic risk is still not revoked your stay will be automatically extended to 30 days after its revocation. If by that date the situation comes back to normal (revocation of epidemic risk) your stay will be legal only as long as your residence permit.

You can not extend your visa in your situation.

If you wish to stay in Poland you can apply for a residence permit in the immigration office. In order to do that however you need to prove that you have a "reason to stay" (studies, work, family) and that you fulfill all other requirements (source of income, insurance, place to stay etc)

7. I am a PhD student at Univ. Warsaw. In my case, my appoint was scheduled last month and was cancelled due to covid. I did not send my documents via post as was not sure if I should submit original documents via post. I have not yet received any information regarding the rescheduling of my appointment from the voivode office. Should I submit notarized documents via post?

It is safer to send the documents than to wait for the immigration office to contact you.

You have to send the documents by post with the registered letter (list polecony).

You can send notarized documents if you do not want to send the originals.

8. Can the housing be free of charge if the landlord will allow me to stay there for free? 2. I am in the procedure of appealing, are there any possibilities to review my submitted documents at Head of The Office for Foreigners during coronavirus situation?

You need to have a formal agreement concluded with your landlord giving you a right to stay in the apartment. It does not have to be a lease agreement.

As far as I know, currently there is no possibility to review your case at the Office for Foreigners. You have to contact them regularly to make sure whether anything changed. You can make an appointment to review your case here: <https://rezerwacja.udsc.gov.pl/public/>

9. Hi, so my case, is different. I already have a study visa till July 30. the issue is that my passport will expire on November 17. yet due to the current situation, my embassy informed me that it will take up to 4 months to receive a new passport and I can not extend the expiry date on the current passport. can submit for an extension of the study permit till the end of my passport validation?

Yes. You can submit an application for residence permit now, when you still have a valid passport. Make sure to obtain a new, valid passport as soon as possible. After submitting your application, please inform immigration office that about your new passport.

10. My Visa is valid until 26th of September. When should I better submit documents for TRP?

Considering the fact that it usually takes more than 6 months to complete the procedure it is recommended to apply at least few months before the end of the visa or residence card.

If you already have documents proving the reason of your stay for the next period of time (in case of studies it can be confirmation from the university that you have been admitted for the next semester, in case of work it can be an agreement with the employer) and all other documents (source of income, insurance etc.) you can apply even now (by post).

11. Good afternoon, my dilemma is to do or not to do... I am on my third year and I have my VISA valid till the end of June. Since I don't know if my defense has it's place in this timeline I am thinking to start the process of residence card. I dont have any documents about my further studies and I am losing my student status after the defense. Should I do residence card, or taking into account fact of coronavirus pandemic I can wait until starting next year so I can apply for the next year?

The only thing you need to remember is that at the time of making application for residence permit you need to make sure that you are staying in Poland legally. Remember that if you apply for residence permit you need to show that the reason why you are applying will be valid for at least 3 months. So if you apply on June and have your graduation on July you will not be able to justify your stay based on studies for more than 3 months.

I would recommend exploring the possibility to apply for TRC based on work (if you are working) or as a graduate looking for job. You can also first apply based on studies and then, after graduation change the basis of your application to searching for job after graduation.

12. So if you apply for the 12-month residence permit, and , for example, the decision was made 6 month into this period. Do those month get subtracted from the 12 month or it is +12 month to the date of the decision? Do you choose the date the residence card starts working, or is it determined by the date of application?

The duration of your residence permit will depend on the date when the decision will be issued. If you receive a temporary residence permit for 1 year, then the date of the decision will mark the beginning of this 1-year long period of your TRC.

13. How long does it take to get an answer regarding the appeal?

The appeal procedure usually lasts 7 months or more.

14. I have a valid Spanish resident card. After my legal stay in Poland expires can I return to Spain and come back to Poland the next day and be legal in Poland?

Based on the permit issued by another UE country you can stay in Poland (or other EU country other than Spain) for maximum 90 days within each 180 days. The same regulation concerns citizens of European Union. That means that if you spent whole 90 days here you need to leave for at least 90 days.

15. Should all the documents required for temporary residence permit be in Polish?

Yes, all the documents have to either be in Polish or translated in Polish by a sworn translator.

16. I have national visa now and I am short term student erasmus here can I extend my visa?

If you received a Polish national visa, you can extend your visa in Poland at Wojewoda Mazowiecki.

If you received a national visa from another EU country, you cannot extend such visa in Poland.

If you were in Poland on 14 March based on a visa issued by another Schengen country and the validity of this visa expired during epidemic state in Poland, your legal stay in Poland extends until the end of epidemic state +30 days (provided that you continuously stay in Poland).

17. With the national Visa can I work?

If you are a student of full time studies (student studiów stacjonarnych) you can work with a national visa.

The question is too general – in most cases in order to work you additionally need work permit, but it depends on many factors – not just on a type of visa.

18. How do I apply for a work permit? I am with EU country resident card and a student.

If you are a student of full time studies in Poland (studia stacjonarne) you do not need a work permit. If you received a TRC in Poland based on article 144 of the Act on Foreigners, you can work without a permit.

In other cases (studia zaoczne) the work permit is needed, but it is an employer who applies for it in the immigration office (urząd wojewódzki).

19. After more than 50 days that the decision has been made for my case, I have not received the decision neither by mail nor via SMS or phone call. Please give me our opinion.

If you received the information (on the online platform) that your decision has been issued 50 days ago and you still did not receive it, please verify it at the post office. Just to be on the safe side I would write a formal appeal against the decision on 23 May. Please try to contact the office of Wojewoda Mazowiecki and find out what kind of decision you received.

20. I just want to make sure: I'm from Lithuania and have been studying here past 3 months. I would like to stay for 1-2 more months. So I am still legal, am I right?

Citizens of UE countries can stay in Poland (or other EU countries) for maximum 3 months within 6 months. That means that if you spent whole 3 months here you need to leave for at

least 3 months or apply for a residence permit for EU citizens.

21. If my national visa expires and I am waiting for the temporary residence permit. Can I still work legally? The medical cover of my work. Work as the medical insurance that the office needs?

If you are a student of full time studies (studia stacjonarne), you can continue working while waiting for your residence card.

The insurance from your employer can be a proof of your insurance.

The question is too general and the answer may be different if you are not a student – in that case it depends on the kind of visa and/or permit that you currently have.

22. Does a private medical insurance work when I have a private scholarship instead of the university stipend?

Yes. You can have a private medical insurance.

23. My national visa will be expired by the end of September, is it possible for me to exchange to France in September with my valid visa and go back to Poland in December? Will my application for TRP be cancelled after backing to Poland?

I do not fully understand the question. You can enter Poland if you have either valid visa or valid residence permit. If you leave Poland during the procedure for temporary residence permit the procedure will not be cancelled. However, make sure that you give somebody a power of attorney in your TRC procedure and inform the administrative authority about it (you will also have to pay 17 PLN for the power of attorney).

24. Let say that I am going to apply for Karta Pobyta in late June. And I need a proof of tuition fee payment but at that time I will not have the even invoice as I got invoice last year in September. What Should I do in that case, if apply without payment of tuition fee the rejection will be more realistic?

The procedures are very long so you will most probably be able to deliver your proof of payment later. You can inform them about that. In that case it is however important to make sure that there are sufficient funds on your bank statement that cover additionally the costs of tuition.

25. I entered to Poland on 2nd of March based on the visa-free agreement between Poland and Japan. I am planning to go back on 12th of July. I understand that after the lockdown ends it will automatically be extended for 30 days, but if the lockdown ended let's say at the end of this month, it means that the automatic extension will expire at the end of June. In this case, should I go to Urzad (if open) and ask for the additional 2 weeks of legal stay under the extraordinary situation?

There is nothing that you can ask the immigration office to issue based on “extraordinary situation”. If the epidemic risk is revoked before your 90 days visa-free traffic ends the only

thing you can do is to apply for a residence permit. Even though you know you will not get it this would ensure your legal stay for the days before your flight.

After you leave you can dismiss the case.

26. If I applied for TRC during summer break, should I submit a confirmation about payment for a next academic year?

Yes, the immigration office needs to have all documents for the period you are applying for in order to give you a positive decision.

27. I have a residency permit in another EU state. Can I apply for a national Polish visa outside of my home country if I have a residency permit in that EU state?

Yes. If you have permanent residence permit in another country you can apply there for a Polish visa. It would be best to enquire about it at the Polish embassy in the country where you want to apply for a visa.

28. I know I'm not the only student who submitted documents, but I'd like to ask, I'm a 1st-year MA student and after June I must return my country to complete my thesis. So, is it possible in case of a positive result to get the card until the end of June? I would like to ask for your help.

You can receive a residence card for the duration of your studies +3 months. Remember that you need to show that studies justify your stay in Poland for the period of more than 3 months. If you will have problem with this element you could later change the basis of your application. You will have to write to the immigration office informing them about it and submitting additional required documents for a new basis for TRC.

29. Which documents are necessary to show your parents will support as a way to show you have sufficient funds?

Your parents should submit a written statement that they are supporting you. They have to additionally attach their work agreement.

Remember that all the documents must be either prepared in Polish or translated into Polish by a sworn translator.

30. I am in my 3rd year Phd studies. Its taking a very long time after applying to re-issue my residence permit. Is it possible to go back to my home country India and get the Visa?

Yes, you can always leave and apply for visa in Polish consulate in your country.

31. What are the documents needed for appeal? Besides the one which was missing. You said that all the documents that expired should be sent. Which documents can expire?

You have to attach all the documents that will show the authorities that you still fulfill all requirements for obtaining the residence card. That means that the missing documents are crucial, but you also have to make sure they still have your valid insurance, valid lease agreement, valid bank statement and so on. As the procedures take such a long time it is possible that those that were attached at the beginning of the procedure are simply no longer valid.

32. If I want to apply for the post-graduate permit, do I need to attach the diploma?

Yes, the diploma is the main proof that you actually have graduated. However if your permit or visa is coming to an end but you will have your diploma a little bit later it is ok to submit the application without it and deliver it to the immigration office once it is ready.

33. Będę miał wymianę naukową w następnym semestrze w innym kraju UE na 5 miesięcy. Wiem, że dla uzyskania obywatelstwa polskiego 2 lata nauki na Uniwersytecie są rachowani jak 1 rok. Chciałbym więc Państwa zapytać, jeśli będę znajdował się w Polsce nie 2 lata, a 1.5 roku, czy to będzie rachowano za rok pobytu dla uzyskania obywatelstwa, czy za mniejszy termin?

Aby myśleć o obywatelstwie polskim, należy najpierw uzyskać zezwolenie na pobyt stały/pobyt rezydenta długoterminowego. Aby uzyskać obywatelstwo liczy się bowiem okres pobytu w Polsce na podstawie zezwolenia na pobyt stały/rezydenta długoterminowego UE, a nie na podstawie zezwolenia na pobyt czasowy.

Aby ubiegać się natomiast o zezwolenie na pobyt rezydenta długoterminowego UE okres pobytu w Polsce na podstawie studiów jest liczony x0,5. W przypadku wyjazdu z Polski kluczowa pozostaje kwestia tego czy nadal Pana pobyt będzie można uznać za nieprzerwany. Proszę spojrzeć na art. 212 ust. 3 i 4 ustawy o cudzoziemcach. Jeśli pobyt mimo wszystko będzie można uznać za nieprzerwany, moim zdaniem cały okres pobytu na podstawie zezwolenia na pobyt czasowy będzie mógł zostać zaliczony do niezbędnego okresu do uzyskania zezwolenia (oczywiście po podzieleniu przez 2).

34. Czekam na decyzję w sprawie wydania karty pobytu, ale teraz jestem nie w Polsce, jeśli otrzymam decyzję w czasie gdy wciąż będę przebywać poza Polską i nie będę mogła odebrać dokumentu z poczty, co powinnam zrobić?

Najbezpieczniej upoważnić kogoś, kto mieszka w Polsce do odbioru poczty i decyzji w Pani sprawie. Trzeba więc po pierwsze podpisać pełnomocnictwo wystawione na tę osobę i przekazać je urzędowi. W pełnomocnictwie powinien być wskazany adres osoby upoważnionej. Wszystkie dokumenty będą wysyłane na jej adres. Po odebraniu decyzji pełnomocnik/pełnomocniczka powinna przesłać decyzję do Pani, a konsulat na podstawie tej decyzji wyda wizę umożliwiającą wjazd odbiór karty pobytu. Opłata od pełnomocnictwa wynosi 17 zł.

35. Jeśli złożyłam uzupełniające dokumenty w sekretariacie wraz z podaniem w którym był wskazany numer sprawy czy one będą dołączone normalnie do sprawy?

Tak, dokumenty z biura podawczego, sekretariatu a także dostarczane pocztą dołączane są do akt sprawy.

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