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EXTRAORDINARY

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PART I : SECTION (I) — GENERAL
Government Notifications

L.D.B. 10/2015

IMMIGRANTS AND EMIGRANTS ACT (CHAPTER 351)

REGULATIONS made by the Minister of Public Security under section 52, read with sections 14 and 23 of the Immigrants and Emigrants Act, (Chapter 351) and approved by Parliament.

TIRAN ALLES,
Minister of Public Security.

Colombo,
22nd March, 2024.

Regulations

- These regulations may be cited as the Permanent Residence Visa Regulations of 2024.
- (1) A permanent residence visa may be granted or issued to -
 - a person of Sri Lankan descent or whose citizenship of Sri Lanka has ceased under sections 19, 20 or 21 of the Citizenship Act (Chapter 349);
 - a non Sri Lankan spouse of a Sri Lankan citizen whose marriage is subsisting for more than six months at the time of making the application;



- (c) the non Sri Lankan spouse of a deceased Sri Lankan citizen who has not remarried at the time of making the application and whose marriage has subsisted for more than six months at the time of the death of the Sri Lankan citizen;
 - (d) the non Sri Lankan spouse of the person referred to in subparagraph (a), whose marriage is subsisting for more than six months at the time of making the application; and
 - (e) a child of a person referred to above.
- (2) A person referred to in subparagraphs (a), (b) or (c) of paragraph (1) may apply as a primary applicant for a permanent residence visa.
- (3) Every application for the grant or issue of the permanent residence visa shall be made to the prescribed authority in Form A set out in the Schedule hereto to the head office of the Department of Immigration and Emigration or online and shall contain all the particulars required to be entered therein.
4. (1) Where an application is made under regulation 3 for a permanent residence visa, the prescribed authority may require the person applying to furnish such number of copies of the photograph or of the biometrics or of both, as the prescribed authority may specify, of the person in respect of whom the application is made.
- (2) Every copy of the photograph or of the biometrics furnished under paragraph (1) of this regulation, shall be authenticated in such manner as the prescribed authority may specify.
5. The prescribed authority may require any person who has made an application for the grant, issue or extension as the case may be of a permanent residence visa to furnish such other information or to produce such other documents, as the prescribed authority may consider relevant in respect of the grant, issue or extension of such visa.
6. The fees payable in respect of a permanent residence visa shall be as set out in the table below: -

TABLE

<i>Permanent Residence Visa</i>	<i>Fees United States Dollars (US \$)</i>
For-	
(a) the person making the application (primary applicant) under sub paragraphs (a), (b) or (c) of paragraph (1) of regulation 2;	1000.00
(b) the non Sri Lankan spouse referred to in subparagraph (d) of paragraph (1) of regulation 2;	400.00
(c) a child referred to in subparagraph (e) of paragraph (1) of regulation 2.	400.00

7. (1) Every permanent residence visa shall be substantially in Form B set out in the Schedule hereto and may be issued in the form of a card or as an endorsement in the passport.
- (2) Where a card is issued under paragraph (1), one thousand rupees shall be charged for the visa card and after the expiry of the period specified in such card it shall be renewed by paying the same.
8. (1) A permanent residence visa granted or issued to a non Sri Lankan spouse shall cease to be valid –
 - (a) where the marriage contracted between such non Sri Lankan spouse referred to in subparagraph (d) of paragraph (1) of regulation 2 and the primary applicant referred to in subparagraph (a) of paragraph (1) of regulation 2 is legally dissolved prior to the expiry of five years from the date of entering into the marriage;
 - (b) where the marriage of the non Sri Lankan spouse referred to in subparagraph (b) of paragraph (1) of regulation 2 and the Sri Lankan citizen is legally dissolved prior to the expiry of five years from the date of entering into the marriage; or
 - (c) where a person referred to in subparagraph (c) of paragraph (1) of regulation 2 enters into another valid marriage prior to the expiry of five years from the date of entering into the original marriage, to a person who is not a citizen or permanent resident of Sri Lanka;
- (2) Where a person's permanent residence visa is ceased to be valid under paragraph (1) above, such person shall leave the country immediately or if such person wishes to stay in Sri Lanka for a further period, may apply for another category of visa forthwith.
9. A person granted or issued with a permanent residence visa shall be entitled to-
 - (a) enter and remain in Sri Lanka;
 - (b) have access to education, health and other public services in Sri Lanka as may be provided for by any other written law;
 - (c) engage in any lawful occupation in Sri Lanka as may be provided for by any other written law;
 - (d) engage in any lawful business or commercial activity; and
 - (e) inherit, transfer or alienate any property in Sri Lanka as may be provided for by any other written law.
10. (1) The prescribed authority may, cancel a permanent residence visa granted or issued to any person under regulation 2, if the prescribed authority is satisfied that-
 - (a) the permanent residence visa has been obtained by means of fraud, false representation or by concealing of any material fact;
 - (b) the permanent residence visa holder has acted in contravention of the provisions of the Constitution of Sri Lanka;
 - (c) the permanent residence visa holder has, during any civil strife or war in which Sri Lanka is a party, assisted or associated with the adversary party, in any manner against the interests of Sri Lanka;
 - (d) after granting the permanent residence visa, the holder has been sentenced to imprisonment by any court in Sri Lanka or any other country for a term exceeding two years;

- (e) the permanent residence visa has ceased to be valid under regulation 8; or
 - (f) it is necessary so to do in the interests of the sovereignty and integrity of Sri Lanka, or in the interests of the national security of Sri Lanka.
- (2) Where a permanent residence visa issued or granted is cancelled under paragraph (1) above, the prescribed authority shall, cause a notice of the cancellation to be served on the holder of such visa.
11. (1) A person who has been granted or issued with a permanent residence visa under paragraphs (a), (b) or (c) of paragraph (1) of regulation 2 may, make a request to the prescribed authority in Form C set out in the Schedule hereto for the cancellation of the permanent residence visa granted or issued to such person.
- (2) The prescribed authority may, on receipt of a request under paragraph (1), cancel such visa granted or issued to such person.
- (3) The prescribed authority shall cause a notice of cancellation to be served on the holder of such visa.
12. Where the permanent residence visa granted or issued to a person is cancelled under regulation 10 or under paragraph (2) of regulation 11, the permanent residence visa granted or issued to any person referred to in subparagraphs (d) or (e) of paragraph (1) of regulation 2 may be cancelled, where it is reasonable in the circumstances to do so.
- Provided that, the prescribed authority shall not cancel the permanent residence visa of any person referred to in subparagraph (e) of paragraph (1) of regulation 2 where at least one parent or guardian of such person is a Sri Lankan citizen or is the holder of any valid Sri Lankan residence visa, including a permanent residence visa, or where cancelling of the permanent residence visa may cause such person, being a child, any harm.
13. Any one of the following persons shall be a prescribed authority for the purpose of granting, issuing or extending a permanent residence visa or cancelling a permanent residence visa: -
- (a) the Controller of Immigration and Emigration;
 - (b) a Deputy Controller of Immigration and Emigration; and
 - (c) an Assistant Controller of Immigration and Emigration.
14. Submission of an application under regulation 3 shall not be regarded as a right to obtain a permanent residence visa.
15. In these regulations -

“child” means a person who has not attained the age of twenty two years;

“non Sri Lankan Spouse” means a citizen of any other country who has entered into a valid marriage in Sri Lanka or any other country with a person making an application under subparagraph (a) of paragraph (1) of regulation 2 or who has entered into a valid marriage in Sri Lanka or any other country with a Sri Lankan citizen or a deceased Sri Lankan Citizen; and

“person of Sri Lankan descent” means any person whose either parent, grandparent or great grandparent were born in Sri Lanka or, was or is a citizen of Sri Lanka.

Address:

 Telephone No.:

22. Residential Address & Telephone Number of the Home Country:

Address:

 Telephone No.:

23. E-Mail Address:

Section F - Previous Visa Details

24. Details of the previous Sri Lankan Residence Visa:

(a) Visa No:

(b) Date of Issue:

(c) Date of Expiry:

(d) Purpose:

Section G - Declaration

25. Please read the declaration below carefully and understand before signing it.

"I understand that, if I make any false statements, or provide any false statements, or provide any false or misleading information or If I have changed or altered this form in any way, my application may be declined or I may become liable for deportation.

I understand that, the Department of Immigration & Emigration, Sri Lanka can request further details/ documents other than above. when and where it becomes necessary.

I declare that the information given about my self and dependents are true and complete and I have not willfully suppressed any information that is required.

I undertake to inform the Department of Immigration & Emigration, Sri Lanka of any relevant fact or change of circumstances that may affect the decision on my application for a visa or affect the decision to grant entry permission based on the visa for which I am applying."

I understand that, the prescribed authority may cancel the visa granted or issued to me under regulation 2 on any ground specified in regulation 11.

.....
Date

.....
Signature of the Applicant

Office Use Only

Application No: <table border="1" style="display: inline-table; width: 300px; height: 15px;"></table>	
Special Comments: <table border="1" style="display: inline-table; width: 300px; height: 15px;"></table>	
	(i) Application is Approved/ Not Approved (ii) Period of visa granted: <table border="1" style="display: inline-table; width: 40px; height: 15px;"></table> Days/ Months/ Years (iii) Signature :Date:..... (Controller/ Deputy Controller/ Assistant Controller)

[Regulation 7]

FORM B

GRANT OR ISSUANCE OF PERMANENT RESIDENCE VISA	
Photograph	Visa Number :
	Passport No :
	Surname :
	Other name :
	Gender :
	Nationality :
	Date of Birth :
	Other :
	Date of Arrival :
Previous Visa :	
Authority: CONTROLLER OF IMMIGRATION AND EMIGRATION	
Date of Issue :	
Date of Expiry :	
Place of issue :	
Visa Validity :	From: To:

Form C

[Regulation 11]

REQUEST FOR CANCELLATION OF THE PERMANENT RESIDENT VISA

Visa Number :
Passport number :
Surname Other name :
Gender :
Nationality :
Spouse and Children :
holding permanent resident
Visa

Name	Visa number
1.	
2.	
3.	

Visa validity from to

I understand that the permanent residence visa granted or issued to any of my children and any visa granted to my spouse shall also be cancelled upon the cancellation of my permanent residence visa.

.....
Signature of the Applicant

.....
Date

Office use only

Reference Number:	Request is approved / Not approved
Special Comments:	Signature Date (Controller / Deputy Controller / Assistant controller)

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