

# ACT of 13 June 2003 ON FOREIGNERS<sup>1)</sup>

(Consolidated text: Dziennik Ustaw 2006, No. 234, item 1694; with subsequent amendments: Dziennik Ustaw 2007, No. 120, item 818, No. 165, item 1170; 2008, No. 70, item 416, No. 180, item 1112, No. 216, item 1367, No. 227, item 1505, No. 234, item 1570; 2009, No. 6, item 33, No. 31, item 206, No. 95, item 790; 2010, No 81, item 531, No. 96, item 620, No. 239, item 1593; 2011, No. 131, item 764)

## Chapter 1. General Provisions

**Article 1.** This Act shall set down the rules and conditions of entry into the territory of the Republic of Poland, transit across the said territory, stay therein and exit from the territory of the Republic of Poland by foreigners, the procedure to be followed and the authorities competent in these matters.

**Article 2.** A foreigner shall be any person who does not have Polish citizenship.

**Article 3.** This Act shall not apply to:

1) heads and members of personnel of diplomatic missions, heads of consular offices and members of consular personnel of foreign states, and other persons treated as such pursuant to statutory law, agreements or commonly accepted international customs, on condition of reciprocity and possession by such persons of documents confirming the functions performed thereby, giving the right to enter into and stay in the territory of the Republic of Poland, save for Article 13, paragraph 1, Article 21a, Article 25, Article 26, Article 28, Article 29, Article 33, Article 34, Article 35, paragraphs 3 and 4, Article 38, paragraph 1, Article 40, Articles 46 to 48, Article 48a, Article 48b, paragraph 1, subparagraph 4 and Articles 48c to 48h;

2) citizens of European Union Members States, Member States of the European Free Trade Agreement (EFTA) – parties to the Agreement on the European Economic Area or of the Swiss Confederation, as well as their family members who join them or stay with them, except for:

a) Article 12a, Articles 16 to 20, Article 93, Article 94, Articles 96 to 96c, Article 100, Chapters 9 and 10, Article 124, subparagraph 1, letter g, and subparagraphs 2 and 4, Article 125, paragraph 1, subparagraph 2 to the extent concerning Article 124, paragraph 1, subparagraph 1, letter g, Article 126, paragraph 1, subparagraphs 4 and 7, and paragraph 2, Article 127, Article 128, paragraph 2 and Articles 131 to 134, which shall apply to citizens of European Union Members States, Member States of the European Free Trade Agreement (EFTA) – parties to the Agreement on the Euro-