

**12 - VISA
INSTRUCTIONS/CITIZENSHIP**

Djuc 110/6067

GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI
(Passport Branch Home Department)
5th level C Wing, Delhi Sachivalaya, I.P. Estate, New Delhi.

F.No.1/15/2001/PPI- 7839

Dated: 10/12/10

To

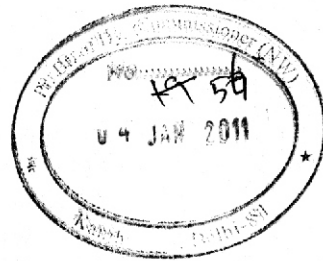
1. The Foreigners Regional, Registration Officer, East Block No.8, Sector, -J Rama Krishna Puram, New Delhi.
2. The Deputy Commissioner of Police (HQ) I.P.Estate, New Delhi.
3. Officer-in-Charge Immigration Officer, IGI, Airport, New Delhi.
4. Divisional Commissioner, Govt. of NCT of Delhi, 5, Sham Nath Marg, Delhi

Subject: Guidelines for grant of Employment Visa.

I am to enclose herewith a copy of letter No.25022/124/2008.F.I dt. 29-11-2010 received from the Ministry of Home Affairs (Foreigners Division, Government of India, New Delhi on the above noted subject for information and further necessary action at your end.

Yours faithfully,

for Deputy Secretary (Passport)
Govt. of NCT of Delhi
Ph. 011-23392064



Encl: As above.

Forwarded for information and necessary

Pr. Br. ADW, AC

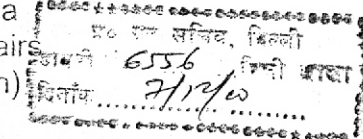
Diary No. 29

Dated: 10/12/10

North-West

All Docs. closed
Delhi/New Delhi
All SDs

25022/124/2008-F.I
Government of India
Ministry of Home Affairs
(Foreigners Division)



Jaisalmer House, 26, Man Singh Road
New Delhi-110011, dated 29.11.2010

OFFICE MEMORANDUM

Subject: Guidelines for grant of Employment Visa Clarifications.

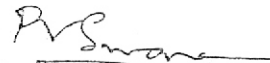
The undersigned is directed to refer to this Ministry's letter of even No. dated 30th September 2010 on the above mentioned subject. (Copy enclosed for reference) and to say that with reference to the guidelines issued by this Ministry, the following clarifications are furnished:-

S.No.	Issues raised	Clarifications
1.	Whether the salary threshold limit of \$ 25000/- pa includes allowances also or salary alone?	The salary threshold limit of \$25000 per annum may be worked out taking into account salary and all other allowances paid to the foreign national in cash. However, any perquisites like housing, telephone, transport, entertainment etc. which are received in kind should not be included for working out the salary threshold limit of \$ 25000 per annum.
2.	Whether a foreign national already on E visa and drawing lesser amount than the above mentioned threshold can be refused further visa extension on this	The guidelines adding a new sub-para (viii) under para 44-Conditions for grant of Employment Visa in Chapter-4 'Employment Visa' of the Visa Manual were issued on 30 th September, 2010. Since it would

	<p>ground, once they apply at the FRRO office for getting their visa extended.</p> <p>Whether the prescribed condition of minimum mandatory salary will be applicable to those foreigners who have been issued E-Visa prior to 30.09.2010 and have been working in India for many years and draw lesser salary than the mandatory salary.</p> <p>Whether any foreign national already on Employment Visa and drawing lesser salary than the above mentioned threshold can be asked to leave the country?</p> <p>Whether these guidelines will be effective on fresh visas issued after 30.9.2010 or even on earlier 'E' visas which have been issued and are due to extension with FRROs/FROs.</p>	<p>have taken some time for these guidelines to percolate to the officials handling visa matters in Indian Missions/Posts, the revised guidelines indicating the minimum salary limit of US \$ 25000 per annum would apply to all Employment Visas issued from 1.11.2010.</p> <p>Foreign nationals who have arrived in India on the basis of 'E' visa issued after 1.11.2010 and drawing annual salary of less than US\$ 25,000 (and not in the three exempted categories) may be registered by FRROs/FROs but all such foreigners may be granted exit by giving a maximum period of three months.</p> <p>All those foreign nationals who are already on 'E' visa issued prior to 1.11.2010 and drawing lesser amount than the threshold limit of US\$ 25000 may be allowed to continue in their present employment till the expiry of their present visa period. When they approach for extension of their visa, they may be given extension of 3 months to exit if they do not meet the minimum salary limit of US\$ 25000 per annum by that time.</p>
3	<p>Nowadays, a large numbers of female foreigners from different countries are coming to India on the strength of</p>	<p>All such cases will be covered by the Employment Visa Regime and the minimum salary limit of US\$ 25000 per annum stipulated in this Ministry's guidelines issued</p>

	<p>"Employment" visa to work in the field of modelling, advertising and Bollywood. At the time of registering, they produce a contract agreement with their sponsoring company in which it is usually mentioned that the sponsoring company will provide work to the foreign model through different assignment like advertisements, dance shows, etc with different companies and will share the money earned by the foreign model in a particular ratio such as 60/40% or 70/30%. Such foreigners don't get fixed salary from their sponsoring company and till they get assignment their income doesn't start.</p>	<p>vide letter of even No. dated 30th September 2010 will be applicable. This will also cover foreign nationals being engaged by various circus companies.</p> <p>While all such foreign nationals may be allowed to register, they may be granted 3 months time to submit documentary proof to the effect that they would be getting remuneration of at least US\$ 25,000 per annum. If they are not able to produce documentary proof to this effect, they may be granted immediate exit after 3 months from the date of registration.</p>
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2. All authorities concerned are requested to strictly comply with the above mentioned guidelines.


 (P.V. Sivaraman)
 Director (Foreigners)

1. Ministry of External Affairs (Shri Amrendra Khatua, Joint Secretary (CPV) with the request that these clarifications may kindly be conveyed to all Indian Missions / Posts for strict compliance.

2. Principal Secretary (Home) of all State Governments / Union Territory Administrations – with the request to circulate these clarifications to all FROs in the State / UT for strict compliance.
3. Joint Director, Bureau of Immigration – with reference to their U.O.No.75/V/A3/2008(21) – II-3301 dated 1.11.2010.
4. FRROs – Delhi, Mumbai, Kolkata, Chennai, Hyderabad, Bangalore and Amritsar.

5th level C Wing, Delhi Secretariat, I.P.Estate New Delhi
 F.9/98(Misc.)/2010/PPI/ 8052 Dated: 27-12-2010

To,

1. The Divisional Commissioner,
5-Sham Nath Marg, Delhi-54
2. The Deputy Commissioner (North),
1-Kripa Narain Marg, Delhi-110054
3. The Deputy Commissioner (Central),
14-Darya Ganj, New Delhi
4. The Deputy Commissioner (South),
M.B. Road, Saidulajab, Saket, New Delhi
5. The Deputy Commissioner (New Delhi),
Jam Nagar House, New Delhi.
6. The Deputy Commissioner (South-West),
Old Terminal Tax Building, Kapasera, New Delhi.
7. The Deputy Commissioner (West),
Room No.10, Old MCD Middle School Building,
Rampura, Delhi.35
8. The Deputy Commissioner (North-East),
Opposite Gagan Cinema, Nand Nagari, Delhi-93
9. The Deputy Commissioner (East),
Irrigation of Flood Control Office Complex,
LM Band, Geeta Colony, Delhi-31.
- ✓ 10. The Deputy Commissioner (North-West),
Village Kanjhawla, Delhi-110085.

Subject:- **Introduction of new procedure for applying online for Indian Citizenship.**
 Sir,

I am directed to inform that the Ministry of Home Affairs, Govt. of India's letter No. 26030/33/2010-IC.1 dated 24th Nov., 2010 (copy enclosed) has intimated that the Ministry has instructed a new procedure for applying online Indian citizenship. The Ministry has developed a software to facilitate submission of online applications for grant of Indian citizenship. The applicant can make application online for quick processing of the same by the concerned Dy. Commissioner.

As you are aware, the citizenship Act, 1955 provides for acquisition of Indian citizenship by birth, descent, registration and naturalization and as per existing procedure already available under Rule 11 & 12 of the Citizenship Rules, 2009, an application for registration under section 5 or naturalization under section 6 of the Citizenship Act, 1955 is made to the Collector/Dy. Commissioner/District Magistrate within whose jurisdiction the applicant is ordinarily resident. The application alongwith a report of the eligibility and suitability of the applicant is to be sent with your recommendation to the Home Department, within a period of sixty days.

You are, therefore, requested to give wide publicity of the aforesaid procedure and ensure that applications for grant of Indian Citizenship are made only online.

This issues with the approval of Pr. Secretary (Home).

Yours faithfully,

Pr Branch of Dy. Commissioner (NW)
 Kanjhawla, Delhi-110085
 Entry No. 15167
 Date 30/12/10
 Sign of Registering Clerk
 This receipt does not confirm that the document is exactly the same as that of the original submitted to DC (NW) office vide No. F.9/98(Misc.)/2010/PPI/ 8052 & Date

(MUKUL KORANGA)
 DEPUTY SECRETARY (PASSPORT)
 GOVT. OF NCT OF DELHI.
 Ph. 011-23392064

No. F.9/98(Misc.)/2010/PPI/ 8052
 Copy to the Director (I&C), Ministry of Home Affairs-IC.1, Govt. of India, 26-Man Singh Road, Jaisalmer House, New Delhi-110003 for information.

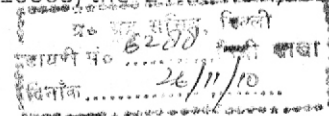
Dated:

(MUKUL KORANGA)
 DEPUTY SECRETARY (PASSPORT)

BY SPEED POST/MOST IMMEDIATE

No.26030/33/2010-IC.1
Government of India/Bharat Sarkar
Ministry of Home Affairs/Grih Mantralaya

26-Man Singh Road, Jaisalmer House,
New Delhi-110003, the 24th Nov. 2010



To

The Home Secretaries of all the State Governments/
Union Territories Administration

Sub:- INTRODUCTION OF NEW PROCEDURE FOR APPLYING ONLINE FOR INDIAN CITIZENSHIP.

Sir,

As you are aware, the Citizenship Act,1955 provides for acquisition of Indian citizenship by birth, descent, registration and naturalization and as per existing procedure already available under Rule 11 & 12 of the Citizenship Rules,2009, an application for registration under section 5 or naturalization under section 6 of the Citizenship Act,1955 is made to the Collector/Deputy Commissioner/District Magistrate within whose jurisdiction the applicant is ordinarily resident. The application along with a report on the eligibility and suitability of the applicant is to be sent by the Collector/Deputy Commissioner/District Magistrate to the State Government/Union Territory Administration, within a period of sixty days. Thereafter, the application along with the recommendation of the State Government is to be sent to the Ministry of Home Affairs within a period of thirty days. Each application is examined in this Ministry in terms of the provisions of the Citizenship Act,1955 and the Rules framed thereunder after obtaining security clearance from the Security agency. Each applicant whose case is found to be fully complete with the prescribed requirement is informed about the acceptance of his/her application through the State Government/UT. The applicant is then required to furnish through the State Government/UT inter-alia a certificate of the renunciation of his/her foreign citizenship issued by the Mission of the concerned country along with the prescribed fee and three passport size photographers, three specimen signatures and personal particulars of the applicant. Thereafter a certificate of Indian citizenship is issued to the applicant through the State Government.

2. In order to make the aforesaid procedure simpler, faster and transparent, the Ministry of Home Affairs has developed a software to facilitate submission of online applications for grant of Indian citizenship.

3. Accordingly, this Ministry has now decided to introduce the new procedure for applying online Indian citizenship and a copy of the "PROCEDURE FOR APPLYING ONLINE FOR INDIAN CITIZENSHIP" is enclosed. The said procedure is available on the MHA's website: www.mha.nic.in also.

4. The applicants can make application online for quick processing of the same by the concerned agencies and the Central Government. The facility for online submission of application forms under section 5(1)(a), 5(1)(c), 5(1)(d), 5(1)(e), 5(1)(f), 5(1)(g) and 6(1) has been provided. A foreigner can apply online from the website http://mha.nic.in/icweb/ic_firstpage.aspx in order to initiate the processing of getting the Indian citizenship. Each application form is meant for one person only. Once the online application form is submitted by the applicant, an Internet File Number will be generated automatically and the applicant has to preserve this generated number for printing of the online application form and for status tracking. Applicant is required to submit the duly signed/self attested hard copy of the computer generated application form and supporting documents to his/her nearest Collector/DC/DM Office personally. Thereafter, the Collector/DC/DM concerned, as the case may be, should process the application as per the procedure laid down in the Citizenship Act,1955 and rules made thereunder.

5. You are, therefore, requested that all the Collectors/District Magistrates/Deputy Commissioners and the concerned authorities in the State Govt. may be informed accordingly and to give wide publicity of the aforesaid procedure and ensure that hereafter applications for grant of Indian Citizenship are made only online.

6. Kindly acknowledge the receipt.

Yours faithfully,

(Anuj Sharma)
Director(I&C)
Tel.No.23389286

Encl:A/A

Copy for favour of kind information to:-

1. Mrs. Nirupama Rao, Foreign Secretary, Ministry of External Affairs, South Block, N.Delhi
2. The Joint Secretary (CPV), Ministry of External Affairs, Patiala House, New Delhi--for circulation to All Indian Missions/Posts abroad, under intimation to this Ministry.
3. The Director, Intelligence Bureau, N.Delhi
4. PPS to Home Secretary, MHA
5. PPS to Additional Secretary, MHA
6. PS to J3(F), MHA

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