

Legal Update February 2019

Immigration Practice

Immigration

Types of work visas for a foreign expert in Israel

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Expert with "expert remuneration" - This permit is intended for employees with a high level of expertise or who possess essential and unique knowledge that employees in Israel do not possess. Within the application for such a permit, the employer is required to present proof of the employee's expertise, including academic degrees, special qualifications, *etc*.

A criterion for the employment of a foreign worker under this category is that the wage paid to the worker is over a threshold that is equal to at least double the average wage in Israel (approx. NIS 21,000).

This permit is generally granted on an annual basis and should be renewed annually.

Foreign experts arriving in Israel for a short period of up to 90 days - This category is suitable for workers arriving in Israel to carry out temporary and time-sensitive tasks, such as installing a system, installing replacement parts, repairs, etc. With a permit for such a short period, the requirement to pay double the national average wage is waived, and therefore it is also suitable for workers that are paid a lower salary.

The permit is granted for 90 consecutive days, and, where the worker leaves Israel during the period of the permit, it is necessary to apply for a new permit.

Foreign experts arriving in Israel for a cumulative period of 45 days in a calendar year - unlike the 90-day permit granted for a continuous period, this permit is granted for a cumulative period of 45 days a year that does not have to be continuous. The process for issuing this permit is an expedited procedure compared to the other categories, whereby the worker is, theoretically, allowed to enter Israel within one week from the date of applying. This category is relevant only to workers from countries whose citizens are exempt from the requirement of needing an entry permit to Israel pursuant the Entry into Israel (Visa Exemptions) Order, such as the United States, Canada, countries within the European Union, Japan, Hong Kong, Russia, South Korea amongst others. Chinese workers are not eligible for this permit.

Manager, senior representative or employee in a position of trust within a foreign company or an international company - This permit is relevant solely to the most senior employees in an organization; who direct the organization's strategy, who can supervise and control and have the authority to hire and fire employees. It is possible to employ up to 2 employees in Israel under such a permit.

The advantage of this permit is that the employer may be exempt from paying an annual foreign worker fee, which is NIS 9,650 per year. However, the Authority is very strict in granting such a permit, and it is necessary to convince them that the employee is indeed part of the organization's most senior managerial echelons.

Employees of Hi-tech and Cyber Companies - This permit is relevant to companies recognized as a "technologically advanced company" by the Israel Innovation Authority and are interested in employing workers from countries whose citizens are exempt from an entry permit to Israel under the Israel (Visa Exemptions) Order. The employee's salary must be equal to at least double the average salary in the Israeli market (approximately NIS 21,000). This process is an expedited procedure (theoretically, the permit is supposed to be issued within a week) and the scope of the documents that are required to be presented within the framework of the process is limited. In contrast to other permits, this permit allows the expert's spouse to apply for a general work visa in Israel that allows them to work in any field of work.

Other sectors that can apply for a foreign workers' permit - Senior staff of an airline or a foreign shipping company, lecturers or researchers at an institution of higher learning, medical practitioners or hospital experts, workers in the diamond industry, photographers and foreign journalists and artists.

For further details see our Immigration Practice's webpage:
https://www.fbclawyers.com/practice-areas/immigration/
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For further information please feel free to contact:
Adv. Amit Bechler <u>abechler@fbclawyers.com</u> +972.3.6069656
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