

Professional mobility – State of play in Macedonia

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Categories of persons currently allowed to enter in RM for the purpose of providing services:

- ▶ **Law on Employment and Work of Foreigners** (Official Gazette 70/07; 5/09; 35/2010)
 - Harmonized with the EU directive 96/71/EC concerning the posting of workers;
 - Implemented certain provisions of the directives 2004/38/EC; 2003/86/EC; 2003/9/EC; 2004/114/EC.
- ▶ **Foreigners can be employed, self-employed or can work in RM (a work permit and regulated stay in the country is necessary).**
- ▶ **Competent institutions:** Ministry of Labour and Social Policy, Employment Agency of the RM and other authorities involved in procedure: Ministry of Interior, Ministry of Foreign Affairs and Ministry of Economy.
- ▶ **Conditions attached to their entry and stay :**
 - Annual quota of work permits (5% of the population employed)
 - Labour market tests for renewal of the work permit (Information on the economic and financial data for the previous year and business plan with indicators of economic self-employment eligibility is required)
 - Pre-employment requirements, education requirements (certain provisions in sector specific legislation)

Temporary entry and stay of natural persons:

▶ **Intra-corporate transferees:**

▶ **Key personnel – Managers and Specialist:**

- ▶ Natural persons occupying senior managerial or executive positions mainly in charge of general supervision of the organizational unit managers or managing the organizational unit.
- ▶ Specialists natural persons possessing high or uncommon qualifications

For temporary stay of intra-corporate transferees a temporary residence clearance is issued for the period of one year and it is renewable upon request up to three years in the period of five years.

- ▶ **Business Visitors:** Natural persons who stay temporarily in the Republic of Macedonia in order to conclude the contract for the sale of a service on behalf of the enterprise they are employed or mandated for or participate in business meetings, fairs and other similar activities.

The duration of temporary stay for business visitors is limited to 90 days with the possibility of renewal upon request

▶ **Contractual Services Suppliers and Independent Professionals:**

Natural persons not registered for performance of activity with permanent residence out of the Republic of Macedonia may provide contractual services under justified conditions.

Duration of the temporary stay for natural persons providing contractual services is up to 90 days. Provided that the contract is concluded for a period expanding one year, the temporary stay may be renewed on annual basis, to the termination date of the contract.

WTO commitments for presence of natural persons

Temporary entry and stay of natural persons

Unbound, except for the following categories:

- ▶ **Intracorporate transferees** (persons occupying senior managerial or executive positions and specialist)

Natural persons being temporarily transferred to supply services through commercial presence in the territory of the Republic of Macedonia.

For temporary stay of intracorporate transferees **a temporary residence clearance is valid up to three years and is renewable upon request up to two years.**

- ▶ **Business visitors**

Natural persons who stay temporarily in the Republic of Macedonia in order to conclude the contract for the sale of a service on behalf of the enterprise they are employed or mandated for or participate in business meetings, fairs and other similar activities.

The duration of temporary stay for business visitors is limited to 90 days with the possibility of renewal upon request.

Statistics on employment of foreigners in RM

	2011	2012	2013
Quota	3000	3000	2600
Issued work permits (on all grounds)	1871	2218	2623
Extension of Work Permits	869	720	867
New work permits	1002	1498	1756

Statistics on employment of foreigners in RM

	2011	2012	2013
Turkey	581	543	551
Serbia	250	265	356
Greece	145	216	480
Bulgaria	120	139	201
Germany	68	99	97
Russia	36	67	/
China	15	/	/
U.S.	40	/	/
Kosovo	69	104	103
Albania	54	62	85
Bosnia and Herzegovina	/	/	65
Croatia	/	/	108
Slovenia			60
Other	493	862	718