



# THE OPPORTUNITY RIGHT OF RESIDENCY

The 'opportunity right of residency' (Section 104c of the German Residence Act (AufenthG)) has been in force since 31 December 2022.

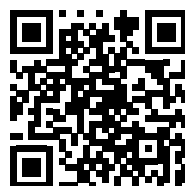
Tolerated-stay persons who have resided in Germany for a continuous period of 5 years on 31 October 2022 with a residence permit, approval or exceptional leave to remain (Duldung) will be granted the new 'residency permit on a trial basis' under certain conditions.

It is issued for a maximum of 18 months.

During this time, it should be possible to fulfil the requirements for longer-term leave to remain with lasting integration.

**You will find information regarding the opportunity right of residency (Chancen-Aufenthaltsrecht) here.**

# FOREIGNERS' REGISTRATION OFFICE



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## Information in various languages

Language 1 | Language 2 | Language 3  
Language 4 | Language 5

Kommunales  
**INTEGRATIONS** | NRW  
Management

### Credits

Publisher Unna district – the district administrator  
Department of public safety and order  
Design Unna district, internal print shop  
Photos william87, Xavier Lorenzo – stock.adobe.com



english

KREIS UNNA

# GOOD OPPORTUNITIES FOR INTEGRATED REFUGEES

**Information on the opportunity right of residency (Section 104c of the German Residence Act (AufenthG))**

## What are the requirements?

- 1. You are currently in possession of an exceptional leave to remain (Duldung)**
- 2. You have been staying in Germany continuously for at least 5 years on 31.10.2022**  
As such, only those who entered Germany before 01.11.2017 and who have been staying here since then are eligible.
- 3. You are committed to the free democratic basic order**  
This commitment must be declared in a personal interview at the local foreigners' registration office.
- 4. You do not have a criminal record**  
As a rule, penalties including fines of up to a total of 50 daily rates are not relevant.
- 5. You have not provided false information regarding your identity and nationality**

In addition, you can apply for the opportunity right of residency if you are the tolerated-stay spouse/ life partner or child of a person who is granted an opportunity right of residency and you live with this person in a domestic/family partnership.

## What is needed?

If you meet the above-mentioned requirements, you can apply for a residence permit pursuant to Section 104c of the German Residence Act (AufenthG) at the **foreigners' registration office of the Unna district (Ausländerbehörde Kreis Unna)**.

The application form can be found at [www.kreis-unna.de](http://www.kreis-unna.de) under **opportunity residency**.

The application can be submitted by post, fax or e-mail ([kopka@kreis-unna.de](mailto:kopka@kreis-unna.de)) to the central foreigners' registration office (Zentrale Ausländerbehörde).

### Please include the **following documents**

(if available) with the application:

(These documents are not necessary for the granting of the opportunity right of residency, but may establish a subsequent or higher right of residence)

- 1.** School, training or degree certificate/ certificate of study
- 2.** Proof of language skills (at least level A2)
- 3.** "Living in Germany" orientation course/test
- 4.** Employment contract
- 5.** Statements of earnings for the last 3 months of all persons living in the household
- 6.** Tenancy agreement
- 7.** Copy of passport or other identity documents

## WHAT HAPPENS AFTER THAT?

The residence permit pursuant to Section 104c of the German Residence Act (AufenthG) is valid for a period of **one and a half years** and can then only be turned into a **residence permit pursuant to Section 25a or Section 25b of the Residence Act**.

Residence permits according to Section 25a and Section 25b of the Residence Act are residence permits on humanitarian grounds.

Section 25a of the Residence Act regulates residence for well integrated adolescents and young adults.