



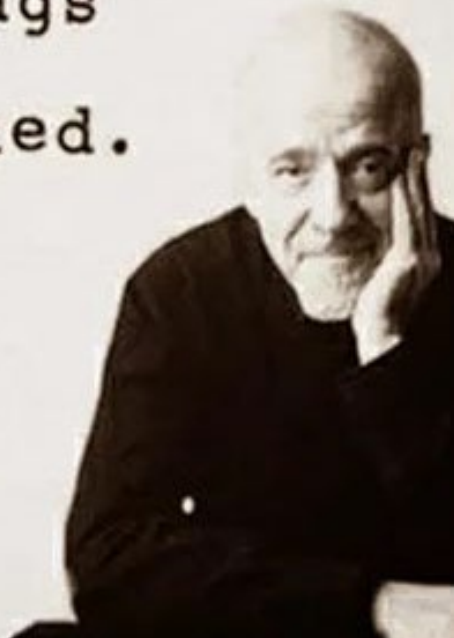
legal
servicesinspain.com

Alex Radford

English Solicitor & Spanish
abogado

"One day, you will wake up
and there won't be any more
time to do the things
you've always wanted.
DO IT NOW."

- Paulo Coelho



Today I am going to talk to you about:

- 1) Spanish residency and the types of visas
- 2) Buying a property in Spain
- 3) Spanish wills, Powers of attorney & Letters of wishes

Spanish Residency

In Spain > 3 months in a calendar year, apply for residency

In Spain > 6 months = Spanish tax resident

DEFINITION OF SPANISH RESIDENCY?

- An individual is a resident of Spain when they meet any of the following requirements:
 - They remain in Spain for more than 183 days in a calendar year;
 - Spain is the base of their main economic activity or business interests;
 - Their spouse and minors habitually reside in Spain and are financially dependent.

Note. The above requirements can be dislodged by proving that a person is a tax resident in another country.

visit: www.getspanishresidency.com

Tourist Visa

- Canadian & American citizens can enter and stay in Spain without a visa for 90 days in a 180 day period for leisure, business, family visits.
- All foreigners who wish to enter Spain to reside / reside and work or study, require a visa unless they are citizens of the European Union, Iceland, Liechtenstein, Norway or Switzerland.
- The visa has to be applied for personally. Usually approval is within 30 days of applying unless it is a non lucrative visa which can take up to 3 months to approve. Once the visa is issued, it has to be collected in person from the relevant Consular Office.

GOLDEN VISA-HOME COUNTRY APPLICATION VS ONLINE IN SPAIN

MINIMUM INVESTMENT FOR A SPANISH GOLDEN VISA

- €500,000 plus investment in a Property or properties in Spain OR
- 1 million euros deposited in a Spanish bank account OR
- 1 million euros in investment funds or a Spanish Company OR
- 2 million euros purchase of Spanish public debt OR
- Invest in projects in Spain considered of general interest
- The main applicant and any dependents are allowed to work and reside in Spain
- To clarify; when applying at the Spanish Consulate in your home country it is referred to as a residency visa for investors, also known as a Golden Visa. When applying in Spain it is referred to as initial authorisation for investors residency.

Non Lucrative Visa

- All foreign nationals who wish to stay in Spain for more than 90 days per 180 days must be in possession of this type of visa, unless they are citizens of the European Union, Iceland, Liechtenstein, Norway or Switzerland.
- Applicants are not allowed to work – only reside. The first and second renewals are for 2 years and on the third renewal you can apply for five year periods.
- The renewals take place in Spain at the Foreigners Office where the applicant resides or it can be presented electronically by an authorised representative.
- Visas allow holders to remain in Spain for more than 90 days without undertaking any type of work or professional activity.

Non Lucrative Visa

- **HOW TO APPLY:** Spanish Diplomatic Mission or Consular Office in the Country where the foreign national resides.

REQUIREMENTS

- The visa must be requested and collected in person. The application may also be submitted by a duly authorized representative under duly accredited exceptional circumstances.
- The required fee must be paid at the moment the visa is requested, and will not be refunded in the event the application is refused.
- If the applicant travels with the family, each member of the family must present an independent visa application, the documents to be enclosed and a document proving the relationship (marriage or birth certificate, as the case may be, duly legalized and translated).



Non Lucrative Visa

- Visa application – completion of official visa application form (original and copy), which can be downloaded or obtained from the Consular Office.
- The application must include a recent full-face photograph, passport size, in color, on a white, plain and uniform background, without dark glasses or any garment that may prevent identification of the applicant.

Non Lucrative & Golden Visa

DOCUMENTS REQUIRED WITH THE APPLICATION:

- 1. Completed and signed application for a residence authorisation (form EX_01)
- 2. Completed and signed fee payment form for an initial temporary residence authorization (form 790, code 052). This form must be obtained from the Consular Office.
- 3. Valid passport with a minimum validity of one year.
- 4. If the applicant is not a US/Canadian citizen, they must provide documentation proving their residence status in US/Canada (permanent residence permit, working permit, study permit, etc.)

Non Lucrative & Golden Visa

5. Negative criminal record certificate issued in the last three months by the authorities of the country or countries where you have resided in the past 5 years, including US/Canada.

Criminal certificates issued in others countries must be legalized with the Apostille (see Countries members of the Hague Convention) or by the Ministry of Foreign Affairs of those countries and by the Embassy or Consulate of Spain in those countries (see Embassies and Consulates of Spain abroad)

6. Medical certificate issued in the last three months by your family doctor with the following text: “This medical certificate confirms that Mr. / Mrs. [.....] does not suffer from any of the diseases that can have serious implications for public health in accordance with the provisions of the 2005 International Health Regulations”
This certificate must be issued in a letter format and must include the official stamp of the medical center or the doctor.

Non Lucrative & Golden Visa

7. Proof of sufficient economic resources to reside in Spain

FIRST YEAR – MINIMUM AMOUNTS – REGULAR INCOME OR LUMP SUM IN A BANK ACCOUNT

Main applicant: €2,151.36 per month

For each dependent family member: €537.84 per month

- 400 % of IPREM: €25,816.32 a year for the main applicant
- 100% of IPREM: €6454.08 a year for each family member

RENEWAL FOR 2 YEARS - PROOF OF FINANCIAL RESOURCES

400% of IPREM: €25,816.32 x 2 years = €51,632.34 for the main applicant

100% of IPREM: €6454.08 x 2 years = €12,908.16 per dependent family member

- 8. Medical insurance with a company legally authorised to operate in Spain.
- 9. Consular fee payable - check with the consular

Non Lucrative Visa

- The visa will be valid for three months and fifteen days, with multiple entries and 90 days of stay in Spain.
- The applicant must collect their visa within one month of being notified that it has been granted.
- Entry into Spain must be during the validity period of the visa.
- The holder of a residence visa must obtain a foreign national identity card within one month of their entry into Spain.
- Schengen Space. Foreign nationals who hold a valid, long term national visa can move freely through other Schengen States for a maximum of three months within any six month period, so long as they meet the entry conditions.

Golden Visa – Residency Visa for Investors

- Applied for at the Spanish Consulate in your home country in person
- Valid for one year only
- No need to apply for a TIE (Foreigners ID card)
- After one year, renew for two years online to the Spanish Department of Large Investors and Strategic Sectors, providing the investment has been maintained. It can be submitted by a representative with a Power of Attorney granted by the applicant. Requirement is that the Investor must be in Spain at the time of the request.
- Then renew for 5 years as long as investment maintained.

Golden Visa – Initial Authorisation for Investors Residency

- Applied for in Spain online
- Approval expected within 20 days
- Approval received; apply for the TIE card at the local police station
- Residency is for 2 years, renewable for 5 years as long as investment maintained

Buying a Spanish property

- 1) Offer, acceptance & deposit payment – binding contract
- 2) Review reservation agreement before signed
- 3) Estate Agents not regulated
- 4) Instruct independent lawyers who speak your language and specialise in property
- 5) Costs allow between 10 % 15%
- 6) Timescales – 4 to 12 weeks
- 7) Mortgages – up to 65% of value of property
- 8) Non residents income tax

Spanish wills

- 1) Strongly advisable
- 2) 17 regions in Spain with different inheritance taxes
- 3) You can mitigate inheritance tax with wills
- 4) You can choose your heirs
- 5) Make inheriting Spanish estate easier
- 6) Lasting Powers of Attorney & Letters of Wishes

Thank you

Any questions?



legal
servicesinspain.com

Online services you can trust



your
nienumber.com



get
spanishresidency.com



inheriting
spanishassets.com



your
spanishwill.com