

Decree

For the purposes of this Decree, the following definitions shall apply:

(1) "third-country national" means any person who is not a citizen of the of the Union within the meaning of Article 20 (1) of the Treaty on the Functioning of the European Union;

2) "highly qualified employment activity" means the activity carried out by the foreigner who meets the requirements of Art. 27-quater, paragraph 1, of Legislative Decree No. 286 of July 25, 1998; (ie. A 3 year degree with a subsequent professional qualification – though there are exceptions)

3) "digital nomad", the foreigner who carries out activities of work self-employment through the use of technological tools that allow to work remotely;

4) "remote worker", the foreigner who, through the use of technological tools that allow for remote work carries out activities of employment or collaboration according to the modalities set forth in Article 2, paragraph 1, of the Decree Legislative Decree No. 81 of June 15, 2015;

5) "enterprise also not resident in the territory of the Italian State Italian" means the employer or principal who exercises professionally an organized economic activity for the purpose of the production or exchange of goods or services having its registered office also outside the territory of the Italian state.

1. Without prejudice to the provisions of Article 4, Paragraph 3 of the unified text, the entry and stay of foreigners referred to in Art. 1, of this decree, is allowed to workers who:

(a) have a minimum annual income derived from lawful not less than three times the minimum level provided for exemption from health care cost-sharing;

(b) have health insurance for medical treatment and hospitalization valid for the national territory and for the period of the stay;

(c) have appropriate documentation regarding the arrangements for accommodation;

(d) demonstrate prior experience of at least six months in the work activity to be carried out as a nomadic digital or remote worker;

(e) submit the contract of employment or collaboration or the related binding offer, if remote workers, for the performance of performance of a work activity that requires the possession of one of the requirements set forth in Article 27-quater, paragraph 1, of Decree Legislative Decree No. 286 of July 25, 1998.

2. In the case of the entry of digital nomads, a provisional clearance pursuant to Article 40, paragraph 5, of the Decree of the President of the Republic of August 31, 1998, No. 394.

3. In the case of entry of remote worker, the following is not required the work authorization referred to in Article 31 of the Decree of the President of the Republic of August 31, 1998, No. 394.

4. The visa is refused or, if already issued, is revoked, if the employer or principal residing in the territory of the state has been convicted in the last five years, including a non final sentence, including one adopted as a result of the application of the penalty on request pursuant to Article 444 of the Code of Criminal Procedure Criminal Procedure Code, for the crimes referred to in Article 22, paragraph 5-bis, of the Consolidated Text.

5. For the purposes of paragraph 4, the applicant is required to submit, when applying for a visa at the competent diplomatic-consular office, a statement signed by the employer, accompanied by a copy of

identification document valid, attesting to the absence of any convictions against him or her against him, in the last five years, for crimes referred to in Article 22, paragraph

5-bis, of the Consolidated Text. The diplomatic-consular office carries out spot checks on the declarations referred to in the first sentence, also through the competent police headquarters.

Article 4

Modalities for issuing residence permits in favour of digital nomads and remote workers from outside the European Union and their family members

1. A foreigner in possession of an entry visa referred to in art. 3 of the present decree is issued a residency permit according to the modalities provided for in the Consolidated Text and its implementing regulations.

2. the residency permit must be requested directly from the police headquarters of the province in which the foreigner is located within eight working days of his entry into State territory. working days after entering State territory, and is issued through the use of high-technology means, referred to in Article 5, paragraph 8, of the aforementioned Testo Unico.

3. The residence permit referred to in paragraph 2 bears the wording "digital nomad - remote worker", is issued for a period not exceeding one year and is renewable annually if the conditions and requirements that allowed its issue continue to be met. Article 5(2-ter) of the Consolidated Text applies. The foreigner must present the documentation submitted at the time of the visa application, endorsed by the diplomatic representation consular representation as proof of the issue of the residency permit.

4. The residency permit shall not be issued or, if already issued, shall be revoked if the requirements or conditions provided for in the present decree or when the requirements for entry and residency in the territory of the State in the territory of the State, by Articles 4 and 5 of the Testo Unico. The residence permit that has already been issued is also revoked when the tax and social security provisions in force in the national system are not respected.

5. The residence permit shall not be issued and the entry visa shall be revoked if, at the outcome of the checks carried out by the competent police headquarters, the employer is found to have been convicted in the last five years of offences referred to in Article 22, paragraph 5-bis, of the Consolidated Text.

6. The foreigner referred to in Article 1, paragraph 2 of the present decree is permitted the reunification of family members referred to in Art. 29, paragraph 1, letters a) and b) of the Consolidated Text, in accordance with the terms and conditions provided for by the same Article 29. provided for by the same Article 29. Family members are issued a residency permit

A residence permit for family reasons is issued to family members in accordance with Article 30, paragraphs 2, 3 and 6, for a duration equal to that of the residence permit issued to the family member. 6, of the same duration as that of the worker.

7. The police headquarters communicates the issue of the residency permit, transmitting a copy of the contract of employment or collaboration, also with telematic modalities, to the competent territorial labour inspectorate for the verifications of competence.

Article 5

Modalities for verifying compliance with the provisions of contributory provisions in force in national law

1. The Police Headquarters communicates the issue of a residency permit transmitting a copy of the work or collaboration contract, to the competent territorial offices of the National Social Security Institute Social Security Institute and the National Institute for Industrial Accidents Insurance for the verifications of competence.
2. With regard to the foreigners referred to in this decree, subject to the social legislation of a third country, the provisions of bilateral conventions on social security concluded between social security matters stipulated between Italy and the third State concerned concerned.
3. In the absence of such agreements, the social security and insurance regulations provided for by Italian legislation shall apply, in relation to the duration of the residency permit.

Article 6

Procedures for verifying compliance with the provisions tax provisions in force in national law

1. To digital nomads and remote workers, not belonging to European Union, referred to in this Decree, the tax code is generated and communicated by the Police Headquarters when issuing the residence permit pursuant to Article 11 of the Decree of the President of the Republic no. 394 of 31 August 1999.
2. Digital nomads also request the attribution of a number pursuant to Article 35 of Presidential Decree No. 394 of 26 October 1972. President of the Republic of 26 October 1972, No. 633.
3. The issuance of the residence permit is communicated by the Police Headquarters to the Tax Agency by telematic means.
4. For the purposes of verifying compliance with the fiscal provisions in force in the national system, the following shall apply: Articles 31 et seq. of Presidential Decree Republic of 29 September 1973, No. 600, and Articles 51 et seq. of Presidential Decree No. 633 of 26 October 1972.
5. In the event that violations of the provisions of tax provisions in force in the national system, the Revenue Agency shall notify, by telematic means, the police headquarters that issued the residence permit.