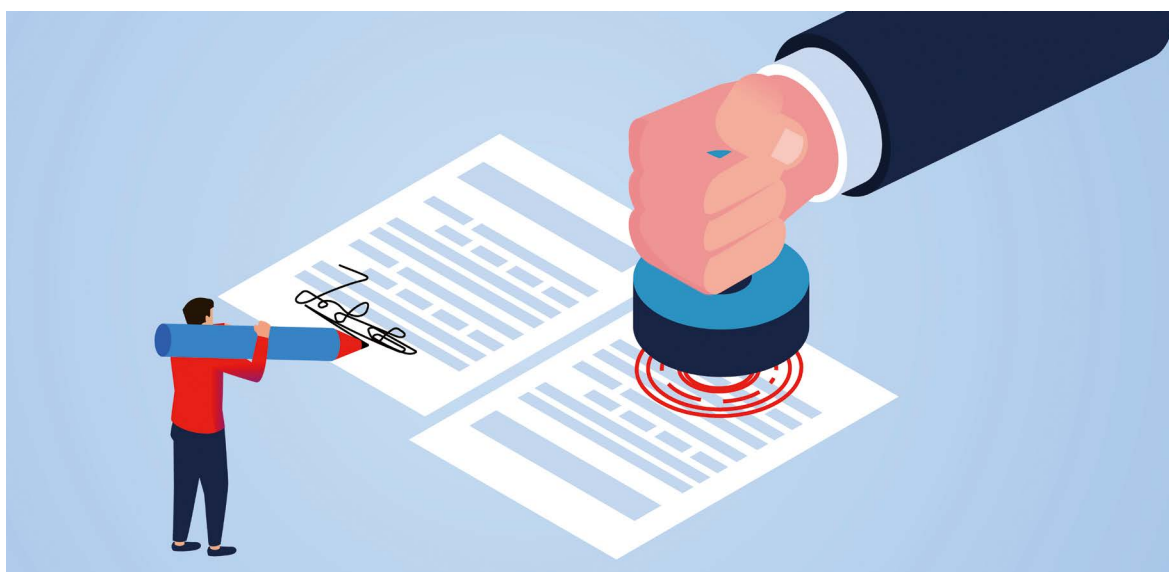


Can a Korean national with permanent residency of a foreign country be considered a foreign investor?

Every month, Invest Korea provides answers to some frequently asked questions submitted by foreign-invested companies in Korea and potential investors.

Q. Can a Korean national with permanent residency of a foreign country be considered a foreign investor under the Foreign Investment Promotion Act?

A. When applying the Foreign Investment Promotion Act, the provisions of the Act concerning foreigners shall apply to individuals prescribed by Presidential Decree among Korean nationals permanently residing in a foreign country.



- “Individuals prescribed by Presidential Decree” among Korean nationals permanently residing in a foreign country means a person who falls under any of the following categories (Article 2(2) of the Foreign Investment Promotion Act and Article 3 of the Enforcement Decree of the Act):
 - A person who has acquired permanent residency in the country where he/she resides in
 - A person who has acquired a resident permit for four years or longer in a country without a permanent residency system
 - A person who has resided for four years or longer and acquired a resident permit for one or more year(s) in a country without a permanent residency system which only grants a resident permit for less than four years.

* An overseas Korean with permanent residency in a foreign country who intends to invest in Korea as a foreigner should be aware that investment funds should be brought in from a foreign country in foreign currency and that the domestic assets (cash, real estate, etc.) held by such individual are not recognized as an object of investment under the Foreign Investment Promotion Act and subsequently denied recognition as foreign investment.

If you have further questions please contact



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