



Stichting Landelijk
Ongedocumenteerden
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COA has to pay the cost of shelter and support in women's shelter

This case concerns a Moroccan mother who lives in a women's shelter in The Hague with her three children. Her application for a residence permit was denied and she currently has no legal residence. The court have decided that the COA should continue paying the costs of the women's shelter. According to the court this case involves children, who belong to a vulnerable group that cannot be evicted. Their entitlement to subsistence will continue as long as they do not leave The Netherlands, whether this be through voluntary leave or through eviction (Fischer advocaten [lawyers], Court of Appeal the Hague, 12/3184, 20.3.12)

1. BASIC RIGHTS

Central Appeals Tribunal: no entitlement to women's shelter, but financial allowance for woman and child in procedure for residence permit

This case concerns a woman from Mauretania who has lived in The Netherlands since 2002. In 2008 she was granted a temporary status as a victim of human trafficking, but later this status was abolished. Her child was born in 2009. Currently she has legal residence during her proceedings for residence with child. She has applied for assistance benefit, which has been granted. In this case residence in women's shelter would not be suitable because of her trauma (Fischeradvocaten, CRvB [Central Appeals Tribunal] 12/983; 12/394; 12/985; 12/986; 12/987; 12/988 WWB-VV, 14.3.12).

Effect cessation free interpreters for medical care

Pharos, Dutch knowledge and information centre on migrants, refugees and health care issues, has examined the effects of the cessation of the compensation for interpreters in health care. Their conclusions include: more consultations are required to reach a correct diagnosis because of the use of services provided by informal or semi-professional interpreters.

Matching foreign colleagues (or students) with patients' language groups is time-consuming.

Using the services of informal or semi-professional interpreters is particularly sensitive in youth welfare services and in mental health care. This puts pressure on the welfare professionals.

In some cases the welfare professional is obliged to refuse patients who subsequently will be deprived of help. (you will find more information on the site www.pharos.nl).

European Committee posed questions about restricting the entitlement to social assistance for EU citizens

Minister Kamp has decided that EU citizens who apply for assistance benefit will lose their residence permits sooner as of 1 January. The European Committee have posed critical questions about this. The Committee have specifically required The Netherlands to assess each case separately (parliamentary document 29 407: 141, 23.3.12).

2. ADMISSION POLICY

Council of State: single pregnant Tadjhik woman from Afghanistan is at risk of honour violence on return

Although the Court have confirmed the rejection of the asylum application, the Council of State have decided that a single mother will be at risk of honour violence on returning to the traditional Tadjhik community in Afghanistan (Council of State, 201108565/1/V4 21.3.12).

Council of State: risk for Congolese single women is unsubstantiated as yet

During the past six months single Congolese women have won court cases against their eviction. But according to the Council of State it has not been satisfactorily proven that they run a risk when they return (vluchtweb week 12 ABRvS 201106629/1/V2, 17.2.12).

Minister: extension moratorium on departure and decision for Syrian refugees until 6 July 2012

Until 6 July the IND will not take decisions with respect to asylum applications by Syrians. They are entitled to shelter and support, unless another EU country is responsible and unless there is doubt concerning the migrant's Syrian nationality.

Stichting LOS is de steunorganisatie voor de hulp aan migranten zonder verblijfsvergunning. Met deze nieuwsbrief houden we jullie op de hoogte van nieuwe ontwikkelingen. Heb je vragen over deze nieuwsbrief, of vragen over de rechten van migranten zonder

3. CHECK AND DEPORTATION

Minister: arrest more criminal aliens, but entitlement to education and health care remains

Meanwhile the minister has made it clear that the number of arrested aliens has considerably decreased as of 2008 (since 2005 as well). In 2008 over 5,600 undocumented migrants were arrested, in 2012 the minister wants the police to arrest 4,800. The police force have refused to sign the covenant on the number of undocumented migrants to be arrested (reply to parliamentary question 2007, 28.3.12).

Currently the minister wants to evict mainly undocumented criminal offenders. After their detention this group will not be granted conditional release (Dutch Government Gazette 5379, 21.3.12).

Minister: measures against illegal employment and human trafficking

During the past weeks the minister has announced new measures against illegal employment and human trafficking. This concerns:

- increase of the fine on illegal employment from 8,000 to 12,000 and an additional increase for employers who frequently employ undocumented migrants (parliamentary document 33207: 3, 20.3.12).
- sanctions increased from 3 years to 4 years in case of illegal employment (parliamentary document 33185: 3, 29.2.12).
- sanctions increased from 8 years to a maximum of 12 years in case of human trafficking (parliamentary document 33185: 3, 29.2.12).

As yet these are legislative proposals; it will be some time before these proposals will be debated.

Minister: proceedings against placement in family locations or locations where residents have restricted liberties no longer possible

In a court ruling the authorized representative of the minister has made it known that proceedings against placement in locations where residents have restricted liberties are no longer possible. Migrants who want to be released have to submit a written request. Appeal proceedings can be brought if such requests are denied (rechtspraak.nl Court of Appeal Awb 12/6856, 12/6857, 12/6858, 12/6859, 12/6860, 12/6861, 12/6862, 12/6864 en 12/6865, 20.3.12).

4. WHAT CAN BE DONE?

Information evening detention of aliens, Zaandam, 4 April, 20.00 hours

Political party ROSA in Zaandam has organized this theme evening. The following questions will be discussed: who live on these boats? What are the living conditions like? Is the policy performed correctly?

Speakers include: Prof Anton van Kalmthout, Frans-Willem Verbaas (adv), Annemarie Busser (AI).

Location: De Koekfabriek, Westzijde 188, Zaandam. Information: www.rosa-zaanstad.nl.

Women's dinner Amsterdam 28 April 18.00

Every last Saturday of the month the women's dinner will take place. At approximately 19.00 hours there will (vegetarian) food, followed by the informative part of the evening at approximately 20.00 o'clock.

Location: 'de Peper', restaurant of the former film academy, Overtoom 301, Amsterdam.

Contact through the Support Group Women without Residence Permits.

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