

NEWSLETTER, VOLUME 5 NO. 19

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NUMBER OF MIGRANTS WITHOUT RESIDENCE PERMITS IN NL

The Research and Documentation Centre WODC made a new estimate of the number of people without residence permits in 2013 en 2009. The numbers have been broken down according to age bracket, town, nationality. See below.

		2009	%	2013	%
total		41.835		35.530	
sex	male	31.812	76	25.089	71
	female	10.023	24	10.441	29
age	12-18 years			1.828	5
	> 40 years	6.625	16	7.677	22
town	Amsterdam	3.610	9	3.979	11
	Rotterdam	7.547	18	7.775	22
	Den Haag	3.188	8	3.873	11
	Utrecht	9.071	22	1.352	4
nationality	Turkish	6.786	16	2.472	7
	Surinam	3.179	8	708	2
	Afghan			1.767	5
	Chinese			1.563	4
	Brazilian			1.180	3
	Iraqi			1.060	3
	Somali			876	2
criminal records		17.273	41	10.821	30

[Report 'Schattingen illegaal in Nederland verblijvende vreemdelingen 2012 - 2013'](#), 25.9.15

1. BASIC RIGHTS

Min Security & Justice: civil registrar may inquire into residence status at aliens police and IND

As from 1 September, the civil registrar is responsible for assessing possible marriages of convenience, rather than the police. The civil servant is allowed to ask the police for advice, says the minister.

2. ADMISSION POLICY

Court: homosexuality punishable in Indonesia, the IND to assess if government can protect

The court acknowledges that in Indonesia, homosexuality is punishable. This means that upon his return, a homosexual asylum seeker may get into trouble with family and friends. It is not likely that the government can protect him. The court states that the Immigration and Naturalisation Service (IND) needs to take this into account (Middelburg court , 15/15737, 15/15736, 10.9.15)

Council of State: no entry visa for Somali partner of naturalised Somali refugee

The Council of State approves the revokal of an entry visa for family life. It concerns a Somali woman who wants to live with her Somali partner in NL. Her partner has insufficient income. He cannot go to Somalia, as he has refugee status. However, the Netherlands says, they can live together in a neighbouring country. Read [here](#) (Dutch only).

Court: following rejection due to sham marriage, new application with same partner is possible

The judge acknowledges that a sham relationship can later develop into a real one. In order to obtain a licence after all, new information is needed proving the relationship is now genuine. In this situation, the judge thought there was insufficient proof. Read [here](#) (Dutch only).

State secretary Security & Justice: entry visa no longer needed for migrants admitted to other EU state

The state secretary has changed the regulations for entry visas. Migrants who have been admitted to another EU state may also start work with an acknowledged employer or independently in the Netherlands. In these cases, an entry visa is no longer needed. Read [here](#) (Dutch only).

3. CHECK AND DETENTION

State secretary Security & Justice: aliens detention considerably reduced

In the 2016 budget, the state secretary has planned far fewer detention locations, a total of 757 directly available locations. Right now, there are more than 1500. However, not all of them are occupied: only a hundred people are said to be detained in Rotterdam and fifty in Zeist. Read [here](#) (Dutch only).

Council of State: aliens detention is allowed in spite of reporting requirement

This man adhered to his duty to report, but he has not made an effort to depart. He has been placed in an aliens detention centre after all, and the Council of State seconds this. Read [here](#) (Dutch only).

4. ACTIVITIES

LOS foundation looking for new co-worker, 24 hrs/week

Since our colleague left, we are looking for a new co-worker for the aliens detention complaints centre and for initiating a new research project. Read [here](#) (Dutch only).

Follow up meeting with LHBTI refugees, 5 Oct 14-17 hrs Amsterdam

The boat peopled by LHBTI refugees at the Gay Pride provided inspiration, connectedness, solidarity, support, positivity, etc. On 5 October, we want to think about a follow-up together.

Eric Hageaars will put us up to speed about legal developments regarding residence permits. Also we want to work at a networking structure, for instance to jointly organise trainings and lobby activities. Therefore, we are particularly looking for contact with (potential) spokespersons/ initiators. Organisers from the various LHBTI refugee groups. Location: Lloyd Hotel, Amsterdam. Contact: petraschultz@askv.nl

Stap Verder looking for surgery volunteers

At Stap Verder in Amsterdam South-East, people walk in every day to ask about legislation and regulations. We are looking for people with higher vocational or academic educations who are able to receive people and help them on their way. Further information: www.stapverder.org

Rights of Domestic Workers

A new social media campaign, entitled #OurHands, aims to inform domestic workers of their rights as enshrined in ILO Convention 189 on Decent Work for Domestic Workers. A toolkit providing posts that can be shared to raise awareness of domestic workers' rights is available [here](#). To know more about the campaign, please click [here](#)

Since 2003, the LOS Foundation (the Dutch acronym for 'Landelijk Ongedocumenteerden Steunpunt') has been the knowledge centre for people and organizations providing assistance to undocumented migrants. LOS Foundation devotes itself to the basic rights of these migrants and their children.