



Stichting Landelijk
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COUNCIL OF STATE: NO FINE FOR VOLUNTEER WORK BY ASYLUM SEEKER WHO HAS EXHAUSTED ALL LEGAL REMEDIES

The employer owns premises in Borne near Enschede, housing asylum seekers who have exhausted all legal remedies. One of the occupants, who has psychological issues, had asked the owner if he could lend a hand. Since the owner knew it would be beneficial for the occupant to have a task, he asked him to sweep the garden of other premises that he owned.

The Council of State finds that in this case, the intention to help the occupant outweighs the labour aspect, and decides not to fine the employer. See [here](#) (Dutch only)

1. BASIC RIGHTS

Council of State: original passport counts as proof in case of request for alteration personal data

This Iranian man wants to have his personal data altered. To this end, he had already used his Iranian birth certificate as proof, but this was rejected. The Iranian embassy has since issued a passport. The Council of State finds that the municipality in question must reassess this new evidence regarding the personal data, since it contains a passport photo.

Moreover, the Council of State has said that the testimonies during the asylum request are not valid with respect to the Key Register of Persons (BRP). See [here](#) (Dutch only)

2. ADMISSION POLICY

State secretary S&J: study re extension of admission start-ups in the scope of Citydeals

The aim of the Citydeal is to enhance the attractiveness of the Netherlands to ambitious enterprising talents from abroad. The Citydeal focuses on start-ups, scale-ups and self-employed entrepreneurs, including artists. Ministries and municipalities are currently developing this idea; the report is expected early in 2017. See [here](#).

3. CHECKS

Court: If the purpose of stay is improbable, visitor can be refused at border

This case concerns an Albanian citizen who is allowed to travel without a visa. In spite of that, he was stopped at the border. According to the military constabulary his purpose of stay is unclear. He is supposed to be a tourist but doesn't know what he wants to visit. Also, the personal data of people he is to visit are invalid. Furthermore, he doesn't bring enough money, viz € 585,- which should be at least € 720,-. For those reasons he was legitimately stopped at the border, the court finds. See [here](#)

Council of State: Indonesian cleaners at private premises, info human trafficking allowed to be added to dossier, work partner fined less heavily

This case concerns an Indonesian couple working for a private employer. The Labour Inspectorate has fined this employer € 3.000,- per employee because of illegal labour.

The Labour Inspectorate had found out that the employee was working without a residence permit after the phone was tapped in the context of investigations into human trafficking. The public prosecutor allowed for use of this information to track illegal labour.

With regard to the husband's job, the court has decided the employer did not commission this. He paid one employee, who then paid her husband. The fine for the husband is halved. See [here](#)

4. ACTIVITIES

Dialogue about migration and work in the run-up to the election, 9 March 20-22 hrs A'dam

Why is the one migrant worker welcomed and the other called a fortune seeker? If "participation" is the norm, why are asylum seekers not allowed to work?

Speakers during this debate include: Tesseltje de Lange (UvA, ACVZ), Catelene Passchier (FNV), Marjolein ten Hoonte (Randstad) and Franciszek Roguski (lawyer and elected 'young Pole of the year' in 2016).

Location: De Nieuwe Poort in Amsterdam, Claude Debussylaan 2 (Viñoly Zuidas)

Admission is free, but registration is obligatory. [REGISTER](#)

Safe Future Method with regard to children

Children from families with residence problems are very vulnerable and when decisions are made, their interests are insufficiently taken into account. This is what Trijntje Kootstra concludes in the report 'Safe Future Method with regard to children'. The children concerned are the children of victims of human trafficking or domestic violence, aliens who have no residence permits or asylum seekers who have exhausted all legal remedies.

Download the report (Dutch only) through [this link](#) as a PDF file, or view online through [this link](#).