

NEWS LETTER, volume 8 nr 8

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SIGN FOR CHILDRENS PARDON MUNICIPALITIES

In 25 municipalities, a motion for a humane Children's Pardon has been adopted in recent weeks. These municipal councils believe that the government should issue a residence permit to the approximately 400 young asylum seekers who have been in the Netherlands for more than five years. They follow the call 'ZeZijnAlThuis' via DeGoedeZaak, which has now been signed more than 76,000 times.

If more municipalities speak out for the children's pardon, they help convince national politicians. [Sign the petition.](#)

1. BASIC RIGHTS

Court of Appeal: Freedom Restricted Location is a suitable facility for ill migrant who has exhausted all legal remedies

This ill man from Amsterdam who had exhausted all legal remedies is asking for housing. He had been offered housing in the Freedom Restricted Location in ter Apel. There is no condition that he has to cooperate in his departure. But the man deems inadequate the medical provisions in ter Apel. The court have decided that the support in ter Apel suffices for the time being. However, the medical care required has to be examined further (Court of Appeal Haarlem, 16/23302, 19.3.18).

Court of Appeal: no naturalisation because of previous community service

Migrants with a criminal record cannot be naturalised for a considerable amount of time. During the past four years this man had fulfilled a community service of 38 hours. The court has decided that this justified a rejection of his request for naturalisation. You will find more information [here](#).

2. ADMISSION POLICY

Court of Appeal: no actual protection from domestic violence against minors in Guinea

The court are of the opinion that there is not enough evidence that the authorities in Guinea protect minors from domestic violence. Therefore this young man should be granted a permit (Court of Appeal Utrecht, NL17.9833, 26.3.18).

Council of State: revocation partner permit justified because of insufficient effort to seek employment

This woman's permit had been revoked because her husband's income was no longer sufficient. The Council of State are of the opinion that the IND should take into account whether the man has demonstrated enough effort to find work when making such decisions. In this case the Council of State have agreed with the IND's decision who have taken sufficient account of all aspects. The woman's permit can be revoked. You will find more information [here](#).

Secretary of State for Security and Justice: adjustment exemption income requirement in case of permit for residence with partner

For a permit for residence with partner the person who submitted the application should have sufficient income. There is an exception for migrants who for a period longer than 5 years had been exempted from the obligation to seek employment. The law also states that the migrant should be exempted from participation in 'socially useful activities' as well. This requirement has been abolished. You will find more information [here](#).

3. CHECK AND DETENTION

Secretary of State for Security and Justice: more detention of aliens

The Secretary of State wrote to the Dutch Lower House that he wants to extend the possibilities for detention of aliens to force migrants to co-operate with their return. Although voluntary departure is preferred, the Removal and Deportation Service will be given more space for this because forced removal will always be necessary, according to the Secretary of State. In spite of a period of decreasing numbers during the last few years more aliens have been placed in detention. You will find more information [here](#).

4. ACTIVITIES

City debate: New Policy for Undocumented Migrants in Haarlem, 11 April 20:00-22:00

Stem in de Stad [Voice in the City] will discuss the old policies for undocumented migrants and the opportunities to devise new policies that have arisen for Haarlem after the election.

We invite you to join the discussion with us, a number of fellow organisations and guest speakers.

<https://www.pletterij.nl/event/gesprek-met-de-stad-over-nieuw-beleid-voor-ongedocumenteerden-in-haarlem/>

IND: work instruction 2018/4 concerning EU law

This work instruction addresses various subjects in the area of EU law, including the right to free movement and residence for the citizens of the EU and their relatives, Chavez cases and residence with providers and recipients of cross-border services.

https://ind.nl/Documents/WI_2018-4.pdf, 20.3.18

Fairwork: Polish women insufficiently protected from sexual harassment, April 18

Because of their vulnerable employment status female Polish migrant workers are at greater risk of sexual harassment in their working environment. Sexual harassment is one of the signals that may indicate bad working circumstances and/or labour exploitation. Employers should provide better protection for the women and victims should be able to obtain redress without fear of dismissal.

Vacancy: project leader Kapitaal voor de Toekomst, for six months, for 20 hours per week, The Hague

The project leader will render educational facilities in The Hague accessible for undocumented migrants, asylum seekers and for holders of a residence permit; because information is lacking or because study grants are scarcely available these facilities are hardly accessible for these migrants.

<https://www.justiceandpeace.nl/userfiles/files/20180405%20Vacature%20Projectleider%20Kapitaal%20voor%20de%20Toekomst.pdf>