

## NEWS LETTER, VOLUME 5 NR 15

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### COURT OF JUSTICE EU: EXTENDED STAY ‘EU ROUTE’ IN CASE OF DIVORCE IN EU COUNTRY

Because of the strict requirements concerning income and integration foreign countries some Dutch people use the EU route when they opt for family formation. They move to an EU country such as Belgium or Germany which renders them subject to EU regulations. The EU legal system does not impose integration requirements and more lenient income requirements. In addition the application does not need to be submitted from abroad. The same conditions apply for return to the Netherlands after a minimum of 3 months actual stay.

The rule for those who stay in the other EU country states that the partner’s residence permit can become independent if the relationship has been terminated after a minimum of 3 years under the condition that the partner does not depend on social security.

This judgment by the Court of Justice shows that the divorce has to be declared while the Dutch partner still lives in the EU country. Divorce after returning in the Netherlands does not result in an autonomous right of residence. You will find more information [here](#).

The EU route also applies to relations of migrants with EU citizens in the Netherlands, such as Polish or German people who live here.

## 1. BASIC RIGHTS

A sum of 10.3 million euros available for Bed, Bath, and Bread until there is clarity about a definitive ruling

The Association of Dutch municipalities has reached agreements with the Secretary of State about the funding of provisions for Bed, Bath and Bread. These provisions are only available for municipalities who have made previous references. The amounts will be divided in proportion to earlier notifications on money spent on shelter and support. You will find more information [here](#).

## 2. ADMISSION POLICY

Court of Appeal: Afghan woman who has lived separate for three months does not yet count as a single person

There is a special admission policy for single Afghan women. This woman reapplied for asylum after her husband had left for Germany. According to the court the IND was right in rejecting this application because she had only lived on her own for 3 months. You will find more information [here](#).

Secretary of State for Security and Justice: New policy for Iranian Christians

The Secretary of State has recognized that Iranian Christians who openly practise their religion are subject to systematic prosecution. For other minorities such as Bahais only minor personal indications are required to recognize them as refugees. You will find more information [here](#).

Secretary of State for Security and Justice: Decision and departure ban Yemen

The Court of Appeal are of the opinion that the situation in Yemen is too unstable and they introduced a departure ban for six months. Yemeni asylum seekers will be given shelter and support. You will find more information [here](#).

Court of Appeal: no refugee alternative for Soweh from Sierra Leone

The Court of Appeal are of the opinion that the IND have shown negligence when they decided that a Soweh (leader of a secret society) can find security in the remaining part of Sierra Leone. You will find more information [here](#).

## 4. ACTIVITIES

Stichting Religieuzen tegen Vrouwenhandel [Foundation Religious Organizations against women trafficking] discontinued

On the 31st of October the SRTV will be discontinued after 25 years because there is now sufficient attention for women trafficking, religious people are getting older, and financial resources are drying up.

There will be a concluding jubilee celebration on the 29th of October, information through [srtv@srtv.info](mailto:srtv@srtv.info).