

NEWSLETTER, volume 10 no. 13
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CALL FOR EXTRA CORONA SHELTER MUST NOT CEASE

In spite of the fact that we still find ourselves in the thick of the corona crisis, more and more homeless people have been sighted in the streets over the past few nights. The main cause is that the additional emergency shelter set up at the start of the corona crisis is being de-escalated in many towns. In, among others, Amsterdam, The Hague, Utrecht and Eindhoven, homeless people who qualified for shelter earlier are ending up in the streets. For instance in Amsterdam, people were sleeping outdoors last week, because no new intakes for emergency shelter are being done. Meanwhile, in The Hague, the emergency shelter has been decreased for a large part, so that groups of 'street sleepers' were sighted under bridges last week.

Doctors of the World and Streetdoctors believe it is inhumane and medically unwise to deny homeless people facilities such as running water, soap, showers and a washing machine in the months to come. That is why they have [sounded the alarm with the Dutch cabinet](#). (Link to Dutch content only)

1. BASIC RIGHTS

Court: right to social assistance during legal proceedings

During a legal proceeding about the revocation of a residence permit, right to social assistance continues to apply up to the appeal decision. In this case, the appeal decision was negative, so that the right to social assistance ceased. However, the judge obligated the Immigration and Naturalisation Service (IND) to review this decision. As a result, the woman was granted a residence permit after all.

The judge now finds that the appeal decision has been nullified by the judge's decision, so that the woman was entitled to social assistance for the duration of the legal proceedings. See [here](#) (Dutch only).

Court: regarding acknowledgement in bigamous marriage

This case concerns a Dutch man who was married both here and in Iraq. He wanted to acknowledge and naturalise his child from the Iraqi marriage. This decision makes clear that a child from a bigamous marriage involving a Dutch citizen cannot be acknowledged and naturalised as long as both marriages still exist. Only after one of both marriages has been ended, can the child from the other relationship be naturalised. See [here](#) (Dutch only).

2. ADMISSION POLICY

Council of State: unemployment and sickness benefits count as income for admission of family members

This mother has sickness and unemployment benefit. The Immigration and Naturalisation Service (IND) did not count these revenues in the income requirement to have her children come over to the Netherlands. The Council of State finds that social security income does count. Social assistance does not. See [here](#) (Dutch only).

Court: under special circumstances, a mother without a passport can be granted a permit with her Dutch child

This case concerns a Sudanese mother of a Dutch child, the mother has no passport. The judge states that there are many indications for the mother's identity, and that she must therefore be granted a permit with her Dutch child after all. (Den Bosch regional court (mk), AWB 18/9913, 12.6.20)

Court: grandchildren not allowed to go to grandmother in NL, addicted parents can raise children in Surinam

The grandmother of these Surinam children lives in the Netherlands and has been given custody of her grandchildren because her daughter was still a minor and addicted. Daughter and grandchildren are being supported by grandmother. There is a report by Bufaz (Bureau Familierechtelijke Zaken, a family law agency) and a report by a doctor stating that the parents are not taking good care of the children and that the children would be better off living with grandmother.

In spite of these reports, the judge finds that the Immigration and Naturalisation Service (IND) was justified in rejecting the grandchildren's application for residence with their grandmother. According to the judge, living conditions are still acceptable. See [here](#) (Dutch only).

3. CHECKS

Court: upon departure for Surinam with IOM to Surinam proceedings for Chavez permit revoked

This man has left voluntarily for Surinam with the International Organization for Migration. Upon his departure, he had to sign a statement in which he withdraws all his applications for a residence permit. This means that his application for residence with his Dutch children is also cancelled. See [here](#) (Dutch only).

4. ACTIVITIES

[NaKallam: Learn a language. Change a life](#)

NaTakallam (“we speak” in Arabic) pairs displaced persons with learners around the world for language practice over Skype. The platform offers affordable, flexible, tailored language practice with native speakers for language learners while also providing a valuable income source to displaced people in Lebanon, Argentina, Turkey, Yemen, Iraq, Burundi, Egypt, France, Brazil, Italy and Germany, plus other countries not listed here.

[Petition for pardon](#)

Three young women are living in the north of the Netherlands. They arrived here as teenagers and have live in the Netherlands for more than five years. They are entirely integrated, but to their frustration and our surprise, they get no residence permit. They have started a petition for a new pardon. By signing the petition, you may help enhance their chances of a residence permit. Moreover, signing is a token of solidarity: they see they are being looked after, they feel supported and derive strength from that.