

NEWSLETTER, Volume 15 no. 06
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DEMONSTRATION AGAINST RACISM AND FASCISM, 22 MARCH, 14:00 HRS ON DE DAM IN AMSTERDAM

The democratic constitutional state, fundamental freedoms and human rights are under threat from a cabinet that pursues a policy of apartheid. Muslims, refugees and other Dutch people with an immigrant background are being used as scapegoats in a strategy aimed at sowing division and hate. Meanwhile, basic rights such as the right to demonstrate, free speech and fundamental criticism are slowly being eroded and the Netherlands is supporting wars. At the same time, citizens are being distracted from the real problems: the deterioration of healthcare, education, affordable housing and growing inequality.

This is no longer a political difference of opinion, but a battle between democracy and oppression, between equality and exclusion. That is why now is the time to stand together against this threat and fight for a future with freedom, equality and humanity at its core.

<https://21maartcomite.nl/tegenracismefascisme/>

BASIC RIGHTS

District Court: uncertainty about the right to shelter in a VBL (housing at freedom-restricting location) during ongoing medical procedures

Two judges have ruled differently on whether an asylum seeker who has exhausted all legal remedies and has a pending application for a postponement of departure for medical reasons should be accommodated in a freedom-restricting location (VBL). The VBL is intended to temporarily accommodate people while they make efforts to return. One judge [ruled](#) that this location is suitable, while another judge was of the opinion that VBL is not suitable due to the return requirement and that the person involved needs to stay at the AZC (District Court Amsterdam, AWB 25-3786, 21.2.25).

ADMISSION POLICY

District Court: [risk for hijab-wearer at her return to Tajikistan](#)

This woman is traditionally Islamic and claims that, after studying in Saudi Arabia, where she started wearing the hijab, she cannot return to Tajikistan where it is forbidden to wear the hijab. The judge believes she has sufficiently demonstrated that she will be persecuted in Tajikistan.

Council of State: [when revoking the status as partner of EU citizen, the burden of proof lies with the IND](#)

Under EU law, the partner of an EU citizen has the right to reside in the Netherlands. The permit may be revoked if the relationship ends. The Immigration and Naturalisation Service (IND) may investigate if there are solid indications that the relationship has ended. The burden of proof lies with the IND, the Council of State clarified in this ruling.

IB 2025/5: [also non-temporary residence permit for parents of \(minor\) EU citizens](#)

The Court of Justice of the European Union previously ruled that Chavez-Vilchez residence permits are not temporary and that naturalisation is therefore also possible after such a Chavez-Vilchez permit has been obtained. The State Secretary concludes from this ruling that there are two other categories of derived EU residence permits that should be considered non-temporary:

- Residence as a parent caring for a minor EU citizen on the grounds of Article 21 TFEU, and
- Residence with a minor who is studying on the grounds of Article 10 of EU Regulation 492/2011.

These categories are also eligible for naturalisation if they meet the other conditions for naturalisation.

District Court: [domestic violence after ending relationship is not a reason for continued stay](#)

This woman had a permit with her partner, but the relationship has ended. After the relationship ended, an incident took place, which she reported to the police. Domestic violence that is the cause of a break-up can be a reason for a residence permit on humanitarian grounds. However, in this case, the domestic violence took place after the relationship had already ended. The judge ruled that this domestic violence incident was not what caused the break-up and that, therefore, there was no entitlement to continuation of the residence permit.

CHECK AND DETENTION

Ministry of A&M: [expansion capacity immigration detention](#)

There are currently 192 permanent detention places and another buffer of 90 such places at Schiphol Detention Centre. The minister has decided to temporarily use the vacant places for immigration detention in 2025. In time, this is to be converted into a permanent expansion.

ACTIVITIES

Online Lecture Charles Allan Kwenin: [Labour Migration and Fair Recruitment for decent work: Addressing Irregular Migration](#), 25 March 16:00 hrs

Mr Charles Allan Kwenin is currently the Chief Executive Officer of the International Migration Policy, Recruitment and Advisory Centre (IMPRAC), a very reputable licensed Private Recruitment Agency in Ghana facilitating fair and ethical recruitment for decent work abroad. Mr Kwenin has over 30 years' experience in migration policy and practice with the UN's International Organization for Migration (IOM).

Vacancy at the Salvation Army: [Legal assistant Immigrants 24–32 hrs/wk \(1 May–1 Dec\)](#)

As a legal assistant, you will be responsible for informing, advising and supporting clients (undocumented victims of human trafficking) with a wide range of common socio-legal questions and problems. This concerns legal areas such as social services and security, taxes, labour, housing, consumer affairs, procedural and attachment law, administrative law, immigration law, personal and family law and education.

Applicants can respond to this vacancy until 29 March 2025 at the latest.

Stichting LOS (Landelijk Ongedocumenteerden Steunpunt) is sinds 2003 het kenniscentrum voor mensen en organisaties die hulp bieden aan migranten zonder verblijfsvergunning ('ongedocumenteerden'). Stichting LOS zet zich in voor de basisrechten van deze migranten en hun kinderen.