

NEWS LETTER, VOLUME 6 NR 1

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WITHDRAWING PERMIT IS BECOMING MORE EASY

In an increasing number of cases the residence permits of migrants with criminal records are being withdrawn, even if they have been in The Netherlands for a long time and they have formed family ties here. This is also the case if they have been declared to be of unsound mind.

For example during the last month the Council of State approved an entry ban for 10 years in the case of a man who was guilty of rape but had been detained under a hospital order because he had been declared to be of unsound mind. Eviction is no option. But he has been issued an entry ban for 10 years, so that he will have no social rights. You will find more information [here](#).

In another case after 25 years the residence permit of a Moroccan man was withdrawn because of his criminal record. His most recent criminal activities went back to 2012, but he was convicted only recently and therefore the new law can be applied. He enjoys family life with his daughter but this can also be continued from the country of origin, according to the Council of State. You will find more information [here](#).

1. BASIC RIGHTS

Immigration and Naturalisation Service: end of legalisation of source documents for several countries

Legalised source documents are required for registration in the municipal register, acknowledging a child or contracting a marriage. In most cases legalisation is effected through the ministry of foreign affairs in the country of origin of and subsequently through the Dutch embassy in this country.

However, many countries of origin have unreliable registers of births, deaths and marriages. These countries include Eritrea, Guinea, Sierra Leone, Congo, and Nigeria. You will find more information [here](#).

2. ADMISSION POLICY

Committee Against Torture: risk of repeated female genital mutilation in Guinea

The United Nations Committee Against Torture were of the opinion that sending back to Guinea a woman who has undergone a recovery operation in The Netherlands implies a risk of torture (CAT 613/2014, 15.12.15).

Generally speaking the Dutch Council of State are of the opinion that women can be sent back to Guinea and that they can avoid genital mutilation by settling far away from their relatives.

Council of State: better investigate risk when sending back gay people to Morocco

The Dutch Immigration and Naturalisation Service and the Court were of the opinion that it was allowed to send back a gay man to Morocco in spite of restrictive legislation in that country because in practice only a small number of convictions are pronounced. The Council of State are of the opinion that the number of convictions is not indicative of the repression of homosexual people and say that the court has to reinvestigate this case. You will find more information [here](#).

State Secretary of Security and Justice: adjustment integration requirement abroad published

On 23 December the policy adjustment with the new assessment for the integration requirements abroad was published. The examination and the course package will become less expensive and there will be more options for individual assessments concerning the question as to whether the applicant is capable of passing the exam. This assessment will consider the efforts of the applicant. You will find more information [here](#).

Council of State: homecare possibly not available in Armenia

This case concerns an Armenian woman with cardiac symptoms. She needs daily homecare. The Dutch Medical Advisory Bureau (BMA, Bureau Medische Advisering) had not investigated whether homecare is available in Armenia. Therefore this case has to be reassessed. You will find more information [here](#).

3. CHECK AND DETENTION

European Court of Human Rights: forced return to Iran impossible

On questions posed by the European Court of Human Rights The Netherlands have answered that forced return to Iran is not possible. The person concerned cannot be evicted. Without eviction there will be no risk of torture. Therefore the European Court of Human Rights will no longer deal with this case (EHRM, 37504/12 and 78146/12, 10.12.15).

4. ACTIVITIES

International conference of refugees & migrants 26. – 28. February Hamburg/Germany,

This self-organized conference aims at empowering existing and developing new networks of refugees as well as creating the possibility to analyse the current situation in Germany and Europe. Join the most important voices in the struggle of refugees and migrants at the conference in order to develop concrete suggestions to improve the situation. Everybody is welcome!
Info & programme <http://www.refugeeconference.net/>

ENNHRI: Human rights should be the basis when addressing human trafficking

Human trafficking is still a global problem. It is estimated that the annual revenues of human trafficking and organized crime amount to 25 billion euro. In Europe alone approximately 880,000 people - men, women and children - basically live as slaves. They are being exploited sexually or are set to work in abominable circumstances. Human trafficking is a serious crime and a gross violation of human rights. [Read on ►](#)

Stichting Vluchtelingen in de Knel Eindhoven [Foundation Refugees in difficult circumstances are looking for a: Sociaal-juridisch begeleider 32u pw [Social/legal counsellor for 32 hours per week]

As a member of the central team you will provide intensive social and legal counselling to individual clients so that they can work towards a sustainable perspective in The Netherlands or in their country of origin. You will find more information [here](#) or from Maaïke Graaf, tel. 040-2569517 or info@vluchtelingenindeknel.nl.

Applications by e-mail by 10 January at the latest to: wilcovanbokhorst@vluchtelingenindeknel.nl.

Vacancy at Huize Agnes Utrecht: motivating counsellor (21.6 hours per week)

It is the counsellor's job to create a safe and sound living environment in which residents and their children feel at home, can develop their potential, and concentrate on their future. You will find more information [here](#). Applications until 12 January at the latest to José Pauw, co-ordinator, coordinator@huizeagnes.nl.

Justice and Peace factsheet and Facebook page Welkom Nederland [Welcome in The Netherlands]

The factsheet can be found [here](#). Local initiatives can be shared on a national level on the Facebook page '[Welkom Nederland](#)'.